

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 2<sup>nd</sup> day of May 2018 at 7:02 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.

Supervisor Schmitt announced that the Town Board met at 6:00 p.m. in Executive Session for a discussion led by Councilwoman McDonough with regard to a matter of personnel.

**MINUTES OF TOWN BOARD MEETINGS HELD ON 4/4/18 AND 4/18/18 - ACCEPT AS SUBMITTED BY THE TOWN CLERK**

On motion by Councilwoman McDonough, seconded by Councilman Lupinacci, with all members of the Town Board present and voting “aye”, the minutes of the Town Board meetings held on April 4<sup>th</sup> and April 18<sup>th</sup> 2018 were accepted as submitted by the Town Clerk.

**APPLICATION OF CHAPTER 104 OF TOWN CODE ENTITLED “NOISE” WAIVED - COUNTY OF PUTNAM**

RESOLVED, that pursuant to Town Code § 104-8, the Town Board of the Town of Carmel hereby waives the application of the provisions of Chapter 104 of the Town Code, entitled “Noise” with respect to the County of Putnam and its “Friday Night Barbeque Series” Events scheduled for the following dates at Putnam County Golf Club:

June 1, 2018;  
June 8, 2018;  
June 15, 2018;  
June 22, 2018;  
June 29, 2018;  
July 6, 2018;  
July 13, 2018;  
July 20, 2018;  
July 27, 2018  
August 3, 2018;  
August 10, 2018;  
August 17, 2018;  
August 24, 2018;  
September 8, 2018.

Resolution  
Offered by: Councilman Schneider  
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>

**TOWN COMPTROLLER MARY ANN MAXWELL AND PRINCIPAL ACCOUNT CLERK EILEEN BRENNAN - ATTENDANCE AT NEW YORK STATE AND LOCAL RETIREMENT SYSTEM “EMPLOYER EDUCATION” SEMINAR AUTHORIZED - 5/11/18**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town Comptroller Mary Ann Maxwell and Principal Account Clerk Eileen Brennan to attend the New York State and Local Retirement System “Employer Education” Seminar being held May 11, 2018 in Poughkeepsie, NY; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel authorizes payment of reasonable and necessary expenses incurred in connection therewith upon audit.

Resolution

Offered by: Councilwoman McDonough  
Seconded by: Councilman Lupinacci and 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>

**TOWN COMPTROLLER MARY ANN MAXWELL - ATTENDANCE AT 2018 TOWN FINANCE SCHOOL SEMINAR AUTHORIZED - 5/3/18 THROUGH 5/4/18**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town Comptroller Mary Ann Maxwell to attend the 2018 Town Finance School Seminar offered by the New York Association of Towns and the Office of the New York State Comptroller being held on May 3, 2018 through May 4, 2018 in Saratoga Springs, NY; and

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel authorizes payment of reasonable and necessary expenses incurred in connection therewith upon audit.

Resolution

Offered by: Councilman Lupinacci  
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>

Supervisor Schmitt expressed his support of Ms. Maxwell’s attendance at the seminar.

**HIGHWAY DEPARTMENT - PAYMENT FOR EQUIPMENT REPAIRS AUTHORIZED - PINE PLAINS TRACTOR & EQUIPMENT, INC. - \$12,408.44**

RESOLVED, the Town Board of the Town of Carmel, and upon the recommendation of Town of Carmel Highway Superintendent Michael Simone, hereby authorizes payment to Pine Plains Tractor & Equipment, Inc., Pine Plains, NY for services rendered in connection with mower repairs in the amount of \$12,408.44, and in accordance with the invoice dated February 16, 2018.

(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>

Councilman Barile pointed out that the services involved repairs to a very large tractor.

**PAYMENT FOR REPAIRS AUTHORIZED - CARMEL WATER DISTRICT #2 - ED KUCK EXCAVATING - \$5,522.00 AND CARMEL WATER DISTRICT #7 - BEE & JAY PLUMBING - \$5,924.15**

RESOLVED, the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #2, and upon the recommendation of Town Engineer Richard J. Franzetti, PE, hereby authorizes payment to Ed Kuck Excavating, Carmel, NY the sum of \$5,522.00 for services rendered in connection with hydrant replacement on Hughson Road/Old Route 6 in the Carmel Water District #2 Distribution System in accordance with the invoice dated March 28, 2018; and

BE IT FURTHER RESOLVED, the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #7, and upon the recommendation of Town Engineer Richard J. Franzetti, PE, hereby authorizes payment to Bee & Jay Plumbing, Mahopac, NY the sum of \$5,924.15 for services rendered in connection with repairs at the Vineland Road Booster Station in accordance with the invoice dated April 11, 2018.

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>

**FILING OF ANNUAL MS4 STORMWATER REPORT - AUTHORIZED**

WHEREAS the Town Board has been presented with a draft annual MS4 Stormwater Report prepared by the Town of Carmel Engineering Department; and

WHEREAS opportunity for public comment on the draft annual MS4 report is being provided by the Town Board;

NOW, THEREFORE, BE IT RESOLVED that upon the conclusion of the thirty-day comment period and the consideration of any comments Town Supervisor, Kenneth Schmitt is hereby authorized to sign and file said report as drafted by Town Engineer Richard J. Franzetti, P.E.

Resolution  
Offered by: Councilwoman McDonough  
Seconded by: Councilman Lupinacci

(Cont.)

<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>

**POLICE DEPARTMENT - CERTAIN EQUIPMENT DECLARED OBSOLETE AND DISPOSAL AUTHORIZED**

RESOLVED that, upon the recommendation of Chief of Police Michael Cazzari, the Town Board of the Town of Carmel hereby declares the equipment listed and enumerated in the memorandum dated April 16, 2018, which is incorporated herein and made a part hereof, to be obsolete and authorizes their disposal in accordance with Town Law, including but not limited to Town Law §64(2-a).

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>

**Michael Cazzari**  
Chief of Police

**TOWN OF CARMEL  
POLICE DEPARTMENT**  
60 McAlpin Avenue  
Mahopac, New York 10541

(845) 628-1300  
Fax (845) 628-2597  
[www.carmelny.org/police](http://www.carmelny.org/police)

April 16, 2018

Kenneth Schmitt, Town Supervisor and  
Town of Carmel Town Board  
60 McAlpin Ave  
Mahopac, N.Y. 10541

Re: Old/Outdated/Broken Electronic Equipment

Honorable Town Board Members,

I am requesting that the Town Board deem the following listed electronics and miscellaneous equipment as obsolete and authorize the disposal of same.

- 1 -Polaroid Camera on Stand, Model 203, S/N: B80336F
- 1 -Black Dell keyboard with built-in mouse (broken)
- 1 -Tactical Technologies Inc, Citation 8 Portable Cassette Recorder, S/N: 0688
- 1 -Smith's Heimann Biometrics LS1 LITE-Xe Livescanner RICI LiveScan Machine with wires, Model # RJ0445, Version #:0, S/N: 000181117.I2005
- 1 -Dell Windows 7 Pro OA Computer Tower from old RICI LiveScan Machine, S/N: 93VZJQ1

(Cont.)

- 1 -small antenna with wire
- 1 -Sanyo Time Lapse Video Cassette Recorder, Model #: SRT-7168, S/N: 31110544G0
- 1 -HP Scanjet G3110 Scanner
- 1 -Sony Color Video Printer, Model #: UP-2100SD, S/N: 12789
- 1 -Ganz TV, Model #: CEC-CM21A, S/N: 62YR308091
- 1 -Sensory Science VCR plus 3 Cable Box Control, Model #: DDV2120, S/N: 209212070383
- 1 - Dell Optiplex GX300 Computer Tower, Model #: MMP, S/N: GP3Q10B
- 1 -Dell Optiplex GX300 Computer Tower, Model #: MMP, S/N: BP3Q10B
- 1 -Bell and Howell Filmosound 16mm Projector
- 1 - Stitz Video Light with accessories in Camera Bag
  
- 1 -Mitron Systems Corporation Traffic Count Machine, Model #: 3000T/P, S/N: 60438
- 1 -Beige BTC keyboard, Model #: 5121
- 1 -Black Dell keyboard, Model #: SK-8110
- 1 -Black Dell Computer Monitor
- 1 - Audiolog Verint DVD Multi-Recorder, S/N: ULT30111414501
- 1 - Audiolog by Mercom, S/N: M-2083
- 1 -APO-Sigma Black Camera Lens
- 1 - Graflite Strob250 Camera Light and Flash
- 1 -Lexmark X63 Printer, S/N: 02210572200
- 1 - Panasonic Auto Stop Electric Pencil Sharpener
- 1 -US Robotics Voice Data Switch with wires
- 1 -HP Color Laserjet 3700n Printer, Model #: BOISB-0302-00, S/N: CNLBB41713
- 1 -Titan Space Heater, Model#: T-760B1, S/N: 0110
- 1 -HP HPfax1220 Fax Machine, S/N: MY24MD634Q
- 1 -HP Printer, Model #: C3980A, S/N: USCD061244
- 6 -GE Portable Radios, S/N's: 508197617, 508197217, 716622427D, 508198017, 2 radios missing serial numbers
- 1 -GE Portable Radio Charging Station, S/n: 334317042

Respectfully,



Michael Cazzari  
Police Chief

**ISSUANCE OF \$125,000 BONDS OF THE TOWN OF CARMEL TO PAY THE COST OF CONSTRUCTION OF DRAINAGE IMPROVEMENTS THROUGHOUT AND IN SAID TOWN AUTHORIZED - OFFERED AS PARAPHRASED AND PRE-FILED - SUBJECT TO PERMISSIVE REFERENDUM**

WHEREAS, the capital project hereinafter described is hereby determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in any significant adverse environmental impact; and

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TOWN BOARD MEETING

(Cont.)

WHEREAS, it is now desired to authorize such capital project and its financing;  
NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. The construction of drainage improvements throughout and in and for the Town of Carmel, Putnam County, New York, together with incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$125,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$125,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

(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>

**ISSUANCE OF \$600,000 BONDS OF THE TOWN OF CARMEL TO PAY THE COST OF MACHINERY FOR MAINTENANCE PURPOSES THROUGHOUT AND IN SAID TOWN AUTHORIZED - OFFERED AS PARAPHRASED AND PRE-FILED - SUBJECT TO PERMISSIVE REFERENDUM**

WHEREAS, the capital project hereinafter described is hereby determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in any significant adverse environmental impact; and

WHEREAS, it is now desired to authorize such capital project and its financing;  
NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. The purchase of machinery for maintenance purposes, each item of which costs \$30,000 or over, for the Town of Carmel, Putnam County, New York, including incidental equipment and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$600,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$600,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially

(Cont.)

the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

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>

**ISSUANCE OF \$750,000 BONDS OF THE TOWN OF CARMEL TO PAY THE COST OF ROAD RECONSTRUCTION AND RESURFACING THROUGHOUT AND IN SAID TOWN AUTHORIZED - OFFERED AS PARAPHRASED AND PRE-FILED - SUBJECT TO PERMISSIVE REFERENDUM**

WHEREAS, the capital project hereinafter described is hereby determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in any significant adverse environmental impact; and

WHEREAS, it is now desired to authorize such capital project and the financing thereof; NOW, THEREFORE

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. Road reconstruction and resurfacing, throughout and in and for the Town of Carmel, Putnam County, New York, including drainage, sidewalks, curbs, gutters, landscaping, grading or improving rights-of-way, as well as other incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$750,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$750,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.



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Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20© of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE REFERENDUM.**

Resolution

Offered by: Councilwoman McDonough  
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>

(Cont.)

Supervisor Schmitt explained that the aforementioned bond resolutions were considered at the request of Highway Superintendent Michael Simone in connection with his department’s annual paving projects, drainage projects, and machinery purchases. Supervisor Schmitt noted that although the Town Board did not authorize borrowing for machinery last year since purchases were made with funds from savings, this year they chose to borrow because of the very low interest rates.

Councilman Lupinacci added that the Town Board has authorized the borrowing of **up to** the stated amounts.

**HIGHWAY DEPARTMENT - PURCHASE OF VEHICLES AUTHORIZED - TWO (2) 2018 7500 SFA 4 X 4 INTERNATIONAL TRUCKS WITH DUMP BODY AND SNOW PLOW PACKAGE FROM ARKEL MOTORS - AGGREGATE COST NOT TO EXCEED \$507,195.85**

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Town of Carmel Highway Superintendent Michael Simone, hereby authorizes the purchase of Two (2) 2018 7500 SFA 4 x 4 International Trucks with Dump Body and Snow Plow Package from Arkel Motors, New Windsor, NY , under Onondaga Bid Award Contract #7823 at an aggregate cost not to exceed \$507,195.85 (\$253,597.92 per truck) and in accordance with the proposal/quote dated April 24, 2018; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt and/or Highway Superintendent Michael Simone are 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: Councilman Lupinacci  
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>

Supervisor Schmitt explained that the order for the trucks is being placed in anticipation of a price increase. He further explained how the Highway Superintendent maintains an annual two vehicle replacement policy to keep his fleet at maximum efficiency.

**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 Lupinacci invited community members and businesses to “Paint the Town Purple” by displaying purple ribbons, balloons and décor on May 4, 2018 in preparation of the American Cancer Society’s Relay for Life event coming to Mahopac High School on June 2, 2018.

Councilman Schneider commended Councilman Barile for his recommendation to schedule informal long-range planning discussions prior to the commencement of Work Sessions. Councilman Schneider explained that in the near future, topics such as parks and recreation, the Town Code and the Master Plan will be addressed with public input encouraged.

Councilman Barile requested that when business owners are placing their purple ribbons and such around their properties to “Paint the Town Purple”, they should remove any illegal signs. He indicated that in an effort to improve the appearance of the Town’s commercial areas, the code enforcement officer is issuing citations and violators will be prosecuted to the full extent of the law. Discussion ensued.

Councilwoman McDonough reported on the very successful Carmel Spring Fair held in the hamlet last weekend.

**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 7:30 p.m. to Executive Session to continue the earlier discussion with regard to a matter of personnel.

Respectfully submitted,

Ann Spofford, Town Clerk