

MICHAEL S. CAZZARI
Town Supervisor

ROBERT F. SCHANIL, JR.
Town Councilman
Deputy Supervisor

STEPHEN J. BARANOWSKI
Town Councilman
FRANK D. LOMBARDI
Town Councilman
SUZANNE MC DONOUGH
Town Councilwoman

TOWN OF CARMEL
TOWN HALL



60 McAlpin Avenue
Mahopac, New York 10541
Tel. (845) 628-1500 • Fax (845) 628-6836
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ANN SPOFFORD
Town Clerk

KATHLEEN KRAUS
Receiver of Taxes

MICHAEL SIMONE
Superintendent of Highways
Tel. (845) 628-7474

TOWN BOARD VOTING MEETING/WORK SESSION
Wednesday, September 20, 2023 7:00pm

PLEDGE OF ALLEGIANCE - MOMENT OF SILENCE

- **Roll Call Attendance**
- **Public Comments on Town Related Business (Five (5) Minutes Maximum for Town Residents, Property Owners & Business Owners Only)**

Town Board Voting Meeting:

- **Accept Town Board Minutes August 16, and September 6, 2023**

1. Res: Making Probationary Appointment of Police Officer Town of Carmel Police Department
2. Res: Scheduling of Public Hearing on a Proposed Local Law Amending Chapter 147 of the Code of the Town of Carmel, entitled "Vehicles and Traffic" (October 18, 2023)
3. Res: Re-Scheduling of Public Hearing Amending Chapter 111 of the Town Code of the Town of Carmel, entitled "Peddling and Soliciting" (November 1, 2023)
4. Res: Authorize Budget Revisions #2023/04
5. Res: Authorizing Request for Proposals
6. Res: Acknowledging Emergency Repairs and Services Carmel Water and Sewer Districts
7. Res: Accepting Proposal for Planning Consulting Services
8. Res: Waiving the Notice Requirement in Section 64 of the New York State ABC Law with Respect to a Liquor License for Mahopac Lakeside Grille Corp.
9. Res: Authorizing the Submission of a New York Forward Application
10. Res: Declaring Certain Equipment Obsolete and Authorizing Disposal
11. Res: Authorizing Attendance at Conference
12. Res: Authorizing Attendance at Conference
13. Res: Accepting Proposal and Entry into Agreement for Collection of Refuse, Garbage and Recyclable Material
14. Res: Making Appointment to the Board of Assessment Review

- **Town Board Comments**
- **Motion to Close Voting Meeting**
- **Motion to Open Work Session**

Town Board Work Session:

1. Police Chief Anthony Hoffmann – Consider Request to Purchase Police Vehicles
 2. Richard Franzetti, PE, Town Engineer – Consider Request to Acknowledge Emergency Repairs/Services CSD# 2 and CSD# 4
 3. Michael Simone, Highway Superintendent – Consider Request to Authorize Purchase of Road Salt from NYS OGS Group #1800 Award #23315
- **Motion to Adjourn Meeting**

RESOLUTION #1

RESOLUTION MAKING PROBATIONARY APPOINTMENT OF POLICE OFFICER -TOWN OF CARMEL POLICE DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Police Department hereby appoints Victoria Laiso to the position of Police Officer, effective immediately, on a probationary basis subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #2

RESOLUTION AUTHORIZING SCHEDULING OF PUBLIC HEARING

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the scheduling of a Public Hearing at Town Hall, 60 Mc Alpin Avenue, Mahopac, New York 10541 on Wednesday October 18, 2023 at 7:00 p.m. or as soon thereafter that evening as possible, on a proposed Local Law amending Chapter 147 of the Code of the Town of Carmel, entitled "Vehicles and Traffic"; and

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

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #3

RESOLUTION AUTHORIZING RE-SCHEDULING OF PUBLIC HEARING

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the re-scheduling of a Public Hearing at Town Hall, 60 Mc Alpin Avenue, Mahopac, New York 10541 on Wednesday November 1, 2023 at 7:00 p.m. or as soon thereafter that evening as possible, on a proposed Local Law amending Chapter 111 of the Code of the Town of Carmel, entitled "Peddling and Soliciting"; and

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

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #4

RESOLUTION AUTHORIZING BUDGET REVISIONS #2023/04

WHEREAS the Town Comptroller, MaryAnn Maxwell has reviewed the proposed Budget Revisions for the period ending August 31, 2023, with the Town Board which are detailed and explained on the attached Budget Revisions Schedule #2023/04; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the Budget Modifications/Revisions for the period ending August 31, 2023 as shown itemized on schedule #2023/04 which is attached hereto, incorporated herein and made a part hereof.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

**TOWN OF CARMEL
BUDGET REVISIONS JUNE - AUGUST 2023 #2023/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
GENERAL FUND				
1	100.1110.0019	JUSTICE COURT OTHER COMPENSATION	1,343.00	
	100.1989.9877	FUND BALANCE FOR COMPENSATED ABSENCES	*	1,343.00
		- PROVIDE FOR PAYOUT OF ACCRUED VACATION TIME		
2	100.3120.0011	POLICE STAFF UNIFORM	100,000.00	
	100.3120.0019	POLICE STAFF OTHER COMPENSATION	218,548.00	
	100.1989.9877	FUND BALANCE FOR COMPENSATED ABSENCES	*	218,548.00
	100.1989.9909	APPROPRIATED FUND BALANCE	*	100,000.00
		- PROVIDE FOR RETIREMENT INCENTIVE AND PAYOUT OF ACCRUED TIME FOR 2 POLICE DEPT RETIREES		
3	100.3120.0024	POLICE ACCIDENT REPAIRS	4,452.00	
	100.1989.2681	INSURANCE RECOVERY - ASSET	*	4,452.00
		- PROVIDE FOR POLICE VEHICLE REPAIRS FROM INSURANCE CLAIM		
4	100.3120.0027	POLICE OTHER EQUIPMENT	751.00	
	100.1989.2681	INSURANCE RECOVERY - ASSET	*	751.00
		- PROVIDE FOR LICENSE PLATE READER REPAIRS FROM INSURANCE CLAIM		
5	100.3123.0040	COMMUNITY POLICE EXPENSES	1,800.00	
	100.1989.1520	POLICE FEES	*	1,800.00
		- PROVIDE FOR COST OF POLICE YOUTH CAMP FROM REGISTRATION FEES		
6	100.7110.0040	PARK CONTRACTUAL EXPENSES	5,000.00	
	100.7140.0013	PLAYGROUND AND RECREATION TEMPORARY STAFF	29,000.00	
	100.7310.0040	YOUTH CONTRACTUAL EXPENSES	8,000.00	
	100.1989.2001	PARK AND RECREATION FEES	*	42,000.00
		- PROVIDE FOR TEMPORARY STAFF AND YOUTH EXPENSES FROM REVENUE RECEIVED		
7	100.7116.0040	VOLZ PARK CONTRACTUAL EXPENSES	3,900.00	
	100.1989.3041	STATE AID - OTHER GOVERNMENT	*	3,900.00
		- PROVIDE FOR VOLZ PARK TRAILS IMPROVEMENTS FROM ANTICIPATED 50/50 HUDSON RIVER VALLEY LAND TRAIL GRANT		
8	100.1620.0021	BUILDING MOTOR VEHICLE REPAIRS	2,000.00	
	100.1620.0047	BUILDING REFUSE EXPENSE	1,200.00	
	100.1620.0040	BUILDING CONTRACTUAL EXPENSES		3,200.00
		-TRANSFER FOR VEHICLE REPAIRS AND AN INCREASE IN COST OF TRASH REMOVAL AT TOWN HALL		
9	100.1680.0040	INFORMATION TECH CONTRACTUAL EXPENSE	7,000.00	
	100.1990.0040	CONTINGENT ACCOUNT		7,000.00
		- TRANSFER FOR INCREASED COST OF ANTI-VIRUS SOFTWARE FROM CONTINGENT LINE		
10	100.1680.0042	INFORMATION TECH WEB SITE EXPENSE	8,900.00	
	100.1990.0040	CONTINGENT ACCOUNT		8,900.00
		- TRANSFER FOR COST OF EVERBRIDGE (PUBLIC COMMUNICATION SERVICES) FROM CONTINGENT LINE		
11	100.1680.0044	INFORMATION TECH CONSULTANT	7,500.00	
	100.1990.0040	CONTINGENT ACCOUNT		7,500.00
		- TRANSFER FOR INCREASED COST OF TECHNOLOGY CONSULTANT FROM CONTINGENT LINE		
12	100.3120.0012	POLICE STAFF OVERTIME	110,000.00	
	100.3120.0013	POLICE STAFF TEMPORARY		10,000.00
	100.3120.0011	POLICE STAFF UNIFORM		100,000.00
		- TRANSFER FOR POLICE OT EXPENSE		
13	100.3120.0047	POLICE CONFERENCES/TRAINING EXPENSE	65,000.00	
	100.3120.0081	POLICE RETIREMENT UNIFORM		65,000.00
		- TRANSFER FOR CONFERENCE/TRAINING EXPENSE		
14	100.3121.0012	LAKE PATROL STAFF OVERTIME	25,000.00	
	100.3120.0081	POLICE RETIREMENT UNIFORM		25,000.00
		- TRANSFER FOR LAKE PATROL OT EXPENSE		

**TOWN OF CARMEL
BUDGET REVISIONS JUNE - AUGUST 2023 #2023/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION		INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
15	100.3124.0011	POLICE K-9 STAFF		1,500.00	
	100.3124.0012	POLICE K-9 STAFF OVERTIME		6,500.00	
	100.3124.0082	POLICE K-9 STAFF FICA/MED EXP		1,000.00	
	100.3120.0081	POLICE RETIREMENT UNIFORM			7,200.00
	100.3120.0083	POLICE WORKMANS COMP			1,800.00
		- TRANSFER FOR K-9 STAFF EXPENSE			
16	100.5182.0042	EV CHARGERS UTILITY EXPENSE		3,000.00	
	100.5182.0040	STREET LIGHTING UTILITIES			3,000.00
		- TRANSFER FOR EV CHARGERS ELECTRICITY EXPENSES			
17	100.7020.0012	RECREATION ADMIN STAFF OVERTIME		6,000.00	
	100.7020.0040	RECREATION ADMIN CONTRACTUAL EXPENSES		2,000.00	
	100.7020.0044	RECREATION BLDG CONCESSION EXPENSES		100.00	
	100.7020.0049	RECREATION ADMIN MISC EXPENSES		2,000.00	
	100.7112.0020	MCDONOUGH FIELDS EQUIPMENT		100.00	
	100.7112.0040	MCDONOUGH FIELDS CONTRACTUAL EXPENSES		8,000.00	
	100.7115.0040	AIRPORT PARK CONTRACTUAL EXPENSES		500.00	
	100.7116.0040	VOLZ PARK CONTRACTUAL EXPENSES		3,800.00	
	100.7020.0013	RECREATION ADMIN TEMPORARY STAFF			7,900.00
	100.7020.0045	RECREATION BLDG SPECIAL REPAIRS			4,100.00
	100.7115.0020	AIRPORT PARK EQUIPMENT			500.00
	100.7180.0013	BEACH TEMPORARY STAFF			10,000.00
			- TRANSFER FOR MISC RECREATION EXPENSES		
HIGHWAY FUND					
18	500.5110.0012	GENERAL REPAIR STAFF OVERTIME		25,000.00	
	500.5110.0045	GENERAL REPAIR CONTRACTED CAPTL IMPROVEMENTS		45,000.00	
	500.5010.4321	FEDERAL AID - FEMA	*	70,000.00	
		- PROVIDE FOR JULY STORM RELATED COSTS - FEMA			
19	500.5112.0012	CHIPS OVERTIME EXPENSE			21,000.00
	500.5112.0020	CHIPS CONTRACT EXPENDITURES		65,800.00	
	500.5112.0082	CHIPS SOCIAL SECURITY EXPENSE			4,678.00
	500.5010.3502	CHIPS STATE AID - CAPITAL	*	40,122.00	
		- PROVIDE FOR HIGHWAY PROJECT COSTS FROM INCREASE IN CHIPS FUNDING			
20	500.5110.0040	GENERAL REPAIR CONT EXPENSE		2,691.00	
	500.5130.0041	MACHINERY CAPITAL EXPENSE		9,164.00	
	500.5010.2300	SERVICE TO OTHER GOVTS	*	11,855.00	
		- PROVIDE FOR HIGHWAY PROJECT COSTS FROM REVENUE FROM OTHER SPECIAL DISTRICT PROJECTS			
21	500.5130.0041	MACHINERY REPAIR CAPITAL EXPENSE		2,255.00	
	500.5010.2650	SALE OF SCRAP AND MATERIALS	*	2,255.00	
		- PROVIDE FOR THE PURCHASE OF CAPITAL MACHINERY FROM THE SALE OF RETIRED VEHICLES			
22	500.5148.0040	SERVICE FOR OTHER GOVERNMENTS		3,823.00	
	500.5010.2681	INSURANCE RECOVERY - ASSET	*	3,823.00	
		- PROVIDE FOR HIGHWAY VEHICLE REPAIRS FROM INSURANCE CLAIM			
23	500.5148.0040	SERVICE FOR OTHER GOVERNMENTS		12,155.00	
	500.5010.2681	INSURANCE RECOVERY - ASSET	*	12,155.00	
		- PROVIDE FOR HIGHWAY BOOM TRUCK REPAIRS FROM INSURANCE CLAIM			
24	500.5140.0049	OTHER EXPENDITURES		3,000.00	
	500.5140.0040	WEEDS AND BRUSH EXPENSE			3,000.00
		- TRANSFER FOR MISC WEEDS AND BRUSH EXPENSES			

**TOWN OF CARMEL
BUDGET REVISIONS JUNE - AUGUST 2023 #2023/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
LAKE CASSE PARK DISTRICT				
25	401.7140.0047	REFUSE DISPOSAL	500.00	
	401.7140.0040	CONTRACTUAL EXPENSES		500.00
		-TRANSFER FOR INCREASE IN COST OF TRASH REMOVAL		
TEAKETTLE LAKE PARK DISTRICT				
26	403.7140.0040	CONTRACTUAL EXPENSE	3,000.00	
	403.7140.0099	REPAIR RESERVE		3,000.00
		- TRANSFER FOR BRUSH TRIMMING SERVICES		
CARMEL WATER DISTRICT #2				
27	602.8310.0047	EMERGENCY REPAIRS	50,000.00	
	602.8310.0048	OTHER OPERATING EXPENSES	20,000.00	
	602.8310.0090	CONTINGENCY		60,000.00
	602.8310.0099	REPAIR RESERVE		10,000.00
		-TRANSFER FOR EMERGENCY REPAIRS AND DISTRICT EXPENSES		
CARMEL WATER DISTRICT #3				
28	603.8310.0048	OTHER OPERATING EXPENSES	8,000.00	
	603.8310.0099	REPAIR RESERVE		8,000.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL WATER DISTRICT #4				
29	604.8310.0048	OTHER OPERATING EXPENSES	4,000.00	
	604.8310.0040	CONTRACTUAL EXPENSES		4,000.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL WATER DISTRICT #5				
30	605.8310.0048	OTHER OPERATING EXPENSES	2,000.00	
	605.8310.0047	EMERGENCY REPAIRS	4,590.00	
	605.8310.0040	CONTRACTUAL EXPENSES		2,000.00
	605.8310.0099	REPAIR RESERVE		4,590.00
		-TRANSFER FOR DISTRICT EXPENSES AND EMERGENCY REPAIRS		
CARMEL WATER DISTRICT #6				
31	606.8310.0048	OTHER OPERATING EXPENSES	6,500.00	
	606.8310.0040	CONTRACTUAL EXPENSES		1,000.00
	606.8310.0099	REPAIR RESERVE		5,500.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL WATER DISTRICT #7				
32	607.8310.0048	OTHER OPERATING EXPENSES	2,400.00	
	607.8310.0047	EMERGENCY REPAIRS	5,100.00	
	607.8310.0099	REPAIR RESERVE		7,500.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL WATER DISTRICT #8				
33	608.8310.0041	CHEMICALS	1,900.00	
	608.8310.0047	EMERGENCY REPAIRS	14,000.00	
	608.8310.0020	EQUIPMENT		1,900.00
	608.8310.0040	CONTRACTUAL EXPENSES		6,500.00
	608.8310.0090	CONTINGENCY		7,500.00
		-TRANSFER FOR CHEMICAL COSTS AND EMERGENCY REPAIRS		

**TOWN OF CARMEL
BUDGET REVISIONS JUNE - AUGUST 2023 #2023/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL WATER DISTRICT #9				
34	609.8310.0020	EQUIPMENT	11,103.76	
	609.8310.0047	EMERGENCY REPAIRS	5,190.00	
	609.8310.2681	INSURANCE RECOVERY - ASSET	*	16,293.76
		- PROVIDE FOR EMERGENCY PUMP REPLACEMENT FROM INSURANCE CLAIM		
35	609.8310.0020	EQUIPMENT	3,000.00	
	609.8310.0040	CONTRACTUAL	2,500.00	
	609.8310.0048	OTHER OPERATING EXPENSES	3,000.00	
	609.8310.0090	CONTINGENCY		8,500.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL WATER DISTRICT #10				
36	610.8310.0041	CHEMICALS	1,500.00	
	610.8310.0099	REPAIR RESERVE		1,500.00
		- TRANSFER FOR THE PURCHASE OF CHEMICALS		
CARMEL WATER DISTRICT #12				
37	612.8310.0048	OTHER OPERATING EXPENSES	4,000.00	
	612.8310.0020	EQUIPMENT		4,000.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL WATER DISTRICT #13				
38	613.8310.0020	EQUIPMENT	9,000.00	
	613.8310.0041	CHEMICALS	1,000.00	
	613.8310.0040	CONTRACTUAL EXPENSE		3,600.00
	613.8310.0099	REPAIR RESERVE		6,400.00
		- TRANSFER FOR GENERATOR PURCHASE AND DISTRICT EXPENSES		
CARMEL WATER DISTRICT #14				
39	614.8310.0048	OTHER OPERATING EXPENSES	2,760.00	
	614.8310.0020	EQUIPMENT		1,000.00
	614.8310.0041	CHEMICALS		350.00
	614.8310.0047	EMERGENCY REPAIRS		1,200.00
	614.8310.0099	REPAIR RESERVE		210.00
		-TRANSFER FOR DISTRICT EXPENSES		
CARMEL SEWER DISTRICT #2				
40	702.8130.0040	CONTRACTUAL EXPENSE	30,000.00	
	702.8130.0120	MICRO EQUIPMENT	8,000.00	
	702.8130.0140	MICRO CONTRACTUAL EXPENSES		8,000.00
	702.8130.0099	REPAIR RESERVE		30,000.00
		- TRANSFER FOR PURCHASE OF UV BULBS		
CARMEL SEWER DISTRICT #3				
41	703.8130.0040	CONTRACTUAL EXPENSE	4,000.00	
	703.8130.0042	UTILITIES	1,000.00	
	703.8130.9909	APPROPRIATED FUND BALANCE	*	5,000.00
		- PROVIDE FOR CONTRACTUAL EXPENSES AND UTILITY EXPENSES		
CARMEL SEWER DISTRICT #4				
42	704.8130.0040	CONTRACTUAL EXPENSE	15,000.00	
	704.8130.0120	MICRO EQUIPMENT	55,000.00	
	704.8130.0090	CONTINGENCY		20,000.00
	704.8130.2770	OTHER REVENUE	*	50,000.00
		- PROVIDE AND TRANSFER FOR EMERGENCY PURCHASE OF SCADA COMPUTER AND AIR COMPRESSORS		

**TOWN OF CARMEL
BUDGET REVISIONS JUNE - AUGUST 2023 #2023/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL SEWER DISTRICT #8				
43	708.8130.0048	OTHER OPERATING EXPENSES	700.00	
	708.8130.0040	CONTRACTUAL REPAIRS		700.00
		-TRANSFER FOR DISTRICT EXPENSES		
TOWN DRAINAGE CAPITAL PROJECT				
44	900.1989.0040	CONTRACTUAL EXPENSES	6,018.00	
	900.1989.0012	PROJECT LABOR OVERTIME		298.00
	900.1989.0048	OTHER PROJECT EXPENSES		5,191.00
	900.1989.0080	FICA/MED BENEFIT EXP		529.00
		- TRANSFER CAPITAL PROJECT COST		
CARMEL WATER DISTRICT #2 CAPITAL PROJECT				
45	962.8310.0044	ENGINEERING EXPENSE	60,000.00	
	962.8310.0048	OTHER PROJECT EXPENSE		60,000.00
		- TRANSFER CAPITAL PROJECT COST		
CARMEL WATER DISTRICT #9 CAPITAL PROJECT				
46	969.8310.0044	ENGINEERING EXPENSE	1,500.00	
	969.8310.0048	OTHER PROJECT EXPENSE		1,500.00
		- TRANSFER CAPITAL PROJECT COST		

RESOLUTION #5

RESOLUTION AUTHORIZING REQUEST FOR PROPOSALS

THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel, upon the recommendation of Town Comptroller, Mary Ann Maxwell and Chief of Staff, Anne Pasquerello, in their memo dated September 13, 2023, hereby authorizes the request for proposals for copier leasing services for the various Town departments.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #6

RESOLUTION ACKNOWLEDGING EMERGENCY REPAIRS AND SERVICES CARMEL WATER AND SEWER DISTRICTS

RESOLVED, the Town Board of the Town of Carmel, acting as Commissioners of the various water and sewer districts of the Town of Carmel, hereby acknowledges the emergency performance of water and sewer district collection system/distribution system and treatment facilities repairs as fully detailed in the revised memorandum of Town Engineer Richard J. Franzetti, P.E. to the Town Board dated September 5, 2023, as attached hereto and made a part thereof.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	NO
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

Richard J. Franzetti, P.E.
Town Engineer




(845) 628-1500
(845) 628-2087
Fax (845) 628-7085

Office of the Town Engineer
60 McAlpin Avenue
Mahopac, New York 10541

MEMORANDUM

To: Carmel Town Board

From: Richard J. Franzetti P.E. Town Engineer 

Date: September 5, 2023

Re: Emergency Repairs/Services

This memorandum is being presented to the Town Board to advise the Board of emergency invoices that were submitted for payment/authorization to proceed in excess of \$10,000.00 for services rendered. The following provides a brief a summary of the work that was performed.

- Carmel Water District 4

On August 17, 2023 Bee and Jay, the operators for CWD 4 notified the Engineering Department that the one (1) of the two (2) booster pumps at CWD 4 was leaking. This piece of equipment is ~ 11 years old. The water treatment plant uses both booster pumps.

Attached please find an invoice from Bee and Jay, in the amount of \$11,303.00, for the spare booster ESV booster pump. The intent is place the new pump into service so that original pump can be repaired and used as a spare.

There are sufficient funds in the budget as this expense was included as part of the 2023 operating budget.

- Carmel Water District 5

On August 1, 2023 Bee and Jay, the operators for CWD 5 notified the Engineering Department that the well pump for well 3 had failed. The failure was due to a lightning strike. Note that this is the highest producing well for the water district. Attached please find an invoice from Bee and Jay, in the amount of \$16,195.00, for the new well pump and installation.

09-05-2023

Emergency Repairs/Services

There are sufficient funds in the budget for this expense, the Board should note that the well pump failed due to a lightning storm and will be submitted to the insurance company for reimbursement.

- Carmel Water District 6

On August 18, 2023 Bee and Jay, the operators for CWD 6 notified the Engineering Department that the variable frequency drives (VFDs) for booster pumps 1 and 2 had failed. The failure was due to a lightning strike. Attached please find an invoice from Bee and Jay in the amount of \$14,160.00, for the replacement and install of new VFDs

There are sufficient funds in the budget for this expense, the Board should note that the well pump failed due to a lightning storm and will be submitted to the insurance company for reimbursement.



P.O. Box 78 - 719 Route 6 - Mahopac, NY 10541
 p: 845.628.3924 f: 845.628.4062
 e: service@beeandjay.com

INVOICE

DATE	INVOICE #
8/22/2023	105693

www.BEEANDJAY.com

BILL TO:

Town of Carmel- CWD 4
 Engineering Dept.
 60 McAlpin Ave.
 Mahopac, NY 10541

SERVICE LOCATION:

Kennard Road Pump Station
 Mahopac, NY

PROFESSIONAL SERVICE 59 YEARS 1964-2023

Master Plumbers Lic.#s W.C. 556 P.C. 30289

CUSTOMER #	TERMS	MECHANIC	SERVICE DATE	WORK ORDER #
845-628-2087	Payment Due Upon Rec		8/17/2023	54171
ITEM	QTY/HRS	DESCRIPTION	RATE	AMOUNT
Description		Delivered spare booster ESV booster pump and motor to pump station		
Material		Material Only - 1 Spare Goulds ESV Booster Certificate on File	11,303.00 0.00%	11,303.00T 0.00

** Invoices not paid when due will be subjected to a finance charge of 1.5% per month

Total Due \$ 11,303.00

WE ACCEPT ALL MAJOR CREDIT CARDS !!

CARD TYPE: VISA MASTERCARD AMERICAN EXPRESS DISCOVER DINER'S CLUB OTHER _____

CARDHOLDER/NAME: _____ SIGNATURE: _____

CARD# _____ EXP. DATE: _____ CID # _____

EMAIL: _____

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor names: Bee and Jay

Nature of emergency: CWD4, Emergency Purchase of Spare Booster Pump

Estimated cost: \$11,303.00

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

- The situation arose out of an accident or unforeseen occurrence or condition.
- Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.
- The situation required immediate action, which could not await competitive bidding.

The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval: _____



Department Head's signature for approval: _____



414236



WHOLESALE ONLY

MAIN OFFICE:
3784 DANBURY RD.
BREWSTER, NY 10509
(845) 279-3785
FAX (845) 279-5536

OTHER LOCATIONS:
WILLIMANTIC, CT (860) 456-3731
RHINEBECK, N.Y. (845) 876-3071
MIDDLETOWN, N.Y. (845) 692-3200
HARRISVILLE, R.I. (401) 568-3334
HUDSON, N.H. (603) 598-9448
GREENFIELD, MA. (413) 772-0032
WHITEVILLE, N.C. (910) 641-0909

ORDER NO. 803490
ORDER DATE 08/09/23
TIME: 13:32

PAGE: 1

DOMESTIC-INDUSTRIAL-COMMERCIAL
WATER SYSTEMS & CONDITIONING EQUIPMENT

000100

BEE & JAY PLB & HTG

719 ROUTE 6
MAHOPAC, NY 10541
845 628-3924

JOB NAME
DELIVER TO

ON ORDER GOULDS
CWD#4 BALDWIN LAKE

ON AMOUNTS BEYOND 60 DAYS PAST DUE A 1 1/2% MONTHLY SERVICE CHARGE WILL BE MADE

SALESMAN NAME RALPH BROWN	DELIVERED BY <i>[Signature]</i>	HOW SHIPPED	WRITTEN BY DAVE
TERMS 2% 10th NET 30	PULLED BY <i>[Signature]</i>	CUSTOMER ORDER #	DATE SHIPPED 8-17-23

ITEM NUMBER	DESCRIPTION	QTY ORDERED	QTY SHIPPED	B.O.	U/M	PRICE
GOULDS FSV	33SV30GK4060	1	<input checked="" type="checkbox"/>	0	EA	11303.00

RECEIVED BY:

CUSTOMER

PROFORMA THINK INK (845) 294-5686

09509

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor names: Bee and Jay

Nature of emergency: Pump Replacement due to Storm Damage ***Insurance

Estimated cost: \$16,195.00

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

The situation arose out of an accident or unforeseen occurrence or condition.

Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.

The situation required immediate action, which could not await competitive bidding.

The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval:



Department Head's signature for approval:





P.O. Box 78 - 719 Route 6 - Mahopac, NY 10541
 p: 845.628.3924 f: 845.628.4062
 e: service@beeandjay.com

INVOICE

DATE	INVOICE #
8/24/2023	105718

www.BEEANDJAY.com

BILL TO:

Town of Carmel- CWD 5
 Engineering Dept.
 60 McAlpin Ave.
 Mahopac, NY 10541

SERVICE LOCATION:

Town of Carmel- CWD 5
 Myrtle Ave Booster Station
 Mahopac, NY

PROFESSIONAL SERVICE 59 YEARS 1964-2023

Master Plumbers Lic.#s W.C. 556 P.C. 30289

CUSTOMER #	TERMS	MECHANIC	SERVICE DATE	WORK ORDER #	
845 628 2087	Due Upon Receipt	G	8/1/2023	64280	
ITEM	QTY/HRS	DESCRIPTION		RATE	AMOUNT
Description		Responded to service call of 8/1/23 CWD #5 Myrtle Ave Pump Station -Well #3 storm damage alarm. Reset controls to boosters and faults on Well #3 tested. Burnout due to the power surge. Ordered replacement 5 HP pump and motor. 8/23/23 Pulled and replaced all 5HP submersible pump motor. Sub cable and all related parts with boom truck and restored into system.			
Material		1 Gould 25 S End		2,347.00	2,347.00
Material		1 Gould HP 230VMotor		2,340.00	2,340.00
Material		2 1 1/4 Line Checks		236.00	236.00
Material		500 feet 8-SWB Cable		2,860.00	2,860.00
Material		500 feet 1 1/4 set 120 Pipe		3,840.00	3,840.00
Material		1 1/ Wire Guides		55.00	55.00
Material		1 Torque Arrester		45.00	45.00
Material		8 Rolls Tape		48.00	48.00
Material		2 Sets of heat shrinks		44.00	44.00
Boom Truck		Boom Truck		1,500.00	1,500.00
Labor TOC Tech	8	1- Tech Plb		185.00	1,480.00
Labor TOC Mech	8	1- Mech Plb		175.00	1,400.00

** Invoices not paid when due will be subjected to a finance charge of 1.5% per month

Total Due \$16,195.00

WE ACCEPT ALL MAJOR CREDIT CARDS !!

CARD TYPE: VISA MASTERCARD AMERICAN EXPRESS DISCOVER DINER'S CLUB OTHER _____

CARDHOLDER/NAME: _____ SIGNATURE: _____

CARD# _____ EXP. DATE: _____ CID # _____

EMAIL: _____

THE PUMP PEOPLE



D & S PUMP AND SUPPLY COMPANY, INC.

WHOLESALE ONLY

MAIN OFFICE:
3784 DANBURY RD.
BREWSTER, NY 10509
(845) 279-3785
FAX (845) 279-5536

OTHER LOCATIONS:
WILLIMANTIC, CT. (860) 456-3731
RHINEBECK, N.Y. (845) 876-3071
MIDDLETOWN, N.Y. (845) 692-3200
HARRISVILLE, R.I. (401) 568-3334
HUDSON, N.H. (603) 598-9448
GREENFIELD, MA. (413) 772-0032
WHITEVILLE, N.C. (910) 641-0909

DOMESTIC-INDUSTRIAL-COMMERCIAL
WATER SYSTEMS & CONDITIONING EQUIPMENT

ORDER NO. 806540

ORDER DATE 08/22/23

TIME: 10:29

PAGE: 1

414236
SERIALS

SOLD TO
000100
BEE & JAY PLB & HTG
719 ROUTE 6
MAHOPAC, NY 10541
845 628-3924

JOB NAME
DELIVER TO:

BEE AND JAY SHOP AT 2:00
FOLLOW TO JOB

ON AMOUNTS BEYOND 60 DAYS PAST DUE A 1 1/2% MONTHLY SERVICE CHARGE WILL BE MADE

SALESMAN NAME		DELIVERED BY		HOW SHIPPED		WRITTEN BY	
RALPH BROWN		Joseph				DAVE	
TERMS		PULLED BY		CUSTOMER ORDER #		DATE SHIPPED	
2 1/2 10th NET 30		Joseph		CWD #5		5-22-23	
ITEM NUMBER	DESCRIPTION	QTY ORDERED	QTY SHIPPED	B.O.	U/M	PRICE	
11/4PVC120	11/4" PVC SCH 120 PIPE	500	✓	0	FT	9.90	
SA125	11/4 SHUR-ALIGN - 4242XLE	2	✓	0	EA	118.00	
8/4R FB	#8/4 FLAT BLACK	1	✓	0	EA	5720.00	
25GS50	5HP WATER END	1	✓	0	EA	2347.00	
S10970	5HP 230V 3PH MOTOR M50432	1	✓	0	EA	2340.00	
RECEIVED BY:							

PROFORMA THINK INK (845) 294-5686

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor names: Bee and Jay

Nature of emergency: CWD6 Pump Replacement due to Power Surge ***Insurance

Estimated cost: \$14,160.00

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

The situation arose out of an accident or unforeseen occurrence or condition.


Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.

The situation required immediate action, which could not await competitive bidding.

The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval: 

Department Head's signature for approval: 



P.O. Box 78 - 719 Route 6 - Mahopac, NY 10541
 p: 845.628.3924 f: 845.628.4062
 e: service@beeandjay.com

INVOICE

DATE	INVOICE #
8/22/2023	105692

www.BEEANDJAY.com

BILL TO:

Town of Carmel- CWD 6
 Engineering Dept.
 60 McAlpin Ave.
 Mahopac, NY 10541

SERVICE LOCATION:

Shell Valley Pump Station
 Tanya Lane
 Mahopac, NY

PROFESSIONAL SERVICE 59 YEARS 1964-2023

Master Plumbers Lic.#s W.C. 556 P.C. 30289

CUSTOMER #	TERMS	MECHANIC	SERVICE DATE	WORK ORDER #
845 628 2087	Due Upon Receipt	TK	8/18/2023	68911
ITEM	QTY/HRS	DESCRIPTION	RATE	AMOUNT
Description		CWD# 6 Shell Valley Pump Station - VFD controller replacements of booster #1 & #2 due to power surge damage- Removed existing two VFD drives, rewired both units, set up, calibrated and tested with Jem Eng Service		0.00
Labor TOC Tech	4	1- Tech Plb	185.00	740.00
Labor TOC Tech	4	1- Tech Plb	185.00	740.00
Professional Serv.		Jem Eng. Service	950.00	950.00
Material		2- VFD IPC Drive Controllers	11,730.00	11,730.00
			Total Due	\$14,160.00

** Invoices not paid when due will be subjected to a finance charge of 1.5% per month

WE ACCEPT ALL MAJOR CREDIT CARDS !!

CARD TYPE: VISA MASTERCARD AMERICAN EXPRESS DISCOVER DINER'S CLUB OTHER _____

CARDHOLDER/NAME: _____ SIGNATURE: _____

CARD# _____ EXP. DATE: _____ CID # _____

EMAIL: _____

RESOLUTION #7

**RESOLUTION ACCEPTING PROPOSAL
FOR PLANNING CONSULTING SERVICES**

RESOLVED that the Town Board of the Town of Carmel hereby accepts the proposal for the provision of planning consulting services, with Patrick Cleary of Cleary Consulting, Northport, NY, for a period of three (3) years commencing January 1, 2024 and concluding December 31, 2026, with the unilateral option, upon the authorization of the Town Board, to extend the term for two (2) additional one (1) year periods for an annual sum not to exceed \$70,000.00; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form and content satisfactory to counsel, Supervisor Michael Cazzari is authorized to execute a contract for said services and any other documentation necessary to accept the aforementioned proposal.

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized to make any budgetary transfers or modifications required pursuant to this authorization.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #8

**RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 64 OF THE
NEW YORK STATE ABC LAW WITH RESPECT TO A LIQUOR LICENSE FOR
MAHOPAC LAKESIDE GRILLE CORP.**

WHEREAS, the representatives and/or proprietors of Mahopac Lakeside Grille Corp, 156 East Lake Blvd., Mahopac, New York, have advised of the intention to apply for an on-premises liquor license for which thirty days advance notice of such application must be sent to the municipality, and

WHEREAS, the notice required by Article 5 of the ABC Law may be waived by the Town Board, and

WHEREAS, the Town of Carmel Town Board does not intend to comment upon the application referred to herein;

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby waives the thirty-day notice requirement contained in Article 5 of the Alcoholic and Beverage Control Law, and states that it does not intend to offer any comments regarding said application, for a liquor license at the premises referred to herein; and

BE IT FURTHER RESOLVED that Town Clerk Ann Spofford is hereby authorized to sign a Waiver of Said Notice on behalf of the Town of Carmel.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #9
RESOLUTION AUTHORIZING SUBMISSION OF A NEW YORK FORWARD GRANT APPLICATION

WHEREAS, New York State is soliciting applications as a part of a second round of its NY Forward Program; and

WHEREAS, the NY Forward Program is a program targeted at revitalizing smaller and rural communities, and each of the State's Ten Regional Economic Development Councils (REDCs) will have the option of recommending two communities for \$4.5 million NY Forward awards, or three communities one of which will receive \$4.5 million and two will be awarded \$2.25 million for the revitalization of downtowns; and

WHEREAS, the Town of Carmel has identified the Mahopac Downtown as a target area which would benefit from detailed planning and investment, and as such has developed and will be submitting an application in conformance with the program guidelines for consideration by the Mid-Hudson REDC.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Carmel' s Town Board hereby authorizes the submission of an application to the NY Forward Program for this purpose, and upon approval of said funding request the entering into and execution of a project agreement with the State for such financial assistance; and

BE IT FURTHER RESOLVED that the Town Board shall allow a period of ten (10) days from this resolution for purposes of receiving and considering any and all public comments, written or otherwise, related to this grant initiative; and

BE IT FURTHER RESOLVED, that the aforementioned potential grant agreement is subject to the approval of the Town of Carmel as to form and content.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #10

RESOLUTION DECLARING CERTAIN EQUIPMENT OBSOLETE AND AUTHORIZING DISPOSAL

RESOLVED, that the Town Board of the Town of Carmel hereby declares the following equipment to be obsolete and authorizes disposal in accordance with Town Law, including but not limited to Town Law §64(2-a)

Truck #39 – 2006 Int'l 4900 4X2 Dump, VIN 1HTWDAZR16J214569
Old Mower Heads
Old Plow Blades
Old Dump Body Head Boards

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	NO
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #11

RESOLUTION AUTHORIZING ATTENDANCE AT CONFERENCE

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town of Carmel Highway Superintendent, Michael Simone to attend the New York State Association of Towns Superintendent of Highways Annual Conference, on September 26 through September 29, 2023 Verona, New York; and

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

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	NO
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #12

RESOLUTION AUTHORIZING ATTENDANCE AT CONFERENCE

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town of Carmel Fire Inspector Joseph Wilichoski to attend the New York State Capital District Conference, on October 22 through 24, 2023 at the Marriott Albany Conference Center, Albany, New York; and

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

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	NO
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #13

RESOLUTION ACCEPTING PROPOSAL AND ENTRY INTO AGREEMENT FOR COLLECTION OF REFUSE, GARBAGE AND RECYCLABLE MATERIAL

RESOLVED that the Town Board of the Town of Carmel hereby authorizes the entry into agreement with AAA Carting and Rubbish Removal, Inc, Cortlandt Manor, NY. for the collection of refuse, garbage and recycling material at various Town and Town Sewer and Water District facilities, for fiscal year 2024 at the following monthly rates:

Town Hall: \$323.45
Sewer District #2: \$283.62
Sewer District #2: \$93.53
Sewer District #4: \$93.53
Water district #2: \$110.67
Sycamore Park (May-Sept): \$472.84
Lake Casse Park: \$179.26
Lake Secor Park District: \$93.53
Highway: \$292.50

BE IT FURTHER RESOLVED that Town Supervisor Michael Cazzari is hereby authorized to sign all necessary documents to accept said proposal; and

BE IT FURTHER RESOLVED that Town Comptroller Mary Ann Maxwell is hereby authorized and directed to allocate the costs of said agreement over the respective water and sewer districts being serviced thereunder.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___

RESOLUTION #14

RESOLUTION MAKING APPOINTMENT TO THE TOWN OF CARMEL BOARD OF ASSESSMENT REVIEW

RESOLVED that the Town Board of the Town of Carmel hereby appoints James Scarangella to the Town of Carmel Board of Assessment Review for a term commencing October 1, 2023 and expiring September 30, 2028

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Stephen Baranowski	___	___
Frank Lombardi	___	___
Suzanne McDonough	___	___
Robert Schanil	___	___
Michael Cazzari	___	___



TOWN OF CARMEL POLICE DEPARTMENT

60 MCALPIN AVENUE • MAHOPAC, NEW YORK 10541

MAIN (845) 628-1300 • FAX (845) 628-2597

POLICE@CI.CARMEL.NY.US



MEMORANDUM

TO: Carmel Town Board
FROM: Chief Anthony Hoffmann
SUBJECT: Police Vehicle Purchase
DATE: September 20, 2023

Please be advised, we were recently made aware that Nielsen Fleet of Morristown, New Jersey, the NYS OGS and Westchester County contract vendor for police vehicles, has received a delivery of unallocated Ford Police Interceptor Utilities (Explorer) and Dodge Durango and Charger Police Pursuit Vehicles (PPV). In contacting our vendor representative, we were able to reserve two 2023 Dodge Durango Pursuit PPV vehicles. The Ford vehicles do not meet our requirements and the two prior Ford Utility vehicles in our fleet have experienced maintenance issues that we wish to avoid. The Dodge Chargers are being discontinued after this year and we are concerned that acquiring parts going forward may become a challenge.

These Durango vehicles are in hand at the dealer. This purchase would enable the Police Department to acquire needed vehicles for the fleet in a more expeditious manner.

Therefore, the Police Department requests a Town Board resolution in the amount of \$106,749.00, the total for both 2023 Dodge Durango Pursuit AWD vehicles, to Nielsen Fleet of Morristown, NJ, under NYS OGS Contract # PC69848. Funding for this purchase will come from the Police Department's 2023 vehicle budget line.

All supporting documentation is attached for your review.

Respectfully submitted for your approval.

Chief Anthony Hoffmann



Quote

NIELSEN OF MORRISTOWN

200 Ridgedale Ave.
Morristown, NJ 07960

To:	From: Brooks Buxton Phone/Fax: (973) 319- 7000 / (973) 884-2650
	Vehicle Pick Up Location Nielsen Fleet 31 Williams Parkway East Hanover, NJ 07936

2023 Dodge Durango (WDEE75) Pursuit AWD
STATE OF NEW YORK
CONTRACT # PC69848

Mechanical

Engine: 3.6L V6 24V VVT UPG I w/ESS (STD)
Transmission: 8-Speed Automatic (850RE) (STD)
3.45 Rear Axle Ratio (STD)
GVWR: 6,500 lbs (STD)
50 State Emissions

Transmission w/Sequential Shift Control
Full-Time All-Wheel
Engine Oil Cooler
650CCA Maintenance-Free Battery w/Run Down Protection
220 Amp Alternator
Class IV Towing Equipment -inc: Hitch and Trailer Sway Control
Trailer Wiring Harness
Police/Fire
1650# Maximum Payload
Gas-Pressurized Front Shock Absorbers and Nivomat Brand Name Rear Shock Absorbers
Nivomat Suspension
Front And Rear Anti-Roll Bars
HD Suspension

Electric Power-Assist Speed-Sensing Steering

24.6 Gal. Fuel Tank
Single Stainless Steel Exhaust
Permanent Locking Hubs

Short And Long Arm Front Suspension w/Coil Springs
Multi-Link Rear Suspension w/Coil Springs
4-Wheel Disc Brakes w/4-Wheel ABS, Front And Rear Vented Discs, Brake Assist and Hill Hold Control

Exterior
Wheels: 18" x 8.0" Black Steel (STD)
Wheels w/Chrome Hub Covers

Entertainment cont.
SiriusXM Radio Service
Integrated Voice Command w/Bluetooth
6 Speakers
Streaming Audio
2 LCD Monitors In The Front

Interior

Exterior cont.

Tires: 255/60R18 On/Off Road
Steel Spare Wheel
Full-Size Spare Tire Stored Underbody w/Crankdown
Clearcoat Paint
Body-Colored Front Bumper w/Colored Rub Strip/Fascia Accent

Body-Colored Rear Step Bumper w/Colored Rub Strip/Fascia Accent
Chrome Bodyside Insert and Colored Wheel Well Trim
Black Side Windows Trim
Body-Colored Door Handles
Black Power Heated Side Mirrors w/Manual Folding
Fixed Rear Window w/Fixed Interval Wiper and Defroster
Deep Tinted Glass
Speed Sensitive Variable Intermittent Wipers
Galvanized Steel/Aluminum Panels

Lip Spoiler
Black Grille
Front License Plate Bracket
Liftgate Rear Cargo Access

Tailgate/Rear Door Lock Included w/Power Door Locks
Auto On/Off Projector Beam Led Low/High Beam Daytime Running Headlamps w/Delay-Off
Perimeter/Approach Lights
LED Brakelights
Laminated Glass

Entertainment
Radio w/Seek-Scan, Clock, Speed Compensated Volume Control, Aux Audio Input Jack, Steering Wheel Controls and Radio Data System
Radio: Uconnect 4 w/8.4" Display
GPS Antenna Input
SiriusXM Satellite Radio

Interior cont.
Integrated Center Stack Radio
Google Android Auto
USB Host Flip
Apple CarPlay
For More Info, Call 800-643-2112
Driver / Passenger And Rear Door Bins

Front Seats w/Power 4-Way Driver Lumbar	Power 1st Row Windows w/Driver And Passenger 1-Touch Up/Down
12-Way Power Driver Seat -inc: Power Recline, Height Adjustment, Fore/Aft Movement, Cushion Tilt and Power 4-Way Lumbar Support	Delayed Accessory Power
4-Way Passenger Seat -inc: Manual Recline, Fore/Aft Movement and Fold Flat	Power Door Locks w/Autolock Feature
60-40 Folding Split-Bench Front Facing Fold Forward Seatback Rear Seat	Systems Monitor
Manual Tilt/Telescoping Steering Column	Redundant Digital Speedometer
Gauges -inc: Speedometer, Odometer, Voltmeter, Oil Pressure, Engine Coolant Temp, Tachometer, Oil Temperature, Transmission Fluid Temp, Engine Hour Meter, Trip Odometer and Trip Computer	Trip Computer
Power Rear Windows and Fixed 3rd Row Windows	Outside Temp Gauge
Leather/Metal-Look Steering Wheel	Digital/Analog Appearance
Front Cupholder	#7 Seat Foam Cushion
Rear Cupholder	Manual w/Tilt Front Head Restraints and Fixed Rear Head Restraints
Compass	Front Center Armrest w/Storage and Rear Center Armrest
Proximity Key For Doors And Push Button Start	Sentry Key Immobilizer
Valet Function	3 12V DC Power Outlets
Remote Keyless Entry w/Integrated Key Transmitter, 2 Door Curb/Courtesy, Illuminated Entry and Panic Button	Air Filtration
Remote Releases -Inc: Power Fuel	Safety-Mechanical
Cruise Control w/Steering Wheel Controls	Electronic Stability Control (ESC) And Roll Stability Control (RSC)
Dual Zone Front Automatic Air Conditioning	ABS And Driveline Traction Control
Rear HVAC w/Separate Controls	Safety-Exterior
HVAC -inc: Auxiliary Rear Heater, Headliner/Pillar Ducts and Console	Side Impact Beams
Illuminated Locking Glove Box	Safety-Interior
Driver Foot Rest	Dual Stage Driver And Passenger Seat-Mounted Side Airbags
Cloth Bucket Seats w/Shift Insert -inc: cloth rear seat	ParkSense with Stop Rear Parking Sensors
Interior Trim -inc: Leatherette Instrument Panel Insert, Metal-Look Door Panel Insert and Chrome Interior Accents	Blind Spot Detection Blind Spot
Full Cloth Headliner	Collision Mitigation-Rear
Day-Night Auto-Dimming Rearview Mirror	Tire Specific Low Tire Pressure Warning
Driver And Passenger Visor Vanity Mirrors	Dual Stage Driver And Passenger Front Airbags
Partial Floor Console w/Covered Storage, Mini Overhead Console w/Storage and 3 12V DC Power Outlets	Curtain 1st, 2nd And 3rd Row Airbags
Front And Rear Map Lights	Airbag Occupancy Sensor
Fade-To-Off Interior Lighting	Driver Knee Airbag
Full Vinyl/Rubber Floor Covering	Rear Child Safety Locks
Carpet Floor Trim	Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point, Height Adjusters and Pretensioners
Cargo Area Concealed Storage	ParkView Back-Up Camera
Cargo Space Lights	
FOB Controls -inc: Cargo Access and Windows	



Quote

NIELSEN OF MORRISTOWN

200 Ridgedale Ave.
Morristown, NJ 07960

2023 Dodge Durango (WDEE75) Pursuit AWD
STATE OF NEW YORK
CONTRACT # PC69848

BASE PRICE \$ 42,692.00

Factory Options

Item	Price
A7X9 Black, Cloth Bucket Seats w/Rear Vinyl -inc: Vinyl 2nd Row Seat	\$ 120.00
EZH Engine: 5.7L V8 HEMI MDS VVT, Transmission: 8-Speed Automatic	\$ 2,995.00
ADL Skid Plate Group inc: Transfer Case Skid Plate Shield, Front Suspension Skid Plate, Fuel Tank Skid Plate Shield, Underbody Skid Plate	\$ 295.00
LNF Black Left Spot Lamp	\$ 545.00
CW6 Deactivate Rear Doors/Windows	\$ 75.00
GXF Entire Fleet Alike Key (FREQ 1)	\$ 140.00
PMX5100 MOPAR Maximum Care Warranty 5 Years / 100,000 Miles / 3,334 Engine Hours	\$ 4,980.00

Factory Option Total \$9,150.00

Additional Options

	Price
Sound Off Red/White Dome Light	\$ 175.00
AFS Installer Series Wiring Harness	\$ 585.00
AFS Power Distribution Panel w/Master Cut-Off Switch	\$ 335.00
Charge Guard	\$ 225.00
(2) Striplight LEDs in Cargo Area w/ On/Off & Mercury Switch	\$ 350.00
(2) LED Trunk Lights (1-Red) (1-Blue) w/ On/Off & Mercury Switch	\$ 345.00
WeatherTech Side Window Deflectors / Rain Guards	\$ 195.00
Intermotive IdleLock	\$ 425.00

Option Total \$ 2,635.00

Vehicle Total \$ 54,477.00

Date: 9/12/2023



Quote

NIELSEN OF MORRISTOWN

200 Ridgedale Ave.
Morristown, NJ 07960

To:	From: Brooks Buxton Phone/Fax: (973) 319- 7000 / (973) 884-2650
	Vehicle Pick Up Location Nielsen Fleet 31 Williams Parkway East Hanover, NJ 07936

2023 Dodge Durango (WDEE75) Pursuit AWD
STATE OF NEW YORK
CONTRACT # PC69848

Mechanical

Engine: 3.6L V6 24V VVT UPG I w/ESS (STD)
Transmission: 8-Speed Automatic (850RE) (STD)
3.45 Rear Axle Ratio (STD)
GVWR: 6,500 lbs (STD)
50 State Emissions

Transmission w/Sequential Shift Control
Full-Time All-Wheel
Engine Oil Cooler
650CCA Maintenance-Free Battery w/Run Down Protection
220 Amp Alternator
Class IV Towing Equipment -inc: Hitch and Trailer Sway Control
Trailer Wiring Harness
Police/Fire
1650# Maximum Payload
Gas-Pressurized Front Shock Absorbers and Nivomat Brand Name Rear Shock Absorbers
Nivomat Suspension
Front And Rear Anti-Roll Bars
HD Suspension

Electric Power-Assist Speed-Sensing Steering

24.6 Gal. Fuel Tank
Single Stainless Steel Exhaust
Permanent Locking Hubs

Short And Long Arm Front Suspension w/Coil Springs
Multi-Link Rear Suspension w/Coil Springs
4-Wheel Disc Brakes w/4-Wheel ABS, Front And Rear Vented Discs, Brake Assist and Hill Hold Control

Exterior
Wheels: 18" x 8.0" Black Steel (STD)
Wheels w/Chrome Hub Covers

Entertainment cont.
SiriusXM Radio Service
Integrated Voice Command w/Bluetooth
6 Speakers
Streaming Audio
2 LCD Monitors In The Front

Interior

Exterior cont.

Tires: 255/60R18 On/Off Road
Steel Spare Wheel
Full-Size Spare Tire Stored Underbody w/Crankdown
Clearcoat Paint
Body-Colored Front Bumper w/Colored Rub Strip/Fascia Accent

Body-Colored Rear Step Bumper w/Colored Rub Strip/Fascia Accent
Chrome Bodyside Insert and Colored Wheel Well Trim
Black Side Windows Trim
Body-Colored Door Handles
Black Power Heated Side Mirrors w/Manual Folding
Fixed Rear Window w/Fixed Interval Wiper and Defroster
Deep Tinted Glass
Speed Sensitive Variable Intermittent Wipers
Galvanized Steel/Aluminum Panels

Lip Spoiler
Black Grille
Front License Plate Bracket
Liftgate Rear Cargo Access

Tailgate/Rear Door Lock Included w/Power Door Locks
Auto On/Off Projector Beam Led Low/High Beam Daytime Running Headlamps w/Delay-Off
Perimeter/Approach Lights
LED Brakelights
Laminated Glass

Entertainment
Radio w/Seek-Scan, Clock, Speed Compensated Volume Control, Aux Audio Input Jack, Steering Wheel Controls and Radio Data System
Radio: Uconnect 4 w/8.4" Display
GPS Antenna Input
SiriusXM Satellite Radio

Interior cont.
Integrated Center Stack Radio
Google Android Auto
USB Host Flip
Apple CarPlay
For More Info, Call 800-643-2112
Driver / Passenger And Rear Door Bins

Front Seats w/Power 4-Way Driver Lumbar	Power 1st Row Windows w/Driver And Passenger 1-Touch Up/Down
12-Way Power Driver Seat -inc: Power Recline, Height Adjustment, Fore/Aft Movement, Cushion Tilt and Power 4-Way Lumbar Support	Delayed Accessory Power
4-Way Passenger Seat -inc: Manual Recline, Fore/Aft Movement and Fold Flat	Power Door Locks w/Autolock Feature
60-40 Folding Split-Bench Front Facing Fold Forward Seatback Rear Seat	Systems Monitor
Manual Tilt/Telescoping Steering Column	Redundant Digital Speedometer
Gauges -inc: Speedometer, Odometer, Voltmeter, Oil Pressure, Engine Coolant Temp, Tachometer, Oil Temperature, Transmission Fluid Temp, Engine Hour Meter, Trip Odometer and Trip Computer	Trip Computer
Power Rear Windows and Fixed 3rd Row Windows	Outside Temp Gauge
Leather/Metal-Look Steering Wheel	Digital/Analog Appearance
Front Cupholder	#7 Seat Foam Cushion
Rear Cupholder	Manual w/Tilt Front Head Restraints and Fixed Rear Head Restraints
Compass	Front Center Armrest w/Storage and Rear Center Armrest
Proximity Key For Doors And Push Button Start	Sentry Key Immobilizer
Valet Function	3 12V DC Power Outlets
Remote Keyless Entry w/Integrated Key Transmitter, 2 Door Curb/Courtesy, Illuminated Entry and Panic Button	Air Filtration
Remote Releases -Inc: Power Fuel	Safety-Mechanical
Cruise Control w/Steering Wheel Controls	Electronic Stability Control (ESC) And Roll Stability Control (RSC)
Dual Zone Front Automatic Air Conditioning	ABS And Driveline Traction Control
Rear HVAC w/Separate Controls	Safety-Exterior
HVAC -inc: Auxiliary Rear Heater, Headliner/Pillar Ducts and Console	Side Impact Beams
Illuminated Locking Glove Box	Safety-Interior
Driver Foot Rest	Dual Stage Driver And Passenger Seat-Mounted Side Airbags
Cloth Bucket Seats w/Shift Insert -inc: cloth rear seat	ParkSense with Stop Rear Parking Sensors
Interior Trim -inc: Leatherette Instrument Panel Insert, Metal-Look Door Panel Insert and Chrome Interior Accents	Blind Spot Detection Blind Spot
Full Cloth Headliner	Collision Mitigation-Rear
Day-Night Auto-Dimming Rearview Mirror	Tire Specific Low Tire Pressure Warning
Driver And Passenger Visor Vanity Mirrors	Dual Stage Driver And Passenger Front Airbags
Partial Floor Console w/Covered Storage, Mini Overhead Console w/Storage and 3 12V DC Power Outlets	Curtain 1st, 2nd And 3rd Row Airbags
Front And Rear Map Lights	Airbag Occupancy Sensor
Fade-To-Off Interior Lighting	Driver Knee Airbag
Full Vinyl/Rubber Floor Covering	Rear Child Safety Locks
Carpet Floor Trim	Outboard Front Lap And Shoulder Safety Belts -inc: Rear Center 3 Point, Height Adjusters and Pretensioners
Cargo Area Concealed Storage	ParkView Back-Up Camera
Cargo Space Lights	
FOB Controls -inc: Cargo Access and Windows	



Quote

NIELSEN OF MORRISTOWN

200 Ridgedale Ave.
Morristown, NJ 07960

2023 Dodge Durango (WDEE75) Pursuit AWD
STATE OF NEW YORK
CONTRACT # PC69848

BASE PRICE \$ 42,692.00

Factory Options

Item	Price
Exterior Colors: Vapor Gray, Black, Triple Nickel	\$ 395.00
C5X9 Black, Cloth Bucket Seats w/Shift Insert	\$ -
ADL Skid Plate Group inc: Transfer Case Skid Plate Shield, Front Suspension Skid Plate, Fuel Tank Skid Plate Shield, Underbody Skid Plate	\$ 295.00
WP1 Wheels: 18" x 8.0" Painted Aluminum	\$ 390.00
CKD Floor Carpet -inc: Luxury Front & Rear Floor Mats	\$ 140.00
CUF Full Length Floor Console -inc: 115V Auxiliary Power Outlet, Illuminated Cupholders	\$ 330.00
XCS 4 Additional Key Fobs	\$ 115.00
PMX5100 MOPAR Maximum Care Warranty 5 Years / 100,000 Miles / 3,334 Engine Hours	\$ 4,980.00

Factory Option Total \$6,645.00
Delivery \$ 300.00

Additional Options

	Price
Sound Off Red/White Dome Light	\$ 175.00
AFS Installer Series Wiring Harness	\$ 585.00
AFS Power Distribution Panel w/Master Cut-Off Switch	\$ 335.00
Charge Guard	\$ 225.00
(2) Striplight LEDs in Cargo Area w/ On/Off & Mercury Switch	\$ 350.00
(2) LED Trunk Lights (1-Red) (1-Blue) w/ On/Off & Mercury Switch	\$ 345.00
WeatherTech Side Window Deflectors / Rain Guards	\$ 195.00
Intermotive IdleLock	\$ 425.00

Option Total \$ 2,635.00

Vehicle Total \$ 52,272.00

Date: 9/12/2023



Contractor Information Summary

Updated: July 06, 2023

Group 40440 – VEHICLES, CLASS 1 – 8 (STATEWIDE)

Award Number: [23166](#)

Contract Period **November 14, 2019 - November 13, 2029**

OGS CONTRACT NUMBER	CONTRACTOR INFORMATION		CONTRACT SPECIFICS
PC68946	Navistar, Inc. 399 Albany Shaker Rd. Suite 202 Loudonville, NY 12211	Federal ID: 36-1264810 NYS Vendor ID: 1000031410	Contact and Product Information
PC69843	Nielsen Ford of Morristown Inc. 170 Ridgedale Ave. Morristown, NJ 07960	Federal ID: 88-2667434 NYS Vendor ID: 1100278967	Contact and Product Information
PC69848	Nielsen of Morristown, Inc. DBA Nielsen Chrysler Dodge Jeep Ram 200 Ridgedale Ave. Morristown, NJ 07960	Federal ID: 88-2643075 NYS Vendor ID: 1100280583	Contact and Product Information
PC70081	Nielsen Nissan, Inc. 59 Route 206 Stanhope, NJ 07874	Federal ID: 85-3051410 NYS Vendor ID: 1100286945	Contact and Product Information
PC69143 SB	North Shore Chevrolet LLC DBA Chevrolet of Smithtown 920 Middle Country Rd. Saint James, NY 11780	Federal ID: 27-2208712 NYS Vendor ID: 1100057985	Contact and Product Information OFFERS LEASING
PC68947	Nye Automotive Group, Inc. 1479 Genesee St. Oneida, NY 13421	Federal ID: 16-0929949 NYS Vendor ID: 1000003388	Contact and Product Information
PC68969 SB	Otis Ford, Inc. 32 Montauk Highway PO Box 1553 Quogue, NY 11959	Federal ID: 11-2145771 NYS Vendor ID: 1100186694	Contact and Product Information
PC68948 SB	Parker Chevrolet, Inc. PO Box 308 622 State Rte. 11 Champlain, NY 12919	Federal ID: 14-1546919 NYS Vendor ID: 1100008403	Contact and Product Information
PC68986 SB	Riley Ford, Inc. 9693 Route 9 PO Box 457 Chazy, NY 12921	Federal ID: 14-1464509 NYS Vendor ID: 1000013794	Contact and Product Information

CONTRACTOR INFORMATION
Nielsen of Morristown Inc.
DBA Nielsen Chrysler Dodge Jeep Ram

CONTRACTOR/COMPANY INFORMATION	
Company Name:	Nielsen of Morristown Inc., DBA Nielsen Chrysler Dodge Jeep Ram
Address:	200 Ridgedale Ave, Morristown, NJ 07960
Company Website:	www.nielsenfleet
Federal ID #:	882643075
NYS Vendor ID #:	1100280583
Contract Administrator Name:	Jim Longobardi
Title:	Fleet Manager
Email:	jiml@nielsenfleet.com
Phone:	973-319-7000 x 6816
Toll Free Phone:	844-241-0825

SALES/BILLING (if different from above)	
Contact Name:	Paul Yachimiak
Title:	Fleet Manager
Email:	pyachimiak@nielsenfleet.com
Phone:	973-319-7000 x 6810
Toll Free Phone:	844-241-0825
Normal Business Days/Hours	Mon - Fri 730am - 330pm
EMERGENCIES	
Contact Name:	Tommy Ricciardi
Title:	Fleet Service Manager
Email:	tr Ricciardi@nielsenfleet.com
Phone:	973-319-7000 x 6801

PAYMENT/ORDERING INFORMATION

Does Contractor offer a prompt payment discount for payments made in less than 30 days after receipt of a proper invoice? If yes, please detail the additional discounts by providing the percentage of discounts and the specific number of days within which payment must be made for the discounts to apply (for example: 2% / 15 days; 1% / 20 days).	No
Does Contractor accept the NYS Purchasing Card (see Appendix B, Purchasing Card) at no additional charge, for orders up to and including \$50,000?	No
If Contractor requires a minimum and/or maximum purchase amount for orders placed using the NYS Purchasing Card, please indicate those minimum and maximum amounts. If there is no minimum or maximum, enter "N/A".	N/A
If Contractor offers an additional discount for purchases made with the NYS Purchasing Card, enter here (%).	N/A

NYS MINIMUM DISCOUNTS

The Contractor is an authorized Dealer of the following Single OEM Vehicle(s) and/or Chassis Make(s)/Model(s) and shall offer them at the NYS Minimum Discount(s) listed below, or a greater discount, for purchases under the Contract.

Make	Model	NYS Minimum Discount (Minimum of 1%)
Chrysler	All	1% Minimum
Dodge	All	1% Minimum
Jeep	All	1% Minimum
Ram	All	1% Minimum

BODIES OFFERED

The Contractor is an authorized Dealer of the Body OEM Product Line(s) and Body Types listed below and May offer them for purchases under the Contract.

Body OEM Product Line(s) Offered	Body Types Offered
N/A	N/A


Richard J. Franzetti, P.E.
Town Engineer



(845) 628-1500
(845) 628-2087
Fax (845) 628-7085

Office of the Town Engineer
60 McAlpin Avenue
Mahopac, New York 10541

MEMORANDUM

To: Carmel Town Board
From: Richard J. Franzetti P.E. Town Engineer 
Date: September 20, 2023
Re: Emergency Repairs/Services

This memorandum is being presented to the Town Board to advise the Board of emergency invoices that were submitted for payment/authorization to proceed in excess of \$10,000.00 for services rendered. The following provides a brief a summary of the work that was performed.

- Carmel Sewer District 2 - Connect to sewer – 69 Fair Street

The owners of 69 Fair Street have contacted both the Putnam County Department of Health (PCDOH) and the Engineering department regarding a failing septic and that they want to connect into the Town Sewer. They are in the sewer district and our records indicated they are (or at least should be) connected. This situation was a health and safety issue.

A manhole, proximate to the residence, located on Fair street, was identified as the most logical location to connect this service. Due to the location of the work to be performed including the installation of the sewer lines, excavation work and the need for lane closures on Fair St. the work was performed over the course to two (2) days. This repair was completed by Kuck Excavating on September 2, 2023. Attached is an invoice in the amount of \$23,591.82 for Kuck Excavating make this connection

- Carmel Sewer District 4 ~ Pump Replacement

On August 5, 2023, Inframark, the operators for CSD 4, notified the Engineering Department that due to the electrical failure at the plant, the influent flow meter and the sand filter PLC controller failed, attempts were made to repair, but due to the age of the equipment this was not possible.

Attached is an invoice in the amount of \$31,250.00 (\$13,750.00 for the influent flow meter and \$17,500.00 for the sand filter controller) from Water Works Solution LLC to purchase and install this equipment.

Please note that this invoice has been submitted to insurance for reimbursement.

We request that this memorandum be put into the agenda as a matter of record.

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor names: Kuck Excavating

Nature of emergency: New Sewer Lateral

Estimated cost: See attached

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

The situation arose out of an accident or unforeseen occurrence or condition.

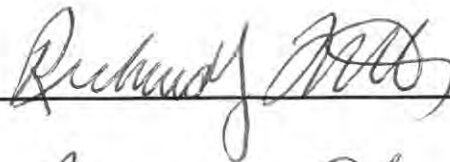
Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.

The situation required immediate action, which could not await competitive bidding.

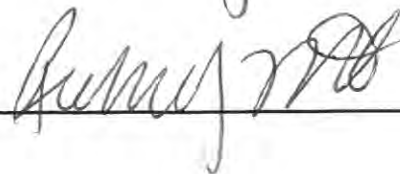
The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval: _____



Department Head's signature for approval: _____



Ed Kuck Excavating Inc
 20 Day Road
 Carmel, NY 10512

INV #
 TOC 71-2023
 REQ #
 Vendor 0670
 Tax ID – 133851002
 CSD2

TOWN OF CARMEL, ENGINEERING DEPT

NEW SEWER LATERAL

Respond as per ENGINEERING DEPT
 Job Location: 69 FAIR STREET
 Work Completed 8/31/2023 2 HRS PW 9/2/2023 11 HRS PWOT
 Start time: End Time: 6 HRS

Job Description: DAY 1: TRAFFIC CONTROL & SAW CUT ROAD
DAY 2: SET UP TRAFFIC CONTROL. HAMMER ASPHALT AND ROCK OUT, DRILL MANHOLE, INSTALL SDR 35 SEWER PIPE
ACROSS ROAD, INSTALL CLEANOUT. BACKFILL TRENCH WITH ITEM 4 AND COMPACT, INSTALL COLD PATCH

Materials / Equipment/ Labor	Total Hrs,yds,qty	Price per yd, qty, day	Total
Track Hoe MR55	11 HRS DAY 2	\$95.00 per hour	1,045.00
PC-120		\$175.00 PER HR	
Dump Truck	11 HRS DAY 2	\$100.00 per hour	1,100.00
Support Vehicle	Day rate 2 DAYS	\$155.00 PER DAY	310.00
Chop Saw	Day rate	\$ 70.00	70.00
Jumping Jack	Day rate	\$70.00	70.00
Plate tamper	Day rate	\$70.00	70.00
Mud Sucker	Day rate	\$70.00	
Locater	Day rate	\$70.00	
TRASH PUMP & HOSE	DAY RATE PER UNIT	\$225.00 PER PUMP	
Machine Hammer	Day rate	\$250.00	250.00
Powered drill/hammer	Day rate	\$70.00	70.00
MACHINE OPERATOR OT 1-1/2	11 HRS X 1 MAN	\$291.27 PER HR	3,203.97
Machine operator DAY 2	HRS X MAN	\$194.18 PER HR	
Laborers DAY 1	2 HRS X 4 MEN	\$169.30 PER HR	1,354.40
LABORER OT 1 -1/2 DAY 2	11 HRS X 5 MEN	\$253.95 PER HR	13,967.25
Item 4	25 YARDS	\$52.00 per yard	1,300.00
Seed		\$150.00 bag	
CONCRETE			
Top soil		\$50.00	
Blacktop		\$151.00 per ton	
SHORING BOX		\$500.00	
HAY		\$19.00 bag	
GRAVEL		\$50.00/YARD	
LIGHT TOWER		\$275.00 DAY RATE	
COLD PATCH			781.20
AIR COMPRESSOR WITH			
Total			23,591.82

EXHIBIT "B"

**Emergency Justification Form
Town of Carmel Procurement Policy**

Procurement Policy, Section VI: Emergency Procurement

Subdivision (4) of General Municipal Law §103 sets forth an exception to purchasing and bidding requirements for emergency situations

Department: Engineering

Vendor names: Water Solutions

Nature of emergency: Influent Flow Meter and Sand Filter Controller Replacement due to electrical outage at CSD4 ****Insurance

Estimated cost: See attached

There are three basic statutory criteria to be met in order to fall within the emergency purchase exception. State the basis for identifying an emergency purchase or service, check any that apply:

The situation arose out of an accident or unforeseen occurrence or condition.

Public buildings, public property, or the life, health, safety or property of the political sub-division's residents were affected.

The situation required immediate action, which could not await competitive bidding.

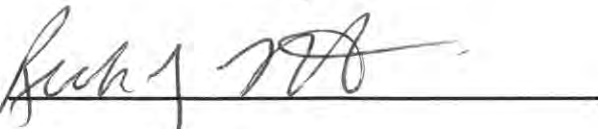
The emergency purchases or services exceeded **\$10,000** and will be submitted to the Town Board for presentation at a Town Board Meeting to acknowledge said emergency. A Town Board Resolution should be passed acknowledging the same.

Other (provide explanation):

Purchasing Agent's signature for approval:



Department Head's signature for approval:



TOWN OF CARMEL

ENGINEERING

REQUEST FOR PURCHASE OR REPAIR

District: CSD 4

Inframark, LLC
2 Renwick Street
Newburgh, NY 12550
United States

T: +1 845 228 0460
www.inframark.com

Date of Request: 9-7-23 **Emergency Request** Asset ID #: 1252 & 1404 Quote Expires: n/a

Item requested: Replacement influent flow meter (\$13,750.00) and replacement sand filter operator interface (PLC controller) (\$17,500.00). Please see detailed quote attached.

Purpose of item: Influent Flow Meter (Chart Recorder)(Asset ID #1252 & 1404) - Failed on Saturday 8/5/2023. Assessed by Charles Cuyulis on 8/8/2023, determined to be irreparable needing complete replacement due to the age of technology.

Sand Filter PLC Controller (Operator Interface)(No Asset ID #) - Failed on Monday 8/7/2023. Assessed by Charles Cuyulis on 8/8/2023, determined the screen had completely failed. Noted we will need to either replace the screen itself or wire the PLC to our SCADA system (Second option was deemed more cost effective and practical).

This is all repair work necessary from our recent power issues.

Estimated age of equipment to be replaced / repaired: approx. 10 years

Estimated life expectancy of new equipment / repair: 10 years

Labor cost for installation and/or repair: In repairing these items, we will be making some changes such as incorporating both items to the CSD4 Scada module interface. This will allow for the discarding of obsolete equipment such as the chart recorder and sand filter panel screen. This will also allow for better digital record keeping on both units. As part of this repair work, Inframark will be running the necessary communications wires and conduit. We plan on obtaining the necessary wire and conduit from Mid-County Electric Supply on the town account. It should only take a few hours of billable time for both jobs.

Vendor #1:	Water Solution Supply LLC	Cost: \$31,250.00
Vendor #2:	(Chuck Cuyulis)	Cost:
Vendor #3:		Cost:

Esteves, Donna

From: chuckc@ensocorp.com
Sent: Wednesday, August 16, 2023 9:00 AM
To: Geertsema, Jack
Subject: Carmel Sewer 4 Emergency Upgrades

WARNING: This email originated outside of Inframark. Take caution when clicking on links and opening attachments.

Jack – Here are two estimates for the Influent Flow Meter (\$13,750) and the Sand Filter Operator Interface (\$17,500).

New Influent Flow meter – provide flow meter, help with installation and integrate with SCADA/Operator Interface in CMF plant: \$13,750

Services:

1. Receive and configure device
2. On site to help with installation of Transducer at the flume and the Transceiver local to the flume. Mounting hardware and installation by others
3. On site to complete final configuration and start up of new flow meter
4. On site to add the new analog input to the CMF Master PLC. Land wiring installed by others
5. Add new flow meter to SCADA/Operator Interface – add tags, add flow display, add flow to historical database and to trends
6. Test and confirm operation
7. Provide documentation of new flow meter

Materials:

1. Pulsar Measurement Ultra 5 transceiver, UL approved, wall mount, NEMA 4X
2. Pulsar Measurement Mach 3 transducer with 10-meter cable, sunshield and cone

Not included:

1. Installation of transducer at the flume
2. Installation of the transceiver near the flume
3. Running power to the new transceiver
4. Running analog cable from transceiver to the CMF building Master control cabinet

Replace dead Operator Interface on the Sand Filter with screens on the new SCADA computer – Work with Plant Staff to connect Sand Filter PLC to the new SCADA computer, add programming to replicate operations of dead Operator Interface and integrate with SCADA/Operator Interface in CMF plant: \$17,500.

Services:

1. Design cabling from SCADA machine to Sand Filter control cabinet, provide details to Operation staff for procurement and installation. Provide serial extender hardware to install on new cabling.
2. On site to help with installation of cabling and associated hardware
3. Procure new SCADA driver software to communicate with the Sand Filter PLC, install in SCADA computer
4. Document information in Sand Filter PLC to display on new screens
5. Add new tags and develop new screens for Sand Filter control and data acquisition
6. Test and confirm operation
7. Provide operator training on new screens

Materials:

1. Wonderware ModBus IO Driver software
2. Serial extenders

Not included:

1. Provision and Installation of conduit and cabling

Please let me know if you need more information or have any questions.

Thank you.

Regards,
Chuck

Charles Cuyulis
Water Solution Supply, LLC
PO Box 4269
Wayne, NJ 07470
Office: 201-768-2900
Mobile: 201-826-4268

NOTICE: This e-mail message is for the sole use of the intended recipient and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

TOWN OF CARMEL HIGHWAY DEPARTMENT



Carmel Highway Department
55 McAlpin Avenue
Mahopac, NY 10541
MICHAEL SIMONE
Superintendent of Highways
845.628.7474
FAX 845.628.1471
MSimone@bestweb.net

FROM THE DESK OF: *Michael Simone*

TO: SUPERVISOR MICHAEL CAZZARI
TOWN BOARD

DATE: SEPTEMBER 14, 2023

RE: REQUEST TO PURCHASE ROAD SALT

I am requesting authorization to purchase road salt from NYS OGS Group #1800 – Award #23315; Contract Period 9/1/23 – 8/31/24; Contract #PC70129, Apalachee, LLC.

➤ Road Salt Contract Price \$75.00/ton, *plus(minus) Fuel Price Adjustment*

Contract Summary and vendor info is attached

– Entire contract is available in Highway Department and will be sent to Comptroller's Office: file too large to send electronically.

cc Comptroller MaryAnn Maxwell
Clerk Ann Spofford
Deputy Clerk Alice Daly



Office of General Services
Procurement Services

Corning Tower, Empire State Plaza, Albany, NY 12242 | <https://ogs.ny.gov/procurement> | customer.services@ogs.ny.gov | 518-474-6717

Contract Award Notification

Title	:	Group 01800 – Road Salt, Treated Salt, & Emergency Standby Road Salt (Statewide)
		Classification Code(s): 12
Award Number	:	<u>23315</u> (Replaces Awards 23134, 23175, 23212 & 23248)
Contract Period	:	September 1, 2023 through August 31, 2024
Bid Opening Date	:	July 18, 2023
Date of Issue	:	September 1, 2023
Specification Reference	:	As Incorporated In The Invitation for Bids
Contractor Information	:	Appears on Page 4 & 5 of this Award

Address Inquiries To:	
Name : Brandy Alden Title : Contract Management Specialist 2 Phone : 518-408-1140 E-mail : OGS.sm.SST_roadsalt@ogs.ny.gov	Procurement Services Customer Services Phone : 518-474-6717 E-mail : customer.services@ogs.ny.gov

**Procurement Services values your input.
Complete and return "Contract Performance Report" at end of document.**

Description

Road Salt is used for snow and ice control. Treated Salt is granular sodium chloride (Rock Salt) treated with corrosion inhibited liquid magnesium chloride – Types 1 and 2.

These are filed requirement contracts which require the Authorized User to purchase 50% of their filed requirement.

Automatic price increase becomes effective once deliveries exceed 120% of the Authorized User's filed requirement.

There are MBE and WBE participation goals totaling 30% for certain counties on this contract.
There are 0% SDVOB participation goals.

PR # 23315

23315a

**NYS Office of General Services
Road Salt, Treated Salt, & Emergency Standby Road Salt (Statewide)**

**Road Salt Pricing
Contract Term: September 1, 2023 - August 31, 2024**

AWARD	CONTRACT #	COUNTY	CONTRACTOR	PRICE PER TON	SALT TYPE
23315	PC70128	ORLEANS	American Rock Salt Company LLC	\$67.33	Rock
23315	PC70131	OSWEGO	Cargill, Incorporated - Salt, Road Safety	\$57.18	Rock
23315	PC70131	OTSEGO	Cargill, Incorporated - Salt, Road Safety	\$70.36	Rock
23315	PC70129	PUTNAM	Apalachee, LLC	\$75.00	Rock
23315	PC70130	QUEENS	Atlantic Salt, Inc.	\$89.90	Rock & Solar
23315	PC70129	RENSSELAER	Apalachee, LLC	\$62.95	Rock
23315	PC70130	RICHMOND	Atlantic Salt, Inc.	\$89.90	Rock & Solar
23315	PC70130	ROCKLAND	Atlantic Salt, Inc.	\$75.00	Rock & Solar
23315	PC70129	SARATOGA	Apalachee, LLC	\$67.20	Rock
23315	PC70129	SCHENECTADY	Apalachee, LLC	\$62.95	Rock
23315	PC70131	SCHOHARIE	Cargill, Incorporated - Salt, Road Safety	\$65.25	Rock
23315	PC70131	SCHUYLER	Cargill, Incorporated - Salt, Road Safety	\$59.87	Rock
23315	PC70131	SENECA	Cargill, Incorporated - Salt, Road Safety	\$59.87	Rock
23315	PC70132	ST. LAWRENCE	Compass Minerals America Inc	\$67.82	Rock
23315	PC70128	STEUBEN	American Rock Salt Company LLC	\$58.31	Rock
23315	PC70130	SUFFOLK	Atlantic Salt, Inc.	\$97.00	Rock & Solar

SECTION 1: INTRODUCTION

1.1 Contractor Information

NOTE: See individual contract items to determine actual awardees.
See separate document PRICING for contact information to place NYS Contract Orders.

Contract #	Contractor Name & Address		Contract Admin	Federal ID#/ NYS Vendor ID#
PC70128	American Rock Salt Co LLC			16-1516458
	PO Box 190	Phone #:	888-762-7258	1000008297
	Mt. Morris, NY 14510	Contact:	Jamie A. McClain	
		Title:	Marketing Manager	
		Email:	Jamie.McClain@AmericanRockSalt.com	
<i>Contractor <u>does not</u> accept NYS Procurement Card</i>				

Contract #	Contractor Name & Address		Contract Admin	Federal ID#/ NYS Vendor ID#
PC70129	Apalachee LLC	Toll Free #:	800-724-5037	47-2089879
SB	1423 Highland Ave	Phone #:	585-442-4131	1100213604
	Rochester, NY 14620	Contact:	Ellen Pouthier	
		Title:	VP Sales	
		Email:	Sales@ApalacheeSalt.com	
<i>Contractor <u>does not</u> accept NYS Procurement Card</i>				

Contract #	Contractor Name & Address		Contract Admin	Federal ID#/ NYS Vendor ID#
PC70130	Atlantic Salt Inc	Phone #:	978-453-4911	13-2914699
	134 Middle Street, Suite 210	Contact:	Donna Capillo	1000026327
	Lowell, MA 01852	Title:	Assistant Corporate Secretary	
		Email:	DCapillo@EasternMinerals.com	
<i>Contractor <u>does not</u> accept NYS Procurement Card</i>				

Contract #	Contractor Name & Address		Contract Admin	Federal ID#/ NYS Vendor ID#
PC70131	Cargill Incorporated – Salt, Road Safety			41-0117680
	24950 Country Club Blvd, Suite 450	Toll Free #:	800-600-7258	1000048669
	North Olmsted, NY 44070	Contact:	Amanda Knaus	
		Title:	District Manager	
		Email:	Salt_customerarcareroadsafety@Cargill.com	
<i>Contractor <u>accepts</u> NYS Procurement Card orders for up to \$50,000.</i>				

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Print or type. See Specific Instructions on page 3.	<p>1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank. Apalachee, LLC</p> <p>2 Business name/disregarded entity name, if different from above</p> <p>3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only one of the following seven boxes.</p> <p><input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate</p> <p><input checked="" type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ S</p> <p style="font-size: x-small;">Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.</p> <p><input type="checkbox"/> Other (see instructions) ▶</p>	<p>4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):</p> <p>Exempt payee code (if any) _____</p> <p>Exemption from FATCA reporting code (if any) _____</p> <p style="font-size: x-small;">(Applies to accounts maintained outside the U.S.)</p>
	<p>5 Address (number, street, and apt. or suite no.) See instructions. 1423 Highland Ave</p> <p>6 City, state, and ZIP code Rochester, NY 14620</p> <p>7 List account number(s) here (optional)</p>	<p>Requester's name and address (optional)</p>

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN*, later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number									
or									
Employer identification number									
4	7	-	2	0	8	9	8	7	9

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
- I am a U.S. citizen or other U.S. person (defined below); and
- The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here	<p>Signature of U.S. person ▶ <i>Thomas A. Kowal</i></p>	<p>Date ▶ <i>9/5/2023</i></p>
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General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later.

NYS Office of General Services
Road Salt, Treated Salt, & Emergency Standby Road Salt (Statewide)

Contact Information for NYS Contract Orders
Contract Term: September 1, 2023 - August 31, 2024

**Summary of Contract Terms &
Information for Authorized Users**

NOTE: The following information has been provided for quick reference purposes for Authorized Users utilizing the NYS OGS road salt contracts.

Authorized Users should refer to the specific Award documents pertaining to their county & salt type for comprehensive information regarding contract language and terms.

Contact the OGS Contract Manager by email with any questions or concerns: OGS.sm.SST_roadsalt@ogs.ny.gov

Delivery Schedule

The Delivery Schedule is provided as a guide to indicate proposed delivery points and estimated annual requirements for each Authorized User on this contract.

The Delivery Schedule for this Solicitation is included as a link on all road salt contract award landing pages.

An Authorized User may not utilize the OGS road salt contracts unless the entity has submitted a filed requirement tonnage amount for the current contract term.

Contractors shall be obligated to add to the delivery schedule any State Agency that submits filed requirement(s) on or before December 31 of the Contract term. Any State Agency that submits filed requirement(s) after December 31 shall be eligible to be added to the delivery schedule and receive deliveries at the Contractor's discretion only.

Any political subdivision (County, Town, Village, School District, etc) or other non-state entity which has not filed a requirement with OGS Procurement Services as of the close of the filed requirements period annually, shall be eligible to be added to the Delivery Schedule and receive deliveries at the Contractor's discretion only.

Delivery Timetable

Completed delivery, at the latest, is required as follows:

- 1) Contractor is required to deliver orders of 600 tons or less*
within three (3) Business Days (*if the entire order totals less than 600 tons)
- 2) Contractor will be required to deliver a minimum of 200 tons per day
after the initial 600-ton delivery until the order is fulfilled
- 3) Multiple orders placed for the same delivery site that overlap will be viewed
as a single order, still subject to the overall 200 tons per day minimum delivery.

Orders must be placed before 2 p.m. Any orders placed after 2 p.m. shall be deemed as being placed the next business day.

For specific information regarding orders placed by your entity, contact the awarded Contractor for that county & salt type.

If the scheduled delivery is to occur on a holiday or weekend, the next weekday will be the delivery date, unless the Contractor and the ordering agency mutually agree differently.

Contractor is obligated to honor the Delivery Timetable from September 1 through the following May 31 of each Contract term. However, from June 1 through August 31 of each Contract term, delivery shall be at the discretion of the Contractor.

Delivery Terms

If no representative of the Authorized User is available at the time of delivery, the Contractor shall make a reasonable effort to notify the Authorized User of the delivery, either by phone or by email.

Upon inspection of delivered salt, the material shall be uniform in appearance, free flowing and free from visual evidence of foreign matter including but not limited to dirt, stone, chips, trash or any other material that could reasonably be expected to interfere with the use, handling or storage of the salt. Salt shall be received in a free-flowing and usable condition.

Salt can be rejected at the time of delivery and sent back to the Contractor if the load is visibly wet, or otherwise contaminated.

A non-complying product price deduction is not to be assessed unless the proper analysis and test procedures are followed.

The right is reserved to consider truckloads of salt delivered by the Contractor to any one Authorized User on a single day to be a single delivery. Price deductions imposed because of contamination may be imposed on the total day's delivery.

**Agencies will submit to OGS supporting documentation for price deduction in regard to contamination.
OGS Procurement Services will review and will have final approval as to price deduction applied.**

Weight Tickets - All shipments of bulk salt shall be accompanied by a weight ticket of a licensed weigh master indicating the producer, net weight of the delivery, and in the case of bulk delivery, the stockpile source. Tickets should be completely filled out with hauler name (printed and signed) and AU rep name printed and signed (if AU rep is present at the time of delivery).

Handwritten weights are not acceptable.

Minimum/Maximum Obligations

The minimum order for this Contract is 22 tons.

Authorized Users are obligated to take 50% minimum of their filed requirements during the contract period and Contractors are obligated to deliver up to 130% of the filed requirement for Road Salt and Treated Salt.

Authorized Users with multiple delivery sites (e.g., NYSDOT, County Highways and NYS Thruway) shall have their minimum/maximum delivery quantities determined based on the sum of all their sites serviced by a Contractor per salt type.

When the Authorized User is not able to take the minimum required amount, the Contractor will store salt for the Authorized User until December 31 of that calendar year for a one-time per ton storage fee (i.e., user did not take minimum by 8/31/24 – Contractor will store through 12/31/24).

If storage is necessary for an Authorized User as of January 1, 2025, the salt Contractor may offer storage at a per month/per ton rate.

Authorized Users can refer to Contractor Information tab of this document for the Award pertaining to their specific county & salt type, for exact price/ton fees.

Delivery of stored salt between 9/1/24 and 5/31/25 shall meet the delivery requirements in Section, *Delivery Terms*.

Optional Delayed Billing Program

Contractor, at its option, may participate in a delayed billing program for the benefit of political subdivisions for orders delivered during September, October, and November 2023. Payment would not be required until January 2024. This program would be available to encourage fall season filling of stockpiles and storage sheds and accommodate the budget process of the political subdivisions.

This program would be coordinated directly by the Authorized user with the particular Contractor. Contractor may also delay crediting/debiting fuel price adjustments until the end of the contract with the concurrence of the end users. Contractor must advise Authorized users how they intend to process invoices upon receipt of first purchase order for salt. No changes to agreed-upon processing methodology may be made during the contract period.

Buy Against

Contractors must supply Product in accordance with the terms of the Contract and instructions on Purchase Orders. In the event of the Contractor's failure to deliver in accordance with Contract requirements, purchase of a specific quantity (pre-determined by OGS), from the Emergency Standby Road Salt Provision or the open market at the Contractor's expense may be authorized by OGS. Such authorized purchases will result in chargeback of the cost above the Contract price to the Contractor who fails to comply with delivery terms.

The Authorized User must make OGS Procurement Services aware of the non-delivery and allow OGS Procurement Services to ascertain if immediate delivery can be made by the Contractor prior to obtaining authorization from OGS Procurement Services to make an Emergency Standby Road Salt purchase or a purchase on the open market.