

TOWN BOARD MEETING
TOWN HALL, MAHOPAC, N.Y.

A Regular Meeting of the Town Board of the Town of Carmel was called to order by Supervisor Kenneth Schmitt on the 20th day of May 2015 at 7:17 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Schneider, Councilman Lupinacci, Councilman Lombardi and Supervisor Schmitt. Councilwoman McDonough was absent.

The Pledge of Allegiance to the Flag was observed prior to the start of official business. A moment of silence was held to honor those serving in the United States Armed Forces as well as in remembrance of Memorial Day.

2015 NEW YORK STATE SENATE 40TH DISTRICT “WOMEN OF DISTINCTION” - PRESENTATION OF PROCLAMATIONS - AMY SAYEGH AND TRACEY WALSH

The Town Board awarded Amy Sayegh, founder of Community Cares, which through the generous contributions of local businesses and residents, provides meals, transportation and other forms of support to help individuals and their families cope with medical crises and treatments, with a proclamation and nominated her as one of the 2015 New York State Senate 40th District “Women of Distinction”.

The Town Board awarded Tracey Walsh, cancer survivor, longtime Town of Carmel resident, and volunteer with many nonprofit community organizations, including the American Cancer Society, with a proclamation and nominated her as one of the 2015 New York State Senate 40th District “Women of Distinction”.

MINUTES OF TOWN BOARD MEETINGS HELD ON 4/22/15 AND 5/6/15 - ACCEPT AS SUBMITTED BY THE TOWN CLERK

On motion by Councilman Lombardi, seconded by Councilman Lupinacci, with all members of the Town Board present voting “aye”, the minutes of the Town Board meetings held on April 22nd and May 5th, 2015 were accepted as submitted by the Town Clerk.

CHIEF OF POLICE PROBATIONARY APPOINTMENT MADE - MICHAEL CAZZARI

BE IT RESOLVED, the Town Board of the Town of Carmel hereby appoints Michael Cazzari as Chief of Police on a probationary basis in accordance with the New York State Civil Service Law and applicable State and Local Civil Service Rules and Regulations.

Resolution

Offered by: Councilman Schneider
Seconded by: Councilman Lombardi, Councilman Lupinacci and Supervisor Schmitt

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

Supervisor Schmitt acknowledged Police Chief Michael Cazzari and expressed congratulations to him.

ATTENDANCE AT SEMINAR AUTHORIZED - HIGHWAY SUPERINTENDENT MICHAEL SIMONE - 5/31/15 THROUGH 6/3/15

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Highway Superintendent Michael Simone to attend the New York State Highway School Seminar on May 31, 2015 through June 3, 2015 at Cornell University; and

(Cont.)

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: Councilman Lombardi
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

**REQUEST FOR PROPOSALS PURSUANT TO PROPERTY MAINTENANCE LAW
AUTHORIZED - 12 AND 16 RIDGE ROAD - TAX MAP # 44.13-2-27**

RESOLVED that the Town Board of the Town of Carmel, in accordance with Chapter 114 of the Town of Carmel Town Code titled “Property Maintenance” hereby authorizes Town of Carmel Director of Codes Enforcement Michael Carnazza to solicit/request proposals for the cleanup and correction of Town Code violations existing at the property located at 12 and 16 Ridge Road, Town of Carmel Tax Map # 44.13-2-27.

Resolution

Offered by: Supervisor Schmitt
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

BUDGET MODIFICATIONS #2015-02 - AUTHORIZED

WHEREAS Town Comptroller MaryAnn Maxwell has reviewed the 2015 year-to-date Budget Modifications/Revisions for the period of February 1, 2015 through March 31, 2015 with the Town Board, which are detailed and explained on the attached Budget Revisions Schedule identified as #2015-02;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes and ratifies the 2015 year-to-date Budget Modifications/Revisions for the period of February 1, 2015 through March 31, 2015 as itemized on Schedule #2015-02 which is attached hereto, incorporated herein and made a part hereof.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

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(Cont.)

TOWN OF CARMEL
BUDGET REVISIONS FOR MARCH-APRIL 2015 - #2015/02 ☒ Work Session 5/13/15

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
GENERAL FUND				
1	100-1680-0042	INFORMATION TECH WEB SITE EXP	3,000.00	
	100-1680-0040	INFORMATION TECH CONT EXP		3,000.00
		- TRANSFER FOR WEBSense SOFTWARE		
2	100-1620-0045	BUILDING SPEC IMPROVEMENT	8,750.00	
	100-1990-0040	CONTINGENT ACCOUNT		8,750.00
		- TRANSFER FOR FUEL DISPENSING SYSTEM ELECTRICAL TRENCH		
3	100-7118-0040	BALDWIN MEADOWS CONTR EXP	4,000.00	
	100-7110-0045	PARK MAINTENANCE CONTRACT		4,000.00
		- TRANSFER FOR PAVERS AT BALDWIN MEADOWS		
4	100-3120-0024	POLICE ACCIDENT REPAIRS	6,402.00	
	100-1989-2981	INSURANCE RECOVERY	6,402.00	
		- PROVIDE FOR POLICE VEHICLE ACCIDENT REPAIRS FROM INSURANCE CLAIMS		
5	100-3120-0046	POLICE RENTALS/LEASES	20,000.00	
	100-3120-0011	POLICE PERS SVS-UNIFORM		20,000.00
		- TRANSFER FOR POLICE RENTALS/LEASES		
LAKE CASSE PARK DISTRICT				
6	401-7140-0054	CAPITAL EXPENDITURES	20,000.00	
	401-7140-0020	EQUIPMENT		20,000.00
		- TRANSFER FOR CLUBHOUSE IMPROVEMENTS		
CARMEL WATER DISTRICTS				
7	601-8310-0040	CONTRACTUAL REPAIRS	3,395.00	
	608-8310-0040	CONTRACTUAL REPAIRS	21,586.00	
	610-8310-0040	CONTRACTUAL REPAIRS	7,196.00	
	613-8310-0040	CONTRACTUAL REPAIRS	4,723.00	
	601-8310-9888	REPAIR RESERVE APPROPRIATION	3,395.00	
	608-8310-9888	REPAIR RESERVE APPROPRIATION	21,586.00	
	610-8310-9888	REPAIR RESERVE APPROPRIATION	7,196.00	
	613-8310-9888	REPAIR RESERVE APPROPRIATION	4,723.00	
		- PROVIDE FOR TRANSFER FROM REPAIR RESERVE APPROPRIATION PER RESOLUTION FOR REPAIRS TO WATER FILTER PLANT		
CARMEL WATER DISTRICT #2				
8	602-8310-0020	EQUIPMENT	10,000.00	
	602-8310-0099	REPAIR RESERVE		10,000.00
		- TRANSFER FOR HYDRANT REPLACEMENTS & WATER METERS		
CARMEL WATER DISTRICT #8				
9	608-8310-0047	EMERGENCY REPAIRS	20,000.00	
	608-8310-9909	APPROPRIATED FUND BALANCE	20,000.00	
		- PROVIDE FOR EMERGENCY WATER MAIN BREAKS		
CARMEL WATER DISTRICT #10				
10	610-8310-0047	EMERGENCY REPAIRS	11,800.00	
	610-8310-0099	REPAIR RESERVE FUND		3,800.00
	610-8310-0090	CONTINGENCY		8,000.00
		- TRANSFER FOR EMERGENCY WATER MAIN BREAKS		

Agenda 5/20/15
#5

Budget Revisions Mar-Apr 2015 cover sheet.xls

TOWN OF CARMEL
BUDGET REVISIONS FOR MARCH-APRIL 2015 - #2015/02

BUDGET REVISION NUMBER	ACCOUNT	ACCOUNT TITLE & TRANSFER DESCRIPTION	INCREASE USES & SOURCES OF FUNDS	DECREASE USES & SOURCES OF FUNDS
CARMEL WATER DISTRICT #13				
11	613-8310-0040	CONTRACTUAL REPAIRS	3,000.00	
	613-8310-0047	EMERGENCY REPAIRS	7,000.00	
	613-8310-9909	APPROPRIATED FUND BALANCE	10,000.00	
		- PROVIDE FOR CONTRACTUAL/EMERG REPAIRS		
CARMEL WATER DISTRICT #22				
12	622-8310-0040	CONTRACTUAL REPAIRS	2,000.00	
	622-8310-0047	EMERGENCY REPAIRS	2,000.00	
	622-8310-0099	REPAIR RESERVE FUND		4,000.00
		- TRANSFER FOR CONTRACTUAL/EMERG REPAIRS		

(Cont.)

CARMEL SEWER DISTRICT #1				
13	701-8130-0040	CONTRACTUAL REPAIRS	20,000.00	
	701-8130-0099	REPAIR RESERVE FUND		12,000.00
	701-8130-9909	APPROPRIATED FUND BALANCE	8,000.00	
		- PROVIDE/TRANSFER FOR EMERGENCY REPAIRS		
CARMEL SEWER DISTRICT #2				
14	702-8130-0142	MICRO-UTILITIES EXP	5,000.00	
	702-8130-0042	UTILITIES EXPENSE		5,000.00
		- REVISE BUDGET FOR MICROFILTRATION COSTS		
DRAINAGE CAPITAL PROJECT				
15	900-1989-0012	PROJECT OVERTIME EXPENSE	12,000.00	
	900-1989-0040	CONTRACTUAL EXPENDITURES	80,000.00	
	900-1989-0048	OTHER PROJECT EXPENDITURE	5,000.00	
	900-1989-0080	FICA/MED EXPENSE	3,000.00	
	900-1989-5710	PROCEEDS OF BORROWING	100,000.00	
		- RECORD 2015 CAPITAL AUTHORIZATION		
HIGHWAY RESURFACING CAPITAL PROJECT				
16	950-5112-0012	PROJECT OVERTIME	20,000.00	
	950-5112-0045	CONTRACTED PAVING SERVICES	850,000.00	
	950-5112-0048	OTHER PROJECT EXPENDITURES	25,000.00	
	950-5112-0080	FICA/MED EXPENSE	5,000.00	
	950-5112-5710	PROCEEDS OF BORROWING	900,000.00	
		- RECORD 2015 CAPITAL AUTHORIZATION		
PARK COMMUNITY CENTER CAPITAL FUND				
17	915-7140-0044	PURCHASE OF HWY MACHINERY	105,820.00	
	915-7140-3000	STATE AID - GRANT	105,820.00	
		- CARRY FORWARD 2014 PROJECT BALANCE		
HIGHWAY ROAD IMPROVEMENT CAPITAL FUND - LONG POND				
18	955-5112-0044	PROJECT ENGINEERING	242,000.00	
	955-5112-0048	OTHER PROJECT EXPENSE	6,886.43	
	955-5112-5710	PROCEEDS OF BORROWING	248,886.43	
		- CARRY FORWARD 2014 PROJECT BALANCE		
19	955-5112-0012	OVERTIME	30,000.00	
	955-5112-0040	CONTRACTUAL EXPENSES	200,000.00	
	955-5112-0045	CONTRACTED PAVING SERVICES	900,000.00	
	955-5112-0048	OTHER PROJECT EXPENDITURES	50,000.00	
	955-5112-0082	FICA/MED EXPENSE	10,000.00	
	955-5112-5710	PROCEEDS OF BORROWING	1,190,000.00	
		- RECORD ADDITIONAL 2014 CAPITAL AUTHORIZATION		

SYCAMORE PARK - SIGN REPLACEMENT/INSTALLATION AUTHORIZED - PROPOSED EAGLE SCOUT PROJECT OF MATTHEW QUIGLEY

RESOLVED that the Town Board of the Town of Carmel, in connection with the proposed Eagle Scout project of Matthew Quigley of Boy Scouts of America Scout Troop 371, hereby authorizes the installation of an entrance sign at Sycamore Park in accordance with plans provided by Director of Recreation and Parks James R. Gilchrist as detailed in his memorandum to the Town Board dated May 7, 2015; 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.

Resolution

Offered by: Councilman Schneider
Seconded by: Councilman Lombardi

Roll Call Vote	YES	NO	
Jonathan Schneider	X		
John Lupinacci	X		
Suzanne McDonough			Absent
Frank Lombardi	X		
Kenneth Schmitt	X		

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AMENDMENT TO SHARED SERVICES AGREEMENT BETWEEN THE TOWN OF CARMEL AND CARMEL CENTRAL SCHOOL DISTRICT - AUTHORIZED

WHEREAS, the Town of Carmel and the Carmel Central School District have previously entered into an agreement pursuant to §119-o of the New York General Municipal Law and §414 of the New York Education Law, for certain shared services and functions, including the use of Carmel Central School District ball fields and the maintenance thereof and the use of equipment for maintenance purposes with respect to said ball fields; and

WHEREAS, the Town Board of the Town of Carmel and the Carmel Central School District are both desirous of amending the terms and conditions of the existing agreement for the mutual benefit of both parties;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby authorizes entry into the amended agreement with the Carmel Central School District in form as attached hereto and made a part hereof for a period commencing retroactive to April 1, 2015 through March 31, 2016, together with two options to extend said agreement for a period of one (1) year each; and

BE IT FURTHER RESOLVED that Town of Carmel Supervisor Kenneth Schmitt is hereby authorized to execute said agreement and all other documentation reasonably and necessarily related thereto.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

**AGREEMENT BETWEEN THE CARMEL CENTRAL SCHOOL DISTRICT
AND
THE TOWN OF CARMEL**

WHEREAS the CARMEL CENTRAL SCHOOL DISTRICT, hereafter known as the "DISTRICT", is a municipal corporation of the State of New York, with offices at 81 South Street, Patterson, New York 12563 and the TOWN OF CARMEL, hereafter known as the "TOWN", is a municipal corporation of the State of New York with offices at Town Hall, 60 McAlpin Avenue, Mahopac, New York 10541; and

WHEREAS, pursuant to Education Law Section 414, DISTRICT has in the past allowed the TOWN, its contractors, agents, servants and employees to use the facilities of the DISTRICT for recreational purposes for Town sponsored activities at no charge, and

WHEREAS, the DISTRICT, in view of the continuing escalating capital and maintenance costs required to maintain and improve its recreational facilities, can no longer continue to provide the use of such facilities to the TOWN;

NOW, THEREFORE, IT IS AGREED by and between the CARMEL CENTRAL SCHOOL DISTRICT AND THE TOWN OF CARMEL that:

FIRST: The DISTRICT shall furnish to said TOWN the use of three ball fields identified as Fields #5, #6 and #7 (as per attached map) at Carmel High School, 30 Fair Street in the hamlet of Carmel for programs conducted by said TOWN, its contractors, agents, servants and employees for recreational purposes and for TOWN sponsored activities. Except when needed for use by the DISTRICT, the TOWN shall have exclusive use of the aforesaid fields as follows:

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(Cont.)

1. Field #5

April 1st through June 30 for T-Ball
Monday through Friday from 5:00 p.m. until sunset
Saturday and Sunday from 9:00 a.m. until sunset

September 1 through December 31 for Flag Football
Sundays from 9:00 a.m. through 2:00 p.m.

2. Fields #6 and #7

April 1 through August 31 for Little League
Monday through Friday from 6:00 p.m. until sunset
Saturday and Sunday from 9:00 a.m. until sunset

September 1 through December 31 for Flag Football
Saturday and Sunday from 9:00 a.m. until sunset

AGREEMENT BETWEEN CCSD AND TOWN OF CARMEL

In the event the TOWN fails to utilize the fields during the above times, the DISTRICT reserves the right to allow others to use said fields. The TOWN's programs shall be conducted by and remain under the direct supervision and control of the TOWN, its contractors, agents, servants and employees. The TOWN hereby agrees to defend and indemnify the DISTRICT, its officers and employees from any and all claims, suits or action for injury or damage to person(s) or property that may arise by reason of the TOWN's use of these facilities. The TOWN, its contractors, agents, servants, employees, patrons and invitees use these facilities at their own risk. This provision shall not be construed to indemnify the DISTRICT, its officers, employees or agents for damage arising out of bodily injury to persons or damage to property caused by or resulting from the negligence of the DISTRICT, its officers, employees or agents.

SECOND: For the use of said facilities, the TOWN agrees to make the following capital improvements to the fields and to perform the following maintenance:

Capital Improvements

1. Fields #6 and #7

Improvements to the infield clay and surrounding grass areas at a cost of \$2,000/year

Provide a port-a-potty April through November for each year of this contract. The estimated cost of such is \$720/year

Shared Services

The TOWN shall deliver sand and salt to the DISTRICT from the town garage. The DISTRICT will reimburse the TOWN at their cost. The DISTRICT shall be responsible for mowing.

The TOWN shall provide use of field maintenance equipment as requested by the DISTRICT. Examples: Aerator, York Rake, Top Dresser, Field Lining Equipment, etc.

THIRD: This Agreement shall be effective from April 1, 2015 and ending March 31, 2016, with the option of rolling over for two additional one year periods dependent upon consent of both parties.

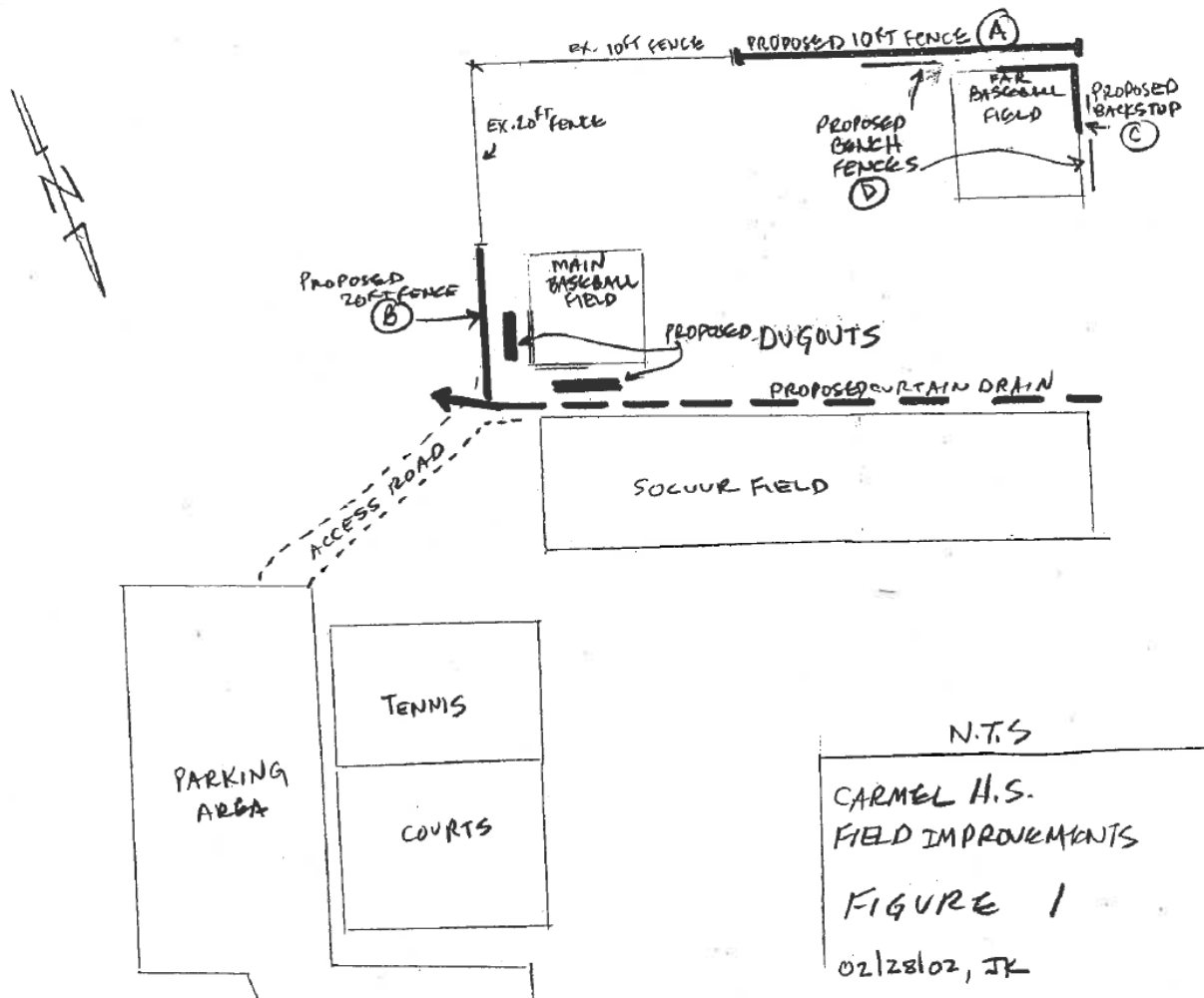
TOWN OF CARMEL
By:

Name: _____ Title: _____ Date: _____

CARMEL CENTRAL SCHOOL DISTRICT
By:

Name: Richard Kreps Title: President, Board of Education Date: 4/7/15

(Cont.)



ADVERTISEMENT FOR BID FOR CONSTRUCTION AND INSTALLATION OF DUGOUTS AT CAMARDA PARK - AUTHORIZED

RESOLVED that, pursuant to the request of Director of Recreation and Parks James R. Gilchrist, Town Clerk Ann Spofford is hereby authorized to advertise for bids regarding the proposed installation of four precast dugout structures at Camarda Park in the Town of Carmel, all in accordance with the memorandum and plans submitted to the Town of Carmel Town Board dated May 7, 2015; and

BE IT FURTHER RESOLVED that the detailed specifications are to be furnished by the Department of Recreation and/or the Department of the Town Engineer for the above to the Town Clerk to be used in conjunction with the Town's general bid conditions and specifications.

Resolution

Offered by: Supervisor Schmitt
Seconded by: Councilmen Lupinacci and Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

ADVERTISEMENT FOR BID FOR CONSTRUCTION OF SUPPORT BUILDING AT CAMARDA PARK - AUTHORIZED

RESOLVED that, pursuant to the request of Director of Recreation and Parks James R. Gilchrist, Town Clerk Ann Spofford is hereby authorized to advertise for bids regarding the proposed construction of a support building at Camarda Park in the Town of Carmel, all in accordance with the memorandum and plans submitted to the Town of Carmel Town Board dated May 7, 2015; and

BE IT FURTHER RESOLVED that the detailed specifications are to be furnished by the Department of Recreation and/or the Department of the Town Engineer for the above to the Town Clerk to be used in conjunction with the Town's general bid conditions and specifications.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

MAHOPAC CHAMBER PARK - PROPOSAL ACCEPTED AND INSTALLATION OF NEW PLAYGROUND FACILITIES AUTHORIZED - THE KOMPAN COMPANY - NOT TO EXCEED \$33,225.95

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Director of Recreation and Parks James R. Gilchrist, hereby authorizes the acceptance of the proposal of The Kompan Company, Tacoma WA, for the installation of new playground facilities in accordance with the sales proposal dated April 20, 2015 NYS Bid # PGB22896, at a cost not to exceed \$33,225.95; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form acceptable to Town Counsel, Town Supervisor Kenneth Schmitt is hereby authorized to execute any and all necessary contract documentation to effect acceptance of this proposal upon the terms authorized herein.

Resolution

Offered by: Councilman Schneider
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

Supervisor Schmitt explained that the last three resolutions pertain to projects that are being funded through New York State grants. The funding for the construction of the support building at Camarda Park also includes Parkland Trust Funds. Supervisor Schmitt acknowledged various elected officials and involved staff for their contributions in connection with the projects.

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BALDWIN MEADOWS PARK - PROPOSAL ACCEPTED - MAHOPAC BUILDING MATERIALS - NOT TO EXCEED \$8,600.00 AND INSTALLATION OF PAVERS AUTHORIZED - JOSEPH COLATRUGLIO D/B/A S&J COLATRUGLIO

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Director of Recreation and Parks James R. Gilchrist, hereby authorizes the acceptance of the proposal of Mahopac Building Materials, Mahopac, NY for the purchase of pavers to be installed at Baldwin Meadows Park in accordance with the proposal dated April 20, 2015 at a cost not to exceed \$8,600.00; and

BE IT FURTHER RESOLVED THAT the installation of said materials by Joseph Colatruglio dba S&J Colatruglio, 155 Cherry Hill Road, Carmel, NY is hereby authorized; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form acceptable to Town Counsel, the aforesaid work may commence and Town Supervisor Kenneth Schmitt is hereby authorized to execute any and all necessary contract documentation to effect acceptance of this proposal upon the terms authorized herein.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilmen Schneider and Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

LAKE CASSE PARK DISTRICT - RATES SET FOR 2015 SEASONAL EMPLOYEES

RESOLVED that the Town Board of the Town of Carmel, acting as the Commissioners of the Lake Casse Park District, hereby sets the following rates for Lifeguards in 2015.

<u>POSITION</u>	<u>MAXIMUM RATE OF PAY</u>
Lifeguard	\$15.00/hr
Lifeguard	\$14.00/hr
Gate Guard	\$12.00/hr

Resolution

Offered by: Supervisor Schmitt
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

FILING OF ANNUAL MS4 STORMWATER REPORT - AUTHORIZED

WHEREAS the Town Board has been presented with a draft annual MS4 Stormwater Report prepared by the Town of Carmel Engineering Department; and

WHEREAS public comment on the draft annual report was received by the Town Board and the Town Board has considered said comments;

NOW, THEREFORE, BE IT RESOLVED that the Town Supervisor, Kenneth Schmitt is hereby authorized to sign and file said report as drafted by Town Engineer Richard J. Franzetti, P.E.

**MAY 20, 2015
TOWN BOARD MEETING**

(Cont.)

Resolution

Offered by: Councilman Lupinacci
 Seconded by: Councilman Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

**CARMEL SEWER DISTRICT #2 WASTEWATER TREATMENT PLANT -
 PURCHASES AUTHORIZED - FLEET PUMP AND SERVICE GROUP -
 ULTRAVIOLET DISINFECTION CONTROL PANEL - NOT TO EXCEED \$10,654.00
 AND ULTRAVIOLET DISINFECTION BULBS - NOT TO EXCEED \$45,218.00**

WHEREAS, Severn Trent Environmental Services (STES), operator for the Carmel Sewer District #2 Wastewater Treatment Plant, and Town Engineer Richard J. Franzetti, P.E. have each advised the Town Board of the Town of Carmel that the ultraviolet disinfection control panel and ultraviolet disinfection bulbs at the Carmel Sewer District #2 Wastewater Treatment Plant are in need of replacement; and

WHEREAS STES and the Town Engineer have each further advised the Town Board that the that the acquisition of the aforesaid disinfection control panel and ultraviolet bulbs are exempt from the New York General Municipal Law as a "sole source" exception;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #2 hereby accept and adopt the recommendations of STES and the Town Engineer and according authorize the acquisition and installation of the Trojan QSI control panel from Fleet Pump and Service Group, White Plains, NY at a cost not to exceed \$10,654.00 in accordance with the proposal dated March 3, 2014; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #2 hereby accept and adopt the recommendations of STES and the Town Engineer and according authorize the acquisition and installation of the ultraviolet disinfection bulbs from Fleet Pump and Service Group, White Plains, NY and STES dated March 3, 2015 and March 4, 2015 respectively at an aggregate cost not to exceed \$45,218.00.

Resolution

Offered by: Councilman Schneider
 Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

**INFORMATION TECHNOLOGY SERVICES - EXTENSION/RENEWAL OF EXISTING
 AGREEMENT WITH SULLIVAN DATA MANAGEMENT, INC. AUTHORIZED - 7/1/15
 THROUGH 6/31/18 - AGGREGATE SUM NOT TO EXCEED \$51,050.00**

RESOLVED, that the Town Board of the Town of Carmel hereby authorizes the extension/renewal of its existing agreement for Information Technology services with Sullivan Data Management, Inc., Yorktown, NY, for a period of three (3) years commencing July 1, 2015 through June 31, 2018 for the aggregate sum not to exceed \$51,050.00 (FIFTY ONE THOUSAND FIFTY DOLLARS) annually in accordance with Proposal #11238 dated April 7, 2015; and

(Cont.)

BE IT FURTHER RESOLVED that upon review of insurance certificates in form acceptable to Town Counsel, Kenneth Schmitt, Town Supervisor is hereby authorized to execute any other and further documentation necessary to effect such contract extension.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilmen Lupinacci and Schneider

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

PROPOSAL ACCEPTED FOR RECORDING OF MEETINGS FOR THE TOWN OF CARMEL - ALESCA PRODUCTIONS - NOT TO EXCEED \$7,300.00 FOR THE PERIOD OF 7/1/15 THROUGH 12/31/15; NOT TO EXCEED \$18,250.00 FOR 2016; NOT TO EXCEED \$17,250.00 FOR 2017; WITH TWO (2) ONE-YEAR OPTIONS IN FAVOR OF THE TOWN OF CARMEL FOR 2018 AND 2019 - NOT TO EXCEED \$16,250.00 ANNUALLY

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Town Engineer Richard J. Franzetti, P.E. hereby accepts the proposal of Alesca Productions, Mahopac, NY for the video recording of meetings to be held at Town of Carmel Town Hall in accordance with the proposal dated April 27, 2015;

BE IT FURTHER RESOLVED that said services are hereby authorized at a cost not to exceed \$7,300 for the period of July 1, 2015 through December 31, 2015; a cost not to exceed \$18,250.00 for 2016; a cost not to exceed \$17,250.00 for 2017; together with two (2) one-year options in favor of the Town of Carmel for 2018 and 2019 at cost not to exceed \$16,250.00 annually; and

BE IT FURTHER RESOLVED that upon presentation of insurance certificates in form acceptable to Town Counsel, Town Supervisor Kenneth Schmitt is hereby authorized to execute any and all necessary contract documentation to effect acceptance of this proposal upon the terms authorized herein.

Resolution

Offered by: Supervisor Schmitt
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

APPLICATION OF CHAPTER 104 OF THE TOWN CODE, ENTITLED “NOISE” WAIVED - COUNTY OF PUTNAM

RESOLVED, that pursuant to Town Code § 104-8, the Town Board of the Town of Carmel hereby waives the application of Chapter 104 of the Town Code, entitled “Noise” with respect to the County of Putnam and its “Friday Night Barbeque Series” Events scheduled for the following dates at Putnam County Golf Club:

(Cont.)

May 29, 2015;
June 5, 2015;
June 12, 2015;
June 19, 2015;
June 26, 2015;
July 10, 2015;
July 17, 2015;
July 24, 2015;
July 31, 2015;
August 7, 2015;
August 14, 2015;
August 21, 2015;
August 28, 2015.

Resolution
Offered by: Councilman Lupinacci
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

**“THE PEDESTRIAN LIGHTING AND SIDEWALK IMPROVEMENT PROJECT” -
ROUTE 6N/SOUTH LAKE BOULEVARD - DETERMINATION MADE PURSUANT TO
ARTICLE 2 OF THE EMINENT DOMAIN PROCEDURE LAW**

WHEREAS, the Town of Carmel has undertaken a public improvements project known as “The Pedestrian Lighting and Sidewalk Improvement Project” located on Route 6N/South Lake Boulevard in downtown Mahopac (“The Project”) regarding the installation of certain lighting improvements along Route 6N in the Hamlet of Mahopac; and

WHEREAS, the project is being funded through Multi-Modal #4 Grant from the New York State Department of Transportation as well as through Good Neighbor Funding from the City of New York Department of Environmental Protection; and

WHEREAS, the Town Board of the Town of Carmel has been advised that the acquisition of certain easement interests over private property are required for the installation of the improvements proposed for The Project; and

WHEREAS, the Town of Carmel has acquired certain easement interests by voluntary conveyance from owners of certain properties upon which easement interests were required for said project; and

WHEREAS, The Town Board has previously authorized the commencement of eminent domain proceedings for the purposes of securing any and all remaining easement interests necessary for the construction and completion of The Project;

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel has reviewed and considered all aspects of The Project including those which pertain to the easement interests necessary to be acquired ; and

BE IT FURTHER RESOLVED that The Town Board of the Town of Carmel hereby determines that easement acquisitions required for the parcels known and designated as Town of Carmel Tax Map Nos. 75.44-1-44; 75.44-1-45; and 75.44-1-51 required for completion of the Project are de minimis in nature, so that the public interest will not be prejudiced by the construction of The Project; and

(Cont.)

BE IT FURTHER RESOLVED that the Town Board of the Town of Carmel further determines the following above properties are de minimis in nature is based upon the following:

- The easements sought are comprised solely of areas improved by sidewalks located between the existing buildings located at the referenced properties and U.S. Route 6N;
- Only lighting/lamp structures will be installed above ground within the easement areas and all conduit and wiring to be installed within the easement areas will be buried below ground surface;
- As part of the referenced project, the existing sidewalks on the referenced properties will be completely replaced with new concrete sidewalks and the existing overhead wiring service to the proposed new lighting fixtures will be removed and replaced with subsurface service;
- The interests sought to be acquired over the referenced properties are not fee interests and the property owners will maintain full use of the easement area in any manner which does not interfere with the easement rights sought to be acquired;
- None of the easements sought to be acquired interferes with and/or proposes alterations to the existing buildings located on the referenced properties.

Resolution

Offered by: Councilman Lupinacci
Seconded by: Councilman Lombardi

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

Supervisor Schmitt stated that he has spoken with the two property owners in connection with the above referenced project. Engineering Department personnel are scheduled to with meet with the property owners to discuss their concerns with regard to the location of proposed lampposts. Supervisor Schmitt expressed his hope that both property owners will then sign-off on the easements thereby eradicating the need to continue with the eminent domain process.

TOWN OF CARMEL ORGANIZATIONAL CHART - ADOPTED

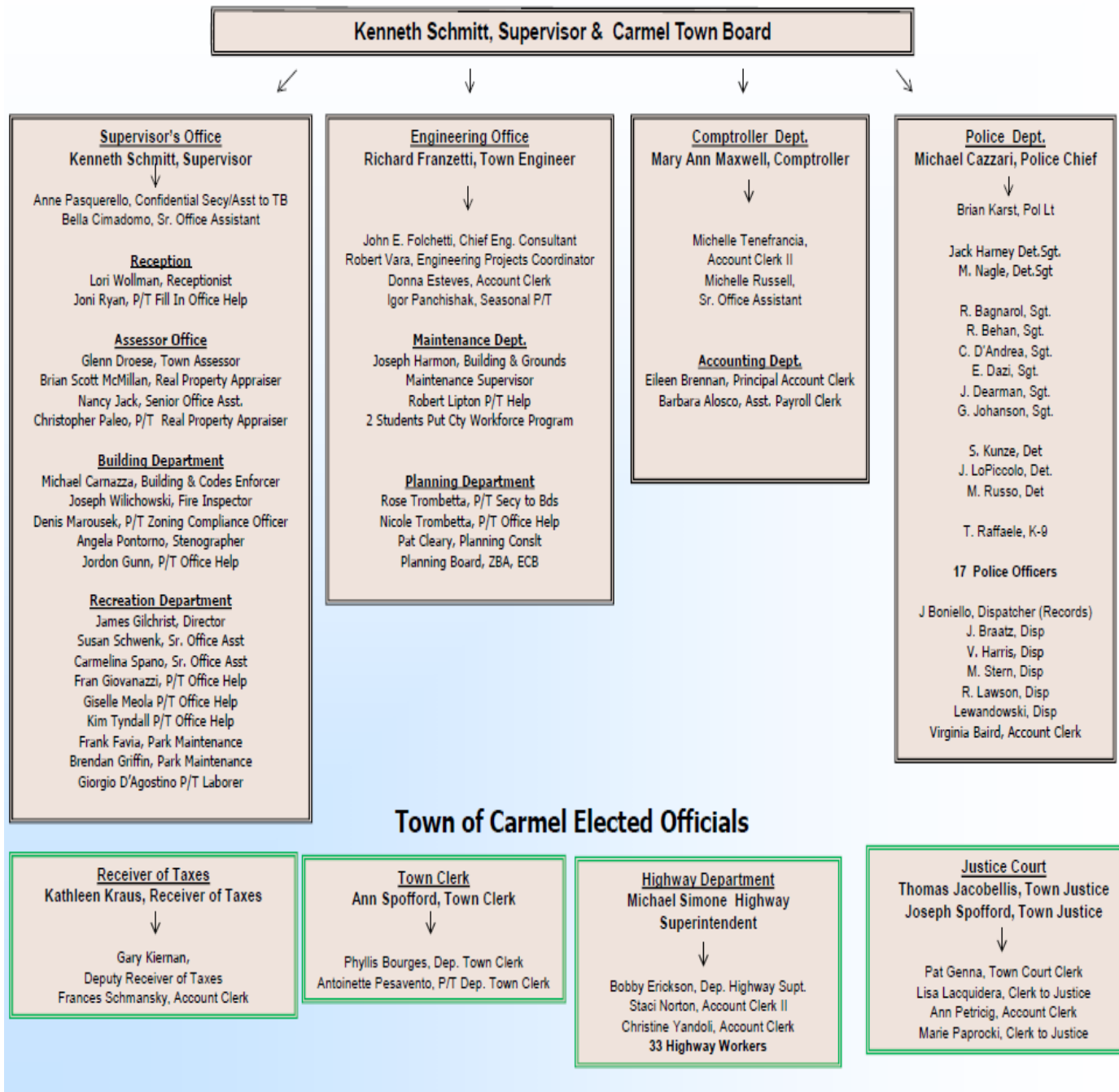
RESOLVED that the Town Board of the Town of Carmel hereby adopts, effective immediately, the Town of Carmel Organizational Chart as attached hereto and made a part hereof.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

Town of Carmel Organizational Chart



SAFE BOATING WEEK DECLARED - 5/18/15 THROUGH 5/22/15

WHEREAS, while being a significant source of enjoyment and relaxation, boating to the unprepared, can be a risky sport where knowledge and skills are important in reducing human error and improving judgment;

WHEREAS, it is critical to implement precautionary measures to protect those participating in boating activities to reduce and eliminate accidents and fatalities in boating activities; and

WHEREAS, The Town Board of the Town of Carmel hereby recognizes the efforts of the United State Coast Guard Auxiliary in reducing accidents and fatalities in boating activities, thereby making the waters of this country safer;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby declares the week of May 18, 2015 through May 22, 2015 as Safe Boating Week in the Town of Carmel; and

BE IT FURTHER RESOLVED, that it is urged that all levels of government within the County of Putnam, all school districts, divisions of law enforcement, place of worship, youth service organizations, and all citizens of the Town of Carmel and the County of Putnam promote safety and awareness in boating activities during this week.

(Cont.)

Resolution

Offered by: Supervisor Schmitt
Seconded by: Councilman Lupinacci

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>	
Jonathan Schneider	<u>X</u>	<u> </u>	
John Lupinacci	<u>X</u>	<u> </u>	
Suzanne McDonough	<u> </u>	<u> </u>	Absent
Frank Lombardi	<u>X</u>	<u> </u>	
Kenneth Schmitt	<u>X</u>	<u> </u>	

Supervisor Schmitt thanked the Putnam County Sherriff’s Department for assisting the Town of Carmel Police Department in providing law enforcement on Lake Mahopac.

PUBLIC COMMENTS - AGENDA ITEMS

David Krebs identified a mathematical error contained in the resolution authorizing the extension/renewal of the existing agreement for information technology services with Sullivan Data Management, Inc. which was carried over from the corresponding memo from the Town Engineer.

Supervisor Schmitt thanked Mr. Krebs for pointing it out and indicated that the matter would be reviewed and if necessary, the resolution would be amended.

Mr. Krebs cited detailed cost comparisons with regard to the proposals of Sullivan Data Management and Euro Video Productions and concluded that the increase proposed by Euro Video Productions would amount to less than what was authorized for Sullivan Data Management. He spoke regarding the services currently being provided by Euro Video Productions, and questioned whether or not Alesca Productions can continue to provide the video recording services at the prices proposed. Mr. Krebs commented that the RFP exemption that was applied for information technology services because of confidentiality and security reasons should apply to video recording services as well.

Thom Ianniccari commented that the Greater Mahopac-Carmel Chamber of Commerce would like to make sure that the public will have clear access to the affected storefronts throughout the construction of the Pedestrian Lighting and Sidewalk Improvement Project.

Supervisor Schmitt explained that the bid specifications that will be provided to the vendors in connection with the project will contain language with regard to ensuring access. However, there may be short periods of time with access limitations.

Michael Barile expressed his support with regard to the appointment of Michael Cazzari as Chief of Police.

Mr. Barile agreed with the comments made earlier by Mr. Krebs and suggested that the Town Board revisit the extension/renewal of the existing agreement for information technology services with Sullivan Data Management and the proposals for the video recording of Town meetings.

Mr. Barile referenced a recent article that compared the region’s Workers’ Compensation injury cases and commented that the amount of Town of Carmel claims appeared proportionately skewed.

Supervisor Schmitt explained that in addition to the Highway Department and the Police Department, the volunteer fire departments and ambulance corps are included in Town of Carmel claims. He pointed out that the numbers have been declining over the years. Discussion ensued.

**MAY 20, 2015
TOWN BOARD MEETING**

(Cont.)

Anne Vlattas read a letter to the Town Board on behalf of Diane Ionta Krebs who was presently videotaping the Town Board meeting for Euro Video Productions. In the letter, Ms. Ionta Krebs described her experience in the video production industry. She then questioned the experience and references of Domenic Zecca of Alesca Productions. Ms. Ionta Krebs stated her disappointment with the Town Board and the recommendation of the Town Engineer in connection with the matter and highlighted the experience of Euro Video Productions.

TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS

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

PUBLIC COMMENTS - OPEN FORUM

No member of the public wished to comment at this time.

TOWN BOARD MEMBER COMMENTS - OPEN FORUM

Supervisor Schmitt announced that effective May 23, 2015, the location for the recycling container for the disposal of electronic waste will be located on the side of the Othmer Building at 48 McAlpin Avenue in Mahopac. Hours of operation will be from 10:00 a.m. to 2:00 p.m. on Saturdays. A complete list of acceptable and non-acceptable electronics is available on the Town of Carmel's website at www.carmelny.org.

Supervisor Schmitt announced that the Town of Carmel offices will be closed on May 25, 2015 in observance of Memorial Day.

Supervisor Schmitt announced that on May 24, 2015 Carmel VFW Post 1374 and its Ladies Auxiliary will join American Legion Post 270 in hosting a 9:00 a.m. ceremony at the monument on Terry Hill Road in Kent as well as an 11:30 a.m. ceremony at the Post Home. Mahopac VFW Post 5491 and its Ladies Auxiliary will join American Legion Post 1080 for their annual Memorial Day Parade on May 25, 2015 starting at 10:00 a.m. at Clarke Place and continuing to the Veterans Memorial Park with a ceremony to follow. The American Legion Post 1080 will also host a ceremony at noon at 333 Buckshollow Road and an additional ceremony with refreshments will be held at afterward at the Post Home.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilman Lombardi, seconded by Councilman Schneider, with all Town Board members present in agreement, the meeting was adjourned at 8:22 p.m.

Respectfully submitted,

Ann Spofford, Town Clerk