

MICHAEL S. CAZZARI
Town Supervisor

FRANK D. LOMBARDI
Town Councilman
Deputy Supervisor

ROBERT KEARNS
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

ALICE DALY
Town Clerk

KATHLEEN KRAUS
Receiver of Taxes

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

TOWN BOARD VOTING MEETING
Wednesday, May 1st, 2024 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 April 3rd, 2024**
 1. Res: Amended Resolution Authorizing Chief of Police to Proceed with the Purchase of Police Vehicles
 2. Res: Amended Resolution Authorizing Acceptance of Proposal for Town of Carmel Police Vehicles Emergency Lighting Equipment Installation
 3. Res: Declaring Certain Equipment Obsolete and Authorizing Disposal
 4. Res: Accepting Proposal and Authorizing Purchase of Ammunition, Town of Carmel Police Department
 5. Res: Authorizing the Extension of Town Hall Facility Cleaning Service Contract No. C274
 6. Res: Accepting Proposal for Installation of Remote Monitoring System Carmel Water District #3
 7. Res: Accepting Proposal for PC Units and Upgrades
 8. Res: Supplementing a Bond Resolution Dated November 15th, 2023 to Authorize the Issuance of an Additional \$675,000.00 Bonds of the Town of Carmel, Putnam County, NY, to Pay a Portion of the Cost of the Preliminary Planning Costs for a Lead Service Line Inventory in the Town's Water Districts, in and for Said Town, at a Revised Maximum Estimated Cost of \$877,500.00
 9. Res: Authorizing Subject to Permissive Referendum, the Issuance of \$900,000.00 Bonds of the Town of Carmel, Putnam County, NY, to Pay the Cost of the Reconstruction of a Culvert at the Iguana Car Wash Site on Baldwin Lane, in and for said Town

- **Motion to Adjourn Voting Meeting**
- **Motion to Move to Executive Session**

Town Board Executive Session:

- Personnel

Resolution #1

**AMENDED RESOLUTION AUTHORIZING CHIEF OF POLICE
TO PROCEED WITH THE PURCHASE OF POLICE VEHICLES**

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Chief of Police Anthony Hoffman to proceed with the purchase of two (2) new 2023 Ford Mustang Mach-E SUV vehicles at an aggregate cost not to exceed \$93,025.00 from Healy Brothers Ford, Poughkeepsie, NY, under NYS Office of General Services Contract #PC69421; and

BE IT FURTHER RESOLVED that Town Supervisor Michael Cazzari is hereby authorized to sign all necessary documents to purchase said vehicles from the respective vendor set forth herein in accordance with their bid/contract quotations dated April 12, 2024; and

BE IT FURTHER RESOLVED, that Town Comptroller Mary Ann Maxwell is hereby authorized to make any and all necessary budget revisions to effect the aforesaid purchase transactions authorized herein.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| Michael Cazzari | ___ | ___ |

Resolution #2

**AMENDED RESOLUTION AUTHORIZING ACCEPTANCE OF PROPOSAL
FOR TOWN OF CARMEL POLICE VEHICLE EMERGENCY LIGHTING
EQUIPMENT INSTALLATION**

WHEREAS, Chief of Police Anthony Hoffmann has previously solicited proposals for the cost of outfitting two Carmel Police vehicles with emergency lighting and related equipment;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel hereby accepts the proposal of RFC Emergency Lighting & Services, LLC, Briarcliff Manor, NY for the installation of emergency lighting and related equipment on two (2) new 2023 Ford Mustang Mach-E SUV police vehicles; and

BE IT FURTHER RESOLVED that such services be performed at an estimated total cost not to exceed \$12,346.84 in accordance with the proposals dated April 9, 2024 and under Village of Briarcliff Manor Contract #2324-RFP-1 pursuant to NY General Municipal Law §103(16); and

BE IT FURTHER RESOLVED that Town Supervisor Michael Cazzari is hereby authorized to sign any and all documentation necessary to accept the proposal and authorize the actions contained herein; 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

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| Michael Cazzari | ___ | ___ |

Resolution #3

**RESOLUTION DECLARING CERTAIN EQUIPMENT OBSOLETE
AND AUTHORIZING DISPOSAL**

RESOLVED that, upon the recommendation of Town of Carmel Chief of Police Anthony Hoffman the Town Board of the Town of Carmel hereby declares the vehicles and equipment set forth in the memorandum to the Town Board dated April 17, 2024 to be obsolete and authorizes its disposal in accordance with Town Law, including but not limited to Town Law §64(2-a), as well as in accordance with the recommendations contained within the referenced memorandum.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| 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: Obsolete Department Vehicles
DATE: April 17, 2024

Please be advised, the police department vehicle fleet has the following four vehicles that are obsolete for department use are available for auction:

| | | |
|--|-------------------------------|--------------------|
| 2016 Dodge Charger Color: White | VIN: [REDACTED] 233604 | Fleet # 42 |
| 2016 Dodge Charger Color: White | VIN: [REDACTED] 357584 | Fleet # 323 |
| 2018 Dodge Charger Color: White | VIN: [REDACTED] 249183 | Fleet # 40 |
| 2018 Dodge Charger Color: White | VIN: [REDACTED] 249182 | Fleet # 45 |

Additionally, the department has obsolete and inoperable ATV and trailers in inventory that are no longer in use. These items are not practical to put up for auction or repair. I recommend these items be declared obsolete and be disposed of:

| | | |
|---------------------------------|-------------------------------|------------------------|
| 2003 Kawasaki ATV | VIN: [REDACTED] 521372 | Fleet # N/A |
| 1998 Track Radar Trailer | VIN: [REDACTED] 035513 | Fleet # C-72559 |
| 2002 Triton Trailer | VIN: [REDACTED] 02255 | Fleet # K-34332 |
| Unk. Wenco Radar Trailer | No Vin Listed | Fleet # N/A |

These vehicles/trailers have or will have had all necessary police equipment removed by Fleet Mechanic Stofko prior to leaving CPD's fleet.

Respectfully submitted for your information.

Chief Anthony Hoffmann

Resolution #4

**RESOLUTION ACCEPTING PROPOSAL
AND AUTHORIZING PURCHASE OF AMMUNITION
TOWN OF CARMEL POLICE DEPT**

RESOLVED, that the Town Board of the Town of Carmel, upon the recommendation of Chief of Police Anthony R. Hoffmann hereby accepts the proposal of Eagle Point Gun/T.J. Morris & Son Distributors, Thorofare, NJ for purchase of ammunition for the Town of Carmel Police Department in an amount not to exceed \$13,456.00 under NYS Office of General Services Contract/Bid # PC 69856; and

BE IT FURTHER RESOLVED, that Town Supervisor Michael Cazzari is hereby authorized to execute any and all documentation reasonably necessary to effectuate the purchase authorized hereunder; 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.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| Michael Cazzari | ___ | ___ |



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POLICE@CI.CARMEL.NY.US



MEMORANDUM

TO: Carmel Town Board
FROM: Chief Anthony Hoffmann
SUBJECT: 2024 CPD Ammunition Order
DATE: April 17, 2024

Please be advised, the Police Department seeks to replenish its ammunition supplies for training purposes. As in past years, we will be utilizing Thomas J. Morris III/Eagle Point Gun of Thorofare, NJ, the NYS OGS contract (PC 69856) vendor for law enforcement ammunition.

See the attached quote secured by Sgt. Kevin Anderson for an order of 40,000 rounds of 9mm handgun training ammunition and 20,000 of .223 caliber rifle training ammunition. The total for this order will be \$13,456.00. Funding for this purchase will be through the 2024 CPD Budget equipment line.

Therefore I respectfully request a Town Board resolution in the amount of \$13,456 for the purchase of 9mm and .223 caliber training ammunition under NYS OGS Contract PC 69856 to Thomas J. Morris III/Eagle Point Gun of Thorofare, NJ.

Submitted for your information and approval.



Chief Anthony Hoffmann

Resolution #5

**RESOLUTION AUTHORIZING THE EXTENSION OF
TOWN HALL FACILITY CLEANING SERVICES
CONTRACT NO. C274**

WHEREAS the Town Board of the Town of Carmel has previously awarded the bid for cleaning services for the Carmel Town Hall facility; to CTE Incorporated dba Reliable Cleaning Systems, Carle Place, NY; and

WHEREAS, the aforesaid contract contained two (2) one-year contract extensions in favor of the Town of Carmel for years 2025 and 2026 fiscal years;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel, upon the recommendation of Town of Carmel Town Engineer Richard J. Franzetti, P.E., hereby exercises its option to extend the aforesaid contract for the 2025 and 2026 fiscal years at annual contract prices of of \$46,525.00 and \$47,920.00, respectively

BE IT FURTHER RESOLVED that upon presentation of insurance certificates, bid bonds and/or performance bonds in form acceptable to Town Attorney, Town of Carmel Supervisor Michael Cazzari is hereby authorized to sign any documentation necessary to effectuate this extension authorized on the terms set forth herein; and

BE IT FURTHER RESOLVED that Town Comptroller MaryAnn Maxwell is hereby authorized to make any and all necessary budget medications and/or transfers to fund the acquisition and installation authorized herein.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| 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: 4-10-24

Re: C274-2021 Town Hall Cleaning Services - Request to extend contract

As the Board may be aware, Bids were solicited for the referenced services in May of 2021.

The contract was awarded to CTE Incorporated d/b/a Reliable Cleaning. As provided in the attached resolution, the contract term was for the years 2022 through 2024 with the unilateral option on the part of the Town of Carmel to extend the term for two (2) additional one (1) year periods (2025 and 2026) respectively. For your reference a copy of the May 12, 2021 memorandum requesting to award the contract is attached.

Reliable Cleaning has adequately serviced the Town of Carmel. We therefore recommend that the Town Board exercise its option to renew the contract for a period of two (2) years.

I respectfully request that this matter be placed on the next available work session for discussion.

Resolution #6

**RESOLUTION ACCEPTING PROPOSAL FOR
INSTALLATION OF REMOTE MONITORING SYSTEM
CARMEL WATER DISTRICT #3**

RESOLVED, that the Town Board of the Town of Carmel, acting as the Commissioners of Carmel Water District #3 and upon the recommendation of Town of Carmel Town Engineer Richard J. Franzetti, P.E., hereby accepts the proposal of D. Owens Electric, Inc., Mahopac NY for the provision and installation of a remote monitoring system in the CWD#3 Spring St. wellhouse in connection with pending PFOA pilot study for Carmel Water Districts;

BE IT FURTHER RESOLVED that Town Comptroller MaryAnn Maxwell is hereby authorized to make any and all necessary budget medications and/or transfers to fund the services authorized herein.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| Michael Cazzari | ___ | ___ |

Resolution #7

**RESOLUTION ACCEPTING PROPOSAL FOR
PC UNITS AND UPGRADES**

RESOLVED, that the Town Board of the Town of Carmel hereby accepts the proposal of its IT Consultant, Naka Technologies, LLC, Central Islip, NY for the provision and installation of new computer/PC equipment for Town of Carmel employee workstations at a cost not to exceed \$57,470.83 in accordance with the proposal dated March 1, 2024; and

BE IT FURTHER RESOLVED that Town Supervisor Michael Cazzari is hereby authorized to execute any and all documentation necessary to effectuate this authorizations on behalf of the Town of Carmel.

Resolution

Offered by: _____

Seconded by: _____

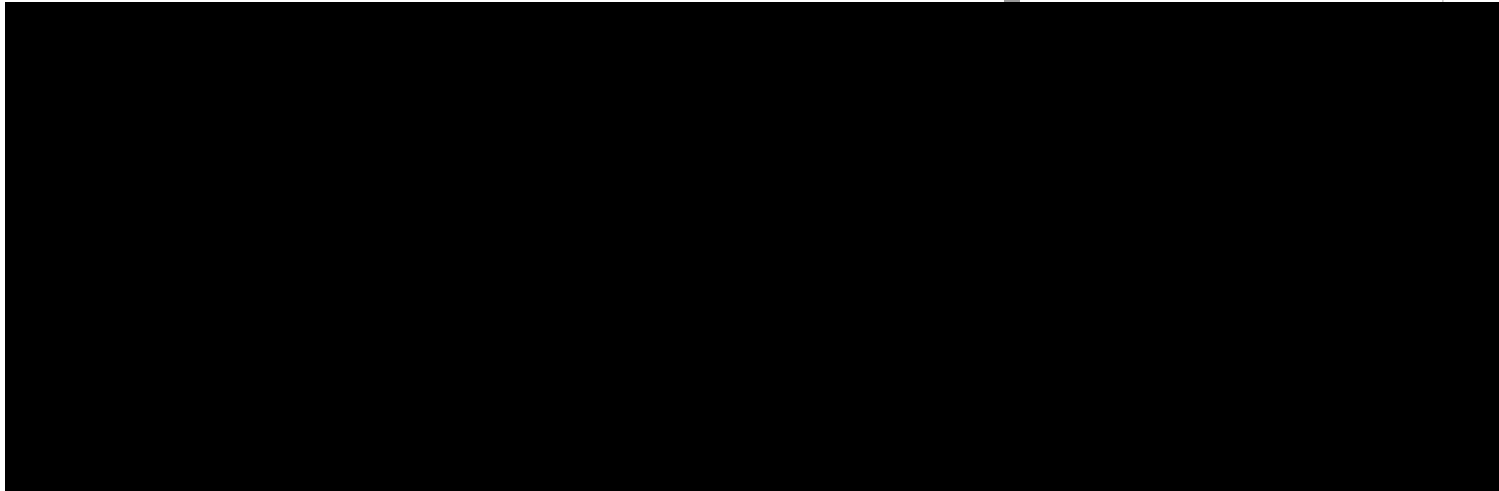
| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| Michael Cazzari | ___ | ___ |



Naka Technologies, LLC
 201 Creative Drive
 Central Islip, New York 11722
 United States
 (P) 646-921-5780

NAKA QUOTE (Open / Expired)

| | |
|---|--------------------------------------|
| Date Mar 01, 2024 03:21 PM EST | Expiration Date 04/01/2024 |
| Modified Date Apr 04, 2024 11:48 AM EDT | |
| Quote # NAKA011802 - rev 1 of 1 | |
| Description PC Refresh | |
| SalesRep Spielman, Robert | |



| # | Description | Part # | Tax Qty | Unit Price | Total |
|-----------------|--|-------------|---------|------------|-------------|
| Hardware | | | | | |
| 1 | HP Elite SFF 800 G9 Specs at the bottom of the document. | 7E5D1AV | Yes 28 | \$1,327.00 | \$37,156.00 |
| 2 | HP P27h G5 P-Series - LED monitor - 27" - 1920 x 1080 Full HD (1080p) @ 75 Hz - IPS - 250 cd/m ² - 1000:1 - 5 ms - HDMI, VGA, DisplayPort - speakers - black | 64W41AA#ABA | Yes 45 | \$215.00 | \$9,675.00 |
| 3 | Logitech HD Pro Webcam C920S Webcam - color - 1920 x 1080 - audio - wired | 960-001257 | Yes 17 | \$69.99 | \$1,189.83 |
| 4 | Professional Services | | 1 | \$9,450.00 | \$9,450.00 |

SOW:
 Install all new computers and migrate any data over that needs to be transferred.
 Reconnect all peripheral (printers, copiers, etc) devices and confirm working with each user.
 Install all NAKA needed software to manage computers and re-install all other software as needed.
 Remove and breakdown old computers, break up all garbage.

| | |
|-----------------------------|--------------------|
| Subtotal: | \$57,470.83 |
| Tax (.0000%): | \$0.00 |
| Shipping: | \$0.00 |
| Credit Card Processing Fee: | \$0.00 |
| Total: | \$57,470.83 |

Desktop Parts List:
 HP Elite SFF 800 G9 R 400W -Base Unit RCTO
 Electronic TCO Certified labeling
 Windows 11 Pro 64
 OS Localization US
 Intel Core i7-13700 2.10G 30MB 16 cores 65W CPU
 32GB (2x16GB) DDR5 4800 UDIMM Memory
 NVIDIA T400 4 GB w/2 mDP-to-DP Adapters Graphics
 512GB PCIe-4x4 NVMe TLC Solid State Drive
 HP 125 BLK Wired Keyboard
 HP Black 125 Wired Mouse
 SATA Power Cable Non-RF
 No Front Optional Port, No Rear Flex I/O Port, No Included ODD
 Elite 800 SFF Country Kit
 C13 1.83m Sticker Conventional Straight Power Cord
 1/1/1 (material/labor/onsite) SFF Warranty
 Single Unit (Small Form Factor) Packaging
 1/1/1 SFF Label US

Resolution #8

**A RESOLUTION SUPPLEMENTING A BOND RESOLUTION
DATED NOVEMBER 15, 2023 TO AUTHORIZE THE ISSUANCE OF
AN ADDITIONAL \$675,500 BONDS OF THE TOWN OF CARMEL,
PUTNAM COUNTY, NEW YORK, TO PAY A PORTION OF THE COST OF
THE PRELIMINARY PLANNING COSTS FOR A LEAD SERVICE LINE
INVENTORY IN THE TOWN'S WATER DISTRICTS, IN AND FOR SAID TOWN,
AT A REVISED MAXIMUM ESTIMATED COST OF \$887,500**

WHEREAS, all conditions precedent to the financing of the object or purpose hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, the regulations provide will not result in any significant environmental effects; and

WHEREAS, by a bond resolution dated November 15, 2023, the Town Board of the Town of Carmel, Putnam County, New York, authorized the issuance of \$212,000 serial bonds of said Town to pay the preliminary planning costs for a lead service line inventory in the Town's water districts, including incidental expenses in connection therewith, in and for said Town; and

WHEREAS, it has now been determined to authorize an additional \$675,500 financing for said capital project; NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. Preliminary planning costs for a lead service line inventory in the Town's water districts, including incidental expenses in connection therewith, in and for said Town of Carmel, Putnam County, New York, are hereby authorized at a revised maximum estimated cost of \$887,500.

Section 2. It is hereby determined that the plan for the financing of said specific object or purpose is as follows:

- a) by the issuance of the \$212,000 bonds of said Town authorized to be issued pursuant to the aforesaid bond resolution dated and duly adopted on November 15, 2023; and
- b) by the issuance of an additional \$675,500 bonds of said Town hereby authorized to be issued therefor, pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is five (5) years, pursuant to subdivision 62nd(2nd) of paragraph a of Section 11.00 of the Local Finance Law, calculated from the date of issuance of the first obligations for said specific object or purpose. It is hereby further determined that the maximum maturity of the serial bonds herein authorized will not exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on

all the taxable real property in said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the serial bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining annual debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the Town by the facsimile signature of the Supervisor, providing for the manual countersignature of a fiscal agent or of a designated official of the Town), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the Supervisor. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the Supervisor shall determine.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |

Frank Lombardi

—

—

Michael Cazzari

—

—

Resolution #9

A RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM, THE ISSUANCE OF \$900,000 BONDS OF THE TOWN OF CARMEL, PUTNAM COUNTY, NEW YORK, TO PAY THE COST OF THE RECONSTRUCTION OF A CULVERT AT THE IGUANA CAR WASH SITE ON BALDWIN LANE, IN AND FOR SAID TOWN.

WHEREAS, the capital project hereinafter described has been determined to be a Type II Action pursuant to the regulations of the New York State Department of Environmental Conservation promulgated pursuant to the State Environmental Quality Review Act, the implementation of which as proposed, such regulations provide will not result in any significant adverse environmental impact; and

WHEREAS, it is now desired to authorize such capital project and the financing thereof;
NOW, THEREFORE

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. The reconstruction of a culvert at the Iguana Car Wash site on Baldwin Lane, in and for the Town of Carmel, Putnam County, New York, including original furnishings, machinery, equipment, apparatus, appurtenances, and incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$900,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$900,000 bonds of said Town hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. The faith and credit of said Town of Carmel, Putnam County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said Town, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Supervisor of said Town, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Supervisor, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Supervisor, the chief fiscal officer of such Town. Such bonds shall contain substantially the recital of

validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Supervisor shall determine consistent with the provisions of the Local Finance Law.

Section 7. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. Upon this resolution taking effect, the same shall be published in summary form in the official newspaper of said Town for such purpose, together with a notice of the Town Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Section 10. **THIS RESOLUTION IS ADOPTED SUBJECT TO PERMISSIVE**

REFERENDUM.

Resolution

Offered by: _____

Seconded by: _____

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-----------|
| Robert Kearns | ___ | ___ |
| Suzanne McDonough | ___ | ___ |
| Frank Lombardi | ___ | ___ |
| Michael Cazzari | ___ | ___ |