

20 OCTOBER 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 20th day of October 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, Councilman DiCarlo 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.

MINUTES OF TOWN BOARD MEETINGS HELD ON 9/15/10, 9/22/10 AND 9/29/10 - ACCEPT AS SUBMITTED BY THE TOWN CLERK

On motion by Councilman Lombardi, seconded by Councilman DiCarlo, with all members of the Town Board present and voting “aye”, the minutes of the Town Board meetings held on September 15th, September 22nd, and September 29th, 2010 were accepted as submitted by the Town Clerk.

RESOLUTION FROM 10/5/10 AMENDED - ADDITIONS AND DELETIONS TO THE ACTIVE LIST OF THE MAHOPAC VOLUNTEER FIRE DEPARTMENT - AUTHORIZED **AMENDED 10/27/10**

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

Caitlin Prozenka
Matthew Filipponni

BE IF FURTHER RESOLVED that the Town Board of the Town of Carmel hereby authorizes the deletion of the following names to the active list of the Mahopac Volunteer Fire Department:

Michael Conroy
Kristin Butironi

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Gregory Folchetti, Legal Counsel, explained that the original resolution was being amended because it was determined that it contained an appointment that should not have been made.

ADDITION 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:

Brian Smith

BE IF FURTHER RESOLVED that the Town Board of the Town of Carmel hereby authorizes the deletion of the following names to the active list of the Mahopac Volunteer Fire Department:

(Cont.)

Lisa Holstein
Chris Brickman
Jason Knaus
Charles Paroubek

Resolution
Offered by: Councilman DiCarlo
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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

**ISSUANCE OF LICENSE FOR THE COLLECTION OF REFUSE AND GARBAGE
WITHIN THE TOWN OF CARMEL AUTHORIZED - ROGAN BROTHERS
SANITATION, INC. - 8/1/2010 - 7/31/2011**

RESOLVED that the Town Board of the Town of Carmel, upon review of the application of Rogan Brothers Sanitation, Inc., hereby authorizes the issuance of a license for the collection of refuse and garbage within the Town of Carmel pursuant to Chapter 95, Article III of the Town Code of the Town of Carmel to:

APPLICANT	ADDRESS	LICENSE PERIOD
Rogan Brothers Sanitation, Inc.	Office Address: 1014 Saw Mill River Road Yonkers, NY	8/1/2010 - 7/31/2011
	Mailing Address: PO Box 1076 Yonkers, NY 10703	

Resolution
Offered by: Councilman Ravallo
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

**WATER EMERGENCY PURSUANT TO SECTION 151-22 OF THE TOWN CODE
RESCINDED - CERTAIN WATER DISTRICTS - #1, #2, #4, #5, #6, #7, #8, #9, #10,
#11, #13 AND #14**

WHEREAS, that the Town Board of the Town of Carmel, acting as the Commissioners of the Water Districts of the Town of Carmel, and pursuant to Section 151-22 of the Code of the Town of Carmel, had previously determined that a water emergency existed within the Town of Carmel, and
WHEREAS, pursuant to resolution of the Town Board duly enacted on July 7, 2010 the Town Board declared such water emergency and promulgated restrictions on the use of water for nonessential purposes; and

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(Cont.)

WHEREAS, upon the advice of and consultation with the operators of the respective water districts within the Town of Carmel, it is apparent that rescission of such water emergency declaration for certain water districts within the Town of Carmel is now appropriate;

NOW THEREFORE BE IT RESOLVED that pursuant to Section 151-22 (A) of the Town Code of the Town of Carmel, the Town Board, acting as Commissioners of the Water Districts of the Town of Carmel, hereby rescinds the aforesaid declaration of water emergency with respect to Carmel Water Districts #1, #2,#4, #5, #6, #7, #8, #9, #10, #11, #13 and #14; and

BE IT FURTHER RESOLVED that the Town Clerk is directed to publish this resolution in the official newspapers of the Town and to post said resolution on the official bulletin Board of the Town.

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> </u>	<u>X</u>
Suzanne McDonough	<u>X</u>	<u> </u>
Anthony DiCarlo	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Supervisor Schmitt noted that the restrictions remain in effect for Carmel Water District #3 and Carmel Water District #12.

**CARMEL WATER DISTRICT #8 - ENGINEERING PROJECTS COORDINATOR
AUTHORIZED TO CIRCULATE A REQUEST FOR PROPOSALS FOR DESIGN
ENGINEERING SERVICES - DISTRIBUTION SYSTEM CAPITAL UPGRADE
PROJECT**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Robert Vara, Engineering Projects Coordinator, to request proposals for design engineering services for the Carmel Water District #8 distribution system capital upgrade project.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Supervisor Schmitt commented on the Town Board’s commitment to improving the water quality in Carmel Water District #8.

BUDGET MODIFICATIONS - #2010-09(B) - AUTHORIZED

WHEREAS the Deputy Comptroller has reviewed the September 2010 Budget Modifications with the Town Board which are detailed and explained on the attached Budget Revisions Schedule identified as #2010-09(b);

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(Cont.)

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the September 2010 Budget Modifications/Revisions itemized on Schedule #2010-09(b) which are attached to this resolution, incorporated herein and made a part hereof.

Resolution

Offered by: Councilman DiCarlo
Seconded by: Councilman Ravallo

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

TOWN OF CARMEL
BUDGET REVISIONS FOR SEPTEMBER 2010
#2010-09

	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
	GENERAL FUND			
2010-09-01	100-1989-3005	MORTGAGE TAX REVENUE	*	150,000.00
	100-1315-0086	RETIREES HEALTH INSURANCE		15,000.00
	100-3120-0086	RETIREES HEALTH INSURANCE		55,000.00
	100-7020-0086	RETIREES HEALTH INSURANCE		10,000.00
	100-1110-0080	EMPLOYEE BENEFITS		8,000.00
	100-1220-0080	EMPLOYEE BENEFITS		4,000.00
	100-1355-0080	EMPLOYEE BENEFITS		5,000.00
	100-1620-0080	EMPLOYEE BENEFITS		10,000.00
	100-3120-0080	EMPLOYEE BENEFITS		20,000.00
	100-3620-0080	EMPLOYEE BENEFITS		5,000.00
	100-6010-0080	EMPLOYEE BENEFITS		10,000.00
	100-7110-0080	EMPLOYEE BENEFITS		8,000.00
		- REDUCE MORTGAGE TAX REVENUES TO REFLECT ACTUAL REVENUE YTD		
2010-09-02	100-1410-0080	TOWN CLERK EMPLOYEE BENEFITS	12,000.00	
	100-1410-0086	TOWN CLERK RETIREE HEALTH INSURANCE		12,000.00
		- TRANSFER EMPLOYEE BENEFITS COST		
2010-09-03	100-1420-0041	LITIGATION LEGAL SERVICES	2,000.00	
	100-1420-0042	JUSTICE CORT PROSECUTION LEGAL SERVICES	2,000.00	
	100-1420-0044	LABOR LEGAL SERVICES	1,000.00	
	100-1440-0046	ENGINEERING CONSULTANT		5,000.00
		- TRANSFER FOR LEGAL SERVICES		
2010-09-04	100-1640-0082	CENTRAL GARAGE FICA EXPENSE	228.00	
	100-1640-0040	CENTRAL GARAGE EXPENSES		228.00
		- TRANSFER FOR FICA EXPENSE		
2010-09-05	100-1680-0044	IT TECHNICAL CONSULTING	21,500.00	
	100-1989-9909	APPROPRIATE FUND BALANCE	*	21,500.00
		- PROVIDE FOR CONTRACT RENEWAL 2ND HALF 2010		
2010-09-06	100-1680-0040	IT CONTRACTUAL EXPENSE	2,000.00	
	100-1681-0040	GIS CONTRACTUAL EXPENSE		2,000.00
		- TRANSFER FOR IT EXPENSE		
2010-09-07	100-3120-0012	POLICE OVERTIME EXPENSE	40,000.00	
	100-3120-0084	POLICE HEALTH INSURANCE EXPENSE		40,000.00
		- TRANSFER FOR OVERTIME EXPENSE		
2010-09-08	100-3120-0013	POLICE TEMPORARY STAFF	450.00	
	100-3121-0012	LAKE PATROL OVERTIME	550.00	
	100-3123-0012	COMMUNITY POLICE OVERTIME	200.00	
	100-3121-0011	LAKE PATROL STAFF		650.00
	100-3123-0011	COMMUNITY POLICE STAFF		550.00
		- TRANSFER FOR POLICE TEMP STAFF/OVERTIME EXP		
2010-09-09	100-3121-0041	LAKE PATROL BOAT FUELS	210.00	
	100-3123-0040	COMMUNITY POLICE EXPENSE		210.00
		- TRANSFER FOR BOAT FUEL EXPENSE		

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	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION		INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
2010-09-10	100-3310-0082	SIGN CONTROL FICA EXPENSE		239.00	
	100-3310-0012	SIGN CONTROL STAFF OVERTIME			239.00
		- TRANSFER FOR FICA EXPENSE			
2010-09-11	100-7020-0048	RECREATION PUBLICATION EXPENSE		700.00	
	100-7020-0042	RECREATION BLDG UTILITY EXPENSE			700.00
		- TRANSFER FOR RECREATION PUBLICATION EXPENSE			
2010-09-12	100-7110-0041	PARK MAINTENANCE FUEL EXPENSE		500.00	
	100-7110-0020	PARK MAINTENANCE EQUIPMENT EXPENSE			500.00
		- TRANSFER FOR PARK EQUIPMENT FUEL EXPENSE			
2010-09-13	100-1989-2045	DOG PARK MEMBERSHIP FEES	*	1,800.00	
	100-7119-0040	DOG PARK CONTRACTUAL EXPENSE		1,800.00	
		- PROVIDE FOR DOG PARK EXPENSES			
2010-09-14	100-1989-2050	PARK SELF SUSTAINING FEES	*	10,000.00	
	100-7310-0045	YOUTH SELF SUSTAINING PROGRAMS		10,000.00	
		- PROVIDE FOR YOUTH SELF SUSTAININ PROGRAMS			
2010-09-15	100-8090-0082	RECYCLING FICA EXPENSE		300.00	
	100-8090-0040	RECYCLING CONTRACTUAL EXPENSE			300.00
		- TRANSFER FOR FICA EXPENSE			
2010-09-16	100-8020-0080	PLANNING BOARD EMPLOYEE BENEFITS		974.00	
	100-8021-0080	ARB EMPLOYEE BENEFITS		28.00	
	100-8091-0080	ECB EMPLOYEE BENEFITS			1,000.00
		- TRANSFER FOR EMPLOYEE BENEFITS COST			
HIGHWAY FUND					
2010-09-17	500-5110-0082	GENERAL REPAIR FICA EXPENSE		1,436.00	
	500-5110-0083	GENERAL REPAIR W/C INSURANCE EXPENSE		1,892.00	
	500-5110-0085	GENERAL REPAIR WELFARE FUND EXPENSE		137.00	
	500-5130-0081	MACHINERY REPAIR MTA TAX EXPENSE		267.00	
	500-5142-0082	SNOW REMOVAL FICA EXPENSE		4,516.00	
	500-5110-0081	GENERAL REPAIR MTA TAX EXPENSE			421.00
	500-5130-0080	MACHINERY REPAIR RETIREMENT EXPENSE			3,500.00
	500-5130-0082	MACHINERY REPAIR FICA EXPENSE			2,827.00
	500-5140-0080	WEEDS & BRUSH RETIREMENT EXPENSE			1,500.00
		- TRANSFER EMPLOYEE BENEFIT COSTS			
2010-09-18	500-5110-0013	GENERAL REPAIR TEMPORARY STAFF		4,500.00	
	500-5110-0016	GENERAL REPAIR SPECIAL LABOR			4,500.00
		- TRANSFER FOR TEMP STAFF EXPENSE			
2010-09-19	500-5140-0012	WEEDS & BRUSH OVERTIME EXPENSE		2,000.00	
	500-5130-0012	MACHINERY REPAIR OVERTIME EXPENSE			2,000.00
		- TRANSFER FOR OVERTIME EXPENSE			

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	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION		INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL AMBULANCE DISTRICT					
2010-09-20	201-4540-0083	WORKERS COMP INSURANCE		66.00	
	201-9025-0040	LOSAP ADMIN EXPENSE			66.00
		-TRANSFER FOR W/C INSURANCE COST			
CARMEL FIRE PROTECTION DIST #2					
2010-09-21	302-3410-0099	WORKERS COMP INSURANCE		5,521.00	
	302-9025-0040	LOSAP ADMIN EXPENSE		1,479.00	
	302-3410-9909	APPROPRIATE FUND BALANCE	*	7,000.00	
		- PROVIDE FOR W/C COST AND LOSAP ADMINISTRATION			

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LAKE CASSE PARK DISTRICT				
2010-09-22	401-7140-0082	SOCIAL SECURITY EXPENSE	275.00	
	401-7140-0048	SPECIAL CONTRACT EXPENSE		275.00
		- TRANSFER FOR FICA EXPENSE		
TEAKETTLE LAKE PARK DISTRICT				
2010-09-23	403-7140-0040	CONTRACTUAL EXPENSE	2,000.00	
	403-7140-9909	APPROPRITATE FUND BALANCE	*	2,000.00
		- PROVIDE FOR SPECIAL CONTRACT WORK		
LAKE SECOR PARK DISTRICT				
2010-09-24	404-7140-0082	FICA EXPENSE	230.00	
	404-7140-0050	SPECIAL IMPROVEMENTS		230.00
		- TRANSFER FOR FICA EXPENSE		
CARMEL WATER DISTRICT #2				
2010-09-25	802-8310-0047	EMERGENCY REPAIRS	7,500.00	
	802-8310-0042	UTILITY EXPENSES		7,500.00
		- TRANSFER FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #3				
2010-09-26	803-8310-0047	EMERGENCY REPAIRS	4,000.00	
	803-8310-0041	CHEMICAL EXPENSES		4,000.00
		- TRANSFER FOR EMERGENCY REPAIRS		

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	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL WATER DISTRICT #6				
2010-09-27	806-8310-0047	EMERGENCY REPAIRS	2,000.00	
	806-8310-0040	CONTRACTUAL REPAIRS		2,000.00
		- TRANSFER FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #7				
2010-09-28	807-8310-0047	EMERGENCY REPAIRS	18,938.00	
	807-8310-2681	INSURANCE RECOVERIES	*	18,938.00
		- PROVIDE FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #8				
2010-09-29	808-8310-0040	CONTRACTUAL REPAIRS	5,000.00	
	808-8310-0047	EMERGENCY REPAIRS	5,000.00	
	808-8310-9909	APPROPRIATED FUND BALANCE	*	10,000.00
		- PROVIDE FOR VARIOUS REPAIRS		
CARMEL WATER DISTRICT #10				
2010-09-30	810-8310-0047	EMERGENCY REPAIRS	2,000.00	
	810-8310-0099	REPAIR RESERVE FUND		2,000.00
		- TRANSFER FOR EMERGENCY REPAIRS		

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CARMEL WATER DISTRICT #12				
2010-09-31	812-8310-0047	EMERGENCY REPAIRS	20,000.00	
	812-8310-9909	APPROPRIATED FUND BALANCE	*	20,000.00
		- PROVIDE FOR EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #2, EXT.				
2010-09-32	822-9901-0000	TRANSFER TO CWD #2 FUND	71,000.00	
	822-8310-0099	REPAIR RESERVE FUND		41,000.00
	822-8310-9909	APPROPRIATED FUND BALANCE	*	30,000.00
		- PROVIDE FOR TRANSFER RECONCILIATION		
CARMEL SEWER DISTRICT #3				
2010-09-33	703-8130-0040	CONTRACTUAL EXPENSES	800.00	
	703-8130-0042	UTILITY EXPENSES	200.00	
	703-8130-0099	REPAIR RESERVE FUND		1,000.00
		-TRANSFER FOR VARIOUS EXPENSES		
CARMEL SEWER DISTRICT #8				
2010-09-34	708-9901-0099	TRANSFER TO CSD #2 FUND	58,334.00	
	708-8130-9909	APPROPRIATE FUND BALANCE	58,334.00	
		- PROVIDE FOR BACK COSTS		

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#2010-09

	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
MCDONOUGH PARK CAPITAL FUND				
2010-09-35	913-7140-0044	PROJECT ENGINEERING	3,500.00	
	913-7140-5030	INTERFUND TRANSFER - PARKLAND TRUST	*	3,500.00
		- PROVIDE FOR ENGINEERING/SURVEYING COSTS		
AGENCY & TRUST FUNDS				
2010-09-38	990-0037-0099	TRANSFER TO OTHER FUNDS - (913 Fund)	3,500.00	
	990-0037-9909	PARKLANDS TRUST FUND APPROPRIATION	*	3,500.00
		- PROVIDE FOR PARK IMPROVEMENTS		

**HIGHWAY DEPARTMENT - ADVERTISING FOR BIDS AUTHORIZED - SAND,
GUIDE RAIL AND WINTER MIX**

RESOLVED that, pursuant to the request of the Highway Superintendent, the Town Clerk of the Town of Carmel is hereby authorized to advertise for bids for the purchase of the following items:

- Sand
- Guide Rail
- Winter Mix

BE IT FURTHER RESOLVED that the Highway Superintendent 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.

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(Cont.)

Resolution

Offered by: Councilman Ravallo
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

POLICE DEPARTMENT - CERTAIN EQUIPMENT DECLARED OBSOLETE AND DISPOSAL AUTHORIZED - OFFERED AS PRE-FILED

RESOLVED that, upon the recommendation of Michael Johnson, Chief of Police , the Town Board of the Town of Carmel hereby declares the following equipment to be obsolete and hereby authorizes its disposal in accordance with Town Law, including but not limited to disposal pursuant to Town Law §64(2-a):

- Dell LCD Monitor Serial No. MX-02Y311-47605-44J-A4VL;
- Dell LCD Monitor Serial No. CN -OM1619-64180-43M-OLPL;
- Dell LCD Monitor Serial No. CN -OM1609-46633-434-3APS;
- Dell Motherboard Serial No. CN-0u1324-13740-43Q-01FW

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilmen DiCarlo and 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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

JUSTICE COURT - SUBMISSION OF JUSTICE COURT ASSISTANCE PROGRAM GRANT APPLICATION - AUTHORIZED

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the submission of the 2010 Justice Court Assistance Program Grant Application to the New York State Office of Court Administration; and

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

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Supervisor Schmitt acknowledged the efforts of Patricia Genna with regard to procuring approximately \$60,000.00 in Justice Court Assistance Program Grant awards to date.

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ENTRY INTO STIPULATION OF AGREEMENT WITH CSEA, LOCAL 1000 AFSCME, AFL-CIO - AUTHORIZED

RESOLVED, that the Town Board of the Town of Carmel authorizes entry into a stipulation of agreement with CSEA, Local 1000 AFSCME, AFL-CIO, Town of Carmel Unit, Putnam County Local 840, such stipulation to be in 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 stipulation and any and all other necessary documentation required in connection therewith.

Resolution

Offered by: Councilman DiCarlo
Seconded by: Councilman Ravallo

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

KENNETH SCHMITT
Town Supervisor

ANTHONY DI CARLO
*Town Councilman
Deputy Supervisor*

FRANK D. LOMBARDI
Town Councilman
SUZANNE MC DONOUGH
Town Councilwoman
ROBERT J. RAVALLLO
Town Councilman

TOWN OF CARMEL
TOWN HALL



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www.carmelny.org

ANN GARRIS
Town Clerk

KATHLEEN KRAUS
Receiver of Taxes

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

STIPULATION OF SETTLEMENT

It is hereby agreed by and between the Town of Carmel and CSEA, Local 1000 AFSCME, AFL-CIO, Town of Carmel Unit, Putnam County Local 840 ("CSEA") hereby as follows "Union"

1. The "Union" hereby withdraws with prejudice the Improper Practice Charge on or about August 2, 2010, case # U-30230
2. The "Union" hereby withdraws with prejudice the Demand for Arbitration filed on or about May 7, 2010, regarding the alleged violation of Article II Section A of the Party's Collective Bargaining Unit
3. The Town of Carmel agrees to provide the "Union" with a copy of the complaint filed by Mr. Paul Jonke on or about March 8, 2010

Kenneth Schmitt,
Supervisor, Town of Carmel

Date

Glenn Blackman,
CSEA

10/14/10

Date

Date

20 OCTOBER 2010
TOWN BOARD MEETING

**POLICE DEPARTMENT - ACCEPTANCE OF PROPOSAL FOR SOFTWARE
AUTHORIZED - IMPACT PUBLIC SAFETY SYSTEMS - COST NOT TO EXCEED
\$22,352.50**

RESOLVED that the Town Board of the Town of Carmel, upon recommendation by Chief of Police Michael Johnson, hereby authorizes the acceptance of the proposal of IMPACT Public Safety Systems, Farmingdale, NY dated September 30, 2010, for Visual Computer-Aided Dispatch and Advanced Mobile Online systems at a cost not to exceed \$22,352.50; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to sign and all necessary documentation necessary to accept said proposal; and

BE IT FURTHER RESOLVED that the Office of the Town Comptroller is hereby authorized to make any and all necessary budget modifications necessary to effect the aforesaid of the aforesaid proposal.

Resolution

Offered by: Councilman Ravallo
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Supervisor Schmitt explained that the software is being purchased with funds obtained from the Putnam County Stop DWI Program.

Councilman DiCarlo suggested that the Town Board develop a budget plan for replacing the Town’s outdated computer hardware and software.

Supervisor Schmitt stated that he will be pursuing technology grant funding.

**PUBLIC HEARING SCHEDULED FOR 11/23/10 - PROPOSED LOCAL LAW
AMENDING CHAPTER 95, ENTITLED GARBAGE, RUBBISH AND REFUSE OF THE
TOWN CODE**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing at the Town Hall, 60 Mc Alpin Avenue, Mahopac, New York 10541 on Tuesday, November 23, 2010 at 7:00 p.m. or as soon thereafter that evening as possible on a Local Law amending Chapter 95, entitled Garbage, Rubbish and Refuse of the Town Code of the Town of Carmel; and

BE IT FURTHER RESOLVED that the Town Clerk 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.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Councilman Ravallo indicated that his support of the proposed Local Law would depend on how it was crafted.

PUBLIC HEARING SCHEDULED IN CONNECTION WITH 2011 PRELIMINARY BUDGET - 11/3/10

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing in regard to the Preliminary Budget for fiscal year 2011 including the General Town Fund, Highway Funds as well as all Water Districts, Sewer Districts, Park Districts, Fire Districts, Fire Protection Districts and Lighting Districts; and
BE IT FURTHER RESOLVED that said Public Hearing shall be held on the 3rd day of November, 2010 at Town Hall, 60 McAlpin Avenue, Mahopac, New York at 7:00 PM or as soon thereafter that evening as possible, at which all interested persons shall be heard; and

BE IT FURTHER RESOLVED that the proposed salaries of the following officials for fiscal year 2011 shall be advertised, as required by Section 108 of the Town Law of the State of New York, as follows in said notice:

Supervisor - \$94,882.56
Town Councilperson - \$18,489.60
Town Clerk - \$80,280.72
Town Superintendent of Highways - \$101,808.72

BE IT FURTHER RESOLVED that the Town Clerk is hereby authorized to publish a Notice of said Public Hearing in the official newspapers of the Town a minimum of five (5) days prior to November 3rd, 2010.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman DiCarlo

<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>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Supervisor Schmitt noted that the aforementioned 2011 salaries for the Town Supervisor and Town Councilpersons reflect a 4% reduction from their current salaries.

Councilman Lombardi explained that he will not be in attendance at the Public Hearing because he will be acting as a Confirmation sponsor that evening.

Councilman DiCarlo and Councilman Ravallo spoke regarding the Town Board's denial to accept a raise in their salary for many years. Discussion ensued.

PUBLIC COMMENTS

Joyce Lambert asked if a copy of the proposed Local Law amending Chapter 95, entitled Garbage, Rubbish and Refuse of the Town Code of the Town of Carmel, will be available for inspection prior to the Public Hearing on November 23rd.

Gregory Folchetti indicated that the proposed Local Law will be included in the Notice of Public Hearing and available at Town Hall.

Mrs. Lambert commented that the authorization to advertise for bids for the purchase of Highway Department materials should not have been considered a formality and warranted greater discussion by the Town Board. Discussion was held regarding the matter.

David DeRita of the Putnam County Times stated that he was having difficulties procuring a current list of the members of the Mahopac Volunteer Fire Department.

Supervisor Schmitt said that he would acquire a copy for him.

(Cont.)

Mr. DeRita asked why the water restrictions have been lifted.

Supervisor Schmitt stated that the restrictions on usage in certain water districts have been rescinded because the operators of those districts have indicated that the water flows have returned to normal.

Mr. DeRita asked when the proposals for design engineering services for the Carmel Water District #8 distribution system capital upgrade project will be due back from the vendors.

Supervisor Schmitt explained that the date is yet to be determined. It will be included in the Request for Proposals.

Mr. DeRita inquired about the budget modifications authorized.

Supervisor Schmitt explained that the budget modifications were discussed in detail at the previous Work Session.

Mr. DeRita asked with regard to an earlier comment made by Supervisor Schmitt, who was the other Town Board that will be taking salary reductions in 2011.

Supervisor Schmitt stated that it would be up to that Town Board to make the announcement. A discussion followed.

Patricia Capozzi provided an update on the construction of Putnam County's commuter parking lot off Mt. Hope Road in Mahopac. Discussion ensued regarding the various issues and problems related to the site.

TOWN BOARD MEMBER COMMENTS

Councilwoman McDonough citing October as "Breast Cancer Awareness Month" spoke regarding her participation in the "Pink Hair for Hope" program in which certain beauty salons are offering a pink hair extension for a ten dollar donation with all proceeds benefiting breast cancer awareness and research.

Supervisor Schmitt announced that the Town of Carmel Department of Recreation and Parks will be holding their annual Harvestfest featuring pony rides, crafts, games, Trick-or-Treat Parade and more, on October 24th from 12:00 pm until 4:00 pm at Sycamore Park.

Supervisor Schmitt announced that the Hamlet of Carmel Civic Association is sponsoring an annual Halloween Ragamuffin Parade on Sunday, October 24th from 1:00 pm to 4:00 pm. The parade will assemble behind the Old Putnam County Courthouse on Gleneida Avenue.

Supervisor Schmitt announced with regard to the public referendum to be held on November 2, 2010 from 6:00 am to 9:00 pm at the Carmel Firehouse to determine whether the Service Award Program for Volunteer Ambulance Workers of Town of Carmel Ambulance District No. 1 shall be amended, that If the Absentee Ballot is to be mailed to the voter, the application must be received no later than 4:30 pm on October 25, 2010. If the Absentee Ballot is to be picked up in person by the voter, the application must be received in the Office of Ann Garriss, Town Clerk no later than 4:30 pm on November 1, 2010.

Councilman Lombardi spoke regarding the Mahopac Sports Association's Thanksgiving food drive to benefit area families in need. Donations of nonperishable food items may be dropped off at the collection box at Town Hall.

PUBLIC COMMENTS (CONTINUED)

Jerry Ravnitzky announced that the Concerned Residents of Carmel and Mahopac will be conducting a food drive to benefit Putnam Community Action Program and is seeking volunteers to assist them on November 20th and 21st.

Mrs. Lambert inquired about the budget process.

Supervisor Schmitt explained that questions and comments regarding the budget may be addressed at the Public Hearing on November 3rd and discussion was held regarding the budget process.

Mr. Ravnitzky spoke against the Town providing funding for the Mahopac Sports Association because of their previous endorsement of certain political candidates.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilman Ravallo, seconded by Councilman DiCarlo, with all Town Board members present and in agreement, the meeting was adjourned at 8:20 p.m. to a Special Work Session. On motion by Councilwoman McDonough and seconded by Councilman Ravallo, with all Town Board members present and in agreement, the Town Board then entered into Executive Session to discuss the 2011 Budget with regard to the employment performance and history of a certain individual or individuals, an individual personnel item, as well as a engineering consultant proposal.

Respectfully submitted,

Ann Garris, Town Clerk