

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 3<sup>rd</sup> day of May 2017 at 7:12 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, Councilwoman McDonough, Councilman Lombardi and Supervisor Schmitt.

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.

**MINUTES OF TOWN BOARD MEETINGS HELD ON 4/5/17 AND 4/12/17 - ACCEPT AS SUBMITTED BY THE TOWN CLERK**

On motion by Councilman Lombardi, seconded by Councilman Lupinacci, with all members of the Town Board present and voting “aye”, the minutes of the Town Board meetings held on April 5<sup>th</sup> and April 12<sup>th</sup> 2017 were accepted as submitted by the Town Clerk.

**LAKE CASSE PARK DISTRICT NEWSLETTER - MAILING AUTHORIZED**

RESOLVED that the Town Board of the Town of Carmel, acting as the Commissioners of the Lake Casse Park District, hereby authorizes the mailing of the April 2017 quarterly newsletter, Volume 3 - Issue 3 as prepared by the Lake Casse Park District Advisory Board to all properties within the district, and further directs that the cost thereof be charged as a district expense.

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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**APPLICATION OF CHAPTER 104 OF 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:

- May 14, 2017;
- June 2, 2017;
- June 9, 2017;
- June 16, 2017;
- June 23, 2017;
- June 30, 2017;
- July 7, 2017;
- July 14, 2017;
- July 21, 2017;
- July 28, 2017
- August 4, 2017;
- August 11, 2017;
- August 18, 2017;
- August 25, 2017;
- September 8, 2017;
- September 15, 2017;

(Cont.)

September 22, 2017;  
September 29, 2017;  
October 7, 2017.

Resolution

Offered by: Councilman Lombardi  
Seconded by: Councilwoman McDonough

<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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**POLICE DEPARTMENT - CERTAIN EQUIPMENT DECLARED OBSOLETE AND DISPOSAL AUTHORIZED**

RESOLVED that, upon the recommendation of Chief of Police Michael Cazzari, the Town Board of the Town of Carmel hereby declares the following vehicle to be obsolete and authorizes its disposal in accordance with Town Law, including but not limited to Town Law §64(2-a):

- 2003 Kawasaki ATV, Model # KVF360A1 - Serial # JKBVFHA183B521072

Resolution

Offered by: Councilman Lupinacci  
Seconded by: Councilwoman McDonough

<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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**BOND RELEASE AUTHORIZED - STONELEIGH WOODS AT CARMEL - TM #55.15-1-36 & 37**

WHEREAS application has been made by Stoneleigh Woods at Carmel for the total release of a bond posted in accordance with Chapter 131 and/or Chapter 156 of the Town Code regarding the property known and designated as Town of Carmel Tax Map #55.15-1-36 and 55.15-1-37; and

WHEREAS said applications have been reviewed by the Planning Board and The Office of the Town Engineer, both of which have recommended the release of said bonds;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the release of the bond referenced herein, specifically the bond issued by Platte River Insurance Co. Bond No. 41060475 in the current amount of \$320,695.00.

Resolution

Offered by: Councilwoman McDonough  
Seconded by: Councilman Lupinacci

(Cont.)

<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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**CARMEL WATER DISTRICT #2 - PROPOSAL ACCEPTED AND LEAK DETECTION SURVEY AUTHORIZED - NYLD INFRASTRUCTURE, INC. - NOT TO EXCEED \$9,300.00**

RESOLVED THAT the Town Board of the Town of Carmel, acting as Commissioners of Carmel Water District #2, and pursuant to the recommendation of Town of Carmel Town Engineer Richard J. Franzetti, P.E., hereby authorizes acceptance of the proposal of NYLD Infrastructure, Inc., Jamesville, NY for the provision of leak detection and mapping services within the Carmel Water District #2 distribution system in accordance with the proposal of April 7, 2017 and at a cost not to exceed \$9,300.00; and

BE IT FURTHER RESOLVED that Town Supervisor Kenneth Schmitt 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: 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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**CARMEL SEWER DISTRICTS #2, #4, #5, #6 AND #7 - BID AWARDED FOR SLUDGE HAULING - RESIDUALS MANAGEMENT SERVICES, DBA EARTHCARE**

WHEREAS the Town Board of the Town of Carmel has previously authorized advertisement for the solicitation of bids for sludge hauling in various sewer districts within the Town of Carmel; and

WHEREAS such bids were received and opened on April 18, 2017 and a bid opening memo is on file with Town Clerk Ann Spofford, and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer Districts #2, #4, #5, #6 and #7 and upon the recommendation of Richard Franzetti, P.E. Town Engineer, the Town Board hereby awards the aforesaid bid to Residuals Management Services, dba Earthcare, Vernon, NJ, the low responsible bidder meeting specifications.

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 accept such bid and contract for said services.

Resolution

Offered by: Councilman Lombardi  
Seconded by: Councilman Lupinacci

(Cont.)

<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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**PLANNING BOARD - PROPOSAL ACCEPTED FOR ARCHITECTURAL DESIGN CONSULTANT - WARSHAUER, MELLUSI, WARSHAUER ARCHITECTS, PC**

RESOLVED THAT the Town Board of the Town of Carmel, upon the recommendation of Town Engineer Richard J. Franzetti, P.E. hereby authorizes acceptance of the proposal of Warshauer, Mellusi, Warshauer Architects, PC for the performance of Architectural Consulting Services to the Town of Carmel Planning Board upon the terms set forth within the proposal dated March 3, 2017, a copy of which is on file in the Town Supervisor’s Office; 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 Lupinacci  
Seconded by: Councilwoman McDonough

<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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**POTABLE WATER CAPITAL PROJECTS AND STORMWATER / WASTE WATER CAPITAL PROJECTS - PROPOSAL ACCEPTED FOR FINANCIAL DEVELOPMENT / GRANT WRITING SERVICES - ENDEAVOR MUNICIPAL DEVELOPMENT, INC. - NOT TO EXCEED \$12,000**

RESOLVED THAT the Town Board of the Town of Carmel, hereby authorizes acceptance of the proposal of Endeavor Municipal Development, Inc. Germantown, NY for the performance of financial development/grant writing services to the Town of Carmel in regards to potable water capital projects and stormwater/waste water capital projects for a period of six months commencing retroactive to April 1, 2017 at an aggregate cost not to exceed \$12,000; 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: Councilwoman McDonough  
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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**MAHOPAC VOLUNTEER FIRE DEPARTMENT - FIRE PROTECTION DISTRICT #2 - ENTRY INTO CONTRACT AUTHORIZED**

WHEREAS appropriations have been made in the 2017 Town Budget for entry into various contracts for the provision of various services to the Town of Carmel, and

WHEREAS a public hearing was duly held on said contracts on November 2, 2016; and copies of said contracts are on file in the office of the Town Supervisor for the inspection and review of all Town Board members,

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the Town Supervisor to enter into and execute, on behalf of the Town, contracts with the following contractors for the services indicated in an amount not to exceed that set forth below:

CONTRACTOR	SERVICES	NOT TO EXCEED AMOUNT
MAHOPAC VOLUNTEER FIRE DEPT.	FIRE PROTECTION-FIRE PROTECTION DIST. #2	\$1,200,000.00

**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>X</u>	<u>          </u>
Frank Lombardi	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

Supervisor Schmitt acknowledged the members of the Mahopac Volunteer Fire Department for their cooperation in connection with the aforementioned contract as well as for their service to the community.

**PUBLIC COMMENTS - AGENDA ITEMS**

Michael Barile inquired about the cost included in the proposal of Warshauer, Mellusi, Warshauer Architects, PC for the performance of Architectural Consulting Services to the Town of Carmel Planning Board.

Councilman Lupinacci replied that the cost will be \$2,000.00 per month.

Mr. Barile suggested that when all proposals are accepted at a Town Board meeting, the costs and durations of the agreements should be made publicly available.

Supervisor Schmitt agreed with Mr. Barile’s suggestion.

**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**

Councilman Schneider announced that a floral arranging workshop will be presented by the Lake Mahopac Garden Club in cooperation with the Friends of Mahopac Public Library on May 11, 2017 at 6:30 p.m. at the Mahopac Public Library.

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Councilwoman McDonough announced that registration for the Recreation and Parks Department's 2017 spring classes, primary camp and playground camp has begun. Further information is available on the Town's website or by calling the office of the Recreation and Parks Department.

Councilman Lupinacci announced that the Greater Mahopac Carmel Chamber of Commerce is sponsoring their first annual Carmel Spring Fair on May 6, 2017 from 1:00 p.m. to 5:00 p.m. along Gleneida Avenue from Fair Street to Vink Drive. There will be vendors, food, entertainment, and rides.

Supervisor Schmitt announced that Putnam County will be holding their Household Hazardous Waste Collection Day on May 6, 2017 from 9:00 a.m. to 12:00 p.m. at the Fahnestock Park Canopus Beach Parking Lot on Route 301 in Kent. The Putnam County Department of Health should be contacted for further information and to register.

Supervisor Schmitt announced to the property owners in Carmel Sewer Districts #1 and #3 that Green Mountain Pipeline Services will commence lining of their collection systems the week of May 8, 2017. He detailed the proposed schedule for service interruptions and advised those affected by the work to check the Town's website or contact the Engineering Department for additional information.

Supervisor Schmitt commended the Carmel Police Department, the New York State Police Department as well as the Putnam County Sheriff's Department for their diligent efforts in connection with the investigation into the recent tragic homicide that occurred in the Town. He stated that the law enforcement officials have determined that the individual who committed the crime has subsequently committed suicide.

**ADJOURNMENT**

All agenda items having been addressed, on motion by Councilman Lombardi, seconded by Councilman Lupinacci, with all Town Board members present and in agreement, the meeting was adjourned at 7:33 p.m.

Respectfully submitted,

Ann Spofford, Town Clerk