

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

A Special Meeting of the Town Board of the Town of Carmel was called to order by Supervisor Kenneth Schmitt on the 13<sup>th</sup> day of June, 2018 at 7:10 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Barile, Councilman Schneider, Councilman Lupinacci, Councilwoman McDonough and Supervisor Schmitt.

The Pledge of Allegiance to the Flag was observed prior to the start of official business and a moment of silence was observed to remember Town of Carmel Police Officer Gary Pietropaolo who died on June 7, 2018 as a result of a motor vehicle accident. Supervisor Schmitt spoke about Officer Pietropaolo's outstanding work as a police officer and acknowledged the impact of this horrific loss for the Town of Carmel. Supervisor Schmitt and all the Town Board Members extended their deepest sympathy to Gary's family, his fiancée and friends.

Supervisor Schmitt also commented on the two brothers from Mahopac that were still missing and noted that our thoughts and prayers were with the Ferrieri family.

**TABLED RESOLUTION FROM 6/6/18 REMOVED FROM TABLE - RESOLUTION AUTHORIZING, SUBJECT TO PERMISSIVE REFERENDUM THE CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF THE AIRPORT PARK, IN AND FOR THE TOWN OF CARMEL PUTNAM COUNTY, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$2,200,000 AND AUTHORIZING THE ISSUANCE OF \$2,200,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF**

On motion by Councilman Lupinacci, seconded by Councilwoman McDonough, with all members of the Town Board present and voting "aye", the above noted resolution from June 6, 2018 was removed from the table.

**CONSTRUCTION OF IMPROVEMENTS TO AND RECONSTRUCTION OF THE AIRPORT PARK, IN AND FOR THE TOWN OF CARMEL AT A MAXIMUM ESTIMATED COST OF \$2,200,000 AND THE ISSUANCE OF \$2,200,000 BONDS OF SAID TOWN TO PAY THE COST THEREOF AUTHORIZED - SUBJECT TO PERMISSIVE REFERENDUM – OFFERED AS PARAPHRASED AND PREFILED**

WHEREAS, the capital project hereinafter described is hereby 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 its financing;

NOW, THEREFORE BE IT RESOLVED, by the Town Board of the Town of Carmel, Putnam County, New York, as follows:

Section 1. The construction of improvements to and reconstruction of the Airport Park, 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 \$2,200,000, subject to permissive referendum.

Section 2. It is hereby determined that the plan for the financing thereof is by the issuance of \$2,200,000 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 fifteen years, pursuant to subdivision 19(c) 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.

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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: Councilman Schneider  
Seconded by: Councilwoman McDonough

<u>Roll Call Vote</u>	<u>YES</u>	<u>NO</u>
Michael Barile	<u>X</u>	<u>          </u>
Jonathan Schneider	<u>X</u>	<u>          </u>
John Lupinacci	<u>X</u>	<u>          </u>
Suzanne McDonough	<u>X</u>	<u>          </u>
Kenneth Schmitt	<u>X</u>	<u>          </u>

**PUBLIC COMMENTS - AGENDA ITEMS**

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

**TOWN BOARD MEMBER COMMENTS - AGENDA ITEMS**

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

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**ADJOURNMENT**

All agenda items having been addressed, on motion by Councilwoman McDonough, seconded by Councilman Lupinacci, with all members present and in agreement, the meeting was adjourned at 7:20 p.m. to the scheduled Work Session.

Respectfully submitted,

Phyllis Bourges, Deputy Town Clerk