

17 AUGUST 2011

**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 17th day of August 2011 at 7:16 p.m. at Town Hall, 60 McAlpin Avenue, Mahopac, New York. Members of the Town Board present by roll call were: Councilman Ravallo, Councilman Lombardi, 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 honor those serving in the United States Armed Forces.

RECOGNITION OF AMERICAN LEGION POST 1080, MAHOPAC

The members of American Legion Post 1080, Mahopac were recognized by the Town Board for their humanitarian relief efforts to the residents of Joplin, Missouri who were devastated by a massive tornado on May 22, 2011.

CARMEL SEWER DISTRICT #2 - ENTRY INTO OUT OF DISTRICT SEWER SERVICE AGREEMENT AUTHORIZED - 99 KELLY ROAD - TM #55.16-1-3

RESOLVED that the Town Board of the Town of Carmel, acting as Commissioners of Carmel Sewer District #2, hereby authorizes the entry into an Out Of District Sewer Service Agreement with respect to the following property and its owner(s):

| Tax Map # | Current Owner | Property Address |
|------------------|----------------------|-------------------------|
| 55.16-1-3 | Byron | 99 Kelly Road |

BE IT FURTHER RESOLVED that the above property owner is responsible for all costs to install a sewer line and appurtenances to service its property and that the Town Engineer shall approve the plans and specifications for said installation prior to issuing said permit and shall inspect the line during construction; and

BE IT FURTHER RESOLVED that, upon the submission by the applicant of any and all other necessary approvals from the appropriate jurisdictional agencies, the Town Supervisor is hereby authorized to sign said agreement on behalf of Carmel Sewer District #2, said agreement to contain provisions that the operation and maintenance of the aforesaid sewer line are the sole responsibility of the owners, and upon payment of back capital charges in the amount of \$7,053.95, all application fees and hookup costs, the Town Engineer is authorized to issue permits for said connection.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman Ravallo

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|---------------|
| Robert Ravallo | <u>X</u> | <u> </u> |
| Frank Lombardi | <u>X</u> | <u> </u> |
| Suzanne McDonough | <u>X</u> | <u> </u> |
| Kenneth Schmitt | <u>X</u> | <u> </u> |

ATTENDANCE AT SEMINAR AUTHORIZED - TOWN ENGINEER RONALD J. GAINER, P.E. AND ENGINEERING PROJECTS COORDINATOR ROBERT VARA - 10/27/11

RESOLVED that the Town Board of the Town of Carmel hereby authorizes Town Engineer Ronald J. Gainer, P.E. and Engineering Projects Coordinator Robert Vara to attend the seminar offered by Lorman Education Services entitled "American Institute of Architects Contracts" in White Plains, NY on October 27, 2011; and

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(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 Ravallo
Seconded by: Councilwoman McDonough

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-------------------|
| Robert Ravallo | <u>X</u> | <u> </u> |
| Frank Lombardi | <u>X</u> | <u> </u> |
| Suzanne McDonough | <u>X</u> | <u> </u> |
| Kenneth Schmitt | <u>X</u> | <u> </u> |

ACCOUNTING DEPARTMENT - PROBATIONARY APPOINTMENT OF ASSISTANT PAYROLL CLERK MADE - BARBARA ALOSCO

RESOLVED that the Town Board of the Town of Carmel appoints Barbara Alosco to the position of Assistant Payroll Clerk in the Accounting Department on a probationary basis, effective immediately, at a CSEA Group 4 Step 4 salary level subject to the provisions of Civil Service Law and the Civil Service Rules and Regulations.

Resolution

Offered by: Councilwoman McDonough
Seconded by: Councilman Lombardi

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-------------------|
| Robert Ravallo | <u>X</u> | <u> </u> |
| Frank Lombardi | <u>X</u> | <u> </u> |
| Suzanne McDonough | <u>X</u> | <u> </u> |
| Kenneth Schmitt | <u>X</u> | <u> </u> |

Supervisor Schmitt noted that this is not a new hire. It is a title change for the individual who has been working for the Town of Carmel and successfully scored number one on her Civil Service exam for the abovementioned position.

DONATION OF VACATION TIME ACCEPTED AND APPROVED - EMPLOYEE #2297

RESOLVED, that the Town Board of the Town of Carmel hereby accepts and approves the donation of accrued sick time to Employee #2297 from the following Town of Carmel Employees:

| <u>EMPLOYEE I.D. #</u> | <u>SICK TIME DONATED</u> |
|------------------------|--------------------------|
| 1529 | 1 DAY |
| 1422 | 1 DAY |
| 1505 | 1 DAY |
| 1286 | 1 DAY |
| 1716 | 1 DAY |
| 1496 | 1 DAY |
| 2295 | 1 DAY |
| 1765 | 4 DAYS |

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilman Ravallo

(Cont.)

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-------------------|
| Robert Ravallo | <u>X</u> | <u> </u> |
| Frank Lombardi | <u>X</u> | <u> </u> |
| Suzanne McDonough | <u>X</u> | <u> </u> |
| Kenneth Schmitt | <u>X</u> | <u> </u> |

Councilman Lombardi and Supervisor Schmitt commended the employees who generously donated their sick time.

SETTLEMENT OF LITIGATION AUTHORIZED - “KRAUSS VS. THE TOWN OF CARMEL”

WHEREAS there is currently pending in the Supreme Court, County of Putnam State of New York under Index No. 3073/2008, an action entitled “Krauss vs. The Town of Carmel; and

WHEREAS a proposed settlement of the litigation has been negotiated by Town Counsel who has recommended approval of the proposed settlement;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Carmel hereby authorizes the settlement of the aforementioned litigation as detailed in Stipulation and Order of Settlement attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED that Gregory L. Folchetti, Town Counsel and Town Supervisor Kenneth Schmitt are hereby authorized to sign, on behalf of the Town of Carmel, the aforesaid Stipulation and Order of Settlement reflecting the terms as agreed to herein.

Resolution

Offered by: Councilman Ravallo
Seconded by: Councilman Lombardi

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------|-------------------|
| Robert Ravallo | <u>X</u> | <u> </u> |
| Frank Lombardi | <u>X</u> | <u> </u> |
| Suzanne McDonough | <u>X</u> | <u> </u> |
| Kenneth Schmitt | <u>X</u> | <u> </u> |

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF PUTNAM

-----X
MAUREEN KRAUSS, Individually and as
Administratrix of the Estate of FRANK P. KRAUSS,
Deceased,

Plaintiffs,

-against-

NEW HILL HOMES, INC.,

Defendant.

-----X

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF PUTNAM

-----X
MAUREEN KRAUSS, Individually and as
Administratrix of the Estate of FRANK P. KRAUSS,
Deceased,

Index No. 1509/2008

STIPULATION & ORDER OF SETTLEMENT

Index No. 3073/2008

| | |
|---------------------------------|-------|
| <input type="checkbox"/> Agenda | _____ |
|---------------------------------|-------|

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(Cont.)

| | | |
|------------------------|-------------|---|
| -against- | Plaintiffs, | <u>STIPULATION & ORDER OF SETTLEMENT</u> |
| TOWN OF CARMEL, et al. | | |
| Defendants. | | |
| -----X | | |

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys for all parties and the parties to the above-entitled action, that whereas no party hereto is an infant or incompetent person for whom a guardian has been appointed and no person not a party has an interest in the subject matter of the action, this proceeding the following shall constitute the settlement and disposition of this matter:

1. That all right, title and interest to a certain parcel of real property being contiguous to the westerly boundary of the Plaintiff's property at 223 Austin Road in the Hamlet of Mahopac,

Town of Carmel, Putnam County, New York, said certain parcel formerly comprising a portion of the Defendants' premises at 15 Shepard Lane (also known as 225 Austin Road) in the Hamlet of Mahopac, Town of Carmel, Putnam County, New York, and designated as Tax Map Number 64.17-1-14 in said Town, shall immediately upon the execution of this Stipulation and Order vest in Plaintiff MAUREEN KRAUSS. Said certain parcel of real property is hereafter referred to herein as the "subject property" and is more particularly bounded and described as follows:

ALL that certain plot, piece or parcel of land situate in the Town of Carmel, County of Putnam, State of New York, bounded and described as follows:

BEGINNING at a point on the southerly line of Austin Road distant 129.93 feet on a course S.69°51'55" E. from a concrete monument found marking the northwest corner of a 30 ft. wide right of way and the northeast corner of lands now or formerly of Fiona Graham as described in Liber 1049, Page 7 of Deeds; thence running from said point and place of beginning, along the existing westerly line of record of the lands conveyed to Frank P. & Maureen Krauss as described in Liber 1097, Page 292 of Deeds,

S. 18°01'50" W. 167.95 feet

to a point; thence turning and running through the lands now or formerly of New Hill Homes, Inc., as described in Liber 1790, Page 348 of Deeds,

N. 11°00'55" E. 43.31 feet,
N. 68°50'00" W. 4.00 feet,
N. 16°20'00" E. 39.60 feet,
N. 24°23'00" E. 32.00 feet and
N. 25°25'00" E. 53.80 feet

to the southerly line of Austin Road and the point and place of beginning.

CONTAINING within said bounds 967 square feet or 0.0222 acre.

2. That upon said execution of this Stipulation and Order, Plaintiff MAUREEN KRAUSS shall be the owner in fee simple and seized and possessed of the subject property.

3. That any claim which the Defendants have or might claim to have to the subject property is without validity and of no force and effect.

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TOWN BOARD MEETING

(Cont.)

4. That the Defendants and every person claiming under them or under any of them by title accruing after the filing of the judgment roll, or the Notice of Pendency of Action, as prescribed by law, be and they hereby are forever barred from asserting such claim, the invalidity of which is established in this action, to and estate or interest in the subject property herein described, or any kind or nature whatsoever.

5. That upon said execution of this Stipulation and Order, Plaintiff's westerly-most property line at the premises located at 223 Austin Road in the Hamlet of Mahopac, Town of Carmel, Putnam County, New York shall be deemed to be re-located and adjusted to the westerly-most line of the subject property being conveyed under this Stipulation and Order. Thereafter Plaintiff's property, 223 Austin Road in the Hamlet of Mahopac, Town of Carmel, Putnam County, New York shall hereinafter and in perpetuity be bounded and described as follows:

ALL that certain plot, piece or parcel of land situate in the Town of Carmel, County of Putnam, State of New York, bounded and described as follows:

BEGINNING at a point on the southerly line of Austin Road distant 129.93 feet on a course S.69°51'55" E. from a concrete monument found marking the northwest corner of a 30 ft. wide right of way and the northeast corner of lands now or formerly of Fiona Graham as described in Liber 1049, Page 7 of Deeds; thence running from said point and place of beginning, along the southerly line of Austin Road,

S. 69°13'20" E. 22.14 feet and
S. 66°37'10" E. 89.30 feet

to a point of curvature; thence continuing along the southerly line of Austin Road on curve to the right having a radius of 220.59 feet and a central angle of 13°19'40" an arc length of 51.31 feet to the lands now or formerly of Weiss & Rosenweig as described in Liber 838, Page 20 of Deeds; thence turning and running along said lands now or formerly of Weiss & Rosenweig,

S. 38°51'20" W. 236.82 feet

to a point on the northerly line of lands now or formerly of Patricia Nevergold, as described in Liber 1316, Page 274 of Deeds; thence turning and running along said lands now or formerly of Patricia Nevergold,

N. 78°59'05" W. 67.37 feet

to the proposed new division line between lands of Krauss and lands now or formerly of New Hill Homes, Inc.; thence running along said proposed new division line between lands of Krauss and lands now or formerly of New Hill Homes, Inc.,

N. 11°00'55" E. 125.61 feet,
N. 68°50'00" W. 4.00 feet,
N. 16°20'00" E. 39.60 feet,
N. 24°23'00" E. 32.00 feet and
N. 25°25'00" E. 53.80 feet

to the southerly line of Austin Road and the point and place of beginning.

SUBJECT to easements, rights of way, covenants and restrictions of record, if any, and to any state of facts that a complete survey and examination of title may disclose.

6. That the Town of Carmel stipulates and agrees that no area variances shall be required due to the change in lot lines effected by this Stipulation and Order with regard to the existing structures on the property located at 15 Shepard Lane (also known as 225 Austin Road) in the Hamlet of Mahopac, Town of Carmel, Putnam County, New York, and designated as Tax Map

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TOWN BOARD MEETING

(Cont.)

Number 64.17-1-14 in said Town. The structures that exist on said parcel as of the date of this Stipulation and Order shall be deemed in compliance with the Town of Carmel's zoning requirements. After the lot line adjustment as set forth in this Stipulation and Order, the distance from the existing structures and the eastern lot line of said parcel shall be deemed to be in compliance with all zoning requirements of the Town of Carmel.

7. Within 90 days of the date of this Stipulation and Order, the Plaintiff shall replace the entire length of fence located on the westerly side of the Plaintiff's property. The fence shall not be installed any further than one foot from the end of the asphalt drive existing on the Plaintiff's parcel as of the date of this Stipulation and Order, and in no case the fence shall be located within the Plaintiff's property line as set forth in this Stipulation and Order. The Plaintiff shall replace the fence with a new fence, the material and design of which shall be subject to the approval of the Defendant New Hill Homes, Inc., which approval shall not be unreasonably withheld, it being understood by the parties that the aesthetic nature of the fence may have a direct impact on the value of the Defendant's parcel and upon the use and enjoyment thereof. The fence that is installed by the Plaintiff shall meet all requirements of the Town Code of the Town of Carmel.

8. With respect to any relocation, reconfiguration and/or modification of lot lines of either parcel belonging to Plaintiff or Defendant as referenced herein, which may be created by this Stipulation and Order, all requirements of the Town of Carmel Town Code, Chapter 131 entitled "Subdivision of Land" of the Carmel Town Code, are hereby deemed satisfied. The relocation, reconfiguration and/or modification of lot lines of said parcels shall be deemed a legal subdivision of land.

9. That this Stipulation and Order, or a certified copy thereof, shall be immediately indexed in the Office of the Clerk of the County of Putnam land records against the respective premises of each of the parties herein.

10. That subsequent to said filing of this Stipulation and Order a copy of same shall be delivered to the Real Property Tax Department of the County of Putnam, which is ordered and directed to immediately revise, adjust and/or modify its records concerning the affected properties of the parties herein and described above in accordance with the express terms of this Stipulation and Order.

11. That subsequent to said filing of this Stipulation and Order a copy of same shall be delivered to the Office of the Tax Assessor of the Town of Carmel is ordered and directed to


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(Cont.)

immediately revise, adjust and/or modify its records concerning the affected properties of the parties herein and hereafter shall be in accordance with the express terms of this stipulation and Order.

12. That except for the terms and provisions of this Stipulation and Order, each party herein, expressly releases, remits, discharges any claims, actions, debts, suits, etc. that each may have against the other from the beginning of time through and including the date of this Stipulation and Order.

13. That the Court shall retain jurisdiction over this action for the purpose of enforcing the terms of this Stipulation and Order.


LEON L. GALGANO, Esq.
Attorney for Plaintiff
305 Old Tarrytown Road
White Plains, New York 10603
(914) 761-4777


**MAUREEN KRAUSS, Individually and as
Administratrix of the Estate of
FRANK P. KRAUSS, Deceased.**

HERODES & MOLF, P.C.
By: Anthony R. Molf, Esq.
Attorneys for Defendant
New Hill Homes, Inc.
888 Route 516
Mahopac, New York 10541
(845) 628-1100

NEW HILL HOMES, INC.
By: Michael Pagan, President
167 Cherry Hill Road
Carmel, New York 10512

COSTELLO & FOLCHETTI, LLP
By: Gregory L. Folchetti, Esq.
1875 Route 516/P.O. Box 1200
Carmel, NY 10512
(845) 225-1000

TOWN OF CARMEL
By: Kenneth Schmitt, Supervisor
Carmel Town Hall
50 McAlpin Avenue
Carmel, New York 10512

SO ORDERED on _____, 2011

HON. FRANCIS A. NICOLAI
JUSTICE OF THE SUPREME COURT

Gregory Folchetti, Legal Counsel explained that the settlement involves the two private parties to the original action agreeing upon a revised common lot line and description, with monetary consideration being paid in connection therewith. With respect to the Town of Carmel, no consideration is to be paid by the Town in exchange for the discontinuance of the second action commenced against it by Krauss. The stipulation will be ordered by the Court once signed and will provided for the legal subdivision of the parcel and conformance to any and all side yard setback requirements in the Zoning Code, which is needed because the Town Code does not contain a lot line adjustment provision.

FORMATION AND CONSENT TO BECOME MEMBER OF EAST OF HUDSON WATERSHED CORPORATION - AUTHORIZED

WHEREAS, the Town of Carmel is a member of the East of Hudson Coalition ("EOH Coalition"), an association of municipalities located in the New York City watershed east of the Hudson River ("EOH Watershed"); and

WHEREAS, the Town of Carmel and the other members of the EOH Coalition are individually subject to General Permit GP-0-10-002 for Municipal Separate Storm Sewer Systems ("MS4 Permit"), pursuant to which municipalities are required to implement storm water retrofits and encouraged to participate in a regional storm water retrofit plan; and

WHEREAS, the EOH Coalition was successful in negotiating on behalf of its members Special Condition 34 of the Water Supply Permit issued by the Department of Environmental Conservation ("NYSDEC") on December 24, 2010 ("2010 WSP"), which requires New York City (the "City") to provide \$15.5 million to the EOH communities to help fund implementation of their regional storm water retrofit plans; and

(Cont.)

WHEREAS, the EOH Coalition has negotiated an agreement with the City (the “Funding Agreement”) which will enable the City to transfer the \$15.5 million provided for in the 2010 WSP and the \$4.5 million provided for in the 2007 Filtration Avoidance Determination (“2007 FAD”) to the EOH communities; and

WHEREAS, the 2010 WSP encouraged the formation of a regional storm water entity (“RSE”) to organize, administer and implement the storm water retrofit projects, by providing that up to \$50,000 of the \$15.5 million could be used by the EOH communities for the formation of the RSE; and

WHEREAS, the EOH Coalition has drafted articles of incorporation and bylaws for an RSE, which have been favorably reviewed by NYSDEC and the City, to be known as the East of Hudson Watershed Corporation (“EOH Watershed Corporation”), the members of which would be the municipalities located in the EOH Watershed and the Board of Directors of which would be the chief elected officials of the members; and

WHEREAS, the execution of the Funding Agreement and the payment of the \$15.5 million by the City under the Funding Agreement cannot occur until the EOH Watershed Corporation is formed; and

WHEREAS, it is in the best interest of Town of Carmel to authorize the formation of and become a member of the EOH Watershed Corporation for the purpose of jointly organizing, administering and implementing the regional storm water plans under the MS4 Permit;

NOW THEREFORE BE IT RESOLVED, that Town of Carmel authorizes the formation of and consents to be a member of the EOH Watershed Corporation, with articles of incorporation and bylaws substantially in form and substance as annexed hereto; and

BE IT FURTHER RESOLVED, that Kenneth Schmitt, the Supervisor of the Town of Carmel is hereby designated to serve as the initial member of the Board of Directors of the EOH Watershed Corporation as provided in said articles of incorporation and bylaws.

Resolution

Offered by: Councilwoman McDonough

Seconded by: Councilman Lombardi

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> | |
|-----------------------|-------------------|-------------------|---------|
| Robert Ravallo | <u> </u> | <u> </u> | Abstain |
| Frank Lombardi | <u> X </u> | <u> </u> | |
| Suzanne McDonough | <u> X </u> | <u> </u> | |
| Kenneth Schmitt | <u> X </u> | <u> </u> | |

Supervisor Schmitt stated that the aforementioned resolution formalizes the name change from the East of Hudson Coalition to the East of Hudson Watershed Corporation.

ENTRY INTO FUNDING AGREEMENT ON BEHALF OF THE EAST OF HUDSON WATERSHED COMMUNITIES - APPROVED AND RECOMMENDED

WHEREAS, the Town of Carmel is a member of the East of Hudson Coalition (“EOH Coalition”), an association of municipalities located in the New York City watershed east of the Hudson River (“EOH Watershed”); and

WHEREAS, the Town of Carmel and the other members of the EOH Coalition are individually subject to General Permit GP-0-10-002 for Municipal Separate Storm Sewer Systems, pursuant to which municipalities are required to implement stormwater retrofits and encouraged to participate in a regional stormwater retrofit plan; and

WHEREAS, the EOH Coalition was successful in negotiating on behalf of its members Special Condition 34 of the Water Supply Permit issued by the Department of Environmental Conservation on December 24, 2010 (“2010 WSP”), which requires New York City (the “City”) to provide \$15.5 million to the EOH communities to help fund implementation of their regional stormwater retrofit plans; and

(Cont.)

WHEREAS, the EOH Coalition has negotiated a draft agreement with the City (the “Funding Agreement”) which will enable the City to transfer the \$15.5 million provided for in the 2010 WSP and the \$4.5 million provided for in the 2007 Filtration Avoidance Determination to the East of Hudson Watershed Corporation, when formed; and

WHEREAS, upon formation of the East of Hudson Watershed Corporation, the Board of Directors thereof will have the responsibility of reviewing and approving the final draft of the Funding Agreement; and

WHEREAS, it is in the best interest of the Town of Carmel to have the East of Hudson Watershed Corporation enter into the final draft of the Funding Agreement on behalf of the EOH Watershed communities;

NOW THEREFORE BE IT RESOLVED, that the Town of Carmel approves the Funding Agreement and recommends to the Board of Directors of the East of Hudson Watershed Corporation, when formed, that the Corporation enter into the Funding Agreement substantially the same in form and substance as the July 12, 2011 draft.

Resolution

Offered by: Councilman Lombardi
Seconded by: Councilwoman McDonough

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> | |
|-----------------------|-------------------|-------------------|---------|
| Robert Ravallo | <u> </u> | <u> </u> | Abstain |
| Frank Lombardi | <u> X </u> | <u> </u> | |
| Suzanne McDonough | <u> X </u> | <u> </u> | |
| Kenneth Schmitt | <u> X </u> | <u> </u> | |

Supervisors Schmitt explained the progress of the Town of Carmel’s efforts with regard to the implementation of a regional stormwater retrofit plan and compliance with the MS4 program.

Councilman Lombardi added that this initially unfunded mandate will now be partially funded.

ADVANCE OF SICK LEAVE ENTITLEMENT AUTHORIZED AND APPROVED - EMPLOYEE #1036

WHEREAS, Town of Carmel employee no. 1036 has sustained a catastrophic injury outside of the workplace; and

WHEREAS, Town of Carmel employee no. 1036 will have exhausted his accumulated sick leave time as of August 25, 2011 and has not been medically cleared to return to work duties; and

WHEREAS, the Town Supervisor has recommended that employee no. 1036 be permitted to borrow against his 2012 sick leave pursuant to the terms and conditions of the CSEA Collective Bargaining Agreement with the Town of Carmel;

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Carmel hereby authorizes and approves the borrowing by employee no. 1036 of a maximum of ten (10) days future sick leave for year 2012.

Resolution

Offered by: Councilman Ravallo
Seconded by: Councilwoman McDonough

| <u>Roll Call Vote</u> | <u>YES</u> | <u>NO</u> |
|-----------------------|------------------|-------------------|
| Robert Ravallo | <u> X </u> | <u> </u> |
| Frank Lombardi | <u> X </u> | <u> </u> |
| Suzanne McDonough | <u> X </u> | <u> </u> |
| Kenneth Schmitt | <u> X </u> | <u> </u> |

PUBLIC COMMENTS

No one from the public wished to address the Town Board.

TOWN BOARD MEMBER COMMENTS

Supervisor Schmitt announced the details of the Lee Pompei Memorial Car Show rescheduled from August 14, 2011 to September 4, 2011 due to inclement weather. All proceeds will benefit Hospice Care in Westchester and Putnam.

Supervisor Schmitt announced that on August 26, 2011, a vacancy will exist in the position of full-time Town Assessor in the Town of Carmel and the Town Board intends to fill said position. Letters of interest along with a current resume may be sent to Kenneth Schmitt, Town Supervisor no later than September 1, 2011. Supervisor Schmitt thanked Paul Jonke for his years of dedicated service as Town Assessor and wished him well in his future endeavors.

Councilman Ravallo and Councilwoman McDonough expressed their appreciation to Paul Jonke for his service to the Town of Carmel.

Councilman Lombardi announced that donations of school supplies for local students in need may be dropped off at Town Hall for distribution.

Supervisor Schmitt acknowledged the recent passing of long-time Town of Carmel resident and business owner Frank Battista to whom the Town Board meeting was dedicated.

ADJOURNMENT

All agenda items having been addressed, on motion by Councilman Lombardi, seconded by Councilman Ravallo, with all Town Board members present and in agreement, the meeting was adjourned at 7:59 p.m. to Executive Session to discuss a personnel matter with regard to the 2012 Budget as well as an Assessor's Office personnel matter.

Respectfully submitted,

Ann Garris, Town Clerk