

KENNETH SCHMITT
Town Supervisor

SUZANNE MC DONOUGH
Town Councilwoman
Deputy Supervisor

MICHAEL A. BARILE
Town Councilman

FRANK D. LOMBARDI
Town Councilman

ROBERT F. SCHANIL, JR.
Town Councilman

TOWN OF CARMEL
TOWN HALL

60 McAlpin Avenue
Mahopac, New York 10541
Tel. (845) 628-1500 • Fax (845) 628-6836
www.carmelny.org

ANN SPOFFORD
Town Clerk

KATHLEEN KRAUS
Receiver of Taxes

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

TOWN BOARD VOTING MEETING
Wednesday, September 2, 2020 7:00pm

PLEDGE OF ALLEGIANCE - MOMENT OF SILENCE

6:30pm Executive Session:

1. Confidential Town Legal Matters

Town Board Voting Meeting:

- Accept Town Board Minutes, August 12, 2020
1. Res: Making Probationary Promotional Appointment of Principal Account Clerk – Town of Carmel Highway Department
 2. Res: Making Probationary Promotional Appointment of Principal Account Clerk – Town of Carmel Comptroller's Office
 3. Res: Making Probationary Promotional Appointment of Principal Account Clerk – Town of Carmel Engineering Department
 4. Res: Approving Application for Education Stipend of Police Officer David Garcia
 5. Res: Authorizing Signing of Change Order #1 Lake Casse Dam Rehabilitation Contract # C261
 6. Res: Acknowledging Performance of Emergency Repairs Carmel Water Districts
 7. Res: Authorizing Emergency Purchase and Installation of Equipment Carmel Sewer District #2 Lindy Drive Pump Station
 8. Res: Authorizing Improvements at Sycamore Park
 9. Res: Accepting Donation of Soccer Scoreboard – Airport Park
 10. Res: Authorizing Advertising for Bids Highway Department Materials
 11. Res: Declaring Certain Equipment Obsolete and Authorizing Disposal
 12. Res: Waiving the Notice Requirement in Section 64 of the New York State ABC Law with Respect to a Liquor License for Putnam Family House, Inc. d/b/a "Putnam House"
 13. Res: Appointing Project Manager-Lake Mahopac Dam-Order on Consent CO3-20170425-83

- **Public Comment (Three (3) Minutes on Agenda Items Only)**
- **Town Board Member Comments**

Open Forum:

- **Public Comments on New Town Related Business (Three (3) Minutes Maximum for Town Residents, Property Owners & Business Owners Only)**
- **Town Board Member Comments**
- **Adjournment**

RESOLUTION #1

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF PRINCIPAL ACCOUNT CLERK – TOWN OF CARMEL HIGHWAY DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel hereby appoints Staci Norton to the position of Principal Account Clerk, in the Town of Carmel Highway Department, at a Group 10, Step 1 annual salary, effective immediately, on a promotional 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>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #2

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF PRINCIPAL ACCOUNT CLERK – TOWN OF CARMEL COMPTROLLER'S OFFICE

RESOLVED that the Town Board of the Town of Carmel hereby appoints Michelle Tenefrancia to the position of Principal Account Clerk in the Town of Carmel Comptroller's Office, at a Group 10, Step 1 annual salary, effective immediately, on a promotional 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>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #3

RESOLUTION MAKING PROBATIONARY PROMOTIONAL APPOINTMENT OF PRINCIPAL ACCOUNT CLERK – TOWN OF CARMEL ENGINEERING DEPARTMENT

RESOLVED that the Town Board of the Town of Carmel hereby appoints Donna Esteves to the position of Principal Account Clerk in the Town of Carmel Engineering Department, at a Group 10, Step 1 annual salary, effective immediately, on a promotional 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>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #4

RESOLUTION APPROVING APPLICATION FOR EDUCATION STIPEND OF POLICE OFFICER DAVID GARCIA

RESOLVED that the Town Board of the Town of Carmel, upon the application of Town of Carmel Police Department Commanding Officer Lt. John R. Dearman, hereby approves the application for payment of education stipend of Police Officer David Garcia for Monroe College and authorizes payment of \$600 to P.O. Garcia.

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #5

RESOLUTION AUTHORIZING SIGNING OF CHANGE ORDER #1 LAKE CASSE DAM REHABILITATION CONTRACT NO. C261

WHEREAS the Town Board of the Town of Carmel has previously awarded the contract for the above project to Legacy Supply, LLC and

WHEREAS, Town Engineer Richard J. Franzetti, P.E. has provided proposed Change Order No.1 to the aforesaid contract to the Town Board for consideration and review;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of the Lake Casse Park District, hereby authorizes Town Supervisor Kenneth Schmitt to sign Change Order #1 to the aforementioned contract, resulting in no overall contract price increase or decrease, said Change Order to be in form as attached hereto and made a part hereof.

Resolution

Offered by: _____

Seconded by: _____

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

Lake Casse Dam Rehabilitation**PROJECT****DATE OF ISSUANCE** 8/10/2020**EFFECTIVE DATE** 8/10/2020**OWNER** The Town of Carmel**OWNER's Contractor No.** C261-A**CONTRACTOR:** Legacy Supply, LLC**ENGINEER:** Weston & Sampson, PE, LS, LA, PC**You are directed to make the following changes in the Contract Documents.****Description:** No Change in Contract Value reallocation of budget as follows:

Reduce Item 1A Trees greater than 20" and reallocate to Item 3 Rip Rap

Reduce Item 1B Trees 10" to 20" and reallocate to Item 3 Rip Rap

Reduce Item 1C Trees 4" to 10" and reallocate to Item 3 Rip Rap

Reason for Change Order: Additional rip rap required to provide additional depth and in some location's width for adequate dam bank stabilization which was offset by fewer trees removed which became evident after initial clearing and brush removal was completed. Additional RIP RAP used 61yds.**Attachments:** Rip Rap delivery tickets, Engineering Memo with final tree count, Contractor Request letter.

CHANGE IN CONTRACT PRICE: Original Contract Price \$166,860	CHANGE IN CONTRACT TIMES: Original Contract Times Substantial Completion: <u>October 7, 2020</u> Ready for final payment: <u>November 6, 2020</u>
Net changes from previous Change Orders No. to No. None	Net change from previous Change Orders No. to No. None
Contract Price prior to this Change Order \$166,860	Contract Times prior to this Change Order Substantial Completion: <u>October 7, 2020</u> Ready for final payment: <u>November 6, 2020</u>
Net Increase (decrease) of this Change Order \$0	Net Increase of this Change Order None
Contract Price with all approved Change Orders \$166,860	Contract Times with all approved Change Orders Substantial Completion: <u>October 7, 2020</u> Ready for final payment: <u>November 6, 2020</u> days or dates

RECOMMENDED:**ACCEPTED:****APPROVED:**
By: _____ By: _____ By: _____
Engineer (Authorized Signature) Contractor (Authorized Signature) Owner (Authorized Signature)

Date: _____ Date: _____ Date: _____

RESOLUTION #6

RESOLUTION ACKNOWLEDGING PERFORMANCE OF EMERGENCY REPAIRS CARMEL WATER 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, specifically those performed in Carmel Water District #2 and Carmel Water District #12, all as fully detailed in the memorandum of Town Engineer Richard J. Franzetti, P.E. to the Town Board dated August 13, 2020, which is attached hereto and made a part thereof.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

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: August 13, 2020
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 in excess of \$5,000.00 for services rendered. The following provides a brief a summary of the work that was performed.

- CWD2 ~ Water Main Repair

On July 25, 2020, Inframark, the operator for the CWD 2 alerted the Engineering Department that there was a water main break at Sunset Dr. Attached is the invoice for the installation of a 6-inch valve for the repair in the amount of \$8,518.36.

- CWD12 ~ Service Line Repairs

On July 28, 2020, Inframark, the operator for CWD12 alerted the Engineering Department that there was a water main break located on Tommy Court. Attached is the invoice for Kuck Excavating to excavate the main, replace the saddles and lawn restoration at 5 and 11 Tommy Ct. in the amount of \$6,353.63 for this work.

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

TOWN OF CARMEL
TOWN HALL
MAHOPAC, NEW YORK 10541

ED KUCK EXCAVATING, INC.
20 DAY ROAD
CARMEL NY 10512

(Comptroller's Office Use Only)	
VOUCHER NO. _____	
PURCHASE ORDER NO. _____	
Date Voucher Received _____	
APPROPRIATION ACCT. NO.	AMOUNT
TOTAL CHARGES	
(Comptroller's Office Use Only)	
TOWN OF CARMEL	
PURCHASE ORDER NO. _____	

Date	Invoice Number	Description of Materials or Services	Unit Price	Amount
7/25/2020	TOC-058-20	EMERGENCY :		
		6" inch Steel Main leak		8,518.36
		2 Sunset Drive		
		As per : Inframark -		
		CWD #2		
		SATURDAY - 1-1/2 TR.		
TOTAL				8,518.36

VENDOR'S / CLAIMANT'S CERTIFICATION

I, Edward L Kuck, certify that the above account in the amount of \$ 8,518.36 is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

7/25/2020.
DATE

Edward I. Kuch
SIGNATURE

President

(Space below for Municipal Use)

TOWN DEPARTMENT APPROVAL

The above services or materials were rendered or furnished to the municipality on the date started and the charges are correct.

DATE _____ AUTHORIZED OFFICIAL _____

APPROVAL FOR PAYMENT

The claim is approved and ordered paid from the appropriations indicated above.

COMPTROLLER, TOWN OF CARMEL

DATE AUDITED

CK NO

VENDOR CLAIM FORM

Ed Kuck Excavating Inc

20 Day Road
Carmel, NY 10512

INV # TOC-058-20

CWD #2

REQ #

Vendor 0670

Tax ID - 133851002

Attention: Rob Vera, ENGINEERING
TOWN OF CARMEL

EMERGENCY 6 INCH STEEL MAIN

Respond as per: INFRAMARK

Job Location: 2 SUNSET DRIVE

Work Completed; 7/25/2020

Start time: 8AM

End Time: 4 PM 8 HOURS

SATURDAY 1-1/2

Job Description:**WATER LEAK IN ROAD-EXCAVATE AND EXPOSE STEEL MAIN****FOUND CRACK IN HUB CONNECTION, CUT SECTION OF MAIN OUT****INSTALLED A NEW 6 INCH VALVE WITH 2 HYMAX'S****BACKFILLED, COMPACT WITH ITEM 4*****NEEDS BLACKTOP RESTORATION**

Materials / Equipment/ Labor	Total Hrs,yds,qty	Price per yd, qty, day	Total
Track Hoe MR55	8	\$85.00 per hour	680.00
Dump Truck	8	\$90.00 per hour	720.00
Support Vehicle	Day rate	\$155.00	155.00
Chop Saw	Day rate	\$ 70.00	70.00
Jumping Jack	Day rate	\$70.00	70.00
Plate tamper	Day rate	\$70.00	
Mud Sucker	Day rate	\$70.00	70.00
Locater	Day rate	\$70.00	
Machine Hammer	Day rate	\$250.00	
Machine operator	8Hrs X 1 man 1-1/2	\$276.27 SATURDAY	2,210.16
Laborers	8 Hrs X 2 men 1-1/2	\$238.95 SATURDAY	3,823.20
Item 4	18 YARDS	\$40.00 per yard	720.00
Seed		\$96.00 bag	
Top soil		\$50.00	
Blacktop		\$114.00 per ton	
Cold Patch		\$140.00 per ton	
Hay		\$15.36 bag	
Total			8,518.36

~~Ronald J. Gower~~ 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

WATER MAIN BREAK/DAMAGED HYDRANT REPORT

District & Number: CWD # 2

Location (street address): # 2 SUNSET DR

Time and Date of Main Break or Hydrant Damage: 7/25/20

Field Response:

Manpower	HRS	Equipment	HRS
1 OPERATOR	8	MA-55 MACHINE	8
2 LABORERS x 2	16	DUMP TRUCK	8

Water Main: Size: 6" Material: STEEL Depth to Main: 5'

Hydrant: Manufacturer & Model: _____

Repair Materials Utilized: 1- 6" VALVE, 2- 6" Ductile Iron STAR GRIPS
2- 6" HYMAX'S, 1- 6" VALVE BOX w/ LID

Cause of Main Break or Hydrant Damage: 12" CRACK ON TOP OF
HUB CONNECTION

Description of Damage caused, if any: _____

Future Restoration Required:

Pavement:

Lawn Area:



Sidewalk:

Shrubs:



Cause of Main Break or Hydrant Damage: _____

Date Repair Completed: 7/25/20

Prepared by: Aminda Faust
(Printed Name)

Date 7/25/2020

I, ED KUCK PRESIDENT
(Name of Signatory Party) (Title)

do hereby state:

(1) That I pay or supervise the payment of the persons employed by

ED KUCK EXCAVATING INC

(Contractor or Subcontractor) on the

TOC ; that during the payroll period commencing on the
(Building or Work)

25 day of July, 2020, and ending the 25 day of July, 2020
all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said

ED KUCK EXCAVATING INC

(Contractor or Subcontractor) from the full

weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 108, 72 Stat. 967; 76 Stat. 357; 40 U.S.C. § 3145), and described below:

(2) That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete; that the wage rates for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in a bona fide apprenticeship program registered with a State apprenticeship agency recognized by the Bureau of Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a State, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(4) That:

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS

- in addition to the basic hourly wage rates paid to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract have been or will be made to appropriate programs for the benefit of such employees, except as noted in section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

- ☒ — Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS:

NAME AND TITLE
ED KUCK - PRESIDENT

SIGNATURE

Edw. And Kuck

THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE 31 OF THE UNITED STATES CODE.

TOWN OF CARMEL
TOWN HALL
MAHOPAC, NEW YORK 10541

ED KUCK EXCAVATING, INC.
20 DAY ROAD
CARMEL NY 10512

(Comptroller's Office Use Only)	
VOUCHER NO.	
PURCHASE ORDER NO.	
Date Voucher Received	
APPROPRIATION ACCT. NO.	AMOUNT
TOTAL CHARGES	
(Comptroller's Office Use Only)	
TOWN OF CARMEL	
PURCHASE ORDER NO.	

VENDOR'S / CLAIMANT'S CERTIFICATION

7/30/2020
DATE

Edward Lucker
SIGNATURE

President
TITLE

VENDOR CLAIM FORM

Ed Kuck Excavating Inc

20 Day Road
Carmel, NY 10512

INV # TOC-059-20
CWD #12
REQ #
Vendor 0670
Tax ID - 133851002

Attention: Rob Vera, ENGINEERING
TOWN OF CARMEL, NY

EMERGENCY -2 – 1" SERVICE LINES AND SADDLES

Respond as per: INFRAMARK

Job Location: 5 & 11 TOMMY COURT

Work Completed; 7/28/2020 8 HOURS 7/30/2020 LAWN RESTORATION 1-1/2

Start time: End Time: TOTAL HOURS 9-1/2

Job Description:

DAY 1: EXCAVATED MAIN, REPLACED SADDLES ON MAIN AND PULLED TWO NEW 1 INCH SERVICE LINES UNDER ROAD TO CURB BOX LOCATION AND BACKFILLED AREA

DAY 2: RESTORED LAWN AREA

Materials / Equipment/ Labor	Total Hrs,yds,qty	Price per yd, qty, day	Total
Track Hoe MR55	2 DAYS 9-1/2 HRS	\$85.00 per hour	807.50
Dump Truck	1 DAY 1-1/2 HOURS	\$90.00 per hour	135.00
Support Vehicle	Day rate 2 DAYS	\$155.00	310.00
Chop Saw	Day rate	\$ 70.00	
Jumping Jack	Day rate	\$70.00	
Plate tamper	Day rate	\$70.00	
Mud Sucker	Day rate	\$70.00	70.00
Locator	Day rate	\$70.00	
Machine Hammer	Day rate	\$250.00	
Machine operator	9.5 Hrs X 1 man	\$184.18	1749.71
Laborers	9.5 Hrs X 2 men	\$159.30	3026.70
Item 4		\$40.00 per yard	
Seed	¼ BAG	\$96.00 bag	24.00
Top soil	4 YARDS	\$50.00	200.00
Blacktop		\$114.00 per ton	
Cold Patch		\$140.00 per ton	
Hay	2 BAGS	\$15.36 bag	30.72
Total			6,353.43

~~Richard J. Gower~~ 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

WATER MAIN BREAK/DAMAGED HYDRANT REPORT

District & Number: CWO #12

Location (street address): # 5 + # 11 Tommy Court

Time and Date of Main Break or Hydrant Damage: 7/28/20 + 7/30/20

Field Response:

Manpower	HRS	Equipment	HRS
1 OPERATOR	9 1/2	MASS EXCAVATOR	9 1/2
2 LABORERS x 9 1/2 hrs	19 hrs	Dump TRUCK	1 1/2

Water Main: Size: 6" Material: PVC C-900 Depth to Main: 5'

Hydrant: Manufacturer & Model:

Repair Materials Utilized: 2- 1" x 6" SADDLES, 2- 1" CORPORATION'S
2- 1" CURB VALVES. 2- CURB BOXES + STEMS
2- 60' 1" COPPER ROLLS

Cause of Main Break or Hydrant Damage: SEVERAL CRACKS IN
BLUE JET SERVICE LINES

Description of Damage caused, if any:

Future Restoration Required:

Pavement: ☐

Lawn Area: ☐



Sidewalk: ☐

Shrubs: ☐



Cause of Main Break or Hydrant Damage:

Date Repair Completed: 7/30/20

Prepared by: Wayne LaTourette
(Printed Name)

PAYROLL

(For Contractor's Optional Use; See Instructions at www.dol.gov/whd/forms/wh347instr.htm)

Persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

OMB No.: 1235-0008
Expires: 04/30/2021

NAME OF CONTRACTOR ☒ OR SUBCONTRACTOR ☐ ADDRESS 20 DAY ROAD CARMEL NY 10512

ED KUCK EXCAVATING INC

PAYROLL NO. *ToC.* FOR WEEK ENDING *7/31/2020* PROJECT AND LOCATION *TOWN OF CARMEL* PROJECT OR CONTRACT NO. *#5+11 Tommy Coker*
#5+11 Tommy Coker *TOC-059-20 - CWR #12*

(1) NAME AND INDIVIDUAL IDENTIFYING NUMBER (e.g., LAST FOUR DIGITS OF SOCIAL SECURITY NUMBER) OF WORKER	(2) NO. OF WITHHOLDING EXEMPTIONS	(3) WORK CLASSIFICATION	(4) DAY AND DATE OT OR ST S S M T W T F 7/27/20 7/28/20 7/29/20 7/30/20 7/31/20 HOURS WORKED EACH DAY	(5) TOTAL HOURS	(6) RATE OF PAY	(7) GROSS AMOUNT EARNED	(8) DEDUCTIONS					(9) NET WAGES PAID FOR WEEK
							FICA	WITH- HOLDING TAX		OTHER	TOTAL DEDUCTIONS	
SCOTT TOMPKINS 88 SOUTH WHITE ROCK ROAD HOLMES, NY 12531 0244		LABORER	O S 8 1 1/2	9 1/2	41.53	394.53 184.96						
VICTOR JEREZ AGUILAR 6 NORTH RIDGE ROAD CARMEL, NY 10512		LABORER	O S 8 1 1/2	9 1/2	41.53	394.53 221.54						
EDWARD L KUCK 34 SOMERSET ROAD MAHOPAC, NY 10512 4944		OPERATOR	O S 8 1 1/2	9 1/2	53.80	511.10 280.72						
EDWARD L KUCK 34 SOMERSET ROAD MAHOPAC, NY 10541		LABORER	O S									
			O S									
			O S									
			O S									
			O S									
			O S									

While completion of Form WH-347 is optional, it is mandatory for covered contractors and subcontractors performing work on Federally financed or assisted construction contracts to respond to the information collection contained in 29 C.F.R. §§ 3.3, 5.5(e). The Copeland Act (40 U.S.C. § 3145) contractors and subcontractors performing work on Federally financed or assisted construction contracts to "furnish weekly a statement with respect to the wages paid each employee during the preceding week." U.S. Department of Labor (DOL) regulations at 29 C.F.R. § 5.5(a)(3)(ii) require contractors to submit weekly a copy of all payrolls to the Federal agency contracting for or financing the construction project, accompanied by a signed "Statement of Compliance" indicating that the payrolls are correct and complete and that each laborer or mechanic has been paid not less than the proper Davis-Bacon prevailing wage rate for the work performed. DOL and federal contracting agencies receiving this information review the information to determine that employees have received legally required wages and fringe benefits.

Public Burden Statement

We estimate that it will take an average of 55 minutes to complete this collection, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. If you have any comments regarding these estimates or any other aspect of this collection, including suggestions for reducing this burden, send them to the Administrator, Wage and Hour Division, U.S. Department of Labor, Room S3502, 200 Constitution Avenue, N.W. Washington, D.C. 20210

(over)

Date 7/30/2020

I, ED KUCK PRESIDENT
(Name of Signatory Party) (Title)

do hereby state:

(1) That I pay or supervise the payment of the persons employed by

ED KUCK EXCAVATING INC

(Contractor or Subcontractor) on the

(Building or Work)

28 day of July 2020 and ending the 30 day of July 2020

all persons employed on said project have been paid the full weekly wages earned, that no rebates have been or will be made either directly or indirectly to or on behalf of said

ED KUCK EXCAVATING INC

(Contractor or Subcontractor) from the full

weekly wages earned by any person and that no deductions have been made either directly or indirectly from the full wages earned by any person, other than permissible deductions as defined in Regulations, Part 3 (29 C.F.R. Subtitle A), issued by the Secretary of Labor under the Copeland Act, as amended (48 Stat. 948, 63 Stat. 108, 72 Stat. 967, 76 Stat. 357, 40 U.S.C. § 3145), and described below:

(2) That any payrolls otherwise under this contract required to be submitted for the above period are correct and complete, that the wage rates for laborers or mechanics contained therein are not less than the applicable wage rates contained in any wage determination incorporated into the contract; that the classifications set forth therein for each laborer or mechanic conform with the work he performed.

(3) That any apprentices employed in the above period are duly registered in a bona fide apprenticeship program registered with a State apprenticeship agency recognized by the Bureau of Apprenticeship and Training, United States Department of Labor, or if no such recognized agency exists in a State, are registered with the Bureau of Apprenticeship and Training, United States Department of Labor.

(4) That

(a) WHERE FRINGE BENEFITS ARE PAID TO APPROVED PLANS, FUNDS, OR PROGRAMS

☐ - in addition to the basic hourly wage rates paid to each laborer or mechanic listed in the above referenced payroll, payments of fringe benefits as listed in the contract have been or will be made to appropriate programs for the benefit of such employees, except as noted in section 4(c) below.

(b) WHERE FRINGE BENEFITS ARE PAID IN CASH

☒ - Each laborer or mechanic listed in the above referenced payroll has been paid, as indicated on the payroll, an amount not less than the sum of the applicable basic hourly wage rate plus the amount of the required fringe benefits as listed in the contract, except as noted in section 4(c) below.

(c) EXCEPTIONS

EXCEPTION (CRAFT)	EXPLANATION

REMARKS

NAME AND TITLE
ED KUCK - PRESIDENT

SIGNATURE

Ed Kuck

THE WILLFUL FALSIFICATION OF ANY OF THE ABOVE STATEMENTS MAY SUBJECT THE CONTRACTOR OR SUBCONTRACTOR TO CIVIL OR CRIMINAL PROSECUTION. SEE SECTION 1001 OF TITLE 18 AND SECTION 231 OF TITLE 31 OF THE UNITED STATES CODE.

RESOLUTION #7

RESOLUTION AUTHORIZING EMERGENCY PURCHASE AND INSTALLATION OF EQUIPMENT CARMEL SEWER DISTRICT #2 LINDY DRIVE PUMP STATION

WHEREAS, the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #2, and upon the recommendation of Town Engineer Richard J. Franzetti, P.E., hereby authorizes the emergency purchase and installation of a new generator unit and appurtenances at the Carmel Sewer District #2 Lindy Drive Pump Station, such goods and services to be provided by Magpro Services, LLC, Carmel, NY at an overall cost not to exceed \$21,040.00 in accordance with the proposal dated August 12, 2020; and

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

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #8

RESOLUTION AUTHORIZING IMPROVEMENTS AT SYCAMORE PARK (BOCCE COURT)

RESOLVED that the Town Board of the Town of Carmel, in connection with the proposed Eagle Scout project, (Bocce Court) of Michael Horan of Boy Scouts of America Troop #371 Mahopac, hereby authorizes the performance of improvements at Sycamore Park in accordance with the memorandum and plans provided by Director of Recreation and Parks James R. Gilchrist as detailed in his memorandum to the Town Board dated August 14, 2020; and

BE IT FURTHER RESOLVED, that upon presentation of insurance certificates for all vendors and contractors proposed to perform improvements in connection with this authorization in form acceptable to Town Counsel, the aforesaid work may be commenced.

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #9

RESOLUTION ACCEPTING DONATION OF SOCCER SCOREBOARD AIRPORT PARK

RESOLVED that the Town Board of the Town of Carmel hereby accepts the donation of a Soccer Scoreboard for the Airport Park facility from Daniel Fraser and Scooter Hatch; and

BE IT FURTHER RESOLVED that said donation is hereby acknowledged to be made in the memories of Mark Fraser, Rob Hatch and Betty Jo Hatch.

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #10

RESOLUTION AUTHORIZING ADVERTISING FOR BIDS HIGHWAY DEPARTMENT MATERIALS

RESOLVED that, pursuant to the request of Michael Simone, Town of Carmel Highway Superintendent, the Town Board of the Town of Carmel hereby authorizes Town Clerk Ann Spofford to advertise for bids for the purchase of the following items for fiscal year 2020:

- Sand
- Guide Rail
- Winter Mix
- Waste Wood Processing;

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

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #11

RESOLUTION DECLARING CERTAIN EQUIPMENT OBSOLETE AND AUTHORIZING DISPOSAL

RESOLVED, that the Town Board of the Town of Carmel, pursuant to the request of Town of Carmel Highway Superintendent Michael Simone hereby declares Town of Carmel Highway Vehicle #11, a 2000 Chevrolet Silverado VIN #1GCFC24T6Y2271900, to be obsolete and authorizes disposal in accordance with Town Law, including but not limited to Town Law §64(2-a).

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #12

RESOLUTION WAIVING THE NOTICE REQUIREMENT IN SECTION 64 OF THE NEW YORK STATE ABC LAW WITH RESPECT TO A LIQUOR LICENSE FOR PUTNAM FAMILY HOUSE, INC d/b/a "PUTNAM HOUSE"

WHEREAS, the representatives and/or proprietors of Putnam Family House, Inc., dba "Putnam House", 983 Route Six, Mahopac, NY 10541, 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 Alcohol Beverage Control 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.

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____

RESOLUTION #13

RESOLUTION APPOINTING PROJECT MANAGER LAKE MAHOPAC DAM – ORDER ON CONSENT CO3-20170425-83

RESOLVED, that the Town Board of the Town of Carmel, hereby appoints Town Engineer Richard J. Franzetti, P.E. as project manager for all purposes related to the terms, conditions and obligations for compliance contained within Order on Consent #CO3-20170425-83 executed with the New York State Department of Environmental Conservation dated July 24, 2020, under NYS Department of Environmental Conservation ID#213-4662.

Resolution

Offered by: _____

Seconded by: _____

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Robert Schanil	_____	_____
Michael Barile	_____	_____
Frank Lombardi	_____	_____
Suzanne McDonough	_____	_____
Kenneth Schmitt	_____	_____