

15 SEPTEMBER 2010

**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 15th day of September 2010 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 Ravallo, Councilman Lombardi, Councilwoman McDonough and Supervisor Schmitt. Councilman DiCarlo was absent.

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.

PUBLIC HEARING HELD - PROPOSED LOCAL LAW AMENDING CHAPTER 147 OF THE TOWN CODE OF THE TOWN OF CARMEL, ENTITLED "VEHICLES AND TRAFFIC" - OVERHILL ROAD

Supervisor Schmitt asked the Town Clerk to read the following Notice of Public Hearing as published in the Town's official newspapers:

LEGAL NOTICE
NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Carmel will conduct a Public Hearing at the Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541 on Wednesday, September 15, 2010 at 7:00 p.m. or as soon thereafter that evening as possible on a Local Law Amending Chapter 147 of the Town Code of the Town of Carmel, as follows: **TOWN OF CARMEL PROPOSED LOCAL LAW # OF THE YEAR 2010 A LOCAL LAW AMENDING CHAPTER 147 OF THE TOWN CODE OF THE TOWN OF CARMEL, ENTITLED "VEHICLES AND TRAFFIC"**

SECTION 1. Chapter 147 of the Code of the Town of Carmel, Section 147-45. Schedule VI: Stop Intersections is hereby amended by the addition of the following:
Road Overhill Road
Intersection McAlpin Avenue & Lakeview Elementary
Stop Sign on Overhill Road at Southeast corner of intersection with Lakeview Elementary School
SECTION 2. This Local Law shall take effect immediately in accordance with the law.
At said Public Hearing, all interested residents shall be heard on the subject thereof.
By Order of the Town Board of the Town of Carmel
Ann Garriss, Town Clerk

With no one objecting to the public notice as read, Supervisor Schmitt opened the Public Hearing for public comment at 7:11 p.m. Ten (10) people were in attendance.

With no one present wishing to be heard on the subject of the Public Hearing, on motion by Councilman Ravallo, seconded by Councilwoman McDonough, with all members of the Town Board present in agreement, the Public Hearing was closed at 7:12 p.m.

LOCAL LAW #6 OF THE YEAR 2010 AMENDING CHAPTER 147 OF THE TOWN CODE OF THE TOWN OF CARMEL, ENTITLED "VEHICLES AND TRAFFIC" - OVERHILL ROAD - ADOPTED AS NOTICED, PUBLISHED AND PRE-FILED

TOWN OF CARMEL
PROPOSED LOCAL LAW #6 OF THE YEAR 2010

A LOCAL LAW AMENDING CHAPTER 147 OF THE TOWN CODE
OF THE TOWN OF CARMEL, ENTITLED "VEHICLES AND TRAFFIC"

SECTION 1. Chapter 147 of the Code of the Town of Carmel, Section 147-45. Schedule VI: Stop Intersections is hereby amended by the addition of the following:

(Cont.)

Road	Intersection	Stop Sign on
Overhill Road	McAlpin Avenue & Lakeview Elementary	Overhill Road at Southeast corner of intersection with Lakeview Elementary School

SECTION 2. This Local Law shall take effect immediately in accordance with the law.

Offered by: Councilman Ravallo
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

BUILDING DEPARTMENT - PROBATIONARY APPOINTMENT OF ASSISTANT BUILDING INSPECTOR MADE - STEVEN VELARDO, SR.,

RESOLVED that the Town Board of the Town of Carmel hereby appoints Steven Velardo, Sr., on a probationary basis to the position of Assistant Building Inspector, effective October 6, 2010, at a CSEA Group 9, Step 1 salary level subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution
Offered by: Councilman Lombardi
Seconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

Prior to the roll call vote, Supervisor Schmitt explained the duties and responsibilities of the position. He expressed his support of hiring the individual.

Councilman Lombardi added that the appointment with have no affect on the budget.

Councilman Ravallo acknowledged Mr. Velardo’s outstanding credentials.

BUDGET MODIFICATIONS - #2010-08 - AUTHORIZED

WHEREAS the Deputy Comptroller has reviewed the August 2010 Budget Modifications with the Town Board which are detailed and explained on the attached Budget Revisions Schedule identified as #2010-08;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the August 2010 Budget Modifications/Revisions itemized on Schedule #2010-08 which are attached to this resolution, incorporated herein and made a part hereof.

(Cont.)

Resolution
Offered by: Councilman Ravallo
Seconded by: Councilwoman McDonough

Roll Call Vote	YES	NO	
Robert Ravallo	X		
Frank Lombardi	X		
Suzanne McDonough	X		
Anthony DiCarlo			Absent
Kenneth Schmitt	X		

TOWN OF CARMEL
BUDGET REVISIONS FOR AUGUST 2010
#2010-08

	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION		INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
GENERAL FUND					
2010-08-01	100-1320-0049	AUDIT CAFR EXPENSES		250.00	
	100-1320-0044	AUDIT SPECIAL EXPENSES			250.00
		- TRANSFER FOR MISCELLANEOUS EXPENSES			
2010-08-02	100-1410-0013	TOWN CLERK TEMPORARY STAFF		750.00	
	100-1410-0047	TOWN CLERK CONFERENCES			750.00
		- TRANSFER FOR TEMPORARY STAFF EXPENSES			
2010-08-03	100-1420-0042	JUSTICE COURT PROSECUTION		2,000.00	
	100-1420-0049	LEGAL MISCELLANEOUS			2,000.00
		- TRANSFER FOR LEGAL EXPENSES			
2010-08-04	100-1620-0013	BLDG TEMPORARY STAFF		1,056.00	
	100-1620-0042	BLDG UTILITIES EXPENSE			1,056.00
		- TRANSFER FOR TEMPORARY STAFF EXPENSES			
2010-08-05	100-1989-2681	INSURANCE RECOVERY ASSETS	*	2,122.00	
	100-3120-0024	POLICE ACCIDENT REPAIRS		2,122.00	
		- PROVIDE FOR ACCIDENT REPAIR EXPENSES			
2010-08-06	100-1989-3389	POLICE STATE AID EQUIPMENT	*	10,551.00	
	100-3120-0027	POLICE OTHER EQUIPMENT		10,551.00	
		- PROVIDE FOR EQUIPMENT PURCHASE			
2010-08-07	100-3120-0012	POLICE OVERTIME EXPENSE		25,000.00	
	100-3120-0084	POLICE HEALTH INSURANCE EXPENSE			25,000.00
		- TRANSFER FOR OVERTIME EXPENSE			
2010-08-08	100-5132-0020	HIGHWAY GARAGE EQUIPMENT		5,000.00	
	100-5132-0042	HIGHWAY GARAGE UTILITY EXPENSE			5,000.00
		- TRANSFER FOR HYDROLIC LEAK EXPENSES			
2010-08-09	100-7110-0041	PARK/MAINTENANCE FUELS		1,000.00	
	100-7110-0042	PARK UTILITY EXPENSES			1,000.00
		- TRANSFER FOR PARK MAINT FUEL EXPENSES			
2010-08-10	100-7114-0040	RED MILLS PARK CONTRACUAL EXPENSES		65.00	
	100-7115-0040	AIRPORT CONTRACTUAL EXPENSES		375.00	
	100-7110-0040	PARK CONTRACUAL EXPENSES			440.00
2010-08-11	100-1989-2117	SPECIAL CONSULTING FEES	*	5,850.00	
	100-8020-0044	PLANNING SPECIAL SERVICES		5,850.00	
		- PROVIDE FOR SPECIAL CONSULTANT EXPENSE			
HIGHWAY FUND					
2010-08-12	500-5010-2680	INSURANCE RECOVERY PAYROLL	*	15,000.00	
	500-5110-0013	GENERAL REPAIR TEMP STAFF		5,000.00	
	500-5130-0040	MACHINERY REPAIR EXPENSES		10,000.00	
		- PROVIDE FOR TEMPORARY STAFF/EXPENSES			
2010-08-13	500-5110-0083	WORKERS COMPENSATION INSURANCE		4,000.00	
	500-5110-0084	HEALTH INSURANCE EXPENSE			4,000.00
		- TRANSFER FOR WORKERS COMP INSURANCE EXP			

(Cont.)

TOWN OF CARMEL
BUDGET REVISIONS FOR AUGUST 2010
#2010-08

	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
2010-08-14	500-5112-0012 500-5112-0020	CHIPS OVERTIME EXPENSE CHIPS CONTRACTUAL EXPENSE - TRANSFER FOR CHIPS OVERTIME EXPENSE	5,099.42	5,099.42
2010-08-15	500-5140-0012 500-5130-0012	WEEDS & BRUSH OVERTIME MACHINERY REPAIR OVERTIME - TRANSFER FOR OVERTIME EXPENSE	1,000.00	1,000.00
2010-08-16	500-5142-0082 500-5142-0084	SOCIAL SECURITY EXPENSES HEALTH INSURANCE EXPENSE - TRANSFER FOR FICA/MED EXPENSE	2,305.00	2,305.00
SPECIAL DISTRICTS				
2010-08-17	201-4540-0049 301-3410-0049 302-3410-0049 303-3410-0049 201-4540-0048 301-3410-0045 301-3410-0048 302-3410-0045 302-3410-0048 303-3410-0048	GENERAL GOVERNMENT SERVICES GENERAL GOVERNMENT SERVICES GENERAL GOVERNMENT SERVICES GENERAL GOVERNMENT SERVICES OTHER EXPENDITURES OTHER EXPENDITURES OTHER EXPENDITURES OTHER EXPENDITURES OTHER EXPENDITURES OTHER EXPENDITURES - TRANSFER FOR GENRL GOVT EXPENSES	724.00 1,766.00 1,222.00 1,000.00	724.00 1,000.00 766.00 1,000.00 222.00 1,000.00
LAKE CASSE PARK DISTRICT				
2010-08-18	401-7140-0013 401-7140-0048 401-7140-0020 401-7140-0099	PARK TEMPORARY STAFF OTHER EXPENDITURES PARK EQUIPMENT REPAIR RESERVE FUND - TRANSFER FOR TEMPORARY STAFF EXPENSES	3,584.00 71.00	1,405.00 2,260.00
LAKE SECOR PARK DISTRICT				
2010-08-19	404-7140-0013 404-7140-0050 404-7140-0099	PARK TEMPORARY STAFF PARK SPECIAL IMPROVEMENTS REPAIR RESERVE FUND - TRANSFER FOR TEMPORARY STAFF EXPENSES	2,500.00	1,640.00 860.00
CARMEL WATER DISTRICT #2				
2010-08-20	602-8310-0047 602-8310-0042	EMERGENCY REPAIRS UTILITY EXPENSES - TRANSFER FOR EMERGENCY REPAIRS	5,000.00	5,000.00
CARMEL WATER DISTRICT #3				
2010-08-21	603-8310-2681 603-8310-0040	INSURANCE RECOVERY ASSET CONTRACTUAL REPAIRS - PROVIDE FOR REPAIR TO PUMP	5,724.00 5,724.00	

TOWN OF CARMEL
BUDGET REVISIONS FOR AUGUST 2010
#2010-08

	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL WATER DISTRICT #4				
2010-08-22	604-8310-0047 604-8310-0099	EMERGENCY REPAIRS APPROPRIATED FUND BALANCE - PROVIDE FOR EMERGENCY REPAIRS	7,000.00 7,000.00	

(Cont.)

CARMEL WATER DISTRICT #6				
2010-08-23	606-8310-0047	EMERGENCY REPAIRS	6,000.00	
	606-8310-0042	UTILITY EXPENSE		2,000.00
	606-8310-0099	REPAIR RESERVE FUND		4,000.00
		- TRANSFER FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #7				
2010-08-24	607-8310-0047	EMERGENCY REPAIRS	4,000.00	
	607-8310-0048	OTHER EXPENDITURES		700.00
	607-8310-0099	REPAIR RESERVE FUND		3,300.00
		- TRANSFER FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #8				
2010-08-25	608-8310-0047	EMERGENCY REPAIRS	5,000.00	
	608-8310-9999	APPROPRIATED FUND BALANCE	*	5,000.00
		- PROVIDE FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #14				
2010-08-26	614-9901-0000	TRANSFER TO DEBT FUND	1,000.00	
	614-8310-0099	REPAIR RESERVE FUND		1,000.00
		- TRANSFER FOR DEBT FUND INTEREST		
CARMEL SEWER DISTRICT #2				
2010-08-27	702-8130-0040	CONTRACTUAL EXPENSES	*	21,431.00
	702-8130-9982	APPROPRIATED RESERVE FUND		21,431.00
		- PROVIDE FOR SPECIAL REPAIRS PER RESOLUTION		
CARMEL SEWER DISTRICT #4				
2010-08-28	704-8130-0040	CONTRACTUAL EXPENSES	*	22,074.00
	704-8130-9982	APPROPRIATED RESERVE FUND		22,074.00
		- PROVIDE FOR SPECIAL REPAIRS PER RESOLUTION		

CARMEL WATER DISTRICT #14 - PROPOSALS ACCEPTED FOR TELEMETRY AND CONTROL PANEL INSTALLATION - AUTOMATED CONTROL SYSTEMS, INC. AND RAY OF LIGHT ELECTRIC, INC.

WHEREAS, John Folchetti, P.E., Town of Carmel Engineering Consultant has solicited proposals for installation of telemetry and control panels for Carmel Water District #14. Red Mills Water District; and

WHEREAS the Engineering Consultant has recommended the acceptance of the proposal of Automated Control Systems, Inc. of Brewster, NY for the installation of control panels; and

WHEREAS the Engineering Consultant has also recommended the acceptance of the proposal of Ray of Light Electric, Inc. of Carmel, NY for the performance of electrical work in connection with the installation of the aforesaid control panels;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Carmel acting as Commissioners of Carmel Water District #14 hereby accepts the proposal of Automated Control Systems, Inc. of Brewster, NY for the aforementioned control panel improvements, at an aggregate price not to exceed \$14,747.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Carmel acting as Commissioners of Carmel Water District #14 hereby accepts the proposal of Ray of Light Electric, Inc., Carmel, NY for the aforementioned electrical improvements at an aggregate price not to exceed \$1,640.00; and

BE IT FURTHER RESOLVED, that upon presentation of insurance certificates as required by the proposal and approved by the Town Counsel, the Supervisor is authorized to sign all necessary documents necessary to accept the aforesaid proposals.

(Cont.)

In the Matter of The Increase and Improvement of the Facilities of Water District No. 12, in the Town of Carmel, Putnam County, New York	ORDER CALLING PUBLIC HEARING
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Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

Supervisor Schmitt noted that the cost of the aforementioned improvements will be borne solely by the residents of Carmel Water District #14.

ORDER CALLING PUBLIC HEARING 10/5/10 - IN THE MATTER OF THE INCREASE AND IMPROVEMENTS OF THE FACILITIES OF CARMEL WATER DISTRICT #12 IN CONNECTION WITH PURCHASE AND INSTALLATION OF AN EMERGENCY GENERATOR - ESTIMATED COST NOT TO EXCEED \$80,000

WHEREAS, the Town Board of the Town of Carmel, Putnam County, New York, has caused to be prepared a map, plan and report, including an estimate of cost, pursuant to Section 202-b of the Town Law, relating to the increase and improvement of the facilities of the Water District No. 12, in the Town of Carmel, Putnam County, New York, being the purchase and installation of an emergency generator, including incidental improvements and expenses in connection therewith, at a maximum estimated cost not to exceed \$80,000 (Eighty thousand dollars); and

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act ("SEQRA"), have been performed, it having been determined that this capital project is a Type II Action as to which the SEQRA regulations provide there is no significant environmental effect; and

WHEREAS, it is now desired to call a public hearing on the question of the increase and improvement of the facilities of said Water District No. 12, in the matter described above, and to hear all persons interested in the subject thereof, concerning the same, in accordance with the provisions of Section 202-b of the Town Law; NOW, THEREFORE, IT IS HEREBY

ORDERED, by the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. A public hearing will be held at the Town Hall, in Mahopac, New York, in said Town, on October 5, 2010, at 7:00 o'clock P.M., Prevailing Time, on the question of the increase and improvement of the facilities of Water District No. 12, in the Town of Carmel, Putnam County, New York, in the manner described in the preambles hereof, and to hear all persons interested in the subject thereof, concerning the same, and to take such action thereon as is required or authorized by law.

**15 SEPTEMBER 2010
TOWN BOARD MEETING**

(Cont.)

Section 2. The Town Clerk is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the Putnam County Press and the Putnam County Courier, the official newspapers, and also to cause a copy thereof to be posted on the sign board of the Town, such publication and posting to be made not less than ten, nor more than twenty, days before the date designated for the hearing.

Section 3. The notice of public hearing shall be in substantially the form attached hereto as Exhibit A and hereby made a part hereof.

Section 4. This Order shall take effect immediately.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

Prior to the resolution being offered, Supervisor Schmitt expressed his concern regarding the cost to replace the emergency generator in Carmel Water District #12 and suggested the possibility of repairing the existing one. Discussion among the Town Board was held regarding the matter.

Gregory Folchetti, Legal Counsel concluded that adopting the resolution scheduling the Public Hearing did not place a commitment on the Town Board and any questions that the Supervisor had about the generator could be addressed prior to or at the Public Hearing.

**CARMEL WATER DISTRICT #12 - ADVERTISEMENT FOR BID AUTHORIZED -
PURCHASE AND INSTALLATION OF AN EMERGENCY GENERATOR**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Clerk to advertise for bids for the purchase and installation of an emergency generator for Carmel Water District #12; and

BE IT FURTHER RESOLVED that the aforesaid bid advertisement and documentation shall be prepared and published in conjunction with those previously authorized by the Town Board for the purchase and installation of emergency generators for Carmel Water Districts #2, #5, #6, #7, #9 and #14; and

BE IT FURTHER RESOLVED that the Engineering Consultant 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 Ravallo
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

15 SEPTEMBER 2010
TOWN BOARD MEETING

HIGHWAY DEPARTMENT - CAPITAL EQUIPMENT BID AWARDED - PURCHASE AND INSTALLATION OF A COMBINATION TRUCK BODY, PATROL WING PLOW, AND TANDEM DUMP BODY - REED SYSTEMS, LTD

WHEREAS the Town Board of the Town of Carmel has previously authorized the solicitation of bids for the purchase and installation of Highway Department Equipment in form of a Combination Truck Body, Patrol Wing Plow, and Tandem Dump Body; and

WHEREAS said bids have been received and have been opened;

WHEREAS Highway Superintendent Michael Simone has prepared and forwarded a bid opening memo to the Town Board dated September 2, 2010, a copy of which is on file in the Town Clerk's Office;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby awards the aforesaid bid for the purchase and installation of a TBEI Galion truck body to Reed Systems, Ltd of Ellenville, NY, the lowest responsible bidder who met specifications at a bid price of \$77,357.00; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel hereby awards the aforesaid bid for the purchase and installation of the Gledhill patrol wing plow to Reed Systems, Ltd of Ellenville, NY, the lowest responsible bidder who met specifications at a bid price of \$10,080.00; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel hereby awards the aforesaid bid for the purchase and installation of a TBEI Galion tandem dump body, the lowest responsible bidder who met specifications at a bid price of \$54,400.00; and

BE IT FURTHER RESOLVED that the Town Supervisor Kenneth Schmitt is hereby authorized to execute any documentation necessary to effect the aforesaid purchase.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

DEPARTMENT OF RECREATION AND PARKS - SIGNING OF INTERMUNICIPAL AGREEMENT BETWEEN THE CITY OF WHITE PLAINS AND THE TOWN OF CARMEL RELATIVE TO THE DONATION AND ACCEPTANCE OF CERTAIN SKATE PARK EQUIPMENT - AUTHORIZED

WHEREAS James R. Gilchrist, Director of Recreation has requested that the Town Board authorize the signing of an Intermunicipal agreement between the City of White Plains ("City") and the Town of Carmel ("Carmel") providing for the donation by the City to Carmel of certain skate park equipment to be utilized by Carmel at Jimmy McDonough Park;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Supervisor to sign on behalf of the Town of Carmel, the Intermunicipal Agreement between the City and Carmel in regard to the donation and receipt of the aforesaid skate park equipment; and

BE IT FURTHER RESOLVED that a copy of said Intermunicipal Agreement be filed with the Town Clerk after signature by the Town Supervisor.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilwoman McDonough

(Cont)

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

Supervisor Schmitt spoke regarding the history of the donation and stated the value of the skate park equipment to be approximately \$80,000.00.

Councilman Lombardi addressed the issue of insuring the equipment and discussion ensued.

RESOLUTION FROM 9/1/10 RATIFYING SIDE LETTER OF AGREEMENT REGARDING RETIREMENT INCENTIVE WITH CSEA LOCAL 1000 AFSCME AFL-CIO TOWN OF CARMEL UNIT PUTNAM COUNTY LOCAL840 - AMENDED

RESOLVED, that the Town Board of the Town of Carmel authorizes entry into a side letter of agreement with CSEA Local 1000, AFSCME AFL-CIO Town of Carmel Unit, Putnam County Local 840, concerning the offering of a retirement incentive to certain qualifying bargaining unit members, such side letter to be in the amended form as attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that Kenneth Schmitt, Town Supervisor is hereby authorized to execute the aforesaid agreement and any and all other necessary documentation required in connection therewith.

Resolution

Offered by: Councilman Ravallo
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

SIDE LETTER OF AGREEMENT

IT IS HEREBY AGREED by and between the Town of Carmel (hereinafter "Town"), the CSEA, Local 1000 AFSCME, AFL-CIO, Town of Carmel Unit, Putnam County Local 840 (hereinafter "CSEA") that a retirement incentive of \$10,000 shall be offered to any CSEA member who meets the following conditions:

- A. The submission of an irrevocable letter of resignation for the purposes of retirement by the CSEA member with an effective retirement date of no later than November 30, 2010, to be received by the Town between the signing of this Agreement and by no later than 4:30 p.m. on November 1, 2010, and at least two weeks prior to the member's retirement, and
- B. Such unit member shall: (i) have completed a minimum of fifteen (15) years of full-time service in the Town; and (ii) be eligible to retire in accordance with the Employees' Retirement System.

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(Cont.)

This Agreement is subject to the approval of the Town Board.

IN WITNESS WHEREOF, this Agreement has been entered into by and between the parties:

TOWN OF CARMEL

Dated: _____

By: _____

CSEA, LOCAL 1000 AFSCME, AFL-CIO, TOWN
OF CARMEL UNIT, PUTNAM COUNTY, LOCAL 840

Dated: _____

By: _____

Supervisor Schmitt explained that the retirement incentive is being offered to qualified employees to reduce expenditures. He spoke regarding the potential savings to the Town.

Councilman Lombardi stated that this is step one to control the size and scope of government costs.

RESOLUTION FROM 8/18/10 AMENDING THE CARMEL AMBULANCE DISTRICT NO. 1 VOLUNTEER AMBULANCE WORKER SERVICE AWARD PROGRAM - AMENDED

WHEREAS eligible voters of the Town of Carmel approved a proposition to establish a Service Award Program, effective January 1, 2004, for active volunteer ambulance worker members of the Carmel Volunteer Ambulance Corporation, in accordance with Article 11-AAA of the New York State General Municipal Law; and;

WHEREAS Article 11-AAA authorizes the Town Board of the Town of Carmel to seek voter approval of amendments to the Service Award Program; and;

WHEREAS many of these amendments are intended to enable the Town to improve the Service Award Program benefits for active volunteer ambulance workers; and;

WHEREAS such improvement in Service Award Program benefits is consistent with the intent of the Program to help the Carmel Volunteer Ambulance Corporation recruit and retain active volunteer ambulance workers; and;

WHEREAS persons who serve as active volunteer ambulance workers of the Carmel Volunteer Ambulance Corporation, after having attained the program Entitlement Age of 65 and having commenced receiving a service award, have, under the current program provisions, been denied the opportunity to earn subsequent Service Award Program service credit; and;

WHEREAS Article 11-AAA was amended by Chapter 647 of the laws of 2003 to explicitly state that a Volunteer Ambulance Worker Service Award Program may allow a program participant who is being paid a service award to continue to earn additional service credit under the Service Award Program Point System;

NOW, THEREFORE, BE IT RESOLVED that: the Town Board of the Town of Carmel, as authorized by Article 11-AAA of the New York State General Municipal Law, directs that there shall be a public referendum of eligible voters of the Town of Carmel, in an election to be held on November 2, 2010 between the hours of 6:00 AM and 9:00 PM at the Carmel Firehouse, 85 Gleneida Avenue, Carmel, NY 10512, to determine whether the Carmel Ambulance District No. 1 Service Award Program shall be

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amended effective January 1, 2011 to allow program participants who have attained the entitlement age and commenced receiving their monthly service award payments to continue to be eligible to earn Service Award Program service credit under the Point System and to thereby increase their monthly Service Award payments by \$20 for each such year of additional service credit earned in a calendar years after 2010, and during or after the calendar year the participant effectively commenced receiving his/her monthly service award payments. Such payment increases shall be effective the January 1st following the year in which the additional service credit was earned. The certain period remaining in such cases, if that optional form of payment was chosen by the participant, shall be based on the original benefit commencement date (the effective date of the first monthly service award payment made after the attainment of entitlement age). Service credit shall continue to be limited by the maximum years of service credit allowed under the provisions of the Service Award Program.

The 2009 annual cost of funding the Carmel Ambulance District No. 1 Service Award Program is about \$45,400 including the cost of administration. Should voters approve this amendment, the annual cost of the amended program may increase by as much as \$22,000 for current volunteers.

All other provisions of the Carmel Ambulance District No. 1 Service Award Program which required voter approval shall not change and the program shall continue to be administered by the New York State Comptroller in accordance with Article 11-AAA of the New York State General Municipal Law as such law is amended from time to time, as well as with the applicable rules and regulations for Volunteer Ambulance Worker Service Award Programs promulgated by the New York State Comptroller.

BE IT FURTHER RESOLVED that absentee balloting shall be allowed at such referendum.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Robert Ravallo	<u>X</u>	<u> </u>	
Frank Lombardi	<u>X</u>	<u> </u>	
Suzanne McDonough	<u>X</u>	<u> </u>	
Anthony DiCarlo	<u> </u>	<u> </u>	Absent
Kenneth Schmitt	<u>X</u>	<u> </u>	

Gregory Folchetti explained that the resolution adopted on August 18, 2010 is being amended because there will be a financial savings to the Town by changing the date of the public referendum from October 19, 2010 to November 2, 2010 in connection with the General Election.

PUBLIC COMMENTS

Anthony Fusco suggested that the skate park equipment should be examined by the Town's insurance company prior to installation.

Gregory Folchetti explained that the skate park equipment will be examined before and after installation.

Mr. Fusco stated with regard to the retirement incentive, that he hoped that the Town's labor efforts would not be compromised by vacancies created as a result of the program. Discussion was held regarding the matter.

Mr. Fusco inquired if the item to be discussed in Executive Session pertained to the addition of personnel in the Highway Department.

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Supervisor Schmitt stated that the personnel item to be discussed in Executive Session is not related to the Highway Department.

Peter Creegan commended the Town Board for their common sense approach towards spending with regard to the purchase and installation of an emergency generator in Carmel Water District #12, in addition to the Town Board's continuing dialog with CSEA Local 1000.

TOWN BOARD MEMBER COMMENTS

Councilman Ravallo introduced a potential cost savings proposal, transitioning from having a stenographer present taking minutes at the Planning Board, Zoning Board of Appeals, Environmental Conservation Board, and Architectural Review Board meetings, to using audio recording machines at the meetings.

Councilman Ravallo then recommended that due to the current difficult economic times, that a vacancy in the Highway Department is not filled until at the very least, the conclusion of the budget process. A brief discussion with Supervisor Schmitt was held.

David Gagliardi inquired about the preservation of the board meeting tape recordings.

Councilman Ravallo replied that the recordings would also be transcribed on to paper during normal business hours.

Anthony Fusco recommended using an electronic hard drive for recording the meetings which can be transcribed to writing and to the Web.

Mr. Fusco expressed his opposition of filling vacancies in the Highway Department and spoke regarding the recent removal of his political campaign signs posted in Town.

Supervisor Schmitt announced the details of the annual Putnam County Household Hazardous Waste Collection Day to be held on October 2, 2010 at the Putnam County Department of Health in Brewster.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilman Ravallo, seconded by Councilman Lombardi, with all Town Board members present in agreement, the meeting was adjourned at 8:14 p.m. to Executive Session for the purpose of discussion with the Deputy Comptroller regarding personnel budget items.

Respectfully submitted,

Ann Garris, Town Clerk