

## TOWN BOARD MEETING/WORKSHOP JULY 12, 2016

A meeting was held at the Kent Town Hall, 25 Sybil's Crossing, Town of Kent, New York, 10512.

**Pledge of Allegiance**- At 7:10 p.m. Supervisor Fleming called the Workshop Meeting to order with the Salute to the Flag.

### **Zika Presentation – Putnam County Department of Health**

Jeanette Baldanza a Public Health Nurse and Shawn Rogan a Senior Public Health Sanitarian with the Putnam County Health Department and Sebastian Morales a Nursing Student at Mt. Saint Mary's College had the opportunity to address residents with basic information to empower people to reduce their exposure to Zika Virus and learn more about it. Mr. Rogan demonstrated a bag being provided by the PCDOH which includes information about the virus, how it is spread and what can be done to reduce your risk of infection. Included are Dunks to control mosquitoes which can be obtained by the State Department of Health by calling 888-364-4723. For additional information residents can visit the website at [www.putnamcountyny.com](http://www.putnamcountyny.com) and click the Zika Button on the home page.

**Workshop**- The board reviewed and discussed all the items on the workshop agenda.

**Public Comment** – Laura Olar a resident of Lake Carmel thought the fireworks a wonderful activity but wanted the board to be aware for future planning the troubling after private fireworks. The past two years have been invasive of her personal time and space. She has found her deck, roof and cars covered with fireworks debris from people's private fireworks. She asked if there is a way to identify where they are coming from. Police Chief DiVernieri received 14 calls which they responded to and used their discretion. He said warnings are issued and the officers confiscate what they find. There were no arrests. He is aware of the problems and trying to educate about the danger involved with fireworks. He said next year they will start their PSA's earlier.

Sue Kotzur, Co-Chairperson of the Kent Recycling Center asked about leaf bags. She understands Lake Carmel residents are given leaf bags which are brought to the landfill; she asked if this could be open to other residents in Kent. Councilman Denbaum replied only Lake Carmel residents get them picked up. Mrs. Kotzur asked if Kent residents not in the district could bring their brush to the landfill too. Councilman Denbaum thought this a good discussion for next meeting as the Highway Superintendent will be present with an update of the work being done at the landfill.

### **At 9:10 p.m. the Town Board Meeting was called to order with Roll Call**

Supervisor Maureen Fleming – present                      Councilman Paul Denbaum – present  
Councilwoman Jaime McGlasson – present              Councilman Bill Huestis – present  
Councilman Scott Chin – present

**Also Present:** Town Clerk Cappelli, Town Counsel Nancy Tagliaferro, Police Chief DiVernieri, Sue Kotzur Co-Chairperson of Kent Recycling, Pat Madigan, Co-Chairperson of the Lake Carmel Park District Committee and 6 residents.

### **Resolution #238 - Funding for Algaecide Treatment of Lake Carmel**

On a motion by Councilman Denbaum

Seconded by Supervisor Fleming

**WHEREAS**, the Town Board of the Town of Kent is concerned about water quality issues within the Town of Kent, including but not limited to blue-green algae blooms and the resulting cost to control and manage this toxic menace and other water quality issues; and

**WHEREAS**, the burden to deal with these water quality issues falls unfairly upon the Town, and the cost to remove blue-green algae from a single water body can exceed tens of thousands of dollars per season, and the closure of Town beaches, parks and water bodies not only effects Town residents, but tourism as well, and the ripple effect negatively impacts our local businesses, quality of life and economic development; and

**WHEREAS**, the Town Board is troubled by the lack of concern or assistance from the State of New York, which has failed to address these critical water quality issues which present a detriment to our community's health, welfare, quality of life, economy and development potential; and

**WHEREAS**, the Town Board declares that it is incumbent upon the State of New York to provide financial assistance to the Town of Kent in order to address these critical water quality issues in a proactive manner; and

**WHEREAS**, in addition to providing significant financial assistance, the Town Board believes that the State of New York must also as encourage and promote research and education to assist local municipalities with blue-green algae blooms and other water quality issues; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent, hereby declares that the State of New York has a responsibility to the residents of the Town of Kent to provide financial assistance to control and manage water quality issues in the Town of Kent; and

**TOWN BOARD MEETING/WORKSHOP JULY 12, 2016**

**BE IT FURTHER RESOLVED**, that the Town Board intends to take any and all action necessary to procure the financial assistance required as set forth above, and authorizes the Supervisor to send letters in the attached form to the State of New York and any other governmental or charitable agencies, to request funding, grants and to deal with water quality issues in the Town of Kent; and

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of Kent hereby authorizes the Supervisor to execute any and all documents necessary to give effect to this resolution.

Motion carried unanimously

**Resolution #239 - Appoint Members to Lake Carmel Park District Advisory Committee**

On a motion by Councilman Denbaum

Seconded by Supervisor Fleming

**WHEREAS**, the Lake Carmel Park District Advisory Board currently has vacancies, and Dale A. Cusack, Rachael Paradise and Brett Harrison, have each submitted an application seeking to fill said vacancies; and

**WHEREAS**, the Town Board of the of Kent wishes to appoint Dale A. Cusack, Rachael Paradise and Brett Harrison to fill the vacancies on the Lake Carmel Park District Advisory Committee, with terms to be established at a later date;

**BE IT FURTHER RESOLVED**, the Town Board of the Town of Kent hereby appoints Dale A. Cusack, Rachael Paradise and Brett Harrison to terms on the Lake Carmel Park District Advisory Board.

Motion carried unanimously

**Resolution #240 - Lake Carmel Park District Summer Festival Overtime**

On a motion by Councilwoman McGlasson

Seconded by Councilman Denbaum

**WHEREAS**, the 24<sup>th</sup> Annual Summer Festival of the Lake Carmel Park District is scheduled for July 16, 2016, with a rain date of July 17, 2016; and

**WHEREAS**, the Town Board finds that it is necessary to have one (1) employee of the Lake Carmel Park District ("LCPD") on hand for the Summer Festival;

**WHEREAS**, because the Summer Festival will fall on a weekend day, overtime pay will be required in order to have an employee of the LCPD on hand as needed for the festival; and

**NOW THEREFORE, BE IT RESOLVED**, the Town Board of the Town of Kent hereby authorizes overtime for one (1) employee of the LCPD as needed for the Summer Festival, to be paid by the LCPD; and it is

**FURTHER RESOLVED**, that the Town Board of the Town of Kent hereby authorizes and directs the Supervisor to execute any and all documents necessary to give effect to this resolution.

Motion carried unanimously

**Resolution #241 - Award Landfill Water Testing Contract**

On a motion by Councilman Chin

Seconded by McGlasson

**WHEREAS**, the Town of Kent duly advertised for bids for water testing at the Ressique Street Landfill in the Town; and

**WHEREAS**, one bid was received in response to the advertisement and the bid was opened and publicly read aloud at the Kent Town Center on July 8, 2016; and

**WHEREAS**, Ecosystems Strategies, Inc. of Poughkeepsie, New York submitted the sole bid in the amount of \$6,300.00 and was therefore the lowest bidder; and

**NOW THEREFORE, BE IT RESOLVED**, the Town Board of the Town of Kent hereby accepts the bid of Ecosystems Strategies, Inc. for water testing at the Ressique Street Landfill; and

**BE IT FURTHER RESOLVED**, that the Town Board of the Town of Kent hereby authorizes and directs the Supervisor to execute any and all documents necessary to give effect to this resolution.

Motion carried unanimously

**Resolution #242 - Approve Vouchers and Claims**

On a motion by Councilman Huestis

Seconded by Supervisor Fleming

Resolved: Voucher #200138263 - #200138380 and claims submitted by:

- |                 |            |                     |
|-----------------|------------|---------------------|
| 1. City Carting | \$5,587.44 | Lake Carmel Garbage |
|                 | \$5,176.19 |                     |

**TOWN BOARD MEETING/WORKSHOP JULY 12, 2016**

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|-----|---------------------|-------------|---------------------------|
| 2.  | Hogan & Rossi       | \$5,416.63  | Legal Services: July      |
| 3.  | H.O. Penn Machinery | \$2,825.40  | Truck Parts               |
| 4.  | Konica Minolta      | \$2,291.78  | Copier Lease              |
| 5.  | Lumar Plumbing      | \$3,024.00  | Water District #1         |
| 6.  | NYCOMCO             | \$2,622.00  | 2 Way Radios: Police      |
| 7.  | NYS Unemployment    | \$5,693.62  | Unemployment Insurance    |
| 8.  | Peckham Materials   | \$5,032.56  | Blacktop                  |
| 9.  |                     | \$6,164.23  |                           |
| 10. |                     | \$6,966.07  |                           |
| 11. | Pristine Waters     | \$6,500.00  | Harvesting Lake Tibet     |
| 12. | State Comptroller   | \$20,760.00 | Justice Court: April 2016 |
| 13. |                     | \$42,888.00 | Justice Court: May 2016   |
| 14. | Stroker Trucking    | \$2,800.00  | Sand for Lake Carmel      |
| 15. | Windstream          | \$4,131.30  | Telephone Service         |
| 16. | Spain Agency        | \$65,987    | Insurance                 |
| 17. | Spain Agency        | \$11,636.92 | Insurance                 |
| 18. | Taconic Landscaping | \$2,000.00  | Cemetery Mowing           |

In the amount of \$257,358.96 may be paid.

Motion carried unanimously

**Public Comment** – There was none.

**Resolution #243 - Adjourn to Executive Session**

On a motion by Supervisor Fleming

Seconded by Councilman Denbaum

Resolved: At 9:20p.m. the board adjourned to executive session to discuss employment related matters of a certain employee and pending litigation.

Motion carried unanimously

**Resolution #244 -Employee Disciplinary Agreement**

On a motion by Councilwoman McGlasson

Seconded by Councilman Denbaum

**WHEREAS**, the Town Board of the of Kent finds that it is necessary to discipline a certain employee; and

**WHEREAS**, the Town Board wishes to enter into an agreement with said employee regarding the terms of the discipline and employment in general;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Supervisor is hereby authorized to enter into a disciplinary agreement with said employee; and

**IT IS HEREBY FURTHER RESOLVED** that the Supervisor is authorized and directed to execute any and all documents necessary to give effect to this Resolution, consistent with the terms hereof, all in form satisfactory to the Supervisor and Town counsel.

Motion carried unanimously

**Resolution #245 - Adjournment**

On a motion by Councilman Denbaum

Seconded by Councilwoman McGlasson

Resolved: The Town Board Meeting and Executive session adjourned at 9:58 p.m.

Motion carried unanimously

Respectfully submitted,

Yolanda D. Cappelli  
Town Clerk