

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
www.ci.carmel.ny.us

ANN SPOFFORD
Town Clerk

KATHLEEN KRAUS
Receiver of Taxes

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

TOWN BOARD VOTING MEETING
Wednesday, November 2, 2022 7:00pm

- **Roll Call - Attendance**

PLEDGE OF ALLEGIANCE - MOMENT OF SILENCE

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

Public Hearing: Under the Eminent Domain Procedure Law in Regard to the Design, Placement and Construction of a New Water Treatment Plant Facility for Carmel Water District #2

Town Board Voting Meeting:

- Accept Town Board Minutes, October 12, 2022
1. Res: Authorizing Budget Revisions Period Ending September 30, 2022, #2022-04
 2. Amended Resolution in Support of Commission of Traffic Studies-New York State Department of Transportation Speed Reduction NYS Route 6 & South Lake Boulevard
 3. Res: Authorizing Vehicle Equipment Installation Town of Carmel Police Department
 4. Res: Authorizing Purchase and Installation of Electric Vehicle Charging Stations

- **Town Board Comments**
- **Motion to Move into Executive Session**

Executive Session:

1. Gregory Folchetti, Esq., Town Legal Counsel – Litigation Update
2. Budget Fiscal Year 2023/Personnel

- **Motion to Adjourn Meeting**



Ann Spofford

Town Clerk

Town of Carmel

ams@ci.carmel.ny.us

Town Hall
60 McAlpin Avenue
Mahopac, New York 10541

Telephone: 845.628.1500

Fax: 845.628.7434

**NOTICE OF PUBLIC HEARING
UNDER THE EMINENT DOMAIN PROCEDURE LAW
IN REGARD TO THE DESIGN, PLACEMENT AND CONSTRUCTION OF A
NEW WATER TREATMENT PLANT FACILITY FOR CARMEL WATER DISTRICT #2**

NOTICE IS HEREBY GIVEN, that the Town Board of the Town of Carmel pursuant to New York Eminent Domain Procedure Law Article 2, §202 will conduct a Public Hearing at the Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541 on Wednesday, November 2, 2022 at 7:00 p.m. or as soon thereafter that evening as possible for discussion and consideration of the acquisition by Carmel Water District #2, pursuant NY Eminent Domain Procedure Law, the real property and improvements located at 1760 Route Six in the Town of Carmel, also known and designated as Town of Carmel Tax Map No. 55.6 Block 1 Lot 31 for the design, placement and construction of a new water treatment plant facility for Carmel Water District #2, and whether such proposed acquisition is in furtherance of the public purposes of providing and constructing a new water treatment plant facility for Carmel Water District #2 and the residents and users located within such district.

At said Public Hearing, all interested persons will be given the opportunity to express their views concerning the economic and social effects of the action, its impacts on the environment and its consistency with the goals and objectives established by the community. The proceedings will be recorded. Persons may make oral statements and/or file written statements. Written statements submitted at the hearing or mailed to the Town Clerk no later than November 9, 2022 will be made part of the record.

The Town Board will make every effort to assure that the Public Hearing is accessible to persons with disabilities. Anyone requiring special assistance and/or reasonable accommodations should contact the Town Clerk.

Those property owners who may subsequently wish to challenge condemnation of the their property via judicial review may do so only on the basis of issues, facts, and objections raised at the hearing (EDPL§ 202(C)(2)).

Each individual assessment record billing owner ("property owner") or his or her attorney of record whose property may be acquired shall note that, under EDPL § 207(A), a petition to seek judicial review of the condemner's determination and findings must be

filed within 30 days after the condemner's completion of its publication of its determination and findings. Further, the exclusive venue for judicial review of the condemner's determination and findings is the appellate division of the Supreme Court of the State of New York, County of Putnam.

By Order of the Town Board
of the Town of Carmel
Ann Spofford, Town Clerk

RESOLUTION #1

RESOLUTION AUTHORIZING BUDGET REVISIONS

WHEREAS the Town Comptroller MaryAnn Maxwell has reviewed the proposed Budget Revisions for the period ending September 30, 2022 with the Town Board which are detailed and explained on the attached Budget Revisions Schedule #2022/04; and

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the Final Budget Modifications/Revisions for the period ending September 30, 2022 as shown itemized on schedule #2022/04 which is attached hereto, incorporated herein and made a part hereof.

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote	YES	NO
Stephen Baranowski	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Robert Schanil	_____	_____
Michael Cazzari	_____	_____

**TOWN OF CARMEL
BUDGET REVISIONS AUGUST-SEPTEMBER 2022 #2022/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
GENERAL FUND				
1	100.1930.0040	CERTIORARI SETTLEMENTS	10,000.00	
	100.1989.9876	RESERVE FOR CERTIORARI SETTLEMENTS	*	10,000.00
		- PROVIDE FOR CERTIORARI SETTLEMENTS		
2	100.3120.0019	POLICE STAFF OTHER COMPENSATION	122,240.00	
	100.1989.9877	FUND BALANCE FOR COMPENSATED ABSENCES	*	122,240.00
		- PROVIDE FOR RETIREMENT INCENTIVE AND PAYOUT OF ACCRUED TIME		
3	100.3120.0027	POLICE OTHER EQUIPMENT	3,395.00	
	100.3120.0029	POLICE SPEC EQUIP-GRANTS	11,640.00	
	100.1989.3389	STATE AID - POLICE EQUIPMENT	*	22,362.00
	100.1989.3041	STATE AID - OTHER GOVT	*	7,327.00
		- PROVIDE FOR LPR SYSTEM/DOCKING STATION FOR POLICE VEHICLES FROM NYS SAM GRANT		
4	100.3123.0012	COMMUNITY POLICE OVERTIME	22,375.00	
	100.1989.1523	POLICE TRAFFIC CONTROL REVENUE	*	22,375.00
		- PROVIDE FOR POLICE OVERTIME FROM TRAFFIC CONTROL REVENUE RECEIVED		
5	100.9903.0099	TRANSFER TO OTHER FUNDS	70,000.00	
	100.1989.9909	APPROPRIATED FUND BALANCE	70,000.00	
		- PROVIDE FOR TRANSFER TO CWD #7 TO FUND INCREASE IN DISTRICT EMERGENCY COST IN 2022		
6	100.3120.0021	POLICE MOTOR VEHICLES	64,000.00	
	100.3120.0011	POLICE PERSONNEL SALARY - UNIFORM		64,000.00
		- TRANSFER FOR THE PURCHASE OF POLICE VEHICLES		
7	100.3120.0016	POLICE HOLIDAY PAY	100,000.00	
	100.3121.0012	LAKE PATROL OVERTIME	5,000.00	
	100.3121.0041	LAKE PATROL FUEL EXPENSE	800.00	
	100.3124.0012	K-9 POLICE OVERTIME	6,500.00	
	100.3124.0040	K-9 POLICE CONTRACT EXPENSE	5,000.00	
	100.3120.0011	POLICE UNIFORM STAFF SALARY		50,000.00
	100.3120.0081	POLICE STAFF RETIREMENT EXPENSE		67,300.00
		- TRANSFER FOR POLICE HOLIDAY PAY, LAKE PATROL/K-9 OVERTIME AND OTHER EXPENSE		
8	100.1640.0084	HEALTH INSURANCE	1,500.00	
	100.3310.0084	HEALTH INSURANCE	6,400.00	
	100.8090.0084	HEALTH INSURANCE	1,500.00	
	500.5110.0084	HEALTH INSURANCE	7,000.00	
	500.5140.0084	HEALTH INSURANCE	6,000.00	
	500.5142.0084	HEALTH INSURANCE	7,000.00	
	100.1640.0083	WORKMANS COMPENSATION		1,500.00
	100.3310.0012	SIGN CONTROL OVERTIME		1,000.00
	100.3310.0080	EMPLOYEE RETIREMENT		2,500.00
	100.3310.0083	WORKMANS COMPENSATION		2,900.00
	100.8090.0083	WORKMANS COMPENSATION		1,500.00
	500.5110.0083	WORKMANS COMPENSATION		7,000.00
	500.5140.0083	WORKMANS COMPENSATION		6,000.00
	500.5142.0084	WORKMANS COMPENSATION		7,000.00
		- TRANSFER FOR HEALTH INSURANCE COSTS		
HIGHWAY FUND				
9	500.5110.0012	GENERAL REPAIR OVERTIME	13,500.00	
	500.5110.0045	GR CONTRACED CAPITAL IMPROVEMENTS	475,000.00	
	500.5010.4321	FEDERAL AID - FEMA	*	488,500.00
		- PROVIDE FOR HIGHWAY GENRL REPR EXPENDITURES FROM ANTICIPATED FEMA REIMBURSEMENT		

May change....based on final costs and FEMA reimb

**TOWN OF CARMEL
BUDGET REVISIONS AUGUST-SEPTEMBER 2022 #2022/04**

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
10	500.5130.0041	MACHINERY REPAIR CAPITAL EXPENSES	560,000.00	
	500.5010.9878	FUND BALANCE FOR CAPITAL PROJECTS	*	560,000.00
		- PROVIDE FOR HIGHWAY MACHINERY CAPITAL EXPENSE		
11	500.5112.0012	PROJECT OVERTIME		33,682.88
	500.5112.0020	PROJECT EXPENDITURES	35,756.84	
	500.5112.0082	PROJECT FICA/MED COST		7,195.61
	500.5010.3502	CHIPS STATE AID - CAPITAL	*	5,121.65
		- PROVIDE FOR HIGHWAY PROJECT COSTS FROM REDUCTION IN CHIPS FUNDING		
DEBT FUNDS				
12	810-9730-0061	BAN PRINCIPAL DRAINAGE/AIRPORT	220,000.00	
	850-9730-0060	BAN PRINCIPAL ROAD RESURFACING	100,000.00	
	871-9730-0060	BAN PRINCIPAL CSD #1	15,000.00	
	810-1989-9909	GENERAL DEBT APPROPRIATED FUND BALANCE	*	220,000.00
	850-5010-9909	HIGHWAY DEBT APPROPRIATED FUND BALANCE	*	100,000.00
	871-8130-9909	CSD #1 DEBT APPROPRIATED FUND BALANCE	*	15,000.00
		- PROVIDE FOR ADDITIONAL BAN PAYMENTS IN DEBT FUNDS		
CAPITAL DRAINAGE FUND				
13	900.1989.0012	PROJECT OVERTIME	3,000.00	
	900.1989.0040	CONTRACTUAL EXPENDITURES		3,000.00
		- TRANSFER CAPITAL PROJECT COST		
SPECIAL CAPITAL DRAINAGE FUND				
14	902.1989.0040	CONTRACTUAL EXPENDITURES	32,000.00	
	902.1989.0048	OTHER PROJECT EXPENDITURE	2,000.00	
	902.1989.4300	FEDERAL AID - ARPA	*	216,000.00
	902.1989.5710	PROCEEDS OF BORROWING	*	250,000.00
		- PROVIDE FOR CAPITAL PROJECT COSTS FROM APPROVED BORROWING		
AIRPORT PARK CAPITAL FUND				
15	910.7140.0040	CONTRACTUAL EXPENDITURES	125,000.00	
	910.7140.0046	CONTRACTED PLAYGROUND IMPROVEMENTS	100,000.00	
	910.7140.0047	CONTRACTED BUILDING IMPROVEMENTS	25,000.00	
	910.7140.3000	INTERFUND TRANSFER - OTHER	*	250,000.00
		-PROVIDE FOR CAPITAL IMPROVEMENTS AT AIRPORT PARK FROM GRANT FUNDING		
HIGHWAY RESURFACING CAPITAL PROJECT				
16	950.5112.0045	CONTRACTED PAVING SERVICES	15,000.00	
	950.5112.0048	OTHER PROJECT EXPENDITURES		15,000.00
		- TRANSFER CAPITAL PROJECT COST		
CARMEL SEWER DISTRICT #5 CAPITAL FUND				
17	975.8130.0044	PROJECT ENGINEERING	60,000.00	
	975.8130.0045	CONTRACT IMPROVEMENTS	125,000.00	
	975.8130.0046	TECHNICAL SERVICES	14,600.00	
	975.8130.0048	OTHER PROJECT EXPENDITURES	400.00	
	975.8130.5710	PROCEEDS OF BORROWING	*	200,000.00
		- PROVIDE FOR CAPITAL PROJECT COSTS FROM APPROVED BORROWING		
CARMEL WATER DISTRICT #14 CAPITAL FUND				
18	984.8310.0048	OTHER PROJECT EXPENDITURES	3,200.00	
	984.8310.5710	PROCEEDS OF BORROWING	*	3,200.00
		- PROVIDE FOR CAPITAL PROJECT COSTS FROM APPROVED BORROWING		

RESOLUTION #2

**AMENDED RESOLUTION IN SUPPORT OF COMMISSION OF TRAFFIC STUDIES -
NEW YORK STATE DEPARTMENT OF TRANSPORTATION
SPEED REDUCTION NYS ROUTE 6 & SOUTH LAKE BOULEVARD**

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel, hereby supports the commission of a study by the New York State Department of Transportation for the purpose of establishing speed reduction to 35 MPH in the vicinity of 493 NYS Route 6, Mahopac, New York, (mile marker 6-8404-1017) westerly to the area of 418 Route 6, Cargain Funeral Home (mile marker 6-8404-1014); and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Carmel, hereby supports the commission of a study by the New York State Department of Transportation for the purpose of establishing speed reduction to 25 MPH on South Lake Blvd, Mahopac, New York, from the intersection with Route 6 (mile marker 6- 8404-1025) to the intersection with West Lake Blvd (mile marker 6N-8402-1032); and

BE IT FURTHER RESOLVED the Town Supervisor Michael Cazzari is hereby authorized to transmit a copy of this resolution to New York State Department of Transportation immediately.

Resolution

Offered by: _____

Seconded by: _____

Roll Call Vote	YES	NO
Stephen Baranowski	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Robert Schanil	_____	_____
Michael Cazzari	_____	_____

RESOLUTION #3

**RESOLUTION AUTHORIZING VEHICLE EQUIPMENT INSTALLATION
TOWN OF CARMEL POLICE DEPT**

RESOLVED, that the Town Board of the Town of Carmel, upon the request and recommendation Town of Carmel Chief of Police Anthony Hoffman, hereby authorizes the installation of emergency equipment within the Town of Carmel Police - Special Operations Vehicle to RFC Emergency Lighting & Services, LLC, Briarcliff Manor, NY in the amount of \$12,846.92 as shown on invoices dated August 9 2022 and September 21, 2022; and

BE IT FURTHER RESOLVED, that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget modifications required to fund the authorization contained within this resolution.

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 PURCHASE AND INSTALLATION OF
ELECTRIC VEHICLE CHARGING STATIONS**

WHEREAS, the Town of Carmel has received a grant from the New York State Department of Environmental Conservation for the supply and installation of four (4) Electric Vehicle (EV) charging stations; and

The terms and conditions of the NYSDEC grant require that the units be specified as Chargepoint CT4021-GW1 models;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel, upon the request and recommendation Town of Carmel Town Engineer Richard J. Franzetti, P.E., hereby awards the contract for supply and installation of the referenced EV stations to PlugIn Stations Online, LLC, Valatie, NY; and

BE IT FURTHER resolved that such award is made pursuant to New York State Office of General Services Contract #PGB-23035 and shall be at a cost not to exceed \$108,833.63; and

BE IT FURTHER RESOLVED, that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget modifications required to fund the authorization contained within this resolution.

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	_____	_____