

**TOWN BOARD MEETING
CARMEL, N.Y.**

A Regular Meeting of the Town Board of the Town of Carmel was called to order by Supervisor Kenneth Schmitt on the 6th day of May 2020 at 7:14 p.m. via video conferencing. Members of the Town Board present by roll call were: Councilman Schanil, Councilman Barile, Councilman Lombardi, Councilwoman McDonough, and Supervisor Schmitt.

The Pledge of Allegiance to the Flag was observed prior to the start of official business. A moment of silence was held to honor those serving in the United States Armed Forces, as well as first responders, medical personnel, patients and their families in the wake of the COVID-19 pandemic.

Supervisor Schmitt explained that in order to minimize contact due to COVID-19 concerns, the meeting was being conducted virtually on the Zoom platform. The meeting was being aired live on cable channels 24 and 95, live streamed and recorded for future viewing on the Town of Carmel’s website. Supervisor Schmitt stated that the format for Town Board meetings will continue in this fashion until such time as it is safe to return to having them at Town Hall.

**POLICE DEPARTMENT - PROBATIONARY PROMOTIONAL APPOINTMENT OF
DETECTIVE MADE - BRIAN FORDE**

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Police Department hereby appoints Police Officer Brian Forde to the position of Detective, effective April 21, 2020, on a promotional probationary basis subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

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

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	<u>X</u>	<u> </u>
Michael Barile	<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>

Supervisor Schmitt congratulated Brian Forde and wished him the best of luck in his new role in the Police Department.

**POLICE DEPARTMENT - PROBATIONARY APPOINTMENT OF POLICE OFFICER
MADE - DEVON J. SANBORN**

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Town of Carmel Police Department, hereby appoints Devon J. Sanborn to the position of Police Officer in the Town of Carmel Police Department, effective May 6, 2020, at an annual salary of \$46,939.00, on a probationary basis subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	<u>X</u>	<u> </u>
Michael Barile	<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>

(Cont.)

Prior to the aforementioned resolution’s offering, at the request of the Chief of Police, the effective date of Devon J. Sanborn’s appointment was amended from May 7, 2020 as drafted, to May 6, 2020.

Upon adoption of the resolution, Supervisor Schmitt welcomed Police Officer Sanborn to the Town of Carmel.

APPOINTMENT MADE TO BOARD OF ASSESSMENT REVIEW - ELLEN DULBERGER

RESOLVED that the Town Board of the Town of Carmel hereby appoints Ellen Dulberger to the Town of Carmel Board of Assessment Review for a term commencing immediately and expiring September 30, 2024.

Resolution
Offered by: Councilwoman McDonough
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	<u>X</u>	<u> </u>
Michael Barile	<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>

TOWN OF CARMEL LITIGATION AGAINST SERG, INC. IN CONNECTION WITH ODESSA COURT IN THE SHEAR HILL ESTATES REALTY SUBDIVISION - PROPOSAL ACCEPTED FOR SURVEYING SERVICES - LINK LAND SURVEYORS - NOT TO EXCEED \$4,850.00

WHEREAS, The Town Board of the Town of Carmel has previously authorized the commencement of litigation against Serg, Inc., in connection with the acquisition of the traveled way known and designated as Odessa Court in the Shear Hill Estates realty subdivision; and

WHEREAS, in order to complete such acquisition a survey and legal description of the road and improvements sought to be acquired must be provided;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby accepts the proposal of Link Land Surveyors, Mahopac, NY, for the provision of the described surveying services, at a cost not to exceed \$4,850.00 and in accordance with the proposal dated February 28, 2020.

Resolution
Offered by: Councilman Barile
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	<u>X</u>	<u> </u>
Michael Barile	<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>

**CONTRACT C261- LAKE TEAKETTLE PARK DISTRICT DAM REHABILITATION
BID AWARDED - LANDVSCAPE, INC., DBA NICKY DIGGS EXCAVATION - NOT
TO EXCEED \$47,219.50 FOR LOWER TEAKETTLE DAM AND NOT TO EXCEED
\$68,164.00 FOR UPPER TEAKETTLE DAM, AND LAKE CASSE PARK DISTRICT
DAM REHABILITATION BID AWARDED - LEGACY SUPPLY, LLC - NOT TO
EXCEED \$166,860.00**

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for the dam rehabilitation projects required under the mandate of the New York State Department of Environmental Conservation for both Lake Teakettle Park District and Lake Casse Park District, Contract #C261; and

WHEREAS such bids were received and opened on February 3, 2020; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel, acting as the Commissioners of Lake Teakettle Park District, hereby awards said contract for Upper and Lower Teakettle Dam Rehabilitation to LandVScape, Inc., dba Nicky Diggs Excavation, Katonah, NY, the low responsible bidder meeting specifications at a cost not to exceed \$47,219.50 for Lower Teakettle Dam and \$68,164.00 for Upper Teakettle Dam;

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel, acting as the Commissioners of Lake Casse Park District, hereby awards the said contract for Lake Casse Dam Rehabilitation to Legacy Supply, LLC, Valhalla, NY the low responsible bidder meeting specifications at a cost not to exceed \$166,860.00 and

BE IT FURTHER RESOLVED, that upon presentation of performance bonds, labor and materials bonds and insurance certificates in form acceptable to Town Counsel, Town Supervisor Kenneth Schmitt is hereby authorized to sign any and all documentation necessary for the execution of all contract documentation required in connection herewith.

Resolution

Offered by: Councilman Schanil
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	<u>X</u>	<u> </u>
Michael Barile	<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>

Legal Counsel Gregory Folchetti reported that he has received the necessary property acquisition conveyance from Putnam County for access to the Upper Teakettle Lake dam. He noted that upon Supervisor Schmitt's countersignature and the recording of the ancillary documents, the work can proceed.

TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS

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

ADJOURNMENT

All agenda items having been addressed, on motion by Councilwoman McDonough, seconded by Councilman Schanil, with all Town Board members in agreement, the meeting was adjourned at 7:25 p.m. to a scheduled Work Session.

Respectfully submitted,

Ann Spofford, Town Clerk