

TOWN BOARD MEETING
TOWN HALL, MAHOPAC, N.Y.

A Regular Meeting of the Town Board of the Town of Carmel was called to order by Supervisor Kenneth Schmitt on the 2nd day of December, 2015 at 7:10 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Schneider, Councilman Lupinacci, Councilwoman McDonough, Councilman Lombardi and Supervisor Schmitt.

The Pledge of Allegiance to the Flag was observed prior to the start of official business and a moment of silence was observed to honor those serving in the United States Armed Forces.

ADDITIONS AND DELETIONS TO THE ACTIVE LIST OF THE CARMEL FIRE DEPARTMENT - AUTHORIZED

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the addition of the following names to the active list of the Carmel Fire Department:

John Greene, Carmel NY;

BE IT FURTHER RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the deletion and/or removal of the following names from the active list of the Carmel Fire Department:

Charles Conklin, Carmel, NY
Arnie Olsen, Carmel NY
Mike Matessino, Carmel, NY
Steve Priolo, Carmel, NY

Resolution
Offered by: Councilman Schneider
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u> </u>
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>

ADDITIONS AND DELETIONS TO THE ACTIVE LIST OF THE MAHOPAC VOLUNTEER FIRE DEPARTMENT - AUTHORIZED

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the addition of the following name to the active list of the Mahopac Volunteer Fire Department:

Rachel Fleischer, Mahopac, NY;

BE IT FURTHER RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the deletion and/or removal of the following names from the active list of the Mahopac Fire Department:

Matt MacElhinney, Carmel, NY
Dina Raimone, Carmel NY
Vincent Viaggio, Mahopac, NY
Lauren Vinci, Mahopac, NY
Mike Rini, Mahopac, NY
Ryan Hope, Mahopac, NY

Resolution
Offered by: Councilman Lombardi
Seconded by: Councilman Lupinacci

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<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u></u>
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>

**CLEANING SERVICES FOR TOWN HALL INCLUDING POLICE DEPARTMENT -
ADVERTISING FOR BIDS - AUTHORIZED**

RESOLVED that, pursuant to the request of Town Engineer Richard J. Franzetti, P.E., Town Clerk Ann Spofford is hereby authorized to advertise for bids for cleaning services for Town Hall, including the Town of Carmel Police Department for calendar year 2016; and

BE IT FURTHER RESOLVED that the Town Engineer 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: Councilman Lupinacci
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u></u>
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>

**SUBMISSION OF STATEMENT OF DELINQUENT TOWN OF CARMEL WATER
DISTRICT & SEWER DISTRICT CHARGES FOR RELEVYING ON THE 2016
COUNTY & TOWN TAX BILL - AUTHORIZED**

RESOLVED that the Town Board of the Town of Carmel, pursuant to Section 198 of the Town Law of the State of New York, hereby authorizes submission of the attached statements of delinquent water and sewer charges for the Town's Water and Sewer Districts prepared by the Town Comptroller's Office and attached hereto and made a part hereof, to the Putnam County Legislature for the relevying of such charges on the 2016 County and Town Tax Bill.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u></u>
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>

TOWN OF CARMEL DELINQUENT SEWER/WATER RELEVY AS OF 12/01/15

FUND	RPS CODE	DISTRICT	PURPOSE CODE	AMOUNT	
UNPAID WATER CHARGES:					
601	WD033	CWD #1	DEL. WATER	7,526.48	
601	WD033	CWD #1	PENALTY	2,150.20	
				9,676.68	
602	WD001	CWD #2	DEL. WATER	66,505.41	
602	WD001	CWD #2	PENALTY	19,557.64	
				86,063.05	

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603	WD002	CWD #3	DEL. WATER	26,551.12	
603	WD002	CWD #3	PENALTY	7,202.01	
				33,753.13	
604	WD003	CWD #4	DEL. WATER	11,391.68	
604	WD003	CWD #4	PENALTY	4,061.70	
				15,453.38	
605	WD012	CWD #5	DEL. WATER	1,909.66	
605	WD012	CWD #5	PENALTY	610.30	
				2,519.96	
606	WD013	CWD #6	DEL. WATER	4,469.50	
606	WD013	CWD #6	PENALTY	1,454.97	
				5,924.47	
607	WD023	CWD #7	DEL. WATER	7,226.21	
607	WD023	CWD #7	PENALTY	1,635.76	
				8,861.97	
608	WD020	CWD #8	DEL. WATER	33,734.60	
608	WD020	CWD #8	PENALTY	11,210.41	
				44,945.01	
609	WD022	CWD #9	DEL. WATER	6,683.93	
609	WD022	CWD #9	PENALTY	2,394.73	
				9,078.66	
610	WD025	CWD #10	DEL. WATER	7,811.44	
610	WD025	CWD #10	PENALTY	2,453.69	
				10,265.13	
612	WD024	CWD #12	DEL. WATER	4,737.01	
612	WD024	CWD #12	PENALTY	1,511.18	
				6,248.19	
613	WD029	CWD #13	DEL. WATER	1,189.64	
613	WD029	CWD #13	PENALTY	315.25	
				1,504.89	
614	WD030	CWD #14	DEL. WATER	8,989.14	
614	WD030	CWD #14	PENALTY	2,899.64	
				11,888.78	
622	WD030	CWD #14	DEL. WATER	188.28	
622	WD030	CWD #14	PENALTY	62.65	
				250.93	
Total Delinquent Water				246,434.23	

TOWN OF CARMEL DELINQUENT SEWER/WATER RELEVY AS OF 12/01/15

UNPAID OUT OF DISTRICT CHARGES:				
	WD003	86.14-1-2	OOD Water	745.92
	WD020	76.18-2-22	OOD Water	1,092.00
	SW003	76.30-1-37	OOD Sewer Use	85.00
	SW017	76.30-1-37	OOD Sewer Cap	29.57
Total Delinquent OOD				1,952.49
Total Delinquent Relevy				
				248,386.72

PUBLIC HEARING SCHEDULED FOR JANUARY 20, 2016 – PROPOSED LOCAL LAW ENACTING CHAPTER 44 OF THE TOWN CODE OF THE TOWN OF CARMEL ENTITLED "PARADES, EVENTS AND STREET CLOSINGS"

RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing on the 20th day of January, 2016 at 7:00 p.m. or as soon thereafter that evening as possible on a Local Law enacting Chapter 44 of the Town Code of the Town of Carmel,, entitled "Parades, Events and Street Closings"; 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.

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Resolution
Offered by: Councilman Schneider
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u> </u>
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>

CHAPTER 44
PARADES, EVENTS AND STREET CLOSINGS

44-1 Title.
This chapter shall be cited as the "Parades, Events and Street Closings Ordinance."

44-2 Purpose.
The Town Board, in order to promote proper government and ensure the proper protection, order, conduct, safety, health, welfare and well-being of persons and property within the Town of Carmel, Putnam County, New York, finds that it is in the public interest to enact this chapter. This chapter shall regulate parades, events and street closings within the Town of Carmel, Putnam County, New York.

44-3 Definitions and word usage.
A. Word usage. Words used in the present tense include the future; the singular number includes the plural. "Shall is mandatory, and "may" is permissive.
B. Definitions. For the purpose of this chapter, the terms used herein are defined as follows:
CHIEF OF POLICE - The Chief of Police of the Town of Carmel.
PARADE - Any parade, march, procession or demonstration of any kind or any similar display, in or upon any street, park or other public place in the Town of Carmel.
EVENT - Any formal event, assembly or gathering other than a parade in or upon any street, park or other public place in the Town of Carmel.
PARADE /EVENT PERMIT - A permit as required by this article.
PERSON - Any person, firm, partnership, association, corporation, company or organization of any kind.
TOWN - Town of Carmel.
TOWN BOARD - The duly constitutional legislative body of the Town of Carmel.

44-4 Definitions and word usage.
A. No person shall engage in, participate in, aid, form or start any parade or event unless a parade / event permit shall have been obtained from the Chief of Police or his designee.
B. Exceptions. This article shall not apply to:
(1) Funeral processions;
(2) Wedding processions ;
(3) Students going to and from school, classes or participating in educational activities, provided that such conduct is under the immediate direction and supervision of the proper school authorities;

44-5 Application.
A. A person seeking issuance of a parade or event permit shall file an application with the Chief of Police or his designee on forms provided by the Chief of Police or his designee.
B. **Contents.** The application for a parade or event permit shall set forth the following information:
(1) The name, address and telephone number of the person or persons seeking to conduct such parade or event.
(2) If the parade or event is proposed to be conducted for, on behalf of or by an organization, the name, address and telephone number of the headquarters of the organization and of the authorized and responsible heads of such organization.

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- (3) The name, address and telephone number of the person who will be the Parade or Event Chairman and who will be responsible for its conduct.
- (4) The date when the parade or event is to be conducted.
- (5) The route to be traveled, the starting point and the termination point if it is a parade and the fixed location or locations if it is an event without any procession.
- (6) The approximate number of persons, animals and vehicles which will constitute such parade or event, including the type of animals and the description of the participating vehicles.
- (7) The hours when such parade or event will start and terminate.
- (8) A statement as to whether a parade or event will occupy all or only a portion of width of the streets proposed to be utilized or traversed.
- (9) The location by streets or physical address of any assembly or staging areas for such parade or event to include proposed parking areas. Applicant must specify what traffic detour devices or barricades may be necessary for event.
- (10) The time at which units or persons involved in the parade or event will begin to assemble or stage at any such assembly or staging area.
- (11) If the parade or event is designed to be held by, and on behalf of or for, any person other than the applicant, the applicant for such permit shall file with the Chief of Police or his designee a communication, in writing, from the person proposing to hold the parade or event authorizing the applicant to apply for the permit on his or her behalf.
- (12) An agreement and affirmation that the persons or organization applying for the permit will prepay the applicable costs and fees for the event as determined by the parade / permit fee schedule (See 44-13).

44-6 Standards for issuance.

The Chief of Police or his designee shall issue a permit as provided for hereunder when, from a consideration of the application and from such other information as may otherwise be obtained, he finds that:

- A. The conduct of the parade or event will not substantially interrupt the safe and orderly movement of other traffic contiguous to its route or location.
- B. The conduct of the parade or event will not require the diversion of so great a number of police officers of the town to properly police the line of movement and the areas contiguous thereto as to prevent normal police protection to the town.
- C. The concentration of persons, animals and vehicles at assembly or staging areas of the parade or event and the conduct thereof will not unduly interfere with proper fire and police protection of or ambulance services to areas contiguous to such assembly or staging areas and the town in general.
- D. The conduct of such parade or event will not interfere with the movement of fire-fighting equipment en route to a fire or normal ambulance service.
- E. The parade or event is scheduled to move from its point of origin to its point of termination expeditiously and without unreasonable delays en route.
- F. The parade or event is not designed to be held purely for private profit.
- G. The pre-paid fees for the proposed parade or event as set forth in article (44-13) has been received in full by the Town Clerk of the Town of Carmel.

44-7 Time limit for decision; denial.

The Chief of Police or his designee shall act upon the permit within 30 days of its receipt. If the Chief of Police or his designee disapproves the application, notice thereof, including the reasons for the denial shall be promptly given to the applicant.

44-8 Alternative Permit.

The Chief of Police or his designee, in denying an application for a parade or event permit, shall be empowered to authorize the conduct of the parade or event on a date, at a time, location or over a route different from that named by the applicant, if so requested by the applicant.

44-9 Appeal from denial of permit.

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Any applicant denied a parade or event permit by the Chief of Police or his designee may appeal, in writing, to the Town Board within 10 days of the denial. The time to so appeal may be extended, at the discretion of the Town Board. The applicant, upon appeal, shall be entitled to argue its case before the Town Board. The Town Board is hereby empowered to affirm, modify or reverse the decision of the Chief of Police or his designee. The Town Board may attach any conditions to a permit, should it determine the permit should be granted.

44-10 Contents of permit.

Each parade / event permit shall state the following information.

- A. The starting time and estimated time of termination.
- B. The portions of the streets to be traversed and the areas or locations to be occupied by the parade or event.
- C. The maximum length in the case of a parade in miles or fractions thereof.
- D. Other Town services requested or required.
- E. Fire and or EMS requested or required.
- F. Such other information as the Chief of Police or his designee shall find necessary for the enforcement of this article.

44-11 Duties and Obligations of Parade or Event Permittee / Participants.

- A. A permittee hereunder shall comply with all permit directions and conditions and with all applicable laws.
- B. Possession of permit. The Parade or event Chairman or other person heading or leading such activity shall carry the parade or event permit upon his or her person during the duration of the parade or event.
- C. No parade participant may throw candy or any other item to Parade spectators. Any entry with participants throwing items will be removed from the Parade by the applicant/director and/or the Police Dept. Walkers may hand items to spectators only and there will be no exceptions to this rule.
- D. No one shall be permitted to board or exit from a float once the parade has commenced.
- E. Drivers of any and all vehicles in the parade areas must possess a valid driver's license and be at least 18 years of age. Drivers must remain seated in the driver's seat for the duration of the parade and no vehicles will be left unattended.
- F. All pets in the Parade must be kept on leashes and held by someone strong enough to manage them. Animals participating in the Parade must be kept under control. If you cannot control your animal or its presence presents any safety issue, please leave the Parade area with your animal rather than risk a problem.
- G. Entries involving animals of any kind must provide their own clean-up, or "pooper scooper" immediately following their entry.
- H. Participants on bicycles, scooters, skates, skateboards, etc. must wear a helmet and proper safety equipment.
- I. Floats must have proper safety chains to connect the float to the tow vehicle.
- J. Support vehicles for marching units will not be allowed in the parade.

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- K. All vehicular entries shall proceed at a safe and appropriate speed, shall maintain a safe distance from spectators and shall not weave from side to side. They will obey all applicable NYS Vehicle and Traffic Laws during the Parade or Event.
- L. Parade units and floats that stop along the parade route due to mechanical malfunctions must be removed from the parade route as to not impede, obstruct or delay parade participants.
- M. All participants, in consideration of participation in this event, agree to indemnify, hold harmless and release the Town of Carmel, its agents and employees, from any and all liability from any injury or damage which may arise out of or in any way be connected with participation in the Parade or Event.
- N. Any street vendor proposed to be part of the Parade / Event must first obtain the applicable permit(s) from the Town of Carmel Clerks Office pursuant to Town Code section 111 (Peddling and Soliciting) before offering any items for sale during the duration of the Parade or Event.

44-12 Interference with parade or event; parking on route or location.

- A. Interference. No person shall unreasonably hamper, obstruct, impede or interfere with any parade or event or with any person, vehicle or animal participating or used in a parade or event during the course of an event.
- B. Driving through parades. No driver of a vehicle shall drive between the vehicles or persons comprising a parade when such vehicles or persons are in motion and are conspicuously designated as a parade.
- C. Parking on parade route. The Chief of Police or his designee shall have the authority, when reasonably necessary, to prohibit or restrict the parking of vehicles along a highway or part thereof constituting a part of a route of a parade or event. The Chief of Police may post signs to such effect and it shall be unlawful for any person to park or leave unattended any vehicle in violation thereof.

44-13 Fee schedule for parades and events.

The Town Board of the Town of Carmel shall annually establish a fee schedule for parades and events to mitigate the increasing costs associated with the public safety assets required to host these events. The fee schedule shall be broken down into three categories (1, 2 and 3) respectively, each reflecting staffing hours associated with hosting proposed events. The Town Board reserves the right to waive or modify the fee schedule at their discretion, and may seek the input and recommendations of the Chief of Police with respect to same.

- A. Category (1) A major parade or event requiring 50 or more staffing hours.
- B. Category (2) A secondary parade or event requiring 25 or more staffing hours.
- C. Category (3) A minor event requiring less than 25 staffing hours.

TOWN OF CARMEL PURCHASING POLICY ADOPTED

RESOLVED, that the Town Board of the Town of Carmel hereby adopts the Town of Carmel Comptroller's Office Purchasing Policy which is attached hereto and made a part of hereof and designates the Town Comptroller's Office to distribute the policy to all department heads.

Resolution

Offered by: Councilman Lombardi

Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u> </u>
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>



**TOWN OF CARMEL
COMPTROLLER'S OFFICE
~ PURCHASING POLICY ~**

Acquiring the necessary materials, supplies, and equipment essential to the activities of the Town of Carmel in an efficient, ethical and cost-effective manner is a fundamental responsibility of each authorized departmental purchasing agent. To manage in unpredictable and difficult economic times, it is very important that the Town of Carmel have a carefully considered and well thought- out purchasing policy and procedures in place to assure that public funds will be utilized in a manner that accurately reflects the priorities of the governing body. This policy sets out a purchasing process that must be followed by all departments.

THE PURCHASING PROCESS

The purchasing process is designed to provide a system of internal control over purchasing, to ensure that the proper authorizations are obtained before items are purchased, and to ensure that Town of Carmel's Procurement Policy is followed. A number of forms are generated as part of the purchasing process to document the validity of the purchases. It is imperative as a local government that we remain transparent in our fiscal matters.

I. REQUISITIONS

The REQUISITION initiates a request to purchase goods or services from a vendor. Once all required quotes, bids, contracts, and resolutions (refer to The Town of Carmel's Procurement Policy) are obtained a requisition must be entered into the KVS Financial Software System by the designated department representative. At this time the correct appropriation number must be entered. If an account is over budget, a budget transfer form must be submitted to the Comptroller's Office before proceeding. Upon completion of entering a requisition an email will be sent to the authorized departmental purchasing agent for approval. Upon department approval the requisition will be reviewed by the Comptroller's Office. If the department does not have access to KVS an email must be sent to the Comptroller's Office with the details of the requested purchase.

II. PURCHASE ORDERS

Once a requisition has been fully approved, a purchase order will be created and a system generated email will be sent to the department representative that created the requisition. If the department does not have access to KVS once the requisition is approved a purchase order number will be emailed to the departmental personnel requesting the purchase.

At this point the goods or services can be purchased from the vendor.



TOWN OF CARMEL
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III. VOUCHERS/VENDOR CLAIM FORMS

The department representative should timely provide to the Comptroller's Office the documents needed to approve and pay vendors' invoices. These documents must include the purchase order, all invoices associated with the purchase, and a vendor claim form signed by the vendor and approved by the authorized departmental purchasing agent. Any required quotes, bids, contracts or resolutions as stated in the Town of Carmel's Procurement Policy must be attached to the submitted paperwork.

Exceptions from this Purchasing Policy include:

- Emergencies (refer to the Town of Carmel's Procurement Policy)
- Leases
- Professional services
- Town Board authorized contracts
- Utilities

NOVEMBER 2015

REJECTION OF BIDS RECEIVED OCTOBER 21, 2015 REGARDING ROOF OF MAIN BUILDING AT SYCAMORE PARK AND RE-ADVERTISEMENT FOR BID - 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 October 21, 2015 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: Councilman Lupinacci
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u> </u>
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 HEARING RE-SCHEDULED FOR JANUARY 20, 2016 – PROPOSED LOCAL LAW ENACTING CHAPTER 15 OF THE TOWN CODE OF THE TOWN OF CARMEL ENTITLED "EMPLOYMENT FINGERPRINT INQUIRIES"

AMENDED – 1/20/16

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the re-scheduling of a Public Hearing at Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541 from Wednesday, December 9, 2015 to Wednesday, January 20, 2016 at 7:00 p.m. or as soon thereafter that evening as possible on a proposed Local Law enacting Chapter 15 of the Code of the Town of Carmel, entitled "Employment Fingerprint Inquiries"; 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.

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Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Jonathan Schneider	<u>X</u>	<u> </u>
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 inquired about the cleaning services for Town Hall and the Police Department and what will happen to the full time employee that currently cleans.

Supervisor Schmitt explained that the employee will be staying and doing maintenance.

Councilman Lupinacci further explained that the Police Department always had outside cleaning services in the past and that this will allow the employee more time for maintenance work.

Mr. Nicholas asked for an explanation regarding the Public Hearing that was scheduled for January 20, 2016 amending the Town Code of the Town of Carmel entitled "Parades, Events and Street Closings".

Supervisor Schmitt explained that there will be a provision in this law for fees and an application process due to the number of events that the town has had. He said the public hearing is about the entire ordinance which also includes control measures for safety issues.

Mr. Nicholas asked if it has already been decided.

Councilman Schneider responded that one part of the law is the fees which will be discussed and the guidelines.

Gregory Folchetti, Legal Counsel explained that the draft local law will be available before the public hearing in January and that the ordinance will not set the fees but will have a classification for the fees.

Michael Barile inquired about the revaluation contract with Visions that was discussed at Executive Session. He asked if the numbers will be ready in January or February and wanted to know if a firm had been hired to properly look at the City of New York properties.

Councilman Schneider explained that the firm is not getting hired due to the timeline.

Gregory Folchetti, Legal Counsel stated that there will be special measures taken regarding the City of New York properties and that the New York State Office of Real Property Services will be involved.

Mr. Barile expressed his frustration stating that he has been waiting for twenty years for this and wanted to know why the law firm wasn't hired.

Councilman Lupinacci stated that there were issues with the law firm.

Supervisor Schmitt said they were not comfortable with the presentation the firm gave.

Councilman Schneider noted that they could be opening up the town to a law suit if they single out just one taxpayer.

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Mr. Barile responded that if this revaluation is not being done properly he will sue.

Further brief discussion regarding the revaluation ensued.

TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS

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

OPEN FORUM - PUBLIC COMMENTS

George Jones stated that he was born and raised in Mahopac and has been a member of the Mahopac Volunteer Fire Department for 32 years. He said he serves on the Board of Commissioners representing 145 active members. He related that upon finding out about the misappropriation he requested a meeting with the Town Board at least a half dozen times. He pointed out that he wasn't aware of a decrease in the funding to the department until he read the news reports. He noted that the funding is important to the Fire Department in order to maintain the firehouse and the equipment properly and by decreasing the funding they are increasing risk to their members. Mr. Jones requested to sit with the Town Board before December 16, 2015 to discuss the issue.

Supervisor Schmitt asked Mr. Jones to correct his statement and pointed out that they did, in fact, have a discussion regarding the decrease in funding prior to the November 4, 2015 public hearing.

Mr. Jones responded that there was no official statement.

Discussion ensued between Mr. Jones and the Town Board regarding the financial situation of the Mahopac Volunteer Fire Department.

Councilwoman McDonough thanked the members of the Mahopac Volunteer Fire Department for coming to the meeting noting that this was an unfortunate situation which hopefully involved just one person. She suggested that some things need to be changed and that by everyone working together they can look into what needs to be done.

Gregory Folchetti, Legal Counsel explained that all contracts are subject to Public Hearings regarding the amounts and the terms. He stated that the fire departments don't get their money until March and that budget modifications can be done. He noted that there will be discussion regarding the terms of the contract.

Mr. Jones stated that the Mahopac Volunteer Fire Department just wanted dialogue with the Town Board.

Councilman Schneider noted the complete lack of accountability within the fire department.

Supervisor Schmitt stated that what happened was unconscionable and horrible involving one or possible more people and that when the investigation has been completed we will have the answers. He remarked that the situation has created a riff between the Town Board and the Mahopac Volunteer Fire Department but that he does want to work together.

Mr. Jones reiterated that they want to talk with the Town Board.

Supervisor Schmitt agreed to that noting that the contract would not be signed until March. He further stated that the budgeted amount is done and that they should have come to the public hearing.

Gregory Folchetti, Legal Counsel pointed out that the investigation will probably take a while.

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Councilman Lupinacci commented that Mr. Frank Someone, the attorney for the Mahopac Volunteer Fire Department, is accountable to the Fire Department.

Mr. Robert Buckley stated that he was the first one to say that the Mahopac Volunteer Fire Department budget should be cut. He remarked that anyone on the Board of Commissioners for the fire department should have to live in the district and that more transparency is needed. He said that he felt that the Town Board cut the budget appropriately and was a little offended by the fingers pointing to the Town Board for their due diligence. He noted that he lives in the district and appreciates the service but doesn't want to overpay.

OPEN FORUM – TOWN BOARD COMMENTS

Councilwoman McDonough announced that Keith Cox of Lake Secor was doing a food drive on Saturday, December 5, 2015 at the Lake Secor Deli and the Lake Park Entrance.

Councilman Schneider reported that voting has begun for the contestants in the Top Dog Contest and votes may be cast through the Town of Carmel's website.

Supervisor Schmitt announced that the Holiday on the Lake Parade and Tree Lighting event sponsored by the Hamlet of Carmel Civic Association would be taking place on Saturday, December 5, 2015. He gave an account of the schedule of events noting that it is a wonderful family occasion.

Councilman Lombardi wished everyone a joyous holiday.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilman Lombardi, seconded by Councilman Lupinacci, with all members present and in agreement, the meeting was adjourned at 8:00 p.m. to Executive Session with Chief of Police Michael Cazzari.

Respectfully submitted,

Phyllis Bourges, Deputy Town Clerk