

17 SEPTEMBER 2014

**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 17th day of September 2014 at 7:15 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. A moment of silence was held to honor those serving in the United States Armed Forces.

**HIGHWAY DEPARTMENT WINTER MATERIALS - ADVERTISING FOR BIDS
AUTHORIZED - SAND, GUIDE RAIL, WINTER MIX, STREET SWEEPING
SERVICES, AND GRINDING / CHIPPING OF LOGS, STUMPS AND LIMBS**

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

- Sand
- Guide Rail
- Winter Mix
- Street Sweeping Services
- Grinding/Chipping of Logs, Stumps and Limbs

BE IT FURTHER RESOLVED that the Highway Superintendent is to furnish detailed specifications for the above to the Town Clerk to be used in conjunction with the Town's general bid conditions and specifications.

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>

**LAKE CASSE PARK DISTRICT CLUBHOUSE - PROPOSAL ACCEPTED FOR
INSTALLATION / REPLACEMENT OF WINDOWS AND DOORS - WINDOWS PLUS
GENERAL CONTRACTING, INC. - NOT TO EXCEED \$11,430.00**

RESOLVED, that the Town Board of the Town of Carmel hereby accepts the proposal of Windows Plus General Contracting, Inc., Mahopac, NY for the provision and installation of windows and doors at the Lake Casse Clubhouse in accordance with their proposal dated August 17, 2014 at a cost not to exceed \$11,430.00; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form acceptable to Town Counsel, Town Supervisor Ken Schmitt is hereby authorized to sign all documentation necessary to accept the aforesaid proposal on the terms authorized herein.

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>

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(Cont.)

Supervisor Schmitt explained that the cost for the provision and installation of windows and doors at the Lake Casse Clubhouse will be borne by the homeowners in the Lake Casse Park District.

CARMEL SEWER DISTRICT #7 - PROPOSAL ACCEPTED FOR PURCHASE OF EQUALIZATION PUMPS - FLEET PUMP AND SERVICE GROUP - NOT TO EXCEED \$4,592.00

RESOLVED, that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #7, hereby accepts the proposal of Fleet Pump and Service Group, White Plains, NY, for the purchase of 2 submersible equalization pumps for the Carmel Sewer District #7 Sewage Treatment Plant at a cost not to exceed \$4,592.00; and

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget revisions required in connection with the purchase authorized herein.

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>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>

PROPOSAL ACCEPTED FOR PURCHASE AND INSTALLATION OF FUEL DISPENSING AND MANAGEMENT SYSTEM AND FIRE SUPPRESSION SYSTEM AT TOWN HALL - CONKLIN SERVICES & CONSTRUCTION, INC. - NOT TO EXCEED \$31,222.00 AND PROPOSAL ACCEPTED FOR INSTALLATION OF WIRING AND CONNECTION - SULLIVAN DATA, INC. - NOT TO EXCEED \$979.14

RESOLVED, that the Town Board of the Town of Carmel, hereby accepts the proposal of Conklin Services & Construction, Inc., Newburgh, NY for the purchase and installation of a fuel dispensing system and fire suppression system at Town Hall in accordance with their proposal dated March 27, 2014 at a cost not to exceed \$31,222.00; and

BE IT FURTHER RESOLVED that the proposal of Sullivan Data, Inc. for the installation of wiring and connection of said equipment to the Town's server is hereby accepted and authorized at a cost not to exceed \$979.14; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form acceptable to Town Counsel, Town Supervisor Ken Schmitt is hereby authorized to sign all documentation necessary to accept the aforesaid proposal on the terms authorized herein; and .

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget revisions required in connection with the purchase authorized herein.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Lupinacci

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(Cont.)

<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 funding for the project will be taken out of the 2014 contingency line.

**DEPARTMENT OF RECREATION AND PARKS - REQUESTS FOR PROPOSALS
AUTHORIZED - SYCAMORE PARK BUILDING - ROOF REPAIRS**

RESOLVED, that the Town Board of the Town of Carmel, hereby authorizes Director of Recreation and Parks, James R. Gilchrist to request proposals for roof repairs to the Sycamore Park Main building in accordance with the Town of Carmel Procurement Policy.

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>

**RICHARD DUTRA - FAMILY DAY CANCER FUNDRAISER - PARK RENTAL
PERMIT FEE AND SOUND AMPLIFICATION PERMIT FEE WAIVED - 9/27/14**

RESOLVED that the Town Board of the Town of Carmel hereby waives the park rental fee and sound amplification permit fee regarding the application of Richard Dutra for the Family Day Cancer Fundraiser scheduled on September 27, 2014 at Sycamore Park.

Resolution
Offered by: Councilman Lombardi
Seconded by: Councilwoman McDonough and 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>

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.

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TOWN BOARD MEETING****PUBLIC COMMENTS - OPEN FORUM**

Pat Struzzieri stated that in 2009, she and her neighbors submitted a petition to request that the Town of Carmel take over the maintenance of Locust Court in Mahopac and asked what needed to be done to afford her and her neighbors the same consideration as Long Pond Association and Ossi Sport Club homeowners. Ms. Struzzieri spoke regarding the poor condition of Locust Court, its maintenance and repair history as well as her past communications with Town officials with regard to facilitating road improvements. Ms. Struzzieri expressed her concerns with regard to emergency services vehicle access to the homes on Locust Court.

Gregory Folchetti, Legal Counsel stated that he had spoken with Ms. Struzzieri in August with regard to an application for a road improvement district. He explained that even if a road is private, the Highway Department can maintain it to ensure emergency vehicle access to the dwellings.

Mr. Folchetti further explained that if the homeowners on Locust Court are stating that the Highway Department has maintained the road as a regular course of business over an extended period of time, then it is usually established through a court proceeding similar to what transpired with the Long Pond Association, which when dismissed, those homeowners petitioned for a road improvement district.

Mr. Folchetti went on to explain the process for the formation of a road improvement district and indicated that he had been advised by the Highway Superintendent Michael Simone that the issue with Locust Court is that its width cannot be improved to meet the road improvement district standards.

Discussion ensued at the conclusion of which, Supervisor Schmitt and Councilman Schneider stated that they would address the matter with Mr. Simone and report back to Ms. Struzzieri.

TOWN BOARD MEMBER COMMENTS - OPEN FORUM

Supervisor Schmitt announced that hydrant flushing for Carmel Water Districts #2, #3 and #12 by Severn Trent Environmental Services, Inc. will begin on September 29, 2014. A schedule of dates for each road will be posted on the Town of Carmel's website as well as on Comcast channel 95 and Verizon channel 24. Customers may experience temporary fluctuation in pressure and/or temporary discoloration of water. Laundry should not be washed during this time.

Supervisor Schmitt announced that the Town Board's next Work Session will be held on Tuesday, September 23, 2014 in observance of Rosh Hashanah.

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 7:47 p.m. to Executive Session to discuss a matter of litigation, Town of Carmel v. Seimens as well as for discussion with the Putnam County SPCA in regard to a dog control / dog shelter retention contract.

Respectfully submitted,

Ann Spofford, Town Clerk