

2 NOVEMBER 2011

**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 November 2011 at 7:19 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Ravallo, Councilman Lombardi, Councilwoman McDonough 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.

Members of the Town Board commented on the events of the recent unprecedented October storm that brought thirteen inches of snow, widespread power outages and extensive property damage throughout the Town of Carmel. Supervisor Schmitt acknowledged Highway Superintendent Michael Simone and his department as well as others for their efforts throughout the crisis. Councilman Lombardi expressed his frustration with the lack of preparedness and inadequate response of the New York State Electric and Gas Corp.

**MINUTES OF TOWN BOARD MEETINGS HELD ON 10/5/11 AND 10/12/11 -  
ACCEPT AS SUBMITTED BY THE TOWN CLERK**

On motion by Councilman Lombardi, seconded by Councilwoman McDonough, with all members of the Town Board present and voting “aye”, the minutes of the Town Board meetings held on October 5<sup>th</sup> and October 12<sup>th</sup>, 2011 were accepted as submitted by the Town Clerk.

**MAHOPAC VOLUNTEER FIRE DEPARTMENT - ADDITIONS TO THE ACTIVE LIST -  
AUTHORIZED**

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

Amanda Erickson, Mahopac, NY  
Diana Raimone, Mahopac, NY

Resolution

Offered by: Councilman Lombardi  
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Ravallo	<u>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Suzanne McDonough	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**BUDGET MODIFICATIONS #2011-09 AND #2011-10 - AUTHORIZED**

WHEREAS Town Comptroller MaryAnn Maxwell has reviewed the September 2011 and October 2011 Budget Modifications with the Town Board which are detailed and explained on the attached Budget Revisions Schedules identified as #2011-09 and #2011-10;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the September 2011 and October 2011 Budget Modifications/Revisions itemized on Schedules #2011-09 and #2011-10 which are attached to this resolution, incorporated herein and made a part hereof.

Resolution

Offered by: Councilman Ravallo  
Seconded by: Councilman Lombardi

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(Cont.)

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

**TOWN OF CARMEL  
BUDGET REVISIONS FOR SEPTEMBER/OCTOBER 2011  
#2011/09-10**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
<b>GENERAL FUND</b>				
01	100-1989-3005	MORTGAGE TAX REVENUE	*	50,000.00
	100-1989-2115	PLANNING BOARD FEES	*	20,000.00
	100-1989-2557	FIRE INSPECTION FEES	*	30,000.00
	100-1989-2001	PARK & RECREATION FEES	*	25,000.00
	100-1989-2050	SELF SUSTAINING FEES	*	5,000.00
	100-1989-1170	CABLE FRANCHISE FEES	*	30,000.00
	100-1989-2555	BUILDING ALT PERMIT FEES	*	100,000.00
		- REVISE BUDGET SOURCES		
02	100-1110-0040	JUSTICE COURT CONTRACTUAL EXPENSE	1,000.00	
	100-1110-0044	JUSTICE COURT RECORDING EXPENSE		1,000.00
		- TRANSFER FOR CONTRACTUAL EXPENSES		
03	100-1220-0040	SUPERVISOR CONTRACTUAL EXPENSE	750.00	
	100-1010-0041	TOWN BOARD CONTRACT EXPENSE		250.00
	100-1010-0042	TOWN BOARD CONTRACT EXPENSE		250.00
	100-1010-0044	TOWN BOARD CONTRACT EXPENSE		250.00
		- TRANSFER FOR CONTRACTUAL EXPENSES		
04	100-1220-0012	SUPERVISOR STAFF OVERTIME	50.00	
	100-1620-0012	BUILDING MAINTENANCE OVERTIME	150.00	
	100-1620-0013	BUILDING MAINTENANCE TEMP STAFF	2,550.00	
	100-1315-0012	COMPTROLLER STAFF OVERTIME		200.00
	100-1315-0013	COMPTROLLER STAFF TEMP STAFF		2,000.00
	100-1610-0013	CENTRAL SERVICES TEMP STAFF		550.00
		- TRANSFER FOR STAFF OT/TEMP PAY		
05	100-1355-0019	ASSESSOR OFFICE OTHER COMPENSATION	26,483.00	
	100-1989-9877	RESERVE FOR COMPENSATED ABSENCES	*	26,483.00
		- PROVIDE FOR EMPLOYEE SICK/VACATION PAYOUTS		
06	100-1420-0041	LITIGATION LEGAL EXPENSES	9,000.00	
	100-1420-0043	SPECIAL COUNSEL BOARDS	7,000.00	
	100-1420-0048	DEFENSE LEGAL COUNSEL		16,000.00
		- TRANSFER FOR LEGAL EXPENSES		
07	100-1440-0040	ENGINEERING CONTRATUAL EXPENSES	1,035.00	
	100-1440-0045	ENGINEERING EQUIP MAINTENANCE		1,035.00
		- TRANSFER FOR CONTRACTUAL EXPENSES		
08	100-1620-0021	BUILDING MOTOR VEHICLES	500.00	
	100-1620-0042	BUILDING UTILITIES	5,500.00	
	100-1620-0045	BUILDING SPECIAL IMPROVEMENTS		6,000.00
		- TRANSFER FOR BUILDING EXPENSES		
09	100-1680-0041	INFORM TECH SUPPLIES	4,000.00	
	100-1680-0042	INFORM TECH WEB SITE EXPENSES	500.00	
	100-1670-0040	CENTRAL PRINTING EXPENSE		1,000.00
	100-1680-0020	INFORM TECH EQUIPMENT EXPENSE		1,500.00
	100-1680-0040	INFORM TECH CONTRACTUAL EXPENSES		1,000.00
	100-1681-0040	GIS CONTRACTUAL EXPENSE		1,000.00
		- TRANSFER FOR INFO TECH EXPENSES		

**2 NOVEMBER 2011  
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(Cont.)

**TOWN OF CARMEL  
BUDGET REVISIONS FOR SEPTEMBER/OCTOBER 2011  
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10	100-1989-0040	UNCLASSIFIED EXPENDITURES	3,525.00	
	100-1989-2705	9/11 MEMORIAL DONATIONS *	3,525.00	
		- PROVIDE FOR 9/11 MEMORIAL EXPENSES		
11	100-3120-0041	POLICE VEHICLE FUEL	20,000.00	
	100-1990-0040	CONTINGENCY		20,000.00
		- TRANSFER FOR VEHICLE FUEL EXPENSE		
12	100-3120-0013	POLICE TEMP STAFF	10,000.00	
	100-3120-0011	POLICE UNIFORM STAFF EXPENSE		10,000.00
		- TRANSFER FOR POLICE TEMP STAFF EXPENSE		
13	100-3121-0012	LAKE PATROL OVERTIME	2,600.00	
	100-3121-0041	LAKE PATROL FUEL EXPENSE	400.00	
	100-3121-0020	LAKE PATROL EQUIPMENT EXPENSE		300.00
	100-3121-0040	LAKE PATROL CONTRACTUAL EXPENSE		200.00
	100-3121-0084	LAKE PATROL HEALTH INSURANCE		1,000.00
	100-3123-0011	COMMUNITY POLICE STAFF PAY		1,000.00
	100-3123-0012	COMMUNITY POLICE OVERTIME		500.00
		- TRANSFER FOR LAKE PATROL EXPENSES		
14	100-3310-0012	SIGNS CONTROL OVERTIME	400.00	
	100-3310-0020	SIGNS CONTROL EQUIPMENT EXPENSE	35.00	
	100-3310-0040	SIGNS CONTROL CONTRACTUAL EXPENSE	2,265.00	
	100-1640-0012	CENTRAL GARAGE OVERTIME		300.00
	100-1640-0040	CENTRAL GARAGE CONTRACTUAL EXPENSE		600.00
	100-5010-0042	HIGHWAY ADMIN CELL PHONE EXPENSE		1,800.00
		- TRANSFER FOR SIGN CONTROL EXPENSES		
15	100-3620-0040	CODES ENFORCE CONTRACTUAL EXP	300.00	
	100-3620-0041	BUILDING ALARM POSTAGE		300.00
		- TRANSFER FOR CONTRACTUAL EXPENSE		
16	100-4020-0080	VITAL STATISTICS EMPLOYEE BENEFITS	340.00	
	100-1410-0080	TOWN CLERK EMPLOYEE BENEFITS	2,160.00	
	100-1410-0014	TOWN CLERK LONGEVITY PAY		2,500.00
		- TRANSFER FOR EMPLOYEE BENEFIT EXPENSE		
	100-5132-0021	HIGHWAY GARAGE SPECIAL EXPENSE	3,800.00	
17	100-5132-0040	HIGHWAY GARAGE CONTRACTUAL EXPENSE	2,000.00	
	100-5010-0047	HIGHWAY ADMIN TRAINING EXPENSE		1,800.00
	100-5132-0041	HIGHWAY GARAGE HEATING EXPENSE		2,000.00
	100-8090-0045	RECYCLE TRASH DISPOSAL		2,000.00
		- TRANSFER FOR HIGHWAY GARAGE EXPENSE		
18	100-7020-0086	REC ADMIN RETIREE BENEFIT EXPENSE	5,000.00	
	100-7110-0012	PARK MAINTENANCE OVERTIME	200.00	
	100-7110-0020	PARK MAINTENANCE EQUIPMENT	3,200.00	
	100-7117-0040	CAMARDA PARK CONT EXPENSE	10,000.00	
	100-7118-0042	BALDWIN MEADOWS UTILITY EXPENSE	450.00	
	100-7310-0013	YOUTH PROGRAM TEMP STAFF	4,100.00	
	100-7310-0040	YOUTH PROGRAM CONTRACTUAL EXPENSE	3,400.00	
	100-7310-0045	YOUTH PROGRAM SELF SUSTAINING EXPENSE	11,000.00	
	100-7180-0013	BEACH TEMP STAFF	4,710.00	
	100-7180-0040	BEACH CONTRACTUAL EXPENSE	110.00	
	100-7180-0042	BEACH UTILITY EXPENSE	300.00	

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**TOWN OF CARMEL  
BUDGET REVISIONS FOR SEPTEMBER/OCTOBER 2011  
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	100-7020-0013	REC ADMIN TEMP STAFF EXPENSE		10,000.00
	100-7020-0080	REC ADMIN EMPLOYEE BENEFIT EXPENSE		5,000.00
	100-7110-0011	PARK MAINTENANCE STAFF EXPENSE		13,400.00
	100-7111-0040	SYCAMORE FIELD CONTRACTUAL EXPENSE		2,000.00
	100-7111-0080	TEMP STAFF EMPLOYEE BENEFIT EXPENSE		2,000.00
	100-7112-0040	CRANE FIELDS CONTRACTUAL EXPENSE		1,420.00
	100-7118-0040	BALDWIN MEADOWS CONTRACTUAL EXPENSE		450.00

	100-7140-0013	PLAYGROUND TEMP STAFF		2,400.00
	100-7140-0020	PLAYGROUND EQUIPMENT EXPENSE		2,000.00
	100-7140-0040	PLAYGROUND CONTRACTUAL EXPENSE		1,500.00
	100-7190-0013	SKATING RINK TEMP STAFF		1,000.00
	100-7190-0020	SKATING RINK EQUIPMENT EXPENSE		1,000.00
	100-7190-0042	SKATING RINK UTILITY EXPENSE		300.00
		- TRANSFER FOR RECREATION/PARK MAINT EXPENSES		
19	100-8010-0088	ZONING BOARD RETIREE BENEFITS	1,200.00	
	100-8010-0080	ZONING BOARD EMPLOYEE BENEFITS		600.00
	100-8020-0080	PLANNING BOARD EMPLOYEE BENEFITS		600.00
		- TRANSFER FOR EMPLOYEE BENEFITS		
<b>CARMEL AMBULANCE DISTRICT</b>				
20	201-4540-0049	SERVICES OTHER GOVTS	175.00	
	201-4540-0048	OTHER EXPENDITURES		175.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
<b>CARMEL FIRE PROTECTION DISTRICT #1</b>				
21	301-3410-0049	SERVICES OTHER GOVTS	2,435.00	
	301-3410-0045	DRY HYDRANT EXPENDITURE		339.00
	301-3410-0048	OTHER EXPENDITURES		396.00
	301-9025-0090	LOSAP CONTRIBUTION		1,700.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
<b>CARMEL FIRE PROTECTION DISTRICT #2</b>				
22	302-3410-0049	SERVICES OTHER GOVTS	4,790.00	
	302-9025-0090	LOSAP CONTRIBUTION		4,790.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
<b>CARMEL FIRE PROTECTION DISTRICT #3</b>				
23	303-3410-0049	SERVICES OTHER GOVTS	782.00	
	303-3410-0048	OTHER EXPENDITURES		782.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
<b>LAKE CASSE PARK DISTRICT</b>				
24	401-7140-0013	PARK TEMP LABOR EXPENSES	3,500.00	
	401-7140-0048	OTHER EXPENSES	200.00	
	401-7140-0082	FICA/MED EXPENSES	300.00	
	401-7140-0099	REPAIR RESERVE FUND		4,000.00
		- TRANSFER FOR LABOR/OTHER EXPENSES		

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
<b>TEAKETTLE LAKE PARK DISTRICT</b>				
25	403-7140-0040	PARK CONTRACUAL EXPENSES	680.00	
	403-7140-0049	SERVICES OTHER GOVTS	120.00	
	403-7140-0099	REPAIR RESERVE FUND		800.00
		- TRANSFER FOR CONT EXP/ SERVICES OTHER GOVTS		
<b>LAKE SECOR PARK DISTRICT</b>				
26	404-7140-0013	PARK TEMP LABOR EXPENSES	500.00	
	404-7140-0040	PARK CONTRACUAL EXPENSES	4,000.00	
	404-7140-0041	SUPPLIES & MATERIALS	1,200.00	
	404-7140-0048	OTHER EXPENSES	580.00	
	404-7140-0049	SERVICES OTHER GOVTS	248.00	
	404-7140-0082	FICA/MED EXPENSES	72.00	
	404-7140-0099	REPAIR RESERVE FUND		6,600.00
		- TRANSFER FOR LABOR/OTHER EXPENSES		

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(Cont.)

<b>HIGHWAY FUND</b>				
27	500-5130-0040	MACHINERY REPAIR EXPENSES	10,000.00	
	500-5130-0020	MACHINERY REPAIR TOOL EXPENSE	1,000.00	
	500-5130-0013	MACHINERY REPAIR TEMP LABOR		1,000.00
	500-5010-2680	INSURANCE RECOVERY - PAYROLL	*	10,000.00
		- PROVIDE FOR MACHINERY REPAIR EXPENSE		
28	500-5140-0012	WEEDS & BRUSH OVERTIME	900.00	
	500-5130-0012	MACHINERY REPAIR OVERTIME		900.00
		- TRANSFER FOR OVERTIME EXPENSE		
29	500-5140-0040	WEEDS & BRUSH CONTRACTUAL EXPENSE	350.00	
	500-5142-0040	SNOW REMOVAL RENTALS	34.00	
	500-5140-0020	WEEDS & BRUSH TOOL EXPENSE		350.00
	500-5142-0081	SNOW REMOVAL MCT TAX EXPENSE		34.00
		- TRANSFER FOR CONT EXPENSE		
<b>CARMEL WATER DISTRICT #2</b>				
30	602-8310-0047	EMERGENCY REPAIRS	21,000.00	
	602-8310-0049	SERVICES OTHER GOVT		21,000.00
		- TRANSFER FOR EMERGENCY REPAIRS		
<b>CARMEL WATER DISTRICT #3</b>				
31	603-8310-0047	EMERGENCY REPAIRS	4,280.00	
	603-8310-0048	OTHER OPERATING EXPENSES	4,720.00	
	603-8310-0041	CHEMICAL EXPENSES		2,070.00
	603-8310-0046	PURCHASES OF WATER		1,000.00
	603-8310-0049	SERVICES OTHER GOVT		5,930.00
		- TRANSFER FOR EMERGENCY REPAIRS		

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**TOWN OF CARMEL  
BUDGET REVISIONS FOR SEPTEMBER/OCTOBER 2011  
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BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
<b>CARMEL WATER DISTRICT #4</b>				
32	604-8310-0040	CONTRACTUAL EXPENSES	3,650.00	
	604-8310-0047	EMERGENCY REPAIRS	1,700.00	
	604-8310-0048	OTHER OPERATING EXPENSES	2,900.00	
	604-8310-0049	SERVICES OTHER GOVT	750.00	
	604-8310-9909	APPROPRIATED FUND BALANCE	*	9,000.00
		- PROVIDE FOR CONTRACTUAL/EMERGENCY REPAIRS		
<b>CARMEL WATER DISTRICT #5</b>				
33	605-8310-0047	EMERGENCY REPAIRS	6,370.00	
	605-8310-0049	SERVICES OTHER GOVT		2,170.00
	605-8310-0099	REPAIR RESERVE FUND		4,200.00
		- TRANSFER FOR EMERGENCY REPAIRS		
<b>CARMEL WATER DISTRICT #6</b>				
34	606-8310-0046	PURCHASE OF WATER	2,045.00	
	606-8310-0047	EMERGENCY REPAIRS	14,800.00	
	606-8310-0042	UTILITY EXPENSE		1,000.00
	606-8310-0049	SERVICES OTHER GOVT		1,515.00
	606-8310-2681	INSURANCE RECOVERY ASSET	*	7,330.00
	606-8310-9909	APPROPRIATED FUND BALANCE	*	7,000.00
		- PROVIDE/TRANSFER FOR EMERGENCY REPAIRS		
<b>CARMEL WATER DISTRICT #7</b>				
35	607-8310-0047	EMERGENCY REPAIRS	9,535.00	
	607-8310-2681	INSURANCE RECOVERY ASSET	*	9,535.00
		- PROVIDE FOR EMERGENCY REPAIRS		
<b>CARMEL WATER DISTRICT #8</b>				
36	608-8310-0020	EQUIPMENT	1,200.00	
	608-8310-0040	CONTRACTUAL REPAIRS	1,585.00	
	608-8310-0049	SERVICES OTHER GOVT	3,215.00	
	608-8310-0090	CONTINGENCY		6,000.00
		- TRANSFER FOR CONT. REPAIRS/SERV OTHER GOVT		

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<b>CARMEL WATER DISTRICT #9</b>				
37	609-8310-0047	EMERGENCY REPAIRS	2,855.00	
	609-8310-0049	SERVICES OTHER GOVT	2,145.00	
	609-8310-0090	CONTINGENCY		5,000.00
		- TRANSFER FOR EMER REPAIRS/SERV OTHER GOVT		
<b>CARMEL WATER DISTRICT #10</b>				
38	610-8310-0047	EMERGENCY REPAIRS	6,800.00	
	610-8310-0049	SERVICES OTHER GOVT	2,130.00	
	610-8310-0040	CONTRACTUAL REPAIRS		2,230.00
	610-8310-0099	REPAIR RESERVE FUND		6,700.00
		- TRANSFER FOR EMER REPAIRS/SERV OTHER GOVT		
<b>CARMEL WATER DISTRICT #12</b>				
39	612-8310-0048	OTHER OPERATING EXPENSES	6,780.00	
	612-8310-0041	CHEMICAL EXPENSES		2,500.00
	612-8310-0046	PURCHASE OF WATER		1,500.00
	612-8310-0049	SERVICES OTHER GOVT		2,780.00

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<b>CARMEL WATER DISTRICT #13</b>				
40	613-8310-0049	SERVICES OTHER GOVT	3,360.00	
	613-8310-0047	EMERGENCY REPAIRS		2,000.00
	613-8310-0048	OTHER OPERATING EXPENSES		260.00
	613-8310-0099	REPAIR RESERVE FUND		1,100.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
<b>CARMEL WATER DISTRICT #14</b>				
41	614-8310-0020	EQUIPMENT	3,200.00	
	614-8310-0047	EMERGENCY REPAIRS	4,653.00	
	614-8310-0048	OTHER OPERATING EXPENSES	1,500.00	
	614-8310-0049	SERVICES OTHER GOVT		1,190.00
	614-8310-0099	REPAIR RESERVE FUND		600.00
	614-8310-2681	INSURANCE RECOVERY ASSET	*	2,563.00
	614-8310-9909	APPROPRIATED FUND BALANCE	*	5,000.00
		- PROVIDE/TRANSFER FOR EMERGENCY REPAIRS		
<b>CARMEL WATER DISTRICT #2 EXT</b>				
42	622-8310-0049	SERVICES OTHER GOVT	2,870.00	
	622-8310-0099	REPAIR RESERVE FUND		2,870.00
		- TRANSFER FOR SERVICES OTHER GOVT		
<b>CARMEL SEWER DISTRICT #2</b>				
43	702-8130-0020	EQUIPMENT	6,000.00	
	702-8130-0049	SERVICES OTHER GOVT		6,000.00
		- TRANSFER FOR EQUIPMENT PURCHASE		
44	702-8130-0140	CONTRACTUAL EXPENSES - MICROFILTRATION	1,000.00	
	702-8130-0142	UTILITY EXPENSES - MICROFILTRATION	9,000.00	
	702-8130-0040	CONTRACTUAL EXPENSES		1,000.00
	702-8130-0042	UTILITY EXPENSES		9,000.00
		- REVISE BUDGET FOR MICROFILTRATION COSTS		
<b>CARMEL SEWER DISTRICT #3</b>				
45	703-8130-0040	CONTRACTUAL EXPENSES	300.00	
	703-8130-0042	UTILITY EXPENSES	300.00	
	703-8130-0099	REPAIR RESERVE FUND		600.00
		- TRANSFER FOR CONTRACTUAL REPAIRS		
<b>CARMEL SEWER DISTRICT #4</b>				
46	704-8130-0042	UTILITY EXPENSES	10,140.00	
	704-8130-0049	SERVICES OTHER GOVT	10,360.00	
	704-8130-0099	REPAIR RESERVE FUND		20,500.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
47	704-8130-0142	UTILITY EXPENSES - MICROFILTRATION	2,000.00	
	704-8130-0042	UTILITY EXPENSES		2,000.00
		- REVISE BUDGET FOR MICROFILTRATION COSTS		

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	<b>CARMEL SEWER DISTRICT #5</b>			
48	705-8130-0040	CONTRACTUAL EXPENSES	865.00	
	705-8130-0049	SERVICES OTHER GOVT		865.00
		- TRANSFER FOR CONTRACTUAL EXPENSES		

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	<b>CARMEL SEWER DISTRICT #6</b>			
49	706-8130-0020	EQUIPMENT	1,600.00	
	706-8130-0042	UTILITY EXPENSE		708.00
	706-8130-0049	SERVICES OTHER GOVT		892.00
		- TRANSFER FOR EQUIPMENT PURCHASE		
	<b>CARMEL SEWER DISTRICT #7</b>			
50	707-8130-0020	EQUIPMENT	10,740.00	
	707-8130-0042	UTILITY EXPENSE	1,660.00	
	707-8130-0049	SERVICES OTHER GOVT		3,100.00
	707-8130-0099	REPAIR RESERVE FUND		9,300.00
		- TRANSFER FOR EQUIPMENT PURCHASE		
	<b>CARMEL SEWER DISTRICT #8</b>			
51	708-8130-0049	SERVICES OTHER GOVT	1,028.00	
	708-8130-0099	REPAIR RESERVE FUND		1,028.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
	<b>CARMEL SEWER DISTRICT #1, EXT 3</b>			
52	713-8130-0048	OTHER OPERATING EXPENSES	400.00	
	713-8130-0049	SERVICES OTHER GOVT	220.00	
	713-8130-0099	REPAIR RESERVE FUND		620.00
		- TRANSFER FOR SERVICES OTHER GOVTS		
	<b>DRAINAGE CAPITAL PROJECT</b>			
53	900-1989-0046	CONTRACTUAL EXPENDITURES	197,000.00	
	900-1989-0045	DRAINAGE IMPROVEMENT CONTACTED SERVICES		197,000.00
		- TRANSFER FOR CAPITAL BORROWING EXPENSE		
	<b>TECHNOLOGY CAPITAL PROJECT</b>			
54	903-1989-0020	CONTRACTUAL EQUIPMENT	100,000.00	
	903-1989-0040	CONTRACTUAL EXPENSE	50,000.00	
	903-1989-0046	SPECIAL CONSULTING/TRAINING EXPENSE	100,000.00	
	903-1989-5710	PROCEEDS OF BORROWING	*	250,000.00
		- RECORD 2011 AUTHORIZATION		
	<b>MACHINERY CAPITAL FUND</b>			
55	951-5130-0040	CONTRACTUAL EXPENDITURES	56,000.00	
	951-5130-5710	PROCEEDS OF BORROWING	*	56,000.00
		- RECORD 2011 AUTHORIZATION		
	<b>CARMEL WATER DISTRICT #5 CAPITAL FUND</b>			
56	965-8310-0040	CONTRACTUAL EXPENDITURES	46,000.00	
	965-8310-5710	PROCEEDS OF BORROWING	*	46,000.00
		- RECORD BORROWING AUTHORIZATION		
	<b>CARMEL WATER DISTRICT #6 CAPITAL FUND</b>			
57	966-8310-0040	CONTRACTUAL EXPENDITURES	96,000.00	
	966-8310-5710	PROCEEDS OF BORROWING	*	96,000.00
		- RECORD BORROWING AUTHORIZATION		

BudgetRevisions2011-SEPT-OCT.xls

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2 NOVEMBER 2011  
TOWN BOARD MEETING

(Cont.)

TOWN OF CARMEL  
BUDGET REVISIONS FOR SEPTEMBER/OCTOBER 2011  
#2011/09-10

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
<b>CARMEL WATER DISTRICT #7 CAPITAL FUND</b>				
58	987-8310-0040	CONTRACTUAL EXPENDITURES	50,000.00	
	987-8310-5710	PROCEEDS OF BORROWING	* 50,000.00	
		- RECORD BORROWING AUTHORIZATION		
<b>CARMEL WATER DISTRICT #9 CAPITAL FUND</b>				
59	989-8310-0040	CONTRACTUAL EXPENDITURES	48,000.00	
	989-8310-5710	PROCEEDS OF BORROWING	* 48,000.00	
		- RECORD BORROWING AUTHORIZATION		
<b>CARMEL WATER DISTRICT #12 CAPITAL FUND</b>				
60	987-8310-0040	CONTRACTUAL EXPENDITURES	60,000.00	
	987-8310-5710	PROCEEDS OF BORROWING	* 60,000.00	
		- RECORD BORROWING AUTHORIZATION		
<b>CARMEL WATER DISTRICT #14 CAPITAL FUND</b>				
61	984-8310-0040	CONTRACTUAL EXPENDITURES	48,000.00	
	984-8310-5710	PROCEEDS OF BORROWING	* 48,000.00	
		- RECORD BORROWING AUTHORIZATION		

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**BOND RELEASE - TM #75.12-2-6 - LANSKY PROPERTIES**

WHEREAS application has been made by Bart Lansky for the total release of a site plan bond posted in accordance with the Land Subdivision and/or Zoning Regulations of the Town of Carmel for Tax Map #75.12-2-6; and

WHEREAS said application has been reviewed by the Town Engineer, Ronald Gainer, P.E. and release of the bond 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 Tax Map #75.12-2-6 in the amount of \$1,000.00.

Resolution

Offered by: Councilwoman McDonough

Seconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Ravallo	<u>X</u>	<u>      </u>
Frank Lombardi	<u>X</u>	<u>      </u>
Suzanne McDonough	<u>X</u>	<u>      </u>
Kenneth Schmitt	<u>X</u>	<u>      </u>

**ADVERTISING FOR BIDS AUTHORIZED - 2012 DAILY CLEANING SERVICES IN THE POLICE DEPARTMENT**

RESOLVED that, pursuant to the request of Michael Johnson, Town of Carmel Chief of Police, the Town Clerk of the Town of Carmel is hereby authorized to advertise for bids for daily cleaning services to be provided in the Town of Carmel Police Department for calendar year 2012; and

BE IT FURTHER RESOLVED that the Chief of Police is to furnish detailed specifications for the above to Town Clerk, Ann Garris to be used in conjunction with the Town's general bid conditions and specifications.



**2 NOVEMBER 2011  
TOWN BOARD MEETING**

(Cont.)

ResolutionOffered by: Councilman LombardiSeconded by: Councilman Ravallo and Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Ravallo	<u>X</u>	<u>      </u>
Frank Lombardi	<u>X</u>	<u>      </u>
Suzanne McDonough	<u>X</u>	<u>      </u>
Kenneth Schmitt	<u>X</u>	<u>      </u>

**ADVERTISING FOR BIDS AUTHORIZED - 2012 PURCHASE OF POLICE UNIFORMS**

RESOLVED that, pursuant to the request of Michael Johnson, Town of Carmel Chief of Police, the Town Clerk of the Town of Carmel is hereby authorized to advertise for bids for the purchase of Police uniforms for the Town of Carmel Police Department for calendar year 2012; and

BE IT FURTHER RESOLVED that the Chief of Police is to furnish detailed specifications for the above to Town Clerk, Ann Garris to be used in conjunction with the Town's general bid conditions and specifications.

ResolutionOffered by: Councilman RavalloSeconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Ravallo	<u>X</u>	<u>      </u>
Frank Lombardi	<u>X</u>	<u>      </u>
Suzanne McDonough	<u>X</u>	<u>      </u>
Kenneth Schmitt	<u>X</u>	<u>      </u>

**ADVERTISING FOR BIDS AUTHORIZED - 2012 CLEANING OF POLICE UNIFORMS**

RESOLVED that, pursuant to the request of Michael Johnson, Town of Carmel Chief of Police, the Town Clerk of the Town of Carmel is hereby authorized to advertise for bids for the cleaning of Police uniforms for calendar year 2012 for the Town of Carmel Police Department; and

BE IT FURTHER RESOLVED that the Chief of Police is to furnish detailed specifications for the above to Town Clerk, Ann Garris to be used in conjunction with the Town's general bid conditions and specifications.

ResolutionOffered by: Councilwoman McDonoughSeconded by: Councilman Ravallo

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Ravallo	<u>X</u>	<u>      </u>
Frank Lombardi	<u>X</u>	<u>      </u>
Suzanne McDonough	<u>X</u>	<u>      </u>
Kenneth Schmitt	<u>X</u>	<u>      </u>

2 NOVEMBER 2011  
TOWN BOARD MEETING

**CHIEF OF POLICE AUTHORIZED TO PROCEED WITH THE LEASING OF RADIO EQUIPMENT - METROCOM WIRELESS, INC.**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Chief of Police Michael Johnson to proceed to with the leasing of Police radio equipment and appurtenances with MetroCom Wireless, Inc. of Bedford Hills, NY, by extending the existing lease agreement for a period of five (5) years at a monthly cost not to exceed \$1614.50 per month; and

BE IT FURTHER RESOLVED that the Town Supervisor is authorized to sign all necessary documents to effect and extend such lease agreement in form and substance as attached hereto and made part hereof.

Resolution

Offered by: Councilman Lombardi  
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Ravallo	X	
Frank Lombardi	X	
Suzanne McDonough	X	
Kenneth Schmitt	X	



31 Plainfield Avenue  
Bedford Hills, N.Y 10507  
Tel. 914-244-3500 Fax. 914-244-3513  
[www.metrocomradio.com](http://www.metrocomradio.com)

Metrocom Wireless Communications Inc. as lesser hereby agrees to lease to the undersigned as lessee, subject to the terms and conditions on the face and on the reverse side hereof, the following equipment:

<u>Qty</u>	<u>Model</u>	<u>Description</u>	<u>Unit</u>	<u>Total</u>
22	MCS2000	Model II Remote Mount Mobile Radio – VHF	20.00	440.00
5	EX600	Portable Radios w Charger – VHF	12.50	62.50
1	MTR2000	Continuous Duty Repeater with Ant- VHF	100.00	100.00
2	ICP9000	Dispatch Consoles with Microphone	50.00	100.00
18	HT1250	Portable Radios w Remote Spkr Mic	42.00	756.00
3	MUC	Multi-Unit Chargers w Wall Mount	7.00	21.00
4	CM200	Control Stations	25.00	100.00
1	CM200	Control Station no Transmit (Kent)	20.00	20.00
1	Vertex	Westchester MARS Control Station	15.00	15.00
Total			\$ 1,614.50	

The Lease rate \$ 1,614.50 per month for 12 months for a period of 5 years (called herein the term) commencing on December 1, 2011. Lessee agrees to pay an annual rental of \$ 19,374.00 for a period of 5 years from the effective date of the contract. The first monthly rentals shall be due on the first day of the new lease term and the succeeding month until all said number of monthly rentals shall have been paid.

Lessor will install the equipment approximately 30 days after the date of this agreement or after Lessor receives notice of FCC approval, if applicable Shipment shall be FOB Lessor's plant, and Lessor shall not be liable for delays in delivery or failure to manufacture or deliver (1) due to causes beyond its reasonable control or (2) to acts of God, acts of the Lessee, acts of civil or military authority, priorities, strikes, flood, epidemic, war, riot, delays in transportation or car shortages, or (3) inability due to causes beyond its reasonable control to obtain necessary labor, materials, components or manufacturing facilities.

(Cont.)

In the events of any such delay, the date of installation shall be extended for a period equal to the time lost by reason of the delay, and the start of the lease shall also be delayed.

SIGNED: Metrocom Wireless Communications, Inc. (Lessor)	Name: Town of Carmel (Lessee)
By _____	By _____
Title _____	Title _____
Date _____	Date _____

(1) ASSIGNMENT: (a) The Lessor may assign the equity interest of the equipment described in this lease to a bank of financial institution. The Lessor will continue to collect the monthly payments due under this Lease and will continue to provide service and maintenance of the equipment for the lessee. No obligation is imposed upon the bank or Financial institution to which the equity value of the equipment may be to perform or fulfill any obligations of the lessor under this lease. The Lessee acknowledges that any claim it may have under this shall be asserted against the Lessor only and not against an assignee of the Equity value of the equipment.

(b) The Lessee may not assign this lease or any right to or use of the equipment described herein without the written consent of the Lessor first obtained, which consent shall not be unreasonably withheld. Notwithstanding an assignment, the Lessee will remain fully obligated under this lease unless specifically released by the Lessor and any person or company who takes over the rights or obligations under this lease will have all of the rights and will be obligated to keep all of the promises and agreements made herein.

(2) DEFAULT. If the Lessee be adjudicated a bankrupt or there is filed against it a petition under the bankruptcy laws, or if any insolvency proceedings is initiated by or against the Lessee, or if the equipment or any part therefore is encumbered, pledged, or attached, seized or taken under any Judicial process, the Lessor or its assignee may at any time terminate this lease agreement and enter any premises or vehicles where the leased equipment may be located, without process or law, and remove all said equipment, without prejudice to any other rights or remedies of the Lessor or its assignee.

(3) SERVICE. The performance of equipment and the liability of the Lessor under the service provision is contingent upon maintenance by a Qualified communications technician, employed and certified by Metrocom Wireless Communications, Inc. This maintenance is the liability of lessor and is included in the lease charges. Lessor agrees to service said equipment and within (1) business day from date of notice need for maintenance or repair of subject equipment. Included in the service is replacement of like equipment in the event a radio is lost, stolen or vandalized, etc.

(4) PATENT INDEMNITY. The Lessor will defend any suit or proceeding brought against the Lessee so far as base on a claim that any leased equipment, or any part thereof, constitutes an infringement of any patent of the United States, if notified promptly in writing and given authority, information, and assistance (at the Lessor's expense) for the defense of same, and the Lessor shall pay all damages and costs awarded therein against the Lessee.

(5) OPTION TO RENEW. The Lessee shall have the option to renew this lease agreement at a monthly rental to be determined at or before the expiration of the lease term, by written notice prior to expiration of the Lease term by execution of a renewal form.

(6) LESSEE'S OBLIGATIONS. The Lessee shall:

(a) keep the equipment described herein at the location(s) designated and shall not move it elsewhere without prior written authorization from the Lessor.

(b) notify the Lesser of the name and mailing address of any party having a right or interest in any motor vehicle not unconditionally owned by the Lessee in which my of the equipment listed herein is installed;

(c) at the expiration of this lease agreement, return to the Lessor in good condition except for normal wear and tear,

all leased equipment, together with all parts and accessories added to or installed in the leased equipment;

(d) keep the label reading "Property of Metrocom Wireless Communications, Inc." affixed to all leased equipment at all times, and make equipment available for Lessor's inspection at reasonable times upon reasonable notice;

(e) the lease costs cover all general maintenance, repairs, replacement or installations of the listed equipment. In addition, the lessor agrees to repair and if necessary replace on a temporary basis, equipment under the following terms: Repeaters (to include voters/ receivers) within 4 hours of notice. Mobile radios within 8 hours of notice. Portable radios within 24 hours' notice.

All equipment will be scheduled for general maintenance at least once per calendar year. This shall include programming, battery replacements on portable radios, antennae repairs and all other maintenance as necessary for optimum system performance.

During the entire lease period, there will be no costs to the lessee for service/installation of any equipment listed in the lease except as relates to additional equipment.

(f) arrange for access by the Lessor or any person acting in its behalf to the location where the leased equipment is to be installed.

(7) LIMITATION OF LIABILITY. In no event shall the Lessor be liable for special or consequential damages. The Lessor's liability on any other claim for loss of liability, arising out of or connected with this lease, or the use of any equipment covered by this lease (including, but not limited to, loss or liability arising from breach of contract) shall in no case exceed the prorated total monthly rental then paid on the particular unit involved in the claim, except as provided in the paragraphs entitled "SERVICE" and "PATENTS".

(8) GOVERNMENT AUTHORIZATIONS. Neither the Lessor nor any of its employees is an agent of representative of the Lessee and the Lessee is solely responsible for obtaining any required authorizations from the Federal Communications Commission and for compliance therewith. If this lease includes the furnishing of a tower and installation, the Lessee shall have the sole responsibility for obtaining all necessary Federal, State and Local permits or authorizations pertaining thereto. The Lessor will comply with all other applicable Federal, State or Local laws and specifically represents that any goods to be delivered hereunder shall be produced in compliance with the Fair Labor Standards Act of 1938 as amended. Except as herein expressly provided to the contrary, the provisions of this agreement are for the benefit of the parties to the lease and not for the benefit of any other person.

(9) AMENDMENTS. This lease agreement (and any amendments attached hereto and signed by both parties) contains the entire understanding between the parties concerning the subject matter hereof and any representation, promise, modification or amendment shall not be binding upon either party unless reduced in writing and signed on behalf of each by a duly authorized representative.

(Cont.)

TOWN OF CARMEL POLICE DEPARTMENT									
Equipment	Type	Qty	New	Proposed Rate	Proposed Total	CONSOLE CHANNELS			
MCS2000	Mobile	22		\$ 20.00	\$ 440.00	CH 1	CPD Control Station	CM200	
EX600	Det Port	5		\$ 12.50	\$ 62.50	CH 2	911	CM200	new
MTR2000	Repeater	1		\$ 100.00	\$ 100.00	CH 3	MRD / CPD BU	CM200	
ICP9000	Consoles	2		\$ 50.00	\$ 100.00	CH 4	Highway	DC Wireline	
CDM	Control Stations	4		\$ 25.00	\$ 100.00	CH 5	Kent	CM200 LP	new
HT1250	Patrol Portable	18	Yes	\$ 42.00	\$ 756.00	CH 6	Scanner		
MUCD	Multi Unit Charger w Display	3		\$ 7.00	\$ 21.00	CH 7	PCSO	CM300	
CM200 LP	Control Station Kent no TX	1		\$ 20.00	\$ 20.00				
Vertex	Westchester MARS Radio	1		\$ 15.00	\$ 15.00				
TOTAL WITH OPTION					\$ 1,614.50				
New Equipment									
6 HT1250 w RSM									
1 CM200 w TRA									
1 CM200 LP RX only									

Councilman Lombardi pointed out that there is a reduction in the cost for leasing the police radio equipment and more services will be provided.

**PUBLIC HEARING SCHEDULED FOR 11/15/11 - PROPOSED LOCAL LAW TO OVERRIDE THE LIMIT ON THE AMOUNT OF REAL PROPERTY TAXES THAT MAY BE LEVIED BY THE TOWN OF CARMEL, COUNTY OF PUTNAM PURSUANT TO GENERAL MUNICIPAL LAW § 3-C**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing at the Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541 on Tuesday, November 15, 2011 at 7:00 p.m. or as soon thereafter that evening as possible to consider the adoption of a local law to override the limit on the amount of real property taxes that may be levied by the pursuant to General Municipal Law § 3-c; and

BE IT FURTHER RESOLVED that the Town Clerk is hereby authorized and instructed to publish and post the necessary notices in the official newspaper of the Town and on the Town bulletin board regarding this Public Hearing.

Resolution

Offered by: Councilman Ravallo  
Seconded by: Councilwoman McDonough and Councilman Lombardi

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

**Proposed Local Law No. \_\_\_\_ of the Year 2011**  
**A local law to override the tax levy limit established in**  
**General Municipal Law 3-c**

**Section 1. Legislative Intent**

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Carmel, County of Putnam pursuant to General Municipal Law § 3-c, and to allow the Town of Carmel, County of Putnam to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the Town Board for the fiscal year 2012 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law § 3-c.

(Cont.)

**Section 2. Authority.**

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by a vote of sixty percent (60%) of the town board.

**Section 3. Tax Levy Limit Override.**

The Town Board of the Town of Carmel, County of Putnam is hereby authorized to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the limit specified in General Municipal Law § 3-c.

**Section 4. Severability.**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**Section 5. Effective date.**

This local law shall take effect immediately

Councilman Ravallo spoke in favor of overriding New York State's recently enacted 2% tax cap on property tax levies in an effort to maintain fiscal responsibility and preserve services.

**PUBLIC COMMENTS**

Peter Creegan addressed the upcoming retirement of Councilman Ravallo and commended him for his twenty-four years of dedicated service to the Town of Carmel.

Jerry Ravnitzky announced that the Concerned Residents of Carmel and Mahopac will be sponsoring a Community Open Forum on November 14, 2011 at the Mahopac Public Library from 7:00 p.m. to 8:30 p.m. Residents and elected officials will have an opportunity to address pertinent issues facing the community. Discussion was held regarding the event.

Michael Barile commented that it appeared that the Town Board was leaning toward overriding the property tax cap and he did not have a problem with that. However, he inquired how the Town Board plans to deal with the underlying problems that may result in an 8% - 10% tax increase in future years. Mr. Barile confirmed with Supervisor Schmitt that the public would be informed what the tax rate increase would be before the Town Board votes on it.

Councilman Lombardi spoke regarding the importance of restoring monies to the general fund and reserve balance, as well as plans to increase revenues raised by certain departments. Discussion was held.

David Gagliardi confirmed that the Police Department and the Fire Departments have generators. He went on to suggest that generators be purchased for schools and Town Hall so that they can be utilized as emergency shelters.

**2 NOVEMBER 2011  
TOWN BOARD MEETING**

(Cont.)

Supervisor Schmitt pointed out that the Town Board had already planned to move a generator which is underpowered for one of the water districts to the Town Hall.

Don Schiff commented that it appeared that the Town Board has already made their decision to override the property tax cap.

Councilman Ravallo explained that a Public Hearing would not be scheduled unless there was a possibility that the proposed Local Law would be passed. He noted that not all Town Board members have made up their mind with regard to the matter and discussion regarding the property tax cap was held.

Diane Ionta Krebs suggested that the Town of Carmel utilize Facebook and email blasts to provide information to residents in the event of an emergency situation. Discussion ensued.

**TOWN BOARD MEMBER COMMENTS**

Supervisor Schmitt read a memorandum from Edward Barnett, Watershed Information Coordinator detailing the approval of the purchase of a \$240,000.00 Vac-All vacuum truck for the Town of Carmel from East of Hudson Water Quality Investment Program funds. Supervisor Schmitt thanked all those involved and discussion was held.

Councilwoman McDonough announced that the Mahopac Middle School is sponsoring a food drive now through November 21, 2011. Donations may be dropped off at the guidance office.

Councilman Lombardi noted that donations for this food drive may also be left at the Carmel Town Hall.

Councilman Ravallo announced that the Disabled American Veterans of Northern Westchester / Putnam Chapter are sponsoring the U.S. Army Ambassadors to perform a free concert at the Peekskill Middle School on November 6, 2011 at 3:00 p.m.

Councilman Lombardi announced that the Lake Mahopac Rotary Club is sponsoring a benefit Election Eve Ham Dinner at the Mahopac Firehouse on November 7, 2011.

Supervisor Schmitt cautioned residents to be suspicious of a scam in the aftermath of the recent storm in which impostors posing as utility workers attempt to gain access to homes.

**ADJOURNMENT**

All agenda items having been addressed, on motion by Councilman Ravallo, seconded by Councilman Lombardi, with all Town Board members present and in agreement, the meeting was adjourned at 8:36 p.m.

Respectfully submitted,

Ann Garriss, Town Clerk