

## TOWN BOARD MEETING/WORKSHOP NOVEMBER 1, 2016

A regular meeting of the Town Board was held on Tuesday November 1, 2016, at the Kent Town Hall, 25 Sybil's Crossing, Town of Kent, New York, 10512.

### **Resolution #320 - Open Meeting- Adjourn to Executive Session**

On a motion by Supervisor Fleming

Seconded by Councilwoman McGlasson

Resolved: The Town Board Meeting of November 1, 2016 opened and adjourned to executive session at 6:05 p.m. to discuss the medical, financial credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person.

Motion carried unanimously

### **Resolution #321 - Adjourn Executive Session**

On a motion by Supervisor Fleming

Seconded by Councilwoman McGlasson

Resolved: Executive session adjourned at 7:05 p.m.

Motion carried unanimously

### **Public Hearing – Local Law # /2016 – Purchasing Based on Best Value**

Supervisor Fleming said this was left open to receive written comments, none were received.

### **Resolution #322 – Close Public Hearing**

On a motion by Supervisor Fleming

Seconded by Councilman Huestis

Resolved: The public hearing on Purchasing Based on Best Value was closed.

Motion carried unanimously

### **Public Hearing – 2017 Preliminary Budget**

Supervisor Fleming said there is no tax increase in the 2017 Preliminary Budget. She introduced Finance Director Yulia Kelly who gave a slide presentation on the 2017 Preliminary Budget. Please see attached. Supervisor Fleming asked for comments or questions. There were none.

### **Resolution #323 – Close Public Hearing**

On a motion by Supervisor Fleming

Seconded by Councilman Denbaum

Resolved: The public hearing on the 2017 Preliminary Budget was closed.

Motion carried unanimously

**Pledge of Allegiance-** At 7:15 p.m. Supervisor Fleming called the Workshop Meeting to order with the Salute to the Flag.

The board reviewed and discussed the items on the Workshop agenda.

### **Public Comments**

Arthur Muller from the law firm of Trivella & Forte representing 5 residents of Kent raised concerns about the insurgence of a concrete plant located at 301 Route 52. The plant previously owned by a different company, operated for a number of years and shut down, went into foreclosure in 2004 and ceased operations and closed for some time. It was bought by Kent Investors through Kent Contractors LLC, seeking to restart the concrete plant operations. They are here to protect their properties, safety, quiet and enjoyment of their land and to protect the environment. This property is located on wetlands. The constituents themselves are present to address their concerns. He explained on a legal basis, because of the shut down, because it is wetlands, a concrete plant would not be able, under current zoning code, to operate but, because it was grandfathered in its prior non-conforming use, which type of operation was able to continue. Councilman Denbaum asked what relief is he asking of the Town Board. Mr. Muller wanted to bring this matter to their attention of what's going on and anticipated as recently a building permit was allowed for this site for a new foundation and new electrical work. Councilman Denbaum asked why not the Zoning or Planning Board who has jurisdiction over this. Mr. Muller said they believe this is a matter of general public concern based on the potential environmental hazards that can be caused. Town Attorney Tagliaferro stated if Mr. Muller has an issue with the issuance of a building permit, she suggested taking it to the Zoning Board of Appeals. The Town Board has no purview they do not make determination of what is a pre-existing non-conforming use. Mr. Muller stated they are filing applications with the Zoning Board but it is only for installation of concrete, updating and essentially premature, but it is going to be a full operation and they are trying to preemptively stop it from a public concern prospective. They are concerned and want to protect their rights.

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Kevin Curry was born and raised in this Town and has seen Putnam Concrete when it was half acre and over the years it got bigger and bigger, the last owner Bill Dring tripled the size of the property. He filled it in with concrete washout, a waste product from the plant instead of getting rid of it; it was used to fill in the wetlands. There are 7 houses behind the plant; he'd like to see the Town Board make Putnam Stone bring the property back to its original size.

Bobby Addonizio residing on Miniello Drive for 38 years wanted the Board to know his concerns and what is going to happen when this plant goes into operation. He mentioned pollution, silica dust which is cancer causing, washout, devaluation of homes the safety of their families and children. Through the years the plant has grown to where it is today. When he first moved there, he didn't even know it existed. It has slowly filled in to where it is today. If you have seen pictures of concrete plants with the towers, it's something no one would want to live next to. He wants the board to know how important it is and to take it in consideration.

Joanna, who recently moved to Miniello Drive, is very concerned about the safety of her 3 children. They moved so her children could have a better life but finding out this information she is now 2<sup>nd</sup> guessing their decision because their health is number 1 in their life, will they be able to carry out a normal, healthy adulthood or will they now, have a very serious health condition. She is here hoping the Board will take it into consideration; you wouldn't want them to be around something harmful. If anything at all can possibly be done it would be greatly appreciated.

Tom O'Leary, lives on Stuyvesant Road 25 years ago, stated Putnam Concrete was in business and they were stuck. When that closed he was happy and the reason is he worked in a concrete plants and most of the people he worked with are dead with cancer, the dusts, etc. There's no way to protect your wells from washout. It's not a good idea.

John Veteri stated his house is touching Putnam Concrete, he bought it in 1990, and over the years expanded immensely he brought his concerns to the Board and was told they don't need a buffer zone. . The only had to put a 6 foot fence. The last people seem to do whatever they want. They have a special permit to make mulch. They started to make mulch, completely covering his property; he has mulch all over his cars. He can only imagine something like the concrete factory and what's that going to bring. It seems the only way people listen, is to get lawyers involved. He wants to ask the Town Board, to help one last time. He and his neighbor have been to the Planning Board meetings and there was no mention of this. All they wanted to do is to make mulch, he said he can't attend every meeting but it seems like the last meeting they just jammed this in. They got permission and the plant is ready to run. The one day they opened up this factory and those who vouched for it stand to gain financially. The guy who signed the affidavit giving them permission does not own the property, it was in foreclosure. He said he is retired he would have known if that plant started none of the neighbors saw it. He believes that the Town Board has the final say over the Planning Board. They all stand to make financial gain including the property owner as well as renter. The guy who signed the affidavit sat with them during a meeting and never said a word about the concrete factor because if they knew about it months ago the channels would have been a lot faster. What he's asking the Board is to stop it until they can get the channels up and running. The guys who signed the affidavit are the owner of the mulch factory, the one who sells the chemicals and the one putting the plant in there. Building Inspector Walters has been to Miniello Road several times in the past 3 years for noise complaints. They were issued a special permit from the Planning Board allowing them 30 days to remove stumps on the property illegally by grinding them. The violation for the stumps has been removed the site itself is in compliance for the approved site plan. He said a building permit was issued for the retooling and upgrading of the machinery for the plant. He said affidavits were obtained. He has been to this plant as Fire Inspector and wrote them up; he knows it has run since 2004. He has requested additional information on the machinery particularly the filter and exhaust system and the noise level study. Currently there is a stop work because of the wall collapsed.

Jonathan who works with Mr. Muller explained they didn't go to the Zoning Board because they have not seen from their FOIL requests a building permit issued for the operations of the concrete plan. He understands they have guts of a concrete plant sitting outside. Building Inspector stated there is a building permit issued for interior renovation, on September 27<sup>th</sup>, removal and demolition for the concrete plant in the back. The permit is to re-do the concrete, hopper, silo, remove and install and interior renovation for the building itself inside. The exterior of the building is not getting any bigger. Town Attorney asked when a stop work order is issued, would a new building permit be issued or the existing one be reinstated. The Building Inspector has to see the engineer report what needed repairs has to be done to ensure the building is safe it can be reinstated. Mr. Mueller said it does not say anything about installation of any machinery. Supervisor Fleming stated the Board is not saying they don't want to do anything, the logical progression is to go to the Zoning Board of Appeals. Councilman

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Denbaum thought this project should be denied the building permit and let them appeal to the Zoning Board as opposed to granting these permits and making it incumbent on the residents to then petition. Mr. Pulling residing on Miniello Drive said denying the building permit doesn't have any impact. Councilman Denbaum stated you issue a violation and stop work order. Kevin Curry stated they have new electric to run the new plant that was delivered. The residents are asking the Board to help them as tax payers, voters, as residents. Building Inspector stated the Town Board has given the residents the direction; you have to go to the ZBA for the appeal process, not the Planning Board. Someone asked what is it that they have to appeal.

Maureen Guido, lives across the street from the cement factory and never knew there was a stop work order because of the collapsed wall. She informed the board they have been working there all weekend and even today. Supervisor Fleming explained they are allowed to work on the grounds. Building Inspector explained that a stop work order is for the back portion of the building, the 2<sup>nd</sup> floor, masonry and the concrete plant area. Supervisor Fleming stated we're not going to resolve this tonight the board at this point has your letters and understanding of what's going on in this plant. She has been involved, her office received numerous phone calls, she has met with Bill Walters and discuss this on a daily basis They understand this is a concern and would never minimize this is something they can look into what the next steps are and if, this Board can do something. While that stop order is in effect their offices will make sure that there is no work, it has been turned over the Town Attorney.

Mr. Veteri asked if the building permit was issued based upon the affidavits of those 2 people. The permit was issued on the 3 affidavits the Building Inspector received and during a test conducted in 2015 it was also issued because of the repairs done during the time he was a fire inspector he knew there was operations going on that is why the grandfather clause was allowed. Building Inspector indicated we need a structure engineer to evaluate before anything can proceed with the stop work order.

**The Town Board Meeting was called to order with Roll Call at 8:55 p.m.**

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 Tagliafierro, Recreation Director Lou Fernandez, Building Inspector Walters and approximately 20 members of the public.

**Resolution #324 – Local Law #1/2016 – Purchasing based upon Best Value**

On a motion by Councilman Denbaum  
Seconded by Councilman Huestis

WHEREAS, consistent with General Municipal Law Section 103, a Local Law to authorize purchasing based on best value was introduced as Introductory Local Law # 1 of the year 2016 before the Town Board of the Town of Kent on October 18, 2016;and

WHEREAS, a public hearing was held on November 1, 2016 and the public was invited to attend and be heard on the matter;

NOW THEREFORE, BE IT RESOLVED, that Introductory Local Law #1 of 2016 is hereby enacted by the Town Board of the Town of Kent as Local Law 1 of 2016 of the Town of Kent, and

BE IT FURTHER RESOLVED, that a true copy of the law is attached hereto and made a part hereof.

Motion carried unanimously

**TOWN OF KENT**

**LOCAL LAW NO. 1 OF THE YEAR 2016**

**LOCAL LAW TO AUTHORIZE PURCHASING BASED ON BEST VALUE**

BE IT ENACTED by the Town Board of the Town of Kent, Putnam County, New York, as follows:

**Section 1. Title:** This law shall be known as the “Local Law to Authorize Purchasing Based on Best Value”.

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Section 2. Declaration of Intent: General Municipal Law §103 requires competitive bidding for purchase contracts and public works contracts and has historically required that such bids be awarded to the lowest responsible bidder whose bid meets the requirements of the specifications for the project. Section 103 was amended to provide that by enacting a Local Law so providing, municipalities may award purchase contracts which would otherwise be subject to the "lowest bidder" rule on the basis of best value, as defined in State Finance Law §163, to a responsive and responsible bidder or offeror. The Town Board of Town of Kent hereby determines that it is in the best interest of the Town of Kent and its residents for the Town Board to have the authority to award purchase contracts on the basis of best value. Factors that may be used to enact the "best value" option, where cost efficiency over time to award the good(s) or service(s) to other than the lowest bidder, are:

- (a) lowest cost of maintenance for good(s) or service(s);
- (b) durability of good(s) or service(s);
- (c) higher quality of good(s) or service(s); or
- (d) longer product life of good(s) or service(s)

Section 3. Authority: On and after the effective date of this law, the Town Board may award purchase contracts, including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract pursuant to Labor Law Article 8, on the basis of best value, as defined in State Finance Law §163, to a responsive and responsible bidder or offeror.

a. Where the basis for award is the best value offer, the Town Board shall document, in the procurement record and in advance of the initial receipt of offers, the determination of the evaluation criteria, which whenever possible, shall be quantifiable, and the process to be used in the determination of best value and the manner in which the evaluation process and selection shall be conducted.

b. Where appropriate, the solicitation shall identify the relative importance and/or weight of cost and the overall technical criterion to be considered by the Town Board in their determination of best value.

c. The election to award any such contract on the basis of best value shall be made by the Town Board in consultation with the Department Head. In the event that no such election is made, purchase contracts will continue to be awarded to the lowest responsible bidder furnishing any required security.

Section 4. Severability: If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date: This local law shall take effect immediately upon filing with the Secretary of State.

### **Resolution #325 - Gravel Purchase for Huestis Park**

On a motion by Councilman Denbaum

Seconded by Councilman Huestis

WHEREAS, the Town Board of the Town of Kent has received a request dated October 28, 2016 from the Director of Recreation and Parks, to purchase gravel material to prepare the Huestis Park basketball court area for the spring paving, a copy of which request is annexed hereto and incorporated herein by reference; and

WHEREAS, Section 103(16) of the General Municipal Law exempts from competitive bidding purchase contracts for apparatus, materials, equipment and supplies, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district

WHEREAS, the Town Board has determined that there is a need to purchase the gravel material; and wishes to authorize purchase of the gravel material for a price not to exceed \$3,200 through a contract awarded by the County of Putnam to Putnam Material Corp.

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NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes and approves the purchase of the gravel from Putnam Material Corp. pursuant to the contract awarded by the County of Putnam at a cost not to exceed \$3,200; 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 #326 - Table - Comprehensive Background Check for Volunteer Coaches**

On a motion by Councilman Denbaum

Seconded by Councilman Huestis

Resolved: Comprehensive Background Check for Volunteer Coaches was tabled.

Motion carried unanimously

### **Resolution #327 - Adopting Tobacco Free Policy for Town Parks**

On a motion by Councilman Denbaum

Seconded by Councilwoman McGlasson

WHEREAS, the Town Board believes it to be in the best interests of its residents and all persons using Town Parks to adopt a policy prohibiting the use of tobacco products at Town Parks;

NOW THEREFORE, the Town Board of the Town of Kent hereby adopts the following policy:

#### **Tobacco-Free Policy in the Parks**

**Policy Statement:** The Town of Kent is committed to the health, safety, welfare and quality of life for all of its residents, therefore, we believe that:

1. Tobacco product use in proximity of children, youth, adults who are engaging in or watching recreational activities is unhealthy and detrimental to the health of others.
2. Tobacco products once consumed in public spaces are often discarded on the ground, thus posing a risk of ingestion to toddlers and causing a litter problem.
3. As parents, coaches, program volunteers and officials, we are role models, and the use of tobacco products around youth has a negative effect on their lifestyle choices.

**Policy:** No person shall be permitted to use any form of tobacco at or on any Town owned or operated recreational facility, including all areas of park grounds, such as playground areas, spectator areas, athletic fields, park buildings.

**Compliance Procedures:** The emphasis on enforcing the Tobacco-Free Policy in the Parks is through voluntary compliance:

1. Appropriate signage will be posted in all Town owned or operated parks facilities.
2. Town of Kent recreation and parks department staff will inform all facility users and youth coaches about this policy.
3. Town staff will make periodic observations of all recreation facilities, as specified above, to monitor for compliance.

UPON A ROLL CALL VOTE:

Councilman Denbaum – nay, he will be voting against the Local Law. The discussion was based on second hand smoke and protecting our children. He does not know how prohibiting and creating a tobacco free policy for smokeless tobacco furthers that governmental interest. The idea of a guy playing softball at a night league chewing tobacco should be banned for the children is a stretch. For many other reasons he would vote no.

Councilwoman McGlasson – aye

Councilman Huestis – aye

Councilman Chin – aye

Supervisor Fleming – aye

Motion carried

### **Resolution #328 - Set Public Hearing to Prohibit Smoking and Tobacco at Town Parks**

On a motion by Councilwoman McGlasson

Seconded by Supervisor Fleming

Be it resolved, that a Local Law to prohibit smoking and tobacco at all Town of Kent parks and their facilities, owned or operated by the Town of Kent and any of the Town of Kent park districts and their facilities is hereby introduced by Councilwoman McGlasson, as Introductory Local Law #2 of the

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year 2016 before the Town Board of the Town of Kent in the County of Putnam and State of New York, and

Be it further resolved, that copies of the aforesaid proposed local law, which is attached hereto, be laid upon the desk of each member of the Board, and

Be it further resolved, that the Town Board will hold a public hearing on said proposed Amendment at the Town Hall, in the Town of Kent, New York at 7:00 'clock p.m. on November 15,, and

Be it further resolved, that the Town Clerk publish or cause to be published a public notice in the official newspaper of the Town of Kent of said public hearing at least five (5) days prior thereto.

UPON A ROLL CALL VOTE:

Councilman Denbaum – nay

Councilwoman McGlasson – aye

Councilman Huestis – aye

Councilman Chin – aye

Supervisor Fleming – aye

Motion carried

**TOWN OF KENT**

**LOCAL LAW NO. \_\_\_ OF THE YEAR 2016**

**LOCAL LAW TO PROHIBIT SMOKING, TOBACCO USE, AND “SMOKELESS” TOBACCO USE**

Section 1 Purpose:

The purpose of this article is to prohibit smoking, tobacco use, and “smokeless” tobacco at all Town of Kent parks and their facilities, as well as on the public beaches owned and operated by the Town of Kent, and any of the Town of Kent park districts and their facilities. The Town Board hereby finds that a potential health hazard exists from allowing smoking, tobacco use, and “smokeless” tobacco on said parks and beaches both from smoke and from the debris created by disregarded cigarettes and other smoking materials.

Section 2. Smoking and Smokeless Tobacco Use Prohibited:

The smoking or carrying of lighted cigarettes or use of other smoking and tobacco materials, including but not limited to cigars, pipers, e-cigarettes and the like, at all Town of Kent parks and their facilities, as well as on the public beaches owned or operated by the Town of Kent, and any of the Town of Kent park districts and their facilities is hereby prohibited.

Section 3. Posting of Signs:

“Smoking, Electronic Cigarette Use, and Tobacco Use Prohibited” signs shall be clearly, sufficiently and conspicuously posted at the entrance to any Town of Town of Kent parks and their facilities, as well as on the public beaches owned and operated by the Town of Kent, and any of the Town of Kent park districts and their facilities.

Section 3. Penalties for Offenses; Enforcement:

- A. Any person convicted of a violation of this article shall be guilty of a violation and punished by a fine of not more than \$100 for each offense.
- B. The Town of Kent Police Department, or any other agency, officer or employee designated by the Town Board by resolution shall be charged with the enforcement of this article.

Section 4. Effective Date: This local law shall take effect immediately upon filing with the Secretary of State.

**Resolution #329 - Authorizing Purchase of Samsung Tablets & IPS Mobile App- Building Department**

On a motion by Councilwoman McGlasson

Seconded by Supervisor Fleming

**WHEREAS**, the Town of Kent Building Inspector sought proposals for the purchase of two Samsung Galaxy Tablets (the “Tablets”), a wireless access point (the “Access Point”), and a

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mobile application (the “App”) to be installed on the Tablets, to serve the Town of Kent Building Department; and

**WHEREAS**, the total cost for the Tablets, Access Point and App is \$3,885.66, as set forth on the proposals annexed hereto and hereby made a part hereof; and

**WHEREAS**, the Town Board believes it to be in the best interests of the Town to accept the proposals and authorize the payment for the Tablets, Access Point and App in an amount not to exceed \$3,885.66.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby accepts the proposals for a cost not to exceed \$3,885.66; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor is hereby authorized and directed to execute any and all agreements and other documents necessary to give effect to this Resolution, consistent with the terms hereof, all in form satisfactory to the Supervisor and the Town Attorney. Motion carried unanimously

### **Resolution #330 - Authorizing Christmas Tree Sales – Lakeview Community Church**

On a motion by Councilman Chin  
Seconded by Councilman Denbaum

**WHEREAS**, pursuant to Chapter 58 of the Code of the Town of Kent, no temporary sales event may be conducted in the Town of Kent without first applying for a permit from the Town Board; and

**WHEREAS**, Lakeview Community Church has submitted an application to conduct a temporary sales event to sell Christmas trees at its location at 387 Route 52 from November 25, 2016 to December 24, 2016; and

**WHEREAS**, the Town Board has reviewed the Application and supporting documentation and finds the Application to comply with the requirements of the Town Code of the Town of Kent in all respects; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby authorizes the issuance of a permit to Lakeview Community Church to conduct a Christmas tree sale at its location at 387 Route 52 from November 25, 2016 to December 24, 2016.

Motion carried unanimously

### **Resolution #331 – Consent Judgment**

On a motion by Councilman Chin  
Seconded by Councilman Denbaum

**WHEREAS**, tax certiorari proceedings were brought on behalf of LEWIS AND CYNTHIA STADLER, individually, for the tax years 2015 and 2016 affecting certain parcels of real property designated as Tax Map No. 33.56-1-18 (27 Chauncey Road) and 33.48-1-15 (31 Chauncey Road) of the Assessment Map of the Town of Kent; and

**WHEREAS**, the parties have agreed to settle the tax certiorari proceedings in accordance with the attached Consent Judgments prepared by JOSEPH ALBERT, ESQ., attorney for the Petitioners; and

**WHEREAS**, the Town Board of the Town of Kent wishes to authorize its town counsel, Timothy J. Curtiss, Esq., to sign said Consent Judgment on behalf of the Town of Kent.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby authorizes its counsel, Timothy J. Curtiss, Esq., to sign the Consent Judgment. Motion carried unanimously

### **Resolution #332 – Add Items to the Agenda**

On a motion by Supervisor Fleming  
Seconded by Councilwoman McGlasson

Resolved: Appellate Counsel for litigation and the adopting of the 2017 were added to the agenda. Motion carried unanimously

### **Resolution #333 – Appoint Hogan & Rossi**

On a motion by Supervisor Fleming  
Seconded by Councilwoman McGlasson

Resolved: The law firm of Hogan & Rossi was appointed as Appellate Counsel for the Merritt litigation. UPON A ROLL CALL VOTE:

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Councilman Denbaum – abstain  
Councilman Huestis – aye  
Supervisor Fleming – aye  
Motion carried

Councilwoman McGlasson – aye  
Councilman Chin – aye

**Resolution #334 – Adopt 2017 Budget**

On a motion by Supervisor Fleming  
Seconded by Councilman Huestis and Chin

WHEREAS, on November 1, 2016 the Town Board of the Town of Kent duly held a public hearing on the Preliminary Budget for the fiscal year 2017; and

WHEREAS, the Town Board heard all persons desiring to be heard in the matter, and the matter of the budget for the Town for said fiscal year was fully discussed and considered by the Town Board,

NOW THEREFORE BE IT RESOLVED that the Final Budget, as incorporated herein and made a part hereof, is hereby adopted as the annual budget of the Town of Kent for the fiscal year beginning the 1st day of January, 2017 and that such budget as so adopted be entered in detail in the minutes of the Town Board; and

IT IS FURTHER RESOLVED that the Town Clerk of the Town of Kent, Yolanda D. Cappelli, shall prepare and certify in duplicate, copies of said annual budget as adopted by this Town Board, and deliver one copy thereof to the Town Supervisor Maureen Fleming, to be presented by her to the Putnam County Board of Legislators.

Roll Call

Councilman Denbaum – aye. He thanked the Supervisor, the board and new Director of Finance Yulia, for working hard and all their meetings on the budget. He said no budget is ever perfect, but this again is a good budget. A budget that doesn't raise taxes makes capital improvements including some extended road paving for the coming year. It is a well balanced budget addressing some of the town's needs, it keeps taxes flat. He thanked the board and department heads for working hard to have it come in where we wanted it to be.

Councilwoman McGlasson – aye

Councilman Huestis – aye

Councilman Chin – aye

Supervisor Fleming – aye. She said the first year the board passed a budget with no tax increase someone said to her you should of raised taxes because the residents will expect you to do that again next year. She said what makes you think we won't. This is the third year the board has brought in a budget without a tax increase. She thanked all the department heads who worked very hard and did their numbers and were careful about spending the people's money and the board members and voted aye.

Motion carried unanimously

**Resolution #335 - Approval of Vouchers & Claims**

On a motion by Councilman Huestis

Seconded by Councilman Chin

Resolved: Vouchers #200139520 - #200139643 and claims submitted by:

1. Advanced Heating & Air Conditioning Corp.	\$2,000.00	Balance Air Handler
2. Terry Boalt	\$7,756.45	Balance Stairs
3. Carmel Animal Hospital	\$3,906.51	Impound Fees
4. City Carting	\$4,903.45	Lake Carmel Garbage
5. Clark Equipment Co.	\$10,016.80	Grader Blade
6. Extreme Designs Sign Co.	\$2,705.25	Soccer Uniforms
7. Hogan & Rossi	\$5,416.63	Legal Services
8. H.O. Penn Machinery Co.	\$13,796.36	Coupler
9. NYCOMCO	\$2,622.00	2 Way Radios: Police
10. NYS Dept of Civil Service	\$188,000.28	Health Insurance
11. NYSEG	\$2,067.28	Ryan's Field
	\$2,744.19	Police Station

In the amount of \$290,537.90 may be paid.

Motion carried unanimously

**Public Comment-** None

**Resolution #336 - Adjournment**

On a motion by Councilman Huestis

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Seconded by Supervisor Fleming

Resolved: The Town Board meeting of November 1, 2016 adjourned at 9:12 p.m.

Motion carried unanimously

Cordially submitted,

Yolanda D. Cappelli  
Town Clerk