

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 4th day of April 2018 at 7:06 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Barile, Councilman Schneider, Councilman Lupinacci, Councilwoman McDonough and Supervisor Schmitt.

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

PUBLIC COMMENTS - AGENDA ITEMS

Supervisor Schmitt announced that going forward, the public would have the opportunity to comment on agenda items both before and after the resolutions are offered at Town Board meetings. He then opened the floor to the public. No one wished to comment at this time.

MINUTES OF TOWN BOARD MEETINGS HELD ON 3/14/18 AND 3/21/18 - ACCEPT AS SUBMITTED BY THE TOWN CLERK

On motion by Councilwoman McDonough, seconded by Councilman Schneider, with all members of the Town Board present and voting “aye”, the minutes of the Town Board meetings held on March 14th and March 21st 2018 were accepted as submitted by the Town Clerk.

TABLED RESOLUTION FROM 2/14/18 - PUBLIC HEARING SCHEDULED FOR 5/2/18 - PROPOSED LOCAL LAW AMENDING CHAPTER 89 OF THE CODE OF THE TOWN OF CARMEL, ENTITLED "FRESHWATER WETLANDS"

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing at Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541 on Wednesday May 2, 2018 at 7:00 p.m. or as soon thereafter that evening as possible on a proposed Local Law amending Chapter 89 of the Code of the Town of Carmel, entitled "Freshwater Wetlands"; 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 newspapers of the Town and on the Town bulletin board regarding this Public Hearing.

Resolution

Offered by: Councilman Schneider
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	X	
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	

TABLED RESOLUTION FROM 3/21/18 - RESOLUTION FROM 11/15/17 AMENDED CONSENTING TO THE DEDICATION OF TOWN HIGHWAYS - KIRKWOOD ESTATES

WHEREAS an application to dedicate Radnor Lane and Alan Road (aka Sprucetop Drive) in the Kirkwood Estates Subdivision to the Town of Carmel together with a Dedication and Release has been filed by Kirkwood Estates, LLC, and

WHEREAS the Town Highway Superintendent and the Town Engineer have recommended that the road be accepted for dedication,

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NOW, THEREFORE, BE IT RESOLVED, in accordance with the provisions of Section 171 of the Highway Law of the State of New York, that the Town Board of the Town of Carmel hereby consents to the dedication of Radnor Lane and Alan Road (aka Sprucetop Drive) in the Kirkwood Estates Subdivision and hereby authorizes the Town Highway Superintendent to sign an Order Laying Out said Radnor Lane and Alan Road (aka Sprucetop Drive) in the Kirkwood Estates Subdivision as Town Highways upon being advised by the Town Counsel that all necessary documents required in connection with said dedication have been received; and

BE IT FURTHER RESOLVED that, upon the recommendation of the Highway Superintendent and the Town Engineering Consultant, the posting of a maintenance bond for said road is hereby waived since the top course of pavement has been in place for over one year.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

PUBLIC HEARING RESCHEDULED FROM 4/18/18 TO 5/16/18 - PROPOSED LOCAL LAW ENACTING CHAPTER 140 OF THE CODE OF THE TOWN OF CARMEL, ENTITLED "TOWING AND STORAGE"

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the rescheduling of a Public Hearing at Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541 on Wednesday, May 16, 2018 at 7:00 p.m. or as soon thereafter that evening as possible on a proposed Local Law enacting Chapter 140 of the Code of the Town of Carmel, entitled "Towing and Storage"; 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 newspapers of the Town and on the Town bulletin board regarding this Public Hearing.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Schneider and Councilman Barile

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

OFFICE OF RECREATION AND PARKS - PROBATIONARY APPOINTMENT MADE TO POSITION OF SENIOR TYPIST/ SENIOR OFFICE ASSISTANT - NANCY L. SLATTERY

RESOLVED that the Town Board of the Town of Carmel hereby appoints Nancy L. Slattery to the position of Senior Typist/Senior Office Assistant at a CSEA Group 2 Step 1 salary level, on a probationary basis effective April 16, 2018, subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

(Cont.)

Resolution

Offered by: Councilman Barile
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Supervisor Schmitt congratulated Ms. Slattery on her appointment.

PROPOSAL ACCEPTED FOR INSURANCE - THE SPAIN AGENCY, INC. - 4/1/18 THROUGH 3/31/19

RESOLVED that the Town Board of the Town of Carmel hereby accepts the proposal of the Spain Agency, Inc., Mahopac, NY to provide liability insurance to the Town of Carmel for the period of April 1, 2018 through March 31, 2019 in form as is on file in the office of the Town Supervisor, and

BE IT FURTHER RESOLVED that the Town Supervisor is hereby authorized to sign all necessary documentation required to accept such proposal.

Resolution

Offered by: Councilman Schneider
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Councilman Barile stated that he received an email from another local insurance company requesting that the Town go out to bid next year for the contract to provide liability insurance and Councilman Barile expressed agreement with the request.

Councilman Schneider pointed out that the insurance is a set policy and noted that the cost has decreased 7% over the past year. Although he indicated that he did not have an issue with the request, Councilman Schneider suggested that the award should be based on the qualifications of the insurance agents because it is a fixed price.

Legal Counsel Gregory Folchetti clarified that the Town Board would circulate an RFP for the professional service which would provide them some discretion when considering the proposals submitted.

RECREATION AND PARKS - BID AWARDED - BUS TRANSPORTATION FOR 2018 SUMMER CAMP PROGRAM - BAUMANN & SON BUSES, INC.

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for bus transportation for the 2018 summer camp program administered by the Town of Carmel Department of Recreation and Parks, as requested by Director of Parks and Recreation, James R. Gilchrist, and

WHEREAS such bids were received and opened on March 15, 2018 and a bid opening memo is on file with Town Clerk Ann Spofford, and

NOW THEREFORE BE IT RESOLVED that upon the recommendation of James R. Gilchrist, the Town Board hereby awards the aforesaid bid to Baumann & Son Buses, Inc., Ronkonkoma, New York, the lowest responsible bidder meeting the

(Cont.)

specifications for all bus trips scheduled by the Recreation and Parks Department for Summer 2018.

BE IT FURTHER RESOLVED that upon review of insurance certificates in form acceptable to Town Counsel, Town Supervisor, Kenneth Schmitt, is hereby authorized to execute any other and further documentation necessary to accept such bid and contract for said services.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Schneider

Roll Call Vote	YES	NO
Michael Barile	X	
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	

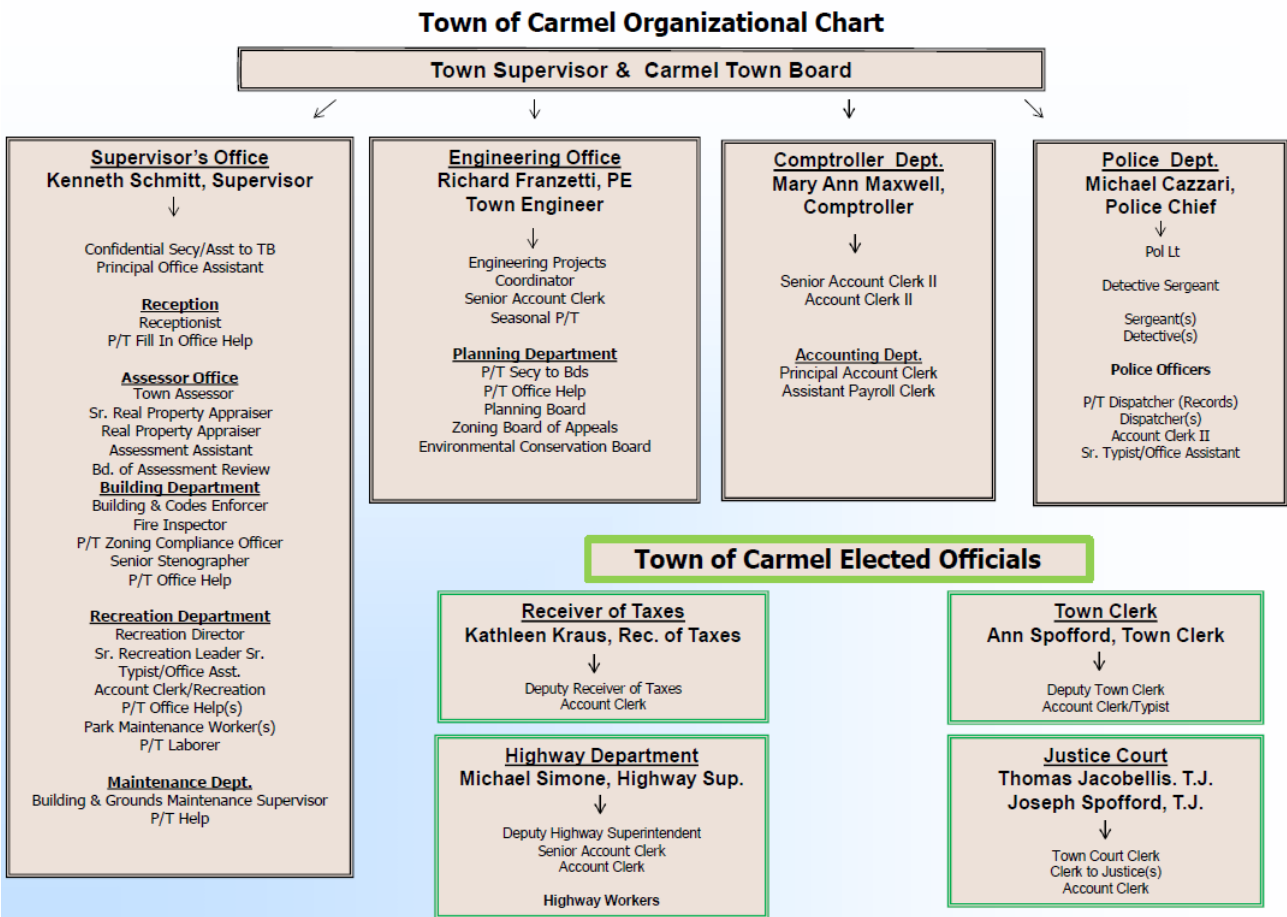
AMENDED TOWN OF CARMEL ORGANIZATIONAL CHART ADOPTED

RESOLVED that the Town Board of the Town of Carmel hereby adopts and ratifies the Town of Carmel Organizational Chart as amended, in form as attached hereto and made part hereof, effective immediately.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Schneider

Roll Call Vote	YES	NO
Michael Barile	X	
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	



(Cont.)

Councilman Lupinacci offered a motion to adopt the resolution and it was seconded by Councilman Barile.

Prior to the roll call vote, Supervisor Schmitt explained that based upon a previous discussion, the attachment to the resolution was incorrect because it included the Engineering Consultant. Supervisor Schmitt pointed out that consultants are not employees and should not be included on the Organizational Chart.

Councilman Lupinacci reoffered the motion to adopt the amended Organizational Chart as on file in the office of the Town Supervisor. The motion was seconded by Councilman Schneider and the aforementioned roll call vote followed.

BUDGET MODIFICATIONS AUTHORIZED - #2018/01

WHEREAS the Town Comptroller MaryAnn Maxwell has reviewed the proposed Budget Modifications/Revisions for the period ending February 28, 2018 with the Town Board which are detailed and explained on the attached Budget Revisions Schedule #2018/01;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the Budget Modifications/Revisions for the period ending February 28, 2018 as shown itemized on schedule # 2018/01, which is attached hereto, incorporated herein and made a part hereof.

Resolution

Offered by: Councilman Barile
Seconded by: Councilman Schneider and Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	X	
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	

TOWN OF CARMEL
BUDGET REVISIONS JANUARY-FEBRUARY 2018 - #2018/01

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
GENERAL FUND				
1	100.1680.0020	INFORMATION TECHNOLOGY	9,168.00	
	100.1680.0021	DATA IMAGING EQUIPMENT	45,000.00	
	100.1990.0040	CONTINGENCY	94,435.00	
	100.3120.0027	POLICE OTHER EQUIPMENT	25,000.00	
	100.3120.0027	POLICE OTHER EQUIPMENT	6,000.00	
	100.3120.0047	POLICE OTHER CONFERENCE TRAINING	10,000.00	
	100.7110.0022	PARK SPECIAL EQUIPMENT	65,215.00	
	100.7117.0040	CAMARDA PARK CONT EXPENSE	24,000.00	
	100.7999.0040	PARK CAPITAL IMPROVEMENTS	100,000.00	
	100.1989.9909	APPROPRIATED FUND BALANCE ENCUMBRANCES	* 378,818.00	
		- RECORD ENCUMBRANCES FORWARD INCREASING BUDGET		
2	100.3120.0027	POLICE OTHER EQUIPMENT	20,000.00	
	100.1989.3389	STATE AID - POLICE SPECIAL EQUIPMENT	* 20,000.00	
		- PROVIDE FOR FUNDING OF PLATE SPECIFIC VIDEO SURVEILLANCE SYSTEM		
3	100.7020.0019	REC ADMIN STAFF OTHER PAY	21,628.00	
	100.1989.9877	FUND BALANCE FOR COMPENSATED ABSENCES	* 21,628.00	
		- PROVIDE FOR RETIREE PAYOUT OF BENEFIT TIME ACCRUED		
4	100.1410.0013	TOWN CLERK TEMPORARY STAFF	3,000.00	
	100.1610.0013	CENTRAL SERVICES - TEMPORARY STAFF		3,000.00
		- TRANSFER FOR TEMPORARY STAFF IN TOWN CLERK'S OFFICE		
5	100.1620.0012	BUILDING STAFF OVERTIME	3,500.00	
	100.1620.0080	BUILDING EMPLOYEE BENEFITS		3,500.00
		- TRANSFER FOR BUILDING STAFF OVERTIME		
6	100.5010.0046	HIGHWAY ADMIN CONTRACTS	525.00	
	100.5132.0045	HIGHWAY BUILDING CLEANING	500.00	
	100.5010.0086	RETIREEES HEALTH INSURANCE		1,025.00
		- TRANSFER FOR MISC HIGHWAY EXPENSES		

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HIGHWAY FUND				
7	500.5110.0019	GENERAL REPAIR PAID ABSENCES		11,585.00
	500.5010.9877	FUND BALANCE FOR COMPENSATED ABSENCES	*	11,585.00
		- PROVIDE FOR RETIREE PAYOUT OF ACCRUED BENEFIT TIME		
8	500.5130.0041	MACHINERY/EQUIPMENT CAPITAL EXPENSE		100,000.00
	500.5010.9909	APPROPRIATED FUND BALANCE ENCUMBRANCES	*	100,000.00
		- RECORD ENCUMBRANCES FORWARD INCREASING BUDGET		
9	500.5140.0012	WEEDS AND BRUSH OVERTIME		25,000.00
	500.5142.0012	SNOW REMOVAL OVERTIME		75,000.00
	500.5010.9888	SNOW RESERVE FUND	*	100,000.00
		- PROVIDE FOR OVERTIME DUE TO THE NOREASTER		
10	500.5130.0046	EQUIPMENT LEASES AND RENTALS		5,900.00
	500.5110.0083	WORKERS COMPENSATION INSURANCE		5,900.00
		- TRANSFER FOR HIGHWAY LEASES		
CARMEL FIRE PROTECTION DISTRICT #1				
11	301.3410.0045	DRY HYDRANT EXPENDITURES		56,000.00
	301.3410.9909	APPROPRIATED FUND BALANCE ENCUMBRANCES	*	56,000.00
		- RECORD ENCUMBRANCES FORWARD INCREASING BUDGET		

TOWN OF CARMEL
BUDGET REVISIONS JANUARY-FEBRUARY 2018 - #2018/01

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL WATER DISTRICT #9				
12	609.8310.0020	EQUIPMENT	15,000.00	
	609.8310.0090	CONTINGENCY		2,100.00
	609.8310.0099	REPAIR RESERVE FUND		12,900.00
		- TRANSFER FOR PURCHASE OF PUMP REPLACEMENT PER RESOLUTION		
CARMEL WATER DISTRICT #12				
13	612.8310.0020	EQUIPMENT	7,000.00	
	612.8310.0099	REPAIR RESERVE FUND		7,000.00
		- TRANSFER FOR PURCHASE OF PUMP REPLACEMENT PER RESOLUTION		
MAHOPAC LIGHTING DISTRICT				
14	751.5182.0040	CONTRACTUAL EXPENSES	1,000.00	
	751.5182.0042	CONTRACTUAL UTILITIES		1,000.00
		- TRANSFER FOR REPAIRS TO LIGHTS IN MAHOPAC LIGHTING DISTRICT		
CWD #9 CAPITAL PROJECT FUND				
15	969.8310.0044	ENGINEERING EXPENSE	160,500.00	
	969-8310-5710	PROCEEDS OF BORROWING	*	160,500.00
		- PROVIDE FOR CAPITAL EXPENSE FROM APPROVED BORROWING		

TOWN COMPTROLLER - 2011-2017 FUND BALANCE MODIFICATIONS AUTHORIZED

WHEREAS the Town Comptroller has reviewed the Draft Year End Fund Balance Analysis for years 2011-2017 with the Town Board which are detailed and explained on the attached Schedule;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the increase of reserves for the Compensated Absence Reserve Fund and Designated for Capital Projects Fund under General Fund, as well as the increase of the Reserve for Snow Removal/Roads Under Highway Fund for the years 2011-2017, as shown itemized on the schedule which is attached hereto, incorporated herein and made a part hereof.

(Cont.)

Resolution
Offered by: Councilman Schneider
Seconded by: Councilwoman McDonough

Roll Call Vote	YES	NO
Michael Barile	X	
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	

TOWN OF CARMEL
GENERAL AND HIGHWAY FUND COMBINED FUND EQUITY (YEARS 2011-2017)

** unaudited **

DESCRIPTION	2011	2012	2013	2014	2015	2016	2017
GENERAL FUND							
RESERVE FOR PREPAID EXPENSES	532,604	490,430	514,577	450,029	393,897	389,280	408,839
RESERVE FOR ENCUMBRANCES	23,453	65,147	55,713	89,518	118,210	152,275	378,818
RESERVE FOR COMPENSATED ABS	600,000	800,000	1,000,000	1,000,000	1,000,000	1,440,000	1,615,000
DESIGNATED FOR TAX CERTIORARI	300,000	600,000	770,000	770,000	770,000	770,000	770,000
DESIGNATED FOR RETIREMENT CONTRIBUTIONS	-	160,000	200,000	200,000	200,000	200,000	200,000
DESIGNATED FOR CAPITAL PROJECTS	-		200,000	500,000	500,000	750,000	1,000,000
DESIGNATED RESERVE VEHICLE PURCHASES			80,000	150,000	150,000	150,000	150,000
UNRESERVED DESIGNATED EQUITY-FY	300,000	400,000	400,000	400,000	400,000	400,000	400,000
UNRESERVED DESIGNATED EQUITY - SUBSEQUENT YEARS BUDGET	250,000	-	-		-	-	-
UNRESERVED UNDESIGNATED EQUITY**	1,078,953	1,127,422	1,227,425	1,532,712	2,172,921	2,881,689	3,487,761
TOTAL GENERAL FUND EQUITY	\$ 3,085,010	\$ 3,642,999	\$ 4,447,715	\$ 5,092,259	\$ 5,705,028	\$ 7,133,244	\$ 8,410,418
HIGHWAY FUND							
RESERVE FOR PREPAID EXPENSES	226,467	85,875	123,500	117,500	112,500	97,000	128,875
RESERVE FOR ENCUMBRANCES				100,000	150,000	150,000	100,000
RESERVE FOR COMPENSATED ABSENCES	215,000	275,000	300,000	300,000	300,000	300,000	300,000
RESERVE FOR SNOW REMOVAL/ROADS		250,000	350,000	500,000	450,000	600,000	750,000
UNRESERVED DESIGNATED EQUITY	13,884	28,592	37,623	61,719	111,856	296,914	474,431
UNRESERVED UNDESIGNATED EQUITY							
TOTAL HIGHWAY FUND EQUITY	\$ 455,351	\$ 639,467	\$ 811,123	\$ 1,079,219	\$ 1,124,356	\$ 1,443,914	\$ 1,753,306
TOTAL GENERAL & HIGHWAY EQUITY	\$ 3,540,361	\$ 4,282,466	\$ 5,258,838	\$ 6,171,478	\$ 6,829,384	\$ 8,577,158	\$ 10,163,724

Town of Carmel, New York
Copy of General Fund - Fund Balance Analysis
December 31, 2017

		Amount	Compensated Abs	Retirement Contribution Reserve	Committed for future budgets	Designated Tax Certs	Designated for future Capital Project	Designated Vehicle Purchases
Balance at	01/01/17	7,133,244 PY	1,440,000	200,000	400,000	770,000	750,000	150,000
Revenues	2017	19,348,020 TB	247,230	-	-	-	350,000	144,864
Expenses	2017	(18,070,846) TB	(72,230)	-	-	-	(100,000)	(144,864)
Balance at	12/31/17	8,410,418	1,615,000	200,000	400,000	770,000	1,000,000	150,000

Fund Balance Analysis:

Nonspendable	
Prepaid expenditures	408,839 TB Agrees to prepaid expenditures on balance sheet
Restricted	
Compensated Absences	1,615,000 TB
Retirement Contribution Reserve	200,000 TB
Committed	
Future budgets	400,000 TB
Designated for future capital projects	1,000,000 TB
Designated for Vehicle Purchase	150,000 TB
Assigned	
Designated for tax certs	770,000 TB
Designated for subsequent years	- TB
Encumbrances	378,818 TB
Unassigned	
Unrestricted	3,487,761 TB
	8,410,418

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Town of Carmel, New York
Copy of Highway - Fund Balance Analysis
December 31, 2017

		Amount	Compensated Abs	Snow/ Ice Reserve
Balance at	01/01/17	1,443,914 PY	300,000	600,000
Revenues	2017	8,489,764 TB	40,828	150,000
Expenses	2017	(8,180,372) TB	(40,828)	-
Balance at	12/31/17	1,753,306	300,000	750,000
			-	-

Fund Balance Analysis:

Nonspendable			
Prepaid expenditures	128,875 TB		
Restricted			
Compensated Absences	300,000 TB	300,000 PY	
Ice/Snow Reserve	750,000 TB	600,000 PY	
Assigned			
Designated for subsequent years	-		
Encumbrances	100,000 TB		
Unassigned			
Unrestricted	474,431 TB		
	1,753,306		

Councilman Schneider summarized the fund balance modifications and commended Town Comptroller Mary Ann Maxwell as well as the Town Board for their efforts in getting the Town through some very difficult economic times.

RESOLUTION FROM 1/17/18 AMENDED - CHIEF OF POLICE AUTHORIZED TO PROCEED WITH THE PURCHASE OF POLICE VEHICLES - ROBERT GREEN TRUCK DIVISION - TWO (2) NEW 2018 DODGE CHARGERS AND ONE (1) NEW 2018 DODGE DURANGO

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Chief Of Police, Michael Cazzari to proceed to purchase two (2) new 2018 Dodge Charger all-wheel drive police vehicles from Robert Green Truck Division, Rock Hill, NY, at a unit cost not to exceed \$34,611.69 under Onondaga County #8771 Statewide Piggy Back Bid pursuant to General Municipal Law §103(16); and

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel hereby authorizes Chief of Police Michael Cazzari to proceed to purchase one (1) new 2018 Dodge Durango police vehicle from Robert Green Truck Division, Rock Hill, NY, at a unit cost not to exceed \$39,198.42 under Onondaga County #8771 Statewide Piggy Back Bid pursuant to General Municipal Law §103(16); and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to sign all necessary documents to purchase said vehicles from Robert Green Truck Division in accordance with their contract quotations dated January 2, 2018 and March 20, 2018;

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

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	X	
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	

RESOLUTION IN OPPOSITION TO UTILIZATION OF PILOT PROGRAM FOR NEW YORK STATE OWNED LANDS - ADOPTED

WHEREAS, real property owned by the State of New York is currently assessed by the local municipality where the State-owned lands are located; and

WHEREAS, Governor Andrew Cuomo is proposing to convert the local assessment on State-owned lands into a Payment in Lieu of Taxes (PILOT) program based upon existing amounts to be increased each year by the allowable levy growth factor; and

WHEREAS, this proposed program will result in the loss of local assessment of State-owned lands as well as a loss of tax revenue to local municipalities due to changes in value not reflected in a PILOT agreement;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby states its strenuous opposition to the conversion of the assessment of State-owned lands via imposition of the PILOT program proposed by Governor Cuomo and instead supports the maintenance of local control over the assessment of State-owned property; and

BE IT FURTHER RESOLVED, that Town Clerk Ann Spofford is hereby authorized to transmit a certified copy of this resolution to Governor Andrew Cuomo, Senator Terrence Murphy and Assemblyman Kevin Byrne.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Barile

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

Councilwoman McDonough briefly exited the meeting.

RESOLUTION IN OPPOSITION TO NEW YORK STATE TAKEOVER OF TAXATION OF UTILITY PROPERTY ON PRIVATE RIGHTS OF WAY - ADOPTED

WHEREAS, utility property located in private rights of way in the State of New York is currently assessed by the local municipality where such utility property is located; and

WHEREAS, the New York State Legislature is considering legislation directing the Commissioner of Taxation and Finance to submit a report analyzing the economic policy and legal objectives that would be served by an assessment ceiling program for all Public Utility mass property within the State; and

WHEREAS, this proposed program will result in the New York State takeover of the assessment of utility program located in private rights-of-way;

WHEREAS, this proposed program will result in the loss of local assessment of utility property in private rights-of-way, as well as a possible loss of tax revenue to local municipalities due to the program not adequately reflecting the value of such property;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby states its strenuous opposition to the proposed takeover by New York State of the assessment of utility property located in private rights-of-way and instead supports the maintenance of local control over the assessment of such utility property; and

BE IT FURTHER RESOLVED, that Town Clerk Ann Spofford is hereby authorized to transmit a certified copy of this resolution to Governor Andrew Cuomo, Senator Terrence Murphy and Assemblyman Kevin Byrne.

Resolution

Offered by: Councilman Barile
Seconded by: Councilman Lupinacci

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<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

ADVERTISING FOR BIDS AUTHORIZED - RECONSTRUCTION OF SYCAMORE PARK TENNIS COURTS AND BASKETBALL COURTS

RESOLVED that Town Engineer Richard J. Franzetti, P.E. is hereby authorized to advertise for bids for the reconstruction of Sycamore Park Tennis Courts and Basketball Courts; and

BE IT FURTHER RESOLVED that upon finalization and completion of bid specifications, the Town Engineer is to furnish detailed specifications for the above to the Town Clerk Ann Spofford which are to be used in conjunction with the Town's general bid conditions and specifications.

Resolution

Offered by: Councilman Schneider
 Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

CARMEL WATER DISTRICT #8 - REPLACEMENT OF GENERATOR AUTHORIZED - GENTECH, LTD. - NOT TO EXCEED \$25,890.00

RESOLVED, that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #8 hereby determines that a public emergency exists with respect to the emergency generator failure and the loss of standby power at the Crest Road pump station in Carmel Water District #8 during the recent series of winter storm events; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the purchase of a 60KW Generac generator unit from Gentech, Ltd., New Windsor, NY at a cost not to exceed \$25,890.00 and in accordance with the quotation dated March 6, 2018; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt is hereby authorized to sign any and all documentation necessary to accept the proposal and authorize the actions contained herein; and

BE IT FURTHER RESOLVED, that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget transfers or modifications required to fund the cost of this authorization.

Resolution

Offered by: Councilwoman McDonough
 Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

(Cont.)

Supervisor Schmitt explained that the new generator will be replacing a military surplus generator purchased by the Town years ago and is now beyond repair. He stressed that it is imperative to maintain a generator at the Crest Road pump station that will function during power outages.

CABLE TV ADVISORY COMMITTEE RECONSTITUTED - ARMANDA FAMIGLIETTI, GORDON LEE UPDERGRAFF, FRANCES MONACO, AND ROBERT SHANIL

RESOLVED that the Town Board of the Town of Carmel hereby reconstitutes the Carmel Cable TV Committee and hereby appoints the following persons to the Committee to serve at its pleasure:

Armanda Famiglietti
Gordon Lee Updergraff
Francis Monaco
Robert Schanil

BE IT FURTHER RESOLVED that Frank Monaco is hereby appointed Chairperson of said committee.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

RESOLUTION AUTHORIZING AMENDMENTS AND ADOPTING TOWN OF CARMEL EMPLOYEE HANDBOOK - TABLED

RESOLVED THAT the Town Board of the Town of Carmel hereby authorizes amendments and adoption of the Town of Carmel Employee Handbook in form as attached hereto and made a part hereof.

MOTION TO TABLE

Offered by: Councilman Schneider
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

Councilman Schneider made a motion to table the resolution for two weeks. He stated that the Town has a conceptual agreement with all of the collective bargaining units and the Town Board would like to have one point in particular incorporated into the handbook to cover all employees.

Councilman Barile added that the employees who had reached out to him awhile back have expressed their appreciation to the Town Board as they have worked out the differences between both attorneys.

ENTRY INTO CONTRACTS AUTHORIZED - MAHOPAC FALLS VOLUNTEER FIRE DEPARTMENT, INC., CARMEL VOLUNTEER AMBULANCE CORPS AND NORTH SALEM VOLUNTEER AMBULANCE CORPS

WHEREAS appropriations have been made in the 2018 Town Budget for entry into various contracts for the provision of various services to the Town of Carmel, and

WHEREAS said contracts are on file in the office of the Town Supervisor for the inspection and review of all Town Board members,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Supervisor to enter into and execute, on behalf of the Town, contracts with the following contractors for the services indicated in an amount not to exceed that set forth below:

<u>Contractor</u>	<u>Services</u>	<u>Not to Exceed Amount</u>
Mahopac Falls Volunteer Fire Department, Inc.	Fire Protection-Fire Protection Dist. #1	\$ 753,460.00
Carmel Volunteer Ambulance Corps	Ambulance Services-Carmel Ambulance District #1	\$ 150,000.00
North Salem Volunteer Ambulance Corps	Ambulance Services-Carmel Ambulance District #1	\$ 12,800.00

Resolution

Offered by: Councilman Barile
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u> </u>
Jonathan Schneider	<u>X</u>	<u> </u>
John Lupinacci	<u>X</u>	<u> </u>
Suzanne McDonough	<u>X</u>	<u> </u>
Kenneth Schmitt	<u>X</u>	<u> </u>

PUBLIC COMMENTS - AGENDA ITEMS

No member of the public wished to comment at this time.

TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS

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

PUBLIC COMMENTS - OPEN FORUM

No member of the public wished to comment at this time.

TOWN BOARD MEMBER COMMENTS - OPEN FORUM

Councilman Schneider commented on the recent very successful Easter Egg Hunt hosted by the Recreation and Parks Department.

Supervisor Schmitt reported on a productive meeting he attended yesterday along with other elected officials and municipal representatives from Westchester, Putnam and Dutchess Counties as well as NYSEG officials with regard to NYSEG’s lack of preparedness and slow response in connection with the recent nor’easters. Supervisor Schmitt indicated that NYSEG will be implementing major infrastructure changes and installing new and improved equipment. Discussion ensued.

(Cont.)

Councilman Schneider added with regard to the Resolution Authorizing Fund Balance Modifications that although the Town's overall fund balances have increased over the last six years from \$3.5 million to over \$10 million, not once did the Town break the 2% property tax cap mandate. He again acknowledged the hard work of the Town Board and Town Comptroller in connection therewith.

Councilman Lupinacci added that the employees should be acknowledged as well because they negotiated tough contracts, but at the same time were cognizant of the taxpayers.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilwoman McDonough, seconded by Councilman Lupinacci, with all Town Board members present and in agreement, the meeting was adjourned at 7:41 p.m. to Executive Session with Police Chief Michael Cazzari and Lieutenant John Dearman to discuss a matter of personnel.

Respectfully submitted,

Ann Spofford, Town Clerk