

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 Tuesday, the 20<sup>th</sup> day of November 2012 at 7:20 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Schneider, Councilman Lupinacci, Councilwoman McDonough, Councilman Lombardi and Supervisor Schmitt.

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

**PRESENTATION OF PROCLAMATION TO THE GREATER MAHOPAC CHAMBER OF COMMERCE**

In commemoration of the Mahopac Chamber Park’s tenth anniversary celebration, the Greater Mahopac Carmel Chamber of Commerce was presented with a proclamation in appreciation of their dedication and support. Councilman Schneider read aloud a congratulatory letter from Senator Kirsten Gillibrand. Members of the Chamber of Commerce were present to accept the honor.

**MINUTES OF TOWN BOARD MEETING HELD ON 10/17/12 - ACCEPT AS SUBMITTED BY THE TOWN CLERK**

On motion by Councilman Lupinacci, seconded by Councilman Lombardi, with all members of the Town Board present and voting “aye”, the minutes of the Town Board meeting held on October 17<sup>th</sup> 2012 were accepted as submitted by the Town Clerk.

**CARMEL WATER DISTRICT #8 - EMERGENCY EXPENDITURE OF MONIES FROM THE REPAIR RESERVE FUND AUTHORIZED - NOT TO EXCEED \$48,880.00**

WHEREAS, the Town of Carmel maintains a Repair Reserve Fund for Carmel Water District #8, duly established pursuant to General Municipal Law §6-d; and

WHEREAS, in cases of emergency, monies in such Repair Reserve Fund may be expended pursuant to resolution approved by not less than two-thirds of the members of the governing body; and

WHEREAS, it is recommended by the Office of the Town Comptroller that monies in the Repair Reserve Fund be used to pay for the cost of emergency repairs to the systems and appurtenances within Carmel Water District #8;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #8, hereby authorizes the appropriation of monies from the Carmel Water District #8 Repair Reserve fund not to exceed \$48,880.00 (FORTY-EIGHT THOUSAND EIGHT HUNDRED EIGHTY DOLLARS) for emergency repair expenditures in 2012 and

BE IT FURTHER RESOLVED that not less than one-half of the monies so expended be repaid in fiscal year 2013 and that the total amount of the monies so expended be repaid in full not later than the last day of fiscal year 2014.

Resolution

Offered by: Councilman Schneider  
Seconded by: Councilman Lombardi

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

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**CARMEL SEWER DISTRICT #3 - EMERGENCY EXPENDITURE OF MONIES FROM THE REPAIR RESERVE FUND AUTHORIZED - NOT TO EXCEED \$4,630.00**

WHEREAS, the Town of Carmel maintains a Repair Reserve Fund for Carmel Sewer District #3, duly established pursuant to General Municipal Law §6-d; and

WHEREAS, in cases of emergency, monies in such Repair Reserve Fund may be expended pursuant to resolution approved by not less than two-thirds of the members of the governing body; and

WHEREAS, it is recommended by the Office of the Town Comptroller that monies in the Repair Reserve Fund be used to pay for the cost of emergency repairs to the systems and appurtenances within Carmel Sewer District #3;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #3, hereby authorizes the appropriation of monies from the Carmel Sewer District #3 Repair Reserve fund not to exceed \$4,630.00 (FOUR THOUSAND SIX HUNDRED THIRTY DOLLARS) for emergency repair expenditures in 2012 and

BE IT FURTHER RESOLVED that not less than one-half of the monies so expended be repaid in fiscal year 2013 and that the total amount of the monies so expended be repaid in full not later than the last day of fiscal year 2014.

Resolution

Offered by: Councilman Lombardi

Seconded by: Councilman Lupinacci

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

**SPECIAL COUNSEL APPOINTED - JOSEPH A. CHARBONNEAU - PROSECUTION OF ALL VEHICLE AND TRAFFIC INFRACTIONS, TOWN OF CARMEL TOWN CODE VIOLATIONS, AND NEW YORK PENAL LAW VIOLATIONS PENDING IN THE TOWN COURT**

RESOLVED that the Town Board of the Town of Carmel hereby appoints Joseph A. Charbonneau, Esq., 1441 Route 22, Brewster, New York as Special Counsel to the Town of Carmel for the purpose of the prosecution of all vehicle and traffic infractions, Town of Carmel Town Code violations, and New York Penal Law violations pending in the Town Court of the Town of Carmel at a rate of \$175.00 per hour.

Resolution

Offered by: Councilman Lupinacci

Seconded by: Councilman Schneider

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

**CARMEL SEWER DISTRICT #4 - SIGNING OF AMENDMENT #7 TO CONSTRUCTION UPGRADE CONTRACT C-164 - AUTHORIZED**

WHEREAS the Town Board has been advised by Town Engineer Ronald J. Gainer, P.E., that amendment #7 to Carmel Sewer District #4 Construction Upgrade Contract has been approved by the New York State Environmental Facilities Corporation and the New York City DEP,

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(Cont.)

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Supervisor to sign contract amendment #7 to the aforementioned contract, in form as attached hereto and made a part hereof.

Resolution

Offered by: Councilwoman McDonough  
Seconded by: Councilman Schneider

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

**THIS SEVENTH AMENDMENT**, dated as of the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ is made by and between THE NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION ("EFC"), a Public Benefit Corporation, organized and existing pursuant to the laws of the State of New York and having its principal office at 625 Broadway, Albany, New York 12207, and the TOWN OF CARMEL ("WWTP Owner") acting by and through its supervisor, (EFC and the WWTP Owner sometimes collectively referred to herein as the "Parties").

**WHEREAS**, by agreement dated May 1, 1998, and amendments dated April 22, 2004, May 9, 2005, November 3, 2009, August 25, 2010, December 14, 2010, and December 13, 2011 ("Upgrade Contract"), the WWTP Owner agreed to participate in the Upgrade Program and perform the work necessary to upgrade the wastewater facility at the Carmel Sewer District No. 4 Wastewater Treatment Plant ("WWTP") to comply with the Watershed Regulations in accordance with the terms and conditions in said Upgrade Contract; and

**WHEREAS**, the WWTP Owner and New York City Department of Environmental Protection have determined and agreed that the Total Contract Amount of the Upgrade Contract requires an adjustment in accordance with a reassessment of costs,

**NOW THEREFORE**, in consideration of the premises, the mutual representations and agreements hereinafter contained, and such other and further consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereto agree as follows:

1. Section 3.01 D of the Upgrade Contract is hereby replaced in its entirety with the following:

Section 3.01

"D. The aggregate total of all such expenses payable pursuant to this Section shall not exceed \$5,401,414.00, the Total Contract Amount. Such amount does not represent a cap on the actual and reasonable expenses ultimately owed to the WWTP Owner for the Upgrade of the WWTP, but rather a non-final evaluation of the estimated amounts that will be necessary to accomplish the Upgrade. Of the said amount, \$5,401,414.00 is the current estimated approved amount payable for Regulatory Upgrades and \$0.00 is the maximum approved amount payable for SPDES Upgrades. The amount for Regulatory Upgrades shall be increased, as necessary, to reflect any increase in the total cost of the project, as approved by NYCDEP, as reflected in the Final Upgrade Plan, as well as any approved Change Orders not within this amount. Any such increase shall require a written amendment to this Agreement. The amount for SPDES Upgrades may be increased, as necessary and where SPDES Upgrades Funds are available, to reflect any increase in the total cost of the project, as approved by NYCDEP, as reflected in the Final Upgrade Plan, as well as any approved Change Orders not within this amount. Any such

increase shall require a written amendment to this Agreement."

2. This Seventh Amendment shall take effect as of the date of execution by both Parties. All other terms, conditions, and representations of the Upgrade Contract shall remain in full force and effect.

**IN WITNESS WHEREOF**, EFC and the WWTP Owner have executed this Amendment, as of the date herein above first written.

(Cont.)

WWTP Owner

BY: \_\_\_\_\_

Supervisor  
Town of Carmel

New York State Environmental Facilities Corporation

BY: \_\_\_\_\_

Matthew J. Driscoll  
President and CEO

DATE: \_\_\_\_\_

ACKNOWLEDGMENT

STATE OF NEW YORK :  
COUNTY OF \_\_\_\_\_ : ss.

On this \_\_\_\_ day of \_\_\_\_\_, 2012, before me personally came \_\_\_\_\_, to me known, who, being by me duly sworn, did depose and say that he/she is the \_\_\_\_\_ of the \_\_\_\_\_, the corporation or partnership described in and which executed the foregoing instrument, and that he/she signed his/her name thereto by the authority of said corporation or partnership.

\_\_\_\_\_  
Notary Public

Supervisor Schmitt noted that the costs involved with this project will be borne by the City of New York.

**BOND RELEASE AUTHORIZED - TM #43.-1-31 - CITY OF NEW YORK - BELDEN ROAD**

WHEREAS application has been made by the New York City Department of Environmental Protection, for the total release of a site plan bonds posted in accordance with the Land Subdivision and/or Zoning Regulations for Tax Map #43.-1-31 with respect to site plan approval issued for the aforesaid property; and

WHEREAS said applications have been reviewed by the Town Engineer Ronald J. Gainer, P.E. and release of the bonds has been recommended and approved by the Town Engineer and the Town of Carmel Planning Board,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the release of the site plan bond posted for said Tax Map #43.-1-31 issued by Safeco Insurance Co. Bond No. 6652287 in the amount of \$120,000.

Resolution

Offered by: Councilman Schneider  
Seconded by: Councilman Lombardi

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

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**BOND RELEASE AUTHORIZED - TM #77.-2-7.-1 - CITY OF NEW YORK -  
HEMLOCK DAM ROAD**

WHEREAS application has been made by the New York City Department of Environmental Protection, for the total release of a site plan bonds posted in accordance with the Land Subdivision and/or Zoning Regulations for Tax Map #77.-2-7.-1 with respect to site plan approval issued for the aforesaid property; and

WHEREAS said applications have been reviewed by the Town Engineer Ronald J. Gainer, P.E. and release of the bonds has been recommended and approved by the Town Engineer and the Town of Carmel Planning Board,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the release of the site plan bond posted for said Tax Map #77.-2-7.-1 issued by Safeco Insurance Co. Bond No. 6652286 in the amount of \$210,000.

Resolution

Offered by: Councilman Lombardi  
Seconded by: Councilman Schneider

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

Supervisor Schmitt explained that the aforementioned bond releases are in connection with the construction of boat ramps and appurtenances.

**2013 PRELIMINARY BUDGET AMENDED AND ADOPTED AS ANNUAL BUDGET**

WHEREAS the Town Board has met at the time and place specified in the notice of public hearing on the Preliminary Budget and heard all persons desiring to be heard thereon; and

WHEREAS following the public hearing, the Town Board met with the Town Comptroller, Maryann Maxwell and the (amended) Preliminary Budget, (as described on the attached schedule); to arrive at a Final Budget for fiscal year 2013;

NOW THEREFORE BE IT RESOLVED that the Final Budget, as incorporated herein and made a part hereof, is hereby adopted as the annual budget of the Town of Carmel for the fiscal year beginning the 1st day of January, 2013 and that such budget as so adopted be entered in detail in the minutes of this Town Board; and

BE IT FURTHER RESOLVED that the Town of Carmel Town Clerk Ann Spofford shall prepare and certify in duplicate, copies of said annual budget as adopted by this Town Board, together with the assessment rolls for benefit improvements adopted pursuant to Section 202-a, subdivision 2, of the Town Law and deliver one copy thereof to the Town Supervisor Kenneth Schmitt, to be presented by him to the Putnam County Legislature.

Resolution

Offered by: Councilman Lupinacci  
Seconded by: Councilman Lombardi

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

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(Cont.)

Prior to the roll call vote, Councilman Lupinacci explained the amendments to the Preliminary Budget as outlined in the following Schedule of Changes which he said would reduce expenditures by almost \$400,000.00. Councilman Lupinacci pointed out that although one employee position is not being funded, no layoffs are slated in the Police Department.

At the conclusion of the roll call vote, Councilman Lupinacci qualified his no vote by explaining that he did not think enough was done to fairly help the taxpayers of the Town of Carmel.

TOWN OF CARMEL 2013 BUDGET ADJUSTMENTS FROM PRELIMINARY TO ADOPTED

TOWN OF CARMEL ADOPTED BUDGET ADJUSTMENTS				Total
EXPENDITURES				
* Cut one CSEA position Town Hall				
Act code 1620.11- 80		(80,000)		(80,000)
* Cut Conf. Secretary position - Police				
Act code 3120.10 Salary		(30,000)		
Add back PT 3120.13 Salary PT		20,000		
Act code 3120.80- 84 Benefits		(25,000)		(55,000)
* Reduce Police Min Man/Eliminate Vehicle Traffic Prosecutions				
Act code 3120.12 Salary OT-MM		(115,000)		
Act code 3120.12 Salary OT-Court		(15,000)		
Act code 3120.81- 82 Benefits		(38,000)		
				(188,000)
* Eliminate one police vehicle lease				
Act code 3120.21		(10,000)		(10,000)
* Reduce Police Uniform Equip				
Act code 3120.20		(5,000)		(5,000)
* Move Police Legal to TB Legal				
Act code 3120.44		(10,000)		
Act code 1420.44		10,000		0
* Increase landfill mowing	Act code 8090.48	7,500		7,500
* Reduce Recreation				
Act code 7020.13 Salary PT		(3,600)		
Act code 7114.40 Red Mills Cont		(2,300)		(5,900)
* Cut one Hwy position through Retirement 3/15/13				
Act code 3110.11- 12 Salary		(32,300)		
Act code 3110.80- 82 Benefits		(12,700)		(45,000)
Reduce Retiree Health Ins				
Act Code 3120.84 Police		(8,000)		
Act Code 3110.84 Highway		(10,000)		(18,000)
Restore Supervisor Salary				
Act Code 1220.10		3,954		3,954
TOTAL EXPENDITURE ADJUSTMENTS				(395,446)
REVENUES				
Reduce Garbage License Fee				
Act Code 1989.2130		14,000		
Reduce Tow License Fee				
Act Code 1989.2131		5,000		
Add Tow Impound Fee				
Act Code 1989.2132		(10,000)		
Increase Police Traffic Safety/Equip Grants				
Act Code 1989.3389- 3390		(7,500)		
TOTAL REVENUE ADJUSTMENTS				1,500
FUND BALANCE	Add to Undesignated FB	250,000		250,000
Adjustment to Tax Levy				(143,946)
Tax Rate Increase 7.9%				

(This savings was \$210,000, we added \$20,000 back into OT plus \$2,000 back into benefits. \$210,000- 22,000=188,000)

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**PUBLIC HEARING SCHEDULED FOR 12/12/12 TO HEAR OBJECTIONS TO ASSESSMENT ROLLS FOR THE OPERATION AND MAINTENANCE OF THE IMPROVEMENTS OF THE GARBAGE, SEWER AND WATER DISTRICTS FOR FISCAL YEAR 2013**

WHEREAS the Town of Carmel hereby has completed its assessment rolls for the operation and maintenance of the improvements serving Carmel Sewer Districts #1, #2, #3, #4, #5, #6, #7 and #8 and extensions thereto as well as Carmel Water Districts #1, #2, #3, #4, #5, #6, #7, #8, #9, #10, #11, #12, #13, #14 and extensions thereto as well as The Town of Carmel Garbage District of said Town for fiscal year 2013; and

WHEREAS said assessment rolls have been filed with Ann Spofford, Town Clerk of the Town of Carmel;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby schedules a Public Hearing at the Town Hall, 60 McAlpin Avenue, Mahopac, NY 10541 on Wednesday, December 12, 2012 at 7:00 PM or as soon thereafter that evening as possible for the purpose of considering any objections which may be made to said assessment rolls.

Resolution

Offered by: Councilwoman McDonough  
Seconded by: Councilman Lupinacci

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

**MEMORANDUM OF AGREEMENT AUTHORIZED BETWEEN THE CSEA, LOCAL 1000 AFSCME, AFL-CIO AND THE TOWN OF CARMEL RELATIVE TO THE MAINTENANCE OF TOWN OWNED PARKS**

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Supervisor to sign the Memorandum of Agreement entered into between and the Town of Carmel relative to the maintenance of Town owned parks dated November 16, 2012 in form as attached hereto and made a part hereof.

Resolution

Offered by: Councilman Schneider  
Seconded by: Councilman Lupinacci

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

**MEMORANDUM OF AGREEMENT**

IT IS HEREBY AGREED by and between the Town of Carmel (hereinafter "Town") and the CSEA, Local 1000 AFSCME, AFL-CIO, Town of Carmel Unit, Putnam County Local 840 (hereinafter "Union") as follows:

1. The CSEA hereby withdraws, with prejudice, the Improper Practice Charge (U-31876) relative to the contracting out of maintenance services in Town parks. The allegations set forth in the instant charge shall in no way impair, or be used as evidence to challenge, the following: (a) the CSEA's right to claim exclusivity over work performed by its unit members in Town parks at any time; and/or (b) the Town's corresponding right to claim that such work can be unilaterally contracted out.

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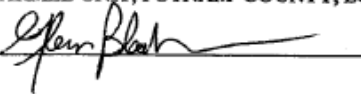
(Cont.)

2. This Agreement shall be subject to the approval of the Town Board.

Dated: \_\_\_\_\_ TOWN OF CARMEL

By: \_\_\_\_\_

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

Dated: 11/16/12 By: 

2013 USER FEE SCHEDULE ADOPTED

RESOLVED that the Town Board of the Town of Carmel hereby adopts, effective January 1, 2013, the Town of Carmel User Fee Schedule for Fiscal Year 2013, in form as attached hereto and made a part hereof.

Resolution  
Offered by: Councilman Lombardi  
Seconded by: Councilman Lupinacci

Roll Call Vote	YES	NO
Jonathan Schneider	X	
John Lupinacci	X	
Suzanne McDonough	X	
Frank Lombardi	X	
Kenneth Schmitt	X	

TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>TOWN CLERK'S OFFICE</b>			
Certification:			
Registrar's Certification (Birth/Death)	10.00	10.00	
Town Clerks Certification (Marriage/Other)	10.00	10.00	
Genealogy Fee Schedule:			
	1 - 3 years - \$22.00	1 - 3 years - \$22.00	
	4 - 10 years - \$42.00	4 - 10 years - \$42.00	
	11 - 20 years - \$62.00	11 - 20 years - \$62.00	
	21 - 30 years - \$82.00	21 - 30 years - \$82.00	
	31 - 40 years - \$102.00	31 - 40 years - \$102.00	
	41 - 50 years - \$122.00	41 - 50 years - \$122.00	
	51 - 60 years - \$142.00	51 - 60 years - \$142.00	
	61 - 70 years - \$162.00	61 - 70 years - \$162.00	
Copies:			
Copies of Town Ordinance or Other Documents - Per Page	0.25	0.25	
Facsimile/Fax - Per Page	2.00	2.00	
Map (Zoning, Election, Other) - Black & White/Color	10.00/15.00	10.00/15.00	
Miscellaneous Ordinance-Full Text			
Licenses:			
Auctioneering License - Annual	300.00	300.00	
Auctioneering License - One Day	150.00	150.00	
Annual Dog License Fee - spayed/mustered	7.50	7.50	
Annual Dog License Fee - unspayed/un-mustered	15.50	15.50	
Garbage Carting License - Renewal *	2,000.00	2,000.00	* Plus \$150 per truck inspection annually
Garbage Carting License - NEW *	2,500.00	2,500.00	* Plus \$150 per truck inspection annually
Marriage License	40.00	40.00	
Peddling License - 3 Months	500.00	500.00	
Miscellaneous:			
Cemetery Grave Marker - Each	100.00	100.00	
Dog Pick-Up	50.00	50.00	
Dog Shelter Fee - First Impoundment	25.00	25.00	+ 10.00 Each Additional 24 Hours
Second Impoundment - within one year	35.00	35.00	+ 10.00 Each Additional 24 Hours
Third Impoundment - within one year	45.00	45.00	+ 10.00 Each Additional 24 Hours
Subsequent Impoundment - within one year	* to be increased at \$10.00 per occurrence, + 10.00 each additional 24 hours		
Electronic Records - Computer Use - Per Hour			
Personal Use - Per Hour			
CD - Each	0.62	0.62	
Petition to Amend Zoning Ordinance	1,500.00	1,500.00	
Permits:			
Canvassing/Soliciting Permit - 3 Months	350.00	350.00	
Public Assembly Permit - Each Event	200.00	200.00	
Shooting Contest Permit - Each Event	25.00	25.00	
Sound Amplification Permit Commercial - 1 Day/30 Days	100.00/500.00	100.00/500.00	
Sound Amplification Permit Residential - 1 Day/30 Days	50.00/300.00	50.00/300.00	
Town Code:			
Annual Town Code Book Supplement	75.00	75.00	
Code Book	300.00	300.00	
Freshwater Wetlands Chapter Pamphlet	35.00	35.00	
Street Specifications	10.00	10.00	
Subdivision of Land Ordinance Pamphlet	35.00	35.00	
Vehicle and Traffic Chapter Pamphlet	25.00	25.00	
Zoning Chapter Pamphlet	35.00	35.00	



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(Cont.)

TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>POLICE DEPARTMENT</b>			
Accident Report - Business	0.25	0.25	per page
Accident Report - Personal	0.25	0.25	per page
Finger Printing Service - Non Residents - Per Person	35.00	35.00	
Photograph	20.00	20.00	per photo
Police Special Escort Service - Per Hour	-	-	
Special Event or Special Services - Per Hour	-	-	
CD of Photographs from Casefile	50.00	50.00	
Tow License Fee		1,500.00	Annual License Fee
Vehicle Impound Fee		100.00	per vehicle
<b>ALARM ORDINANCE</b>			
Alarm Permit - 1 Year - Residential & Commercial	40.00	40.00	* change to 10% of outstanding balance after 90 days past due. (was \$5.00 penalty if not paid after 6 months)
One False Alarm	-	-	
Two False Alarms	-	-	
Three False Alarms	25.00	25.00	
Four False Alarms	50.00	50.00	
Five False Alarms	100.00	100.00	
Each After Five False Alarms	200.00	200.00	
<b>HIGHWAY DEPARTMENT</b>			
Driveway Bond - "Refundable"	750.00	750.00	
Driveway Permit - Includes two Inspections	215.00	215.00	
Road Opening Bond - "Refundable" - Entire Road	1,000.00	1,000.00	
Road Opening Bond - "Refundable" - Half Road	500.00	500.00	
Road Opening Permit	215.00	215.00	

TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>PARKS &amp; RECREATION DEPARTMENT</b>			
<b>Camp:</b>			
Playground Camp	425.00	450.00	
* Early Bird Registration Fee - Playground Camp	375.00	400.00	
Primary Camp [9:30 AM to 2:30 PM]	475.00	500.00	Extended Day = + \$150.00; Extended Day \$180.00
* Early Bird Registration Fee - Primary Camp	425.00	450.00	
<b>Classes/Lessons:</b>			
Additional Swimming Lessons	60.00	60.00	
Adult Classes	\$65.00 - \$320.00	\$65.00 - \$320.00	
CPR Review	60.00	60.00	
Lifeguard Training Aid/Safety	\$350.00	\$350.00	Non-Resident \$450.00
Lifeguard Training Review	\$180.00	\$180.00	
Pre School Classes	FREE - \$175.00	FREE - \$175.00	
RTE - Responding to Emergencies	210.00	210.00	
Special Tennis, Aerobics, or Other Lessons	Cost	Cost	
Swimming Lessons including Permit	130.00	130.00	
Tennis Lessons - 6 One Hour Sessions	110.00	110.00	
<b>Facilities Rental:</b>			
Ballfield Rental - 2 Hour Limit	\$150.00/\$250.00 w/lights	\$150.00/\$250.00 w/lights	
Boat Rental Fee	4.00 - 7.00	4.00 - 7.00	
Civic Building Rental/Pavilion	200.00	200.00	+Supervisor Hourly Rate
Group Picnic	150.00	150.00	
Private Building Rental	300.00	300.00	+Supervisor Hourly Rate
Sycamore Park Concession [Seasonal]	3,200.00	4,000.00	
<b>ID/Permits:</b>			
Beach Guest Card	50.00	50.00	
Adult Swimming Permit	90.00	90.00	
Daily Adult Beach Fee	8.00	8.00	
Daily Adult Guest Beach Fee	10.00	10.00	
Daily Youth Beach Fee	7.00	7.00	
Daily Youth Guest Beach Fee	9.00	9.00	
Family Swimming Permit	175.00	175.00	
Family Tennis Permit	70.00	70.00	
Identification Card	6.00	6.00	
Senior Citizen Identification Card	No charge	No charge	
Nanny Identification Card	10.00	10.00	
Nanny Swim Permit	100.00	100.00	
Individual Tennis Permit	45.00	45.00	
Tennis Guest Fee	6.00	6.00	
Youth Swimming Permit	70.00	70.00	
<b>Dog Park:</b>			
Sycamore Dog Park User Fee - Resident	25.00	25.00	Annual
Sycamore Dog Park User Fee - Non-Resident	75.00	75.00	Annual

20 NOVEMBER 2012  
TOWN BOARD MEETING

(Cont.)

TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>BUILDING &amp; CODES DEPARTMENT</b>			
Accessory Apartment Permit	400.00	400.00	
Bed & Breakfast Special Application	400.00	400.00	
Building Permits – Flat Rate PLUS Estimated Cost of Construction	50.00	50.00	Flat Rate PLUS
Estimated Cost of Construction – Calculated as:	10.00	10.00	per \$1,000 Calculated Estimated Cost
Residential – New construction	100.00	100.00	per sq. ft.
Residential – Finish existing space to living space	20.00	20.00	per sq. ft.
Commercial	150.00	150.00	per sq. ft.
Commercial - Garage	75.00 - 80.00	75.00 - 80.00	per sq. ft.
Decks	35.00	35.00	per sq. ft.
Garage	75.00	75.00	per sq. ft.
Shed	25.00	25.00	per sq. ft.
Certificates of Compliance	80.00/150.00	80.00/150.00	Residential/Commercial
Certificates of Occupancy	80.00/150.00	80.00/150.00	Residential/Commercial
Excavation or Fill Permit for the first 2,000 cubic yards	200.00	200.00	Plus \$100 for each additional 1,000 CY
Inspection Fee for Clearance of Title Search Violation	50.00	50.00	Each Inspection
Mother/Daughter Permit	200.00	200.00	
Plumbing Permit Per Fixture	15.00 each	15.00 each	\$75.00 minimum fee
Plumbing/ Air Conditioning Inspection			
Re-Inspection Fee When Inspection Requested but Job Not Ready	50.00	50.00	Paid In Advance of 2nd Inspection
Sign Permit	150.00	150.00	
Swimming Pool Permit - Above Ground	150.00	150.00	
Swimming Pool Permit - In Ground	300.00	300.00	
HVAC Fee	50.00	50.00	Flat Rate plus
	10.00	10.00	per \$1,000 Estimated Cost of Installation
Title Search	75.00/150.00	75.00/150.00	Residential/Commercial + \$100 per store
	100.00/200.00	100.00/200.00	Residential/ Commercial
Zoning Letter	75.00	75.00	
Outdoor Dining Annual Fee	100.00	100.00	Annual Fee
Outdoor Dining (fee per 10 or more seats)	+ 50.00/up to 10 seats	+ 50.00/up to 10 seats	An add'l \$50.00 for 11 or more seats
Fire Inspection: Multifamily / Commercial	150.00 / 100.00	150.00 / 100.00	Commercial \$100 per establishment
Blasting Permit	100.00	100.00	per month (*Resolution adopted 7/11)
Operational Permits *	100.00	100.00	
* (NYS DOS requires towns to issue permits for storage of certain materials and certain uses)			
<b>ARCHITECTURAL REVIEW BOARD</b>			
New Commercial Structure Review	225.00	225.00	
Modification to Existing Commercial Structure Review	150.00	150.00	
Other Structure or Sign Review	50.00	50.00	
Single Family Residential Structure Review	100.00	100.00	
Two or More Family Residential Structure Review	100.00	100.00	Plus 50.00 each Additional Unit over two

TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>ENVIRONMENTAL CONSERVATION REVIEW BOARD</b>			
ECB Wetlands Sign	10.00	10.00	
Application Withdrawal	50.00	50.00	
Letter of Permission (In lieu of application)	100.00	100.00	
Major Interagency Review - Over 5 Acres - Per Acre or Part Thereof	60.00	60.00	Total Wetland Include. 100' Control Area
Minor Interagency Review - Up to 5 Acres - Per Acre or Part Thereof	50.00	50.00	Total Wetland Include. 100' Control Area
Private Consultation/Conference with Wetland Inspector Per Hour	100.00	100.00	
Public Hearing	minimum \$150.00 or cost	minimum \$150.00 or cost	
SEQR - DEIS	1%	1%	of Bond
Site Plan Inspection - Single Lot - Per Acre or Part Thereof	300.00	300.00	Total Wetland Include. 100' Control Area
Subdivision Plan Inspection - Per Acre or Part Thereof	300.00	300.00	Total Wetland Include. 100' Control Area
Tree Cutting - Up to 25 Acres	300.00	300.00	+ 25.00 acre and Ind. monitoring of escrow fees
Tree Cutting - Over 25 Acres	300.00	300.00	+ 75.00 acre and Ind. monitoring of escrow fees
Wetland Permit Application - Up to Two (2) Acres	150.00	750.00	+ monitoring of escrow fees
Wetland Permit Application - Over Two (2) Acres	200.00	1,000.00	+ 75.00 acre and Ind. monitoring of escrow fees
Wetland Determination for Health Dept	150.00	150.00	
<b>ZONING BOARD OF APPEALS</b>			
280A Exemption	400.00	400.00	
Accessory Apartment Application	250.00	250.00	
Application Withdrawal	100.00	100.00	
Area Variance Application	200.00	200.00	
Bed and Breakfast Special Permit Application	400.00	400.00	
Interpretation of Ordinance	400.00	400.00	
Use Variance Application	400.00	400.00	
Computer address labels for variance mailing	25.00	25.00	
NOTIFICATION SIGN	-	25.00	**NEW FEE ADDED**
<b>PLANNING BOARD</b>			
<b>PLANNING SUBDIVISION FEES:</b>			
Sketch fee	200.00	500.00	One time fee
Preliminary Fees			
Major Subdivision	3,000.00	3,000.00	Plus \$600 per lot; Increase per lot fee to \$750
Minor Subdivision	2,500.00	2,500.00	Plus \$600 per lot; Increase per lot fee to \$750
Final Fees:			
Amendment to Final Plat	1,500.00	1,500.00	
Major Subdivision	1,500.00	1,500.00	Plus \$300 per lot; Increase per lot fee to \$500
Minor Subdivision	1,500.00	1,500.00	Plus \$300 per lot; Increase per lot fee to \$500
Re-approval of Final Approval	1,500.00	1,500.00	(Does not include SEQR fees)
Extension of final approval	1,000.00	1,000.00	
OPEN DEVELOPMENT REVIEW FEE	-	2,500.00	**NEW FEE ADDED**
LOT LINE ADJUSTMENT FEE	-	2,500.00	**NEW FEE ADDED**

20 NOVEMBER 2012  
TOWN BOARD MEETING

(Cont.)

TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>SITE PLAN FEES:</b>			
Commercial Site Plan – Flat Rate PLUS Parking Spaces	1,500.00	2,000.00	Plus \$100 per Parking Spaces
Residential Site Plan – Flat Rate PLUS Unit Fee	2,500.00	3,000.00	PLUS \$500 per Dwelling Unit
Amendment to Previous Approved Site Plan – with no new parking spaces	3,000.00	3,000.00	
Amendment to Previous Approved Site Plan – with new parking spaces	3,000.00	3,000.00	Plus \$100 per Parking Spaces
Re-grant of Site Plan Approval	1,500.00	1,500.00	
Extension of Site Plan Approval	1,000.00	1,000.00	
<b>SPECIAL SITE PLAN FEES:</b>			
Boat House/Bathhouse	800.00	800.00	
Parking Lot	800.00	800.00	
Pools/Tennis Courts/ Playgrounds	800.00	800.00	
Residential Barns	800.00	800.00	
Residential Dock	800.00	800.00	
Residential Horse Riding Ring	800.00	800.00	
Home Office	800.00	800.00	
<b>LANDFILL, SURFACE GRADING &amp; OTHER EXCAVATION:</b>			
Up to 5 Acres	300.00	300.00	
Over 5 Acres	300.00	300.00	Plus \$40.00/Acre
<b>PLANNING/MISCELLANEOUS FEES:</b>			
Engineering Inspection Fee (Site Plans & Subdivisions)	5.00	5.00	% of Bond Amount
Public Hearings including Bond Returns and Reductions	175.00	175.00	Per Hearing
Planning Board SEQR Escrow Fees - DEIS	2.00%	2.00%	Not to exceed 2% of Project Value
Planning Board SEQR Escrow Fees - FEIS	2.00%	2.00%	Not to exceed 2% of Project Value
Recreation Fee In Lieu of Parklands	7,500.00	7,500.00	Per Residential Lot
Recreation Fee Sr. Cit. Multi Family Dwelling/Apt.	3,500.00	3,500.00	Per Dwelling/Apartment
Recreation Fee Multi Family Developments	5,000.00	5,000.00	Per Dwelling
Computer address labels	25.00	25.00	
NOTIFICATION SIGN	-	35.00	**NEW FEE ADDED**
<b>DEPARTMENT MISCELLANEOUS TOWN SERVICES:</b>			
Computer Labels	0.05	0.05	Each Label - 5.00 Minimum
Computer Report of Tax Parcels	0.25	0.25	Per Page - 5.00 Minimum
Copies of Plans/Maps - 24" x 36"	10.00	10.00	
Copies of Records/Documents	0.25	0.25	Per Page
Mail Reminder Notices	2.00	2.00	
Returned Deposited Bad Check - Each Item	20.00	20.00	
Tax or Record Search and Copy	5.00	5.00	
Tax or Record Search and Copy with Letter	10.00	10.00	

User Fee Schedule 2012

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TOWN OF CARMEL USER SERVICE FEES –  
FISCAL YEAR 2013

FEE DESCRIPTION	2012 ADOPTED USER FEES	2013 "PROPOSED" USER FEES	
<b>SPECIAL DISTRICTS:</b>			
<b>PARK DISTRICTS:</b>			
Building Rental - District Resident	150.00	150.00	
Building Rental - Non-District Resident	N/A	N/A	
Building Rental Deposit - "Refundable"	150.00	150.00	
Building Rental Cleaning Fee	100.00	100.00	
<b>SEWER DISTRICTS:</b>			
Sewer System Service Application, Including one inspection (where Street Lateral to Curb Line exists)	250.00 500.00	250.00 500.00	Residential Commercial
Sewer System Connection Additional Inspection - Each Inspection	50.00	50.00	
Sewer Sludge Dumping Fee, each 1000 gallons	100.00	100.00	
Out of District Application Fee - Residential/Commercial	1,000.00	1,000.00	
<b>WATER DISTRICTS:</b>			
Water System Service Application, Including one inspection (where water line curb box exists)	250.00 500.00	250.00 500.00	Residential Commercial
Water System Connection Additional Inspection - Each Inspection	50.00	50.00	
New Water Meter & Installation - 3/4" Meter	325.00	325.00	
New Water Meter Purchase	275.00	275.00	
All Others	Quote	Quote	
Water Meter Repair Due To Customer's Damage	325.00	325.00	
Water Meter Test, by written request of consumer	200.00	200.00	Payable up front
Water service turned on or off	50.00	50.00	
Water sprinkler tap - Annual Fee	200.00	200.00	
Final Bill Fee	10.00	10.00	
Special water meter reading by outside vendor	10.00	10.00	
Duplicate Bill Fee	10.00	10.00	
Bulk Water Sales	10 times the normal in district rate	10 times the normal in district rate	
Out of District Application Fee - Residential/Commercial	1,000.00	1,000.00	
Water Bill Adjustment from Estimate to Actual	5.00	5.00	

User Fee Schedule 2012

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Supervisor Schmitt highlighted the new fees included in the 2013 User Fee Schedule and commented on their projected increases to revenue.

**20 NOVEMBER 2012  
TOWN BOARD MEETING****PUBLIC COMMENTS - AGENDA ITEMS**

Ronald Williams commended the Town Board for not laying off three police officers. He went on to express his support of the Carmel Police Department staff as well as the Town's volunteer firefighters.

Joseph Harmon, CSEA president at Town Hall expressed his disappointment with being advised yesterday that the 2013 Budget voted on today stipulates the layoff of a CSEA union member. Mr. Harmon commented that the CSEA was not afforded ample time to prepare a response before an employee's job, pension and health care benefits were terminated.

Glenn Blackman, CSEA labor relations specialist representing the Town Hall employees, stated that he too was shocked to learn yesterday that the Town Board made a determination to layoff one of the CSEA workers. Mr. Blackman spoke regarding the effect that the loss of employment after twenty-two years with the Town of Carmel would have on Jose Hernandez and his family. He commented that it appeared that the funding for Mr. Hernandez's position has been transferred to the Town's reserve balance and asked the Town Board to restore the position through the utilization of the fund balance so that Mr. Hernandez can finish out his career with the Town of Carmel.

Jose Hernandez stated that he had hoped to retire from the Town of Carmel in two and one half years. Mr. Hernandez urged the Town Board to reconsider their decision to lay him off because of the hardship that his loss of employment would have on his family.

Alice Walsh, trustee with the Mahopac Public Library thanked the Town for their continued funding throughout the years. She then spoke regarding the increasing use of the library as a place of refuge for residents following significant weather events and asked for assistance in finding ways to fund the purchase and installation of a generator. Ms. Walsh presented the Town Board with a card expressing the appreciation of those patrons who utilized the library for their electricity, internet, running water and hospitality after Superstorm Sandy.

Supervisor Schmitt stated that he would contact Congresswoman Nam Hayworth as well as Congressman-elect Sean Maloney to pursue federal funding. He also noted the possibility of applying for Department of Homeland Security funds to purchase a generator because the library is utilized as an emergency shelter.

Lt. Brian Karst representing the Town of Carmel Police Lieutenants Benevolent Association stated that he was happy that the three police officers that were proposed to be laid off will retain their positions. He then stated that he would like to address the issue that precipitated the proposed police department layoffs.

Supervisor Schmitt interjected and indicated to Lt. Karst that his issue was not agenda related.

Lt. Karst stated that the matter pertained to the Budget.

Councilman Lombardi pointed out that contract negotiations are currently underway with the Police Lieutenants Union and urged Lt. Karst to continue this conversation privately during mediation. Discussion ensued regarding whether or not the matter should be deliberated publically in this forum at the conclusion of which, Lt. Karst agreed to leave the podium and commented that his ideas would be heard.

Michelle Russell, Town of Carmel employee and CSEA member voiced her support of Mr. Hernandez. Ms. Russell stated that she was deeply disturbed that the CSEA was not given the same opportunity to be heard at the Public Hearing in connection with the 2013 Budget as provided to the PBA and Highway Department workers with regard to the layoff of one of their members.

**20 NOVEMBER 2012  
TOWN BOARD MEETING**

(Cont.)

Councilman Lupinacci pointed out that a PowerPoint presentation was made at a recent Town Board meeting which included a scenario that called for the layoff of three police officers, two IBT workers and one CSEA employee. He stated that this information caused the PBA and IBT to rally for support, and should have caused CSEA members to do the same. He added that this information was also posted on the Town of Carmel's website.

Peter Creegan inquired about the Town of Carmel's payment to the Mahopac Central School District for the use of their facilities.

Supervisor Schmitt stated that the Town Board had negotiated a reduction from \$120,000.00 to \$80,000.00.

Mr. Creegan then addressed the funding to the Mahopac Sports Association.

Supervisor Schmitt stated that the amount has been negotiated down from \$96,000.00 to \$26,000.00.

Mr. Creegan acknowledged the importance of recreation to the youth in the community however advocated that those numbers be examined to locate the \$80,000.00 necessary to avoid the layoff of the employee who has two years left until he retires.

Councilwoman McDonough referenced the difficult choices that needed to be made in connection with the Budget. Discussion ensued regarding fiscal decisions and the need for compromises.

Mr. Creegan inquired how this individual was chosen to be laid off and if the members of the CSEA could collectively do something now to prevent the layoff of one of their members.

Councilman Lupinacci explained that the Town Board made their decision as to which employee to layoff based on the position and the impact that it would have on the public. It was not based upon the individual. He commented that if money can be found, things can be changed with a budget re-class.

Mr. Creegan asked if the Highway Department would be losing a teamster in March of next year.

Supervisor Schmitt replied yes. A position will be eliminated through attrition.

Mr. Creegan inquired which members of the Town Board receive health insurance benefits from the Town of Carmel at no cost.

Councilman Lupinacci stated that the Town Board members are all offered the benefits. He has insurance through his fulltime employment and even through it would cover his out of pocket expenses, opted out of the Town of Carmel's insurance. Supervisor Schmitt's health insurance is part of his retirement benefits.

Supervisor Schmitt added that they had all voluntarily agreed to cut their salaries by four percent.

Councilman Lombardi stated that in addition, he has advised the Town Comptroller that commencing in 2013 he will be contributing 10% towards the cost of his benefits.

Councilman Schneider pointed out the he had originally brought the proposal to the Town Board in April and has been awaiting a resolution to vote on it.

**20 NOVEMBER 2012  
TOWN BOARD MEETING**

(Cont.)

Jennifer Maher commented that she was pleased that no police officers were being laid off, however saddened by the termination of Mr. Hernandez. Ms. Maher went on to ask if the Town Board will be hiring an individual to oversee the facilitation of the town-wide garbage collection program.

Councilman Lupinacci stated that AAA Carting was awarded the contract for single family and mother/daughter residences. The cost will be about \$22.00 per month and will be included in the January property tax bill. Councilman Lupinacci indicated that there is no provision in the budget to hire an employee to facilitate the program.

Ms. Maher stated that as a realtor she supports town-wide garbage collection however was concerned that the cost of garbage collection may rise in the future. She commented on the need for the public to be advised of the particulars with regard to the new program.

Councilman Lupinacci pointed out that town-wide garbage collection will provide an annual savings of close to \$120.00 for residents with once weekly pickup and \$180.00 for residents with twice weekly pickup.

Ms. Maher went on to express her concern with regard to the issue of the Town's current property assessments being almost twice the market value.

Councilman Schneider explained that information with regard to the garbage program is forthcoming. A mailer will be sent out by the Town as well as the vendor awarded the contract. With regard to the Ms. Maher's comments on the assessments, Councilman Schneider posed to the Town Board that any funds received from the sale of Town owned property should be put towards a town-wide reassessment. Discussion was held regarding the matter.

Ms. Maher stated that at a recent county wide meeting of planning, zoning and town board members, the subject of parades and community events was brought up. She stated that that police need to be present at these gatherings and she would support the Town charging organizations for the costs involved. She added that the Putnam County Chamber of Commerce would work towards finding solutions to assist private organizations to fund the services of the police department themselves.

Lisa Laquidara, Town of Carmel Justice Court employee stated that she was under the impression that when contract negotiations were being discussed, it was agreed that there would be no layoffs.

Supervisor Schmitt cautioned against addressing matters pertaining to contract negotiations.

Councilwoman McDonough stated that this portion of the meeting is for public comment, not a time for questions and answers. She added that the Town Board cannot and will not discuss anything having to do with negotiations.

Ms. Laquidara stated that she was very disturbed with the choice of whom the Town Board chose to layoff. She noted that after 22 years of service, Mr. Hernandez would be retiring soon and added that he is in contract to purchase a house. Ms. Laquidara said that there was no rally by the CSEA because the information on the website states that four other full-time employees would be cut, making no mention that they would be CSEA members.

Dave Nichols confirmed that town-wide garbage collection will commence January 1, 2013. He inquired since the cost is collected by the Town up front, will the garbage companies be paid for their services in advance.

Councilman Lupinacci stated that the Town will collect all monies in January and the garbage carters will be paid monthly.

**20 NOVEMBER 2012  
TOWN BOARD MEETING**

(Cont.)

Mr. Nichols asked if the funds collected in advance will be invested by the Town.

Supervisor Schmitt stated that they would be.

Mr. Nichols inquired where the library appeared on the agenda, noting that this portion of the meeting is for agenda items only.

Supervisor Schmitt indicated that the representative from the Mahopac Public Library spoke relative to the 2013 Budget.

Mr. Nichols expressed his frustration that there were not more cuts in the 2013 Budget. Discussion ensued.

Marianne Hernandez, wife of Jose Hernandez stated that the Town Board's decision to lay off her husband was not a just one. Mrs. Hernandez spoke regarding the impact that the loss of his employment would have on their family.

Christopher Hernandez, son of Jose Hernandez urged the Town Board members to reinstate his father's job.

Brendan Griffin, Town of Carmel Department of Recreation and Parks employee and CSEA member suggested that there must be something that can be done to save Mr. Hernandez's job. Mr. Griffin recommended selling off mowing equipment that is not being utilized.

**TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS**

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

**OPEN FORUM - PUBLIC COMMENTS**

Edward Scott from the Mahopac Volunteer Fire Department, spoke to correct misstatements made by a resident at the previous Work Session as to why the Mahopac Firehouse on Route 6 was not utilized as a pickup location for water and dry ice the day after Superstorm Sandy emphasizing that it was for the safety of the public as well as the members of the Fire Department operating in emergency response mode.

Supervisor Schmitt commented on the need for the Town of Carmel to have its own emergency operations center. Discussion was held regarding the matter.

Mickey Farina asked if residents will be provided with trash containers in time for the commencement of town-wide garbage collection. Mr. Farina encouraged the Town Board to maintain reasonable costs for this new program.

Councilman Lupinacci stated that pursuant to the bid specifications, the carter has until the end of February to provide the containers. However, AAA Carting has indicated to him that residents will have their trash and recycling containers by January 1, 2013. A brief discussion was held.

**OPEN FORUM - TOWN BOARD MEMBER COMMENTS**

Councilwoman McDonough announced that the Town of Carmel Recreation and Parks Department will be hosting Breakfast with Santa on December 2, 2012 at 10:00 a.m. at Sycamore Park.

**20 NOVEMBER 2012  
TOWN BOARD MEETING**

(Cont.)

Supervisor Schmitt announced that the Greater Mahopac Carmel Chamber of Commerce will be sponsoring a Tree and Menorah Lighting Ceremony at the Mahopac Chamber Park on November 24, 2012 at 4:30 p.m.

Supervisor Schmitt announced that the Hamlet of Carmel Civic Association will be holding their annual Holiday on the Lake on December 1, 2012 and a Menorah Lighting Ceremony on December 10, 2012.

Councilwoman McDonough acknowledged the Mahopac Middle School and Mahopac Sports Association's football program for their recent Thanksgiving food drive.

Supervisor Schmitt stated that he will be participating in an additional trip to Staten Island organized by Mahopac High School freshmen on November 24, 2012 to drop off humanitarian relief aid to those victims impacted by Superstorm Sandy.

Supervisor Schmitt announced that in observance of the Thanksgiving holiday the Carmel Town Hall will be closed on November 22 and 23, 2012. He wished a happy Thanksgiving to all.

**ADJOURNMENT**

All agenda items having been addressed, on motion by Councilman Lupinacci, seconded by Councilman Lombardi, with all Town Board members present and in agreement, the meeting was adjourned at 9:00 p.m.

Respectfully submitted,

Ann Spofford, Town Clerk