# TOWN OF KENT TOWN BOARD MEETING Tuesday, April 6, 2021

Face coverings are required for those that attend in person. (Face-coverings shall include, but are not limited to, cloth masks (e.g. homemade sewn, quick cut, bandana), surgical masks, and N-95 respirators. Face shields are not an acceptable face covering unless it is used in conjunction with a mask.)

# Executive Session: 8:00am and 6:30 p.m.

The Town Board will hold an Executive Session at 8:00 a.m. to discuss discussions proposed, pending or current litigation and an Executive Session at 6:30 p.m. to discuss collective negotiations pursuant to article fourteen of the civil service law.

# Workshop/Meeting: 7:00 p.m.

- 1. Pledge of Allegiance
- 2. Roll Call
- 3. Discussion and/or Vote on the following:
  - a. Memorial Day Caravan Awards Dale Cusak
  - b. Carmel Central School District Bus Depot Discussion
  - c. Recreation Huestis Park discussion, temporary staffing changes, and approval of program aides and seasonal workers
  - d. Police Department new vehicle purchase and hiring of dispatcher
  - e. Advertise Code Enforcer position for LISC Grant
  - f. Engineering quotes for 3 Town Buildings
  - g. Accounting budget transfers
  - h. LCPD lake management contract, sand for beaches, and porta-john rentals
  - i. Putnam County Real Property Contract
  - j. Planning bond return for TM# 42.07-1-17, acceptance of bond for TM# 19.12-1-20
  - k. NYMIR Insurance renewal
  - I. Municipal Repairs hiring of mechanic
  - m. Advertising for mowing services at abandoned cemeteries for 3 years and alternatively one year
  - n. Approval of Vouchers and Claims
- 4. Announcements
- 5. Public Comment

At 8:00 a.m. The Kent Town Board held an Executive Session via Zoom to discuss Proposed, pending or current litigation.

# Resolution #135 - Adjourn to Executive Session

On a motion by Supervisor Fleming
Seconded by Councilwoman McGlasson
Resolved: The Town Board adjourned to executive session.
Motion carried unanimously

# Resolution #136 - Adjourn Executive Session

On a motion by Supervisor Fleming Seconded by Councilwoman McGlasson Resolved: The Town Board adjourned executive session at 9:33 a.m. Motion carried unanimously

The Town of Kent regularly scheduled meeting was held on Tuesday, April 6, 2021 at 6:30 p.m. at the Kent Town Hall, 25 Sybil's Crossing, Town of Kent, they immediately adjourned to Executive Session. To see the full meeting visit the Town of Kent's website at <a href="https://www.townofkentny.gov">www.townofkentny.gov</a> under Video's on Demand.

# Town Board Meeting – Executive Session April 6, 2021

### Resolution#137

A meeting of the Town Board was opened by Supervisor Fleming at 6:30 p.m. On a motion by Supervisor Fleming, Seconded by Councilwoman McGlasson, the Town Board moved into immediately Executive Session 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 or corporation.

## Resolution # 138Overtime for Justice Court Court Clerks

On a motion by Councilman Denbaum Seconded by Councilman Ruthven

Resolved: The Town Board unanimously to authorize the Justice Court Clerks who work overtime to be compensated for such overtime in payment, up to Ten Thousand (\$10,000) Dollars per year, or to substitute time off ("comp time") as compensation.

Resolution#139

On a motion by Councilwoman McGlasson, seconded by Supervisor Fleming, the executive session was adjourned 6:58 p.m.

Respectfully submitted,

Nancy Tagliafferro

# Pledge of Allegiance

At 7:10 p.m. Supervisor Fleming called the meeting to order with the Salute to the Flag.

# Discussion - Memorial Day Caravan Awards

Dale Cusack Chairman of the Joint Veterans Counsel was present to award Memorial Day Caravan Certificates to members of the Lake Carmel Fire Department, the Kent Police Department and the Town of Kent. Mr. Cusack thanked the Town and its resources for all the assistance given to the Caravan, as it was a difficult year to have celebrations of any kind. He awarded the certificates and a round of applause was given.

# <u>Discussion Carmel Central School District Bus Depot Discussion</u>

Supervisor Fleming explained there have been many concerns about the project and thought it best to discuss the questions with the school board. David Shaw, Attorney for the Carmel Central School District thanked the board for the opportunity, he introduced three board members Debra Heitman Cayea, Eric Mittlestadt and Jason Pareskeva. Also present, School Superintendent Mary Margaret Zehr, and their architect David Sammel who prepared a slide show. He said they are looking forward to moving the project along with cooperation from the town for the interest of the people in the Town of Kent and the citizens within the school district. Councilman Huestis said he tried to work with the school board a few years ago unsuccessfully. He expressed his concerns on zoning integrity of Route 52, the health, safety and welfare of our residents including the children. Supervisor Fleming said initially the concern was fiscal. Kent has few developable properties within a Commercial/Industrial District, the school board brought it to a referendum she is told four times she's aware of three. It was defeated twice and the last was voted upon at an inopportune time, planned to have it succeed. She said one of the concerns is the project is not a permitted use; it is going ahead as if the town has no say over its zoning. She does not know how it gets to go forward. David Shaw replied the school district is part of the University of the State of New York and arm of that sovereign and as such they have the ability to purchase land and unless there is a specific health, safety and welfare objection that is palpable they can go forward and purchase land. He said the parcel selected had gone through a comprehensive SEQRA review which the school board added to by securing a reputable land use firm; he said the town was an interested party in the process. He said they have been in contact with SED, they want to meet every commitment and meet any legitimate concern the town may have and possibly certain benefits to the town of the facilities there. He explained there is a long history of public school districts acquiring land and local codes would not apply, Kent's Town Code was studied and does not refer to other municipal entities. He said but for the name bus garage the use that are intended is consistent with uses within the zone. Councilman Denbaum asked his position is that as long as the use is close enough that you can proceed despite our zoning law. Mr. Shaw replied not only close enough but that it wouldn't apply when a school district is the owner of a property. Councilman Denbaum asked if you could put a bus garage in a residential neighborhood. Mr. Shaw's opinion is likely based upon a NYS Court of Appeals decision involving Cornell University. He said the test comes down to whether there is a health, safety and welfare implication to the project. He said in this case we are not in a residential neighborhood there should be less of a concern and legal liability. Town Council Nancy Tagliafierro interprets the Cornell Case differently, he is right we have to be concerned about health, safety and welfare issues, in that case the court was particularly concerned about welfare issues to the entire community. She said the more current case law however has said schools that seek to develop in a municipality referred to as intruders; intruders should not come into a municipality and assume they have a blank exemption from all of the zoning laws and regulations. She spoke of a recent case where another test is if the state or Federal Government doesn't have a regulation that governs a particular aspect of zoning then the local regulation should be followed. To her knowledge the State of NY does not have regulations pertaining to what use a particular district has as a principle use. Mr. Shaw knew of the case thinking distinguishable from this as they had an extensive SEQRA process. He expressed disdain regarding litigation as taxpayers would be paying for litigation on both sides and stated they were not intending to make an application to the Zoning Board. There was doubt amongst the town board that they were copied in the SEQRA process. Councilman Ruthven as liaison to the Planning Board knows there are storm water violations on the project that have not been corrected. Mr. Shaw welcomed the Building Inspectors visit. Councilman Ruthven asked about drilled wells and water testing. Dave Samal, Architect for the project said the well used during the mining operation has been abandoned a new well was drilled and tested; it requires treatment but will be potable. Councilman Ruthven questioned the volume of water used at the wash station and the water table to nearby residents plus the chemicals, oils and gas and where they will end up. He believes they are all health and safety issues that should be planned ahead and not after the project is in. Mr. Samal replied that is all being addressed and either received or working on the permitting for storm water. He clarified the bus wash system is 100% recyclable; he is not sure the number of gallons per wash but thought it not a high volume. He said the water coming off the buses gets filtered and treated and the overflow goes into the retention basins. He said he did not know the details of the well water but there was nothing present that would prevent

drinking the water. Councilman Huestis questioned dynamite dust that possibly contaminated the area and neighboring wells. Councilman Ruthven asked if DEC was part of the SEQRA process. Mr. Samal did not know. He did say there was an approval for a proposed building not theirs, the SEQRA they did modified the SEQRA that was started. Councilman Huestis urged the board members and leaders to make sure the environmental process is being done correctly. Supervisor Fleming was surprised you were able to close with outstanding violations. She thought his position that the town wanting to protect its residents and code and costing resident's money twice is offensive, this is a major issue for Kent residents. Mr. Shaw thought the board had legitimate concerns and would like to review the incremental SEQRA process, interested parties to see that you were notified and look at the health and safety issues. Councilman Denbaum expressed concerns about them not going through the normal process where their questions and concerns would be addressed. Mr. Shaw said the difference is they report to SED, they have to satisfy their requirements; he would be surprised if the process was not done properly with SEQRA. Supervisor Fleming expressed her skepticism. Councilman Ruthven expressed concerns about the bus's leaving the facility, making a left and going up the hill he asked about a traffic light. Mr. Sammel said they will do a traffic study and will have to apply and have to receive DOT approval he did not think a traffic light is being proposed, he did not know how many buses will be leaving the facility. Supervisor Fleming said the traffic pattern on another truck stop project was a concern and they have taken out the truck stop because it was such an issue with the residents. She was surprised a traffic study was not completed before the purchase as it affects the health, safety and welfare. The Town Board was told the project is currently at SED it is progressing and the package/application would be available to them. Councilman Huestis believes there will be another wave of foreclosures and asked them to keep this in mind as a welfare concern. Councilwoman McGlasson asked if funding is still available for the garage. Mr. Shaw replied they have authorization for bonding and state aid. He did not know the dollar amount of the original referendum bond or the current cost up to date, he was not certain if the baseball field or soccer field is a go ahead. Mr. Shaw understood the concerns of the board and would get back with the answers.

There was a 5 minute recess.

### Roll Call

Supervisor Fleming – present Councilwoman McGlasson – present Councilman Huestis – present Councilman Denbaum – present Councilman Ruthven – present

Also Present: Town Clerk Cappelli, Town Attorney Tagliafiero, Police Chief Kevin Owens, Director of Finance Yulia Kelly, Recreation Director Jared Kuczenski, Co-Chair of Recycling Kotzur, Lake Carmel Park District Member Ullich and several members of the public.

# Resolution #140 - Approve Budget Transfers

On a motion by Councilman Ruthven Seconded by Councilwoman McGlasson

WHEREAS, the Director of Finance has recommended certain budgetary amendments to the 2020 Budget in order to adjust appropriations in the Finance Department, the Highway Department, the Lake Carmel Fire District, the Lake Carmel Park District, and the Lake Carmel Sanitation Department, as set forth in the summary annexed hereto and incorporated herein by reference; and

WHEREAS, the Director of Finance advises that the proposed transfers will have the fiscal impact as outlined on the annexed summary and the Town Board wishes to accept the recommendations of the Director of Finance;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby accepts the recommendations of the Director of Finance and authorizes the budget transfers as set forth on the annexed summary.

Motion carried unanimously

### Recreation - Huestis Park Discussion

Recreation Director Jared Kuczenski came before the board with a presentation for a conceptual plan for Huestis Park which consisted of a new playground, additional fencing, removal and replacement of chain link fencing, a multi use court and a pavilion with bathrooms. Please see the attached power point

1. WHEREAS, the Finance Department has requested a budgetary transfer to cover under budgeted expenses, and now therefore be it RESOLVED that the following budgetary transfers be made:

Increase App	propriation					
A.1010.100	Legislature - Personal	\$	263.0	ń		
A.1010.400	Legislature - Contractual	\$				
1010.801	Legislature - Retirement	\$	-			
1110.100	Municipal Court - Personnel	\$				
1110.400	Municipal Court - Contractual	\$		0 (new hire overlapped retiring clerk-contingency	)	
A.1110.802	Municipal Court - Hospital/Medical	د \$	· <del>-</del>	-		
A.1110.803	Municipal Court - FICA	\$	-	O (new hire overlapped retiring clerk-contingency	)	
A.1220.100	Supervisor - Personal	\$				
A.1220.803	Supervisor - FICA	\$				
A.1310.400	Finance - Contractual	\$				
A.1330.100	Tax Collection - Personal Services	\$	150.0	O (Check printing support contract)		
A.1330.803	Tax Collection - Retirement	Ś				
A.1330.803	Tax Collection - FICA	\$				
A.1340.100	Budget - Personal Services	\$				
A.1340.803	Budget - FICA	\$				
A.1355.801	Assessment - Retirement	\$				
A.1410.803	Town Clerk - FICA	\$	32.00			
A.1430.400	Personnel - Contractual	\$				
A.1620.200	Buildings - Equipment	\$		(Partners in Safety)		
A.1620.437	Buildings - Operations & Maint - Taping	-		(New Buzzer System Install)		
A.1620.400	Buildings - Operations & Maint - Contractual	\$ \$		(Snow/ice)	(a)	Some one-time charges
A.1620.404	Buildings - Auto Repair	\$ \$	61,421.00			Electrical work for new fuel tank
A.1620.419	Buildings - Operations & Maint - COVID		404.00			Lamps at Highway Garage
A.1640.140	Central Garage - OT	\$ \$	707.00		2,100	Wiring&Conduit for fuel pumps
A.1640.200	Central Garage - Equipment	۶ \$	358.00	•	1,765	new Lamps
A.1640.400	Central Garage - Contractual		-			showers installed
A.1640.801	Central Garage - Retirement	\$	-		2,050	plexi-glass in 3 office
A.1650,400	Central Communications - Contractual	\$	6,215.00		4,500	Condensor
A.1670,400	Central Printing& Mailing - Contractual	\$	27.00		2,750	Security system
△ 1680,200	Central Data - Equipment	\$		(higher mail)	1,675	New Piping
580.225	Central Data - Covid	\$	10,593.00		1,451	
120.120	Police - Dispatchers Payroll	\$ \$	1,075.00		1,304	Water heater at Town Center
120.121	Police - Dispatchers Overtime		5,175.00			
A.3120.140	Police - Police OT	\$ \$	13,248.00			
A.3120.400	Police - Contractual	\$	22,095.00			
A.3120.405	Police - Telephone	\$	2,233.00 580.00			
a.3120.408	Police - Equipment Maint	\$	286.00			
A.3120.410	Police - Radio contract	\$	2,922.00			
A.3120.417	Police - IT Services	\$	4,599.00			
A.3120.418	Police - Clothing Dispatcher	Ś	4,355.00 869.00			
A.3120.448	Police - Policies and Proc Mgmt Serv	\$				
A.3310.400	Traffic Control - Contractual	\$	2,460.00			
A.3410.400	Fire Protection - Contractual	\$	5,004.00 961.00			
A.3620.100	Safety Inspection - Personal Services	ر 2		(Town while Facility and		
A.3989.400	Other Public Safety - Contractual	\$	15 550 00	(Temp, while Emily out on leave)		
A.4020.100	Registrar of Vital Stats - Personal Services	\$	62.00	(Code enf viols, recovered through taxes)		
A.5010.100	Highway and Street Admin - Personal	\$	310.00			
A.5010.803	Highway and Street Admin - FICA	\$	207.00			
A.5132.400	Garage Contractual	\$	3,171.00			
A.5182.400	Street Lighting Contractual	\$	1,295.00			
A.7020.100	Recreation Admin - Personal	\$	8,372.00	(primarily John more house while wills and to a		
A.7020.803	Recreation Admin - FICA	\$	83.00	(primarily John more hours, while Nikki on leave)		
a.7021.400	Recreation Bldg - Contractual	\$	259.00			
A.7110.400	Parks - Contractual	\$	8,739.00			
A.7110.404	Parks - Auto Repair	\$	3,764.00			
A.7110.801	Parks - Retirement	\$	163.00			
A.7310.453	Recreation - Youth - Ultimate Frisbee	\$		(program grew)		
320.488	Recreation - Adult - Yoga	\$		(program grew)		
20.100	Planning - Personal Services	\$	2.00	the rown Bretty		
120.801	Planning - Retirement	\$		(planning board member joined retirement system	n)	
A.8020.803	Planning - FICA	\$	1.00	5 · · · · · · · · · · · · · · · · ·	117	
A.8100.400	Stormwater Contractual	\$		(Environ consultant)		
A.8160.400	Landfill - Contractual	\$		(Grinder and Excavator)		
A.8161.400	Recycling - Contractual	\$	12,909.00			

A.8668,400	Grant Writer	\$ 6,000.00
A.8710.400	Conservation Advisory	\$ 145.00
A.9050.810	Unemployment Insurance	\$ 10,280.00
		\$ 294,279.00
		· · · · · · · · · · · · · · · · · · ·
Decrease App		
A.1110.110	Municipal Court - PT Salaries	\$ <b>(</b> 6,534.00)
A.1330.400	Tax Collection - Contractual	\$ (836.00)
A.1355.400	Assessment - Contractual	\$ (290.00)
A.1410.802	Town Clerk - Retirement	\$ (32.00)
A.1620.140	Buildings - OT	\$ (7,100.00)
A.1620.801	Buildings - Retirement	\$ (2,301.00)
A.1620.803	Buildings - FICA	\$ (430.00)
A.1640.802	Central Garage - Hosp/Medical	\$ (6,573.00)
A.1680.400	Central Data - Contractual	\$ (11,622.00)
A.1910.431	Unallocated Insurance	\$ (5,555.00)
A.1930.428	Judgement&Claims - Tax Certs	\$ (5,000.00)
A.1989.400	Town Code - Contractual	\$ (2,949.00)
A.1990.100	Contingencies - Personal Services	\$ (15,600.00) Was set up for the Court
A.3120.802	Police - Hosp/Med Police	\$ (24,649.00)
A.3120.818	Police - Hosp/Med Dispatchers	\$ (29,818.00)
A.3510.100	Contro! ರ್ Dogs - Personal Services	\$ (7,395.00)
A.3410.400	Control of Dogs - Contractual	\$ (4,932.00)
A.3620.400	Safety Inspection - Contractual	\$ (3,110.00)
A.3620.802	Safety Inspection - Hosp/Medical	\$ (635.00)
A.5010.400	Highway Admin - Contractual	\$ (517.00)
A.6772.400	Programs for the Agings	\$ (24,000.00)
A.7110.400	Celebrations - Townwide Contractual	\$ (5,809.00)
A.7110.102	Parks - Seasonal Payroll	\$ (12,935.00)
A.7310.457	Youth Programs - Girls Softball	\$ (409.00)
A.7410.801	Library - Retirement	\$ (2,317.00)
A.7550.400	Celebrations - Kent Community Days	\$ (11,500.00)
A.8161.200	Recycling - Equipment	\$ (3,500.00)
A.8161.404	Recycling - Auto Repair	\$ (1,100.00)
A.9040.804	Workers Comp	\$ (44,622.00)
A.9089.811	Other benefits	<u>\$ (1,500.00)</u>
		<u>\$ (243,570.00)</u>
Increase Rever	ntia.	
A.1570	Charges Demolition Code Violations	\$ 155000 (2021)
	Service Code Violations	\$ 15,560.00 (2021 tax warrant, accr at 12/31/2020)
		\$ 15,560.00
Increase Appro	opriated Fund Balance	\$ _
	New Buzzer System - Town Hall	\$ 26,840.00
	Recycling expense	\$ 8,309.00 Thruway Plumbing and Heating
		\$ 35,149.00
2020 Fiscal in	mpact increase	\$ 50,709.00
<ol><li>WHER budgeted ex</li></ol>	EAS, Highway Department has requested expenses, and now therefore be it RESOLV	d a budgetary transfer to cover under VED that the following budgetary transfers be made:
Increase Appro		·

### Increase Appropriation

oment)
<b>-</b>

\$ 2,049.00 \$ 158,869.00

Decrease Appropriation

DA.5142.140 Snow Removal - OT \$ (114,000.00)
DA.5142.400 Snow Removal - Contractual \$ (44,869.00)
\$ (158,869.00)

3. WHEREAS, Lake Carmel Fire District has requested a budgetary transfer to cover under budgeted expenses, and now therefore be it RESOLVED that the following budgetary transfers be made:

### Increase Appropriation

SF1.3410.400 Fire Protection - Contractual \$ 16,544.00

crease Appropriation

1.9040.804 Workers Compensation \$ (16,544.00)

### 2020 Fiscal impact increase

\$

4. WHEREAS, Lake Carmel Park District has requested a budgetary transfer to cover under budgeted expenses, and now therefore be it RESOLVED that the following budgetary transfers be made:

### Increase Appropriation

mulease Appro	ppriacion			
SP1.7110.102	Parks - Summer Payroll	\$	1,855.00	
SP1.7110.140	Parks - Overtime	\$	2,073.00	
SP1.7110.200	Parks - Equipment	\$	3,097.00	
SP1.7110.400	Parks - Contractual	Š	25,971.00	(Basketball court \$7380, \$7940 blacktop)
SP1.7110.422	Parks - Tree Removal	Š		(Tree removal)
SP1.7110.431	Parks - Parks Insurance	\$	3,099.00	(Tree removal)
SP1.7110.513	Parks - Tree replacement	\$	2,025.00	
SP1.7140.400	LC Community Center contractual	\$	· =	(\$56,000 Fencing for Lake Carmel CC)
SP1.7141.400	LC - 640 Rt 52 Contractual	\$	6.038.00	(\$5,584 Chemung)
SP1.7180.200	LC Beaches - Equipment	\$		(Rebuild dock, steps and retaining wall)
SP1.9010.801	Retirement	\$	7,342.00	(Treating dock, steps and recalling Wall)
			<del></del> -	
Doggoog 4		\$	135,092.00	
Decrease Appro				
SP1.7110.100	Parks - Personal Services	\$	(29,076.00)	
SP1.7110.441	Parks - Lake Treatment	\$	(12,240.00)	
SP1.7110.803	Parks - FICA	\$	(2,087.00)	
SP1.7180.102	LC Beaches - Seasonal payroll	\$	(26,884.00)	
501.7180.400	LC Beaches - Contractual	\$	(3,160.00)	
7180.450	LC Comm Center Events	\$	(4,558.00)	
7180.451	LC Committee Festivals	\$	(5,000.00)	
J. 2.7180.803	Lc Beaches FICA	\$	(2,056.00)	
SP1.9060.802	Hosp Medical Ins	\$	(1,031.00)	
		\$	(86,092.00)	

# Increase Appropriated Fund Balance

50,000.00 (Fencing for Lake Carmel)

### 2020 Fiscal impact

\$ 50,000.00

5. WHEREAS, Lake Carmel Sanitation Department has requested a budgetary transfer to cover under budgeted expenses, and now therefore be it RESOLVED that the following budgetary transfers be made:

### Increase Appropriation

SR 1980,400	Refuse&Garbage - MTA Tax	\$	12.00	
SR.8150.200	Refuse&Garbage - Equipment	Ś		IT and a
SR.8160.400	Refuse&Garbage - Contractual	\$	,,,	
SR.8160.404	Refuse&Garbage - Auto Repair			(Much higher dump fees)
SR.9010.801	NYS Retirement	\$	18,000.00	
		\$	85.00	
Decrease Appr	opriation	\$	259,723.00	
SR.8160.100	Refuse&Garbage - Personal Services	Ś	(19,527.00)	
SR.8160.140	Refuse&Garbage - OT	\$	(2,400.00)	
SR.8160.403	Refuse&Garbage - Gas	\$	(7,709.00)	
SR.8160.803	Refuse&Garbage - FICA	Ś	(2,955.00)	
\$R.9040.804	Workers Comp	Ś	(26,454.00)	
SR.9060.802	Hosp Medical Ins	\$	(8,939.00)	
		\$	(67,984.00)	
:ase Appro	priated Fund Balance	\$	191,739.00	
2020 Fiscal impact		\$	191,739.00	

presentation to see the entire presentation see the video on the Town of Kent's website at <a href="https://www.townofkentny.gov">www.townofkentny.gov</a>.

# Resolution #141 - Authorize Hiring of Temporary Full Time Recreation Assistant & Temporary PT Recreation Assistant

On a motion by Councilman Denbaum Seconded by Supervisor Fleming

WHEREAS, the Town of Kent is seeking to fill a temporary position of Full Time Recreation Assistant and Part Time Recreation Assistant for the Recreation Department when a Town employee is out on maternity leave; and

WHEREAS, by email dated April 5, 2021, Jared Kuczenski, Director of Recreation and Parks has recommended the hiring of (i) John Fenty to fill the temporary position of Full Time Recreation Assistant, when the employee is out on maternity leave and until the employee returns from maternity leave; and (ii) Christopher Heller to fill the temporary position of Part Time Recreation Assistant to fill the vacancy caused by the hiring of Mr. Fenty as temporary Full Time Recreation Assistant;

NOW, THEREFORE, BE IT RESOLVED that the Town Board of the Town of Kent hereby authorizes the temporary hiring of (i) John Fenty as Full Time Recreation Assistant, at his current rate of pay, until the employee returns from maternity leave; and (ii) Christopher Heller as Part Time Recreation Assistant at an hourly rate of \$15 per hour, with a maximum of 30 hours per week and a maximum average of 20 hours per week over the course of his employment, until such time as Mr. Fenty returns to the position of Part Time Recreation Assistant; 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 #142 - Hire Program Aides - Recreation Department

On a motion by Councilman Denbaum Seconded by Councilwoman McGlasson

WHEREAS, the Town of Kent is seeking to fill open Program Aide positions for the Recreation and Parks Department; and

WHEREAS, the Director of Recreation and Parks has recommended hiring Brian Mirchin, Shane RiveraRuane, Adrianna DeSalvo, Joseph DiPierro, Vincent Horan, and Michael Pinnato fill the positions; and

WHEREAS, the Town Board believes it to be in the best interests of the Town to accept the recommendations of the Director of Recreation and Parks;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes the hiring of Brian Mirchin at the rate of \$13 per hour, Shane RiveraRuane at the rate of \$13 per hour, Adrianna DeSalvo at the rate of \$12.50 per hour, Joseph DiPierro at the rate of \$12.50 per hour, Vincent Horan at the rate of \$12 per hour, and Michael Pinnato at the rate of \$12 per hour, as Program Aides for the Recreation and Parks Department; 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 #143 - Hire Seasonal Employees Recreation & Parks Department

On a motion by Councilman Denbaum Seconded by Councilwoman McGlasson

WHEREAS, the Town of Kent is seeking to fill vacant positions for Seasonal Employees for the Recreation and Parks Department; and

WHEREAS, Jared Kuczenski, Director of the Recreation and Parks, has recommended the hiring of Justin Rebis and Emerson Appleyard to fill the positions; and

WHEREAS, the Town Board believes it to be in the best interests of the Town to accept the recommendations; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes the hiring of Justin Rebis and Emerson Appleyard as Seasonal Employees for the Recreation and Parks Department at the rate of \$12.50 per hour for hours worked from Monday through and including Friday, and at a rate of \$14.50 per hour for hours worked Saturday and/or Sunday, with Mr. Rebis working up to 40 hours per week effective as of May 3, 2021 and Mr. Appleyard working up to 20 hours per week effective as of June 14, 2021; 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 #144 - Authorize Purchase of 2021 Police Interceptor SUV

On a motion by Councilman Ruthven Seconded by Councilwoman McGlasson

WHEREAS, the Town Board of the Town of Kent is in receipt of a request dated April 1, 2021 from the Chief of Police, Kevin Owens, to purchase one 2021 Police Interceptor SUV (the "Police Vehicle"), a copy of which request is annexed hereto and incorporated herein by reference; and

WHEREAS, the General Municipal Law§103(16) exempts purchase contracts over \$20,000 from competitive bidding when such equipment is purchased through contracts let by any county of the State of New York; and

WHEREAS, the specifications annexed hereto indicate the Police Vehicle is being purchased under a contract awarded by Rockland County; and

WHEREAS, in accordance with the Town's Procurement Policy and the General Municipal Law, the Town Board wishes to authorize the purchase of the Police Vehicle through Contract awarded by Rockland County, New York;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby authorizes and approves the purchase of one 2021 Police Interceptor SUV for the purchase price of \$45,344.95; 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 #145 - Approve Hiring of Police Dispatcher

On a motion by Councilman Ruthven Seconded by Councilwoman McGlasson

WHEREAS, there is currently a vacancy in the Town of Kent Police Department for a police dispatcher; and

WHEREAS, Chief Owens has recommended the appointment of Kennedy Henshaw to the vacant position effective April 28, 2021; and

WHEREAS, the Town Board wishes to accept the recommendations of Chief Owens;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby appoints Kennedy Henshaw as police dispatcher in the Town of Kent Police Department, effective April 28, 2021; and it is

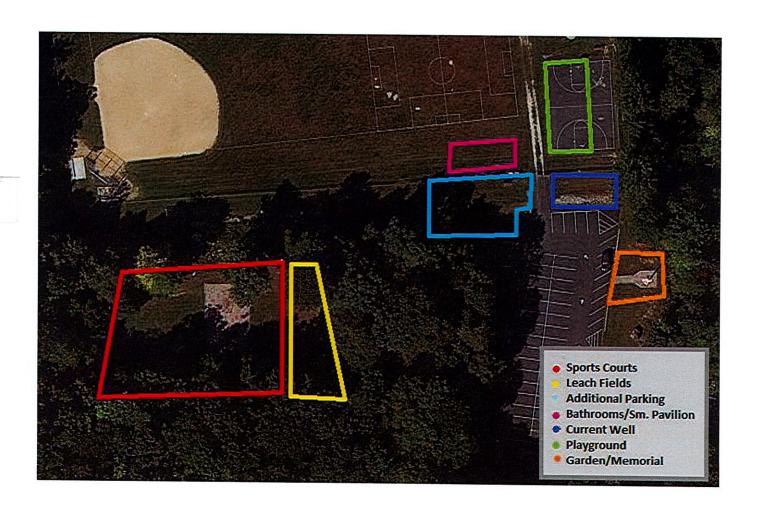
**FURTHER RESOLVED,** that the appointment of Ms. Henshaw is contingent upon the passing of any further civil service requirements and a 52 week probationary period.

Motion carried unanimously

# **HUESTIS PARK DEVELOPMENT PLAN**

PART 1 - Overview

Created: August 2020



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# FUTURE ADDITIONAL PARKING AREA (outlined in light blue on aerial photo)

The parking area at Huestis Park is inadequate for the size of the park and the activities that take place there. Cars are routinely parked up the driveway which presents a hazard to people walking to their vehicles and affects the flow of traffic into and out of the park. Furthermore this lack of parking contributes to the limited activities and events that we can run at the park.

**Proposal -** There is currently only one area adjacent to the parking lot that would be suitable for additional parking; that area is shown below and also in light blue on the aerial photo. It is proposed that we pave that area up to the fence lines as this would add roughly 15 parking spots.











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# UPPER LEVEL OF PARK ON SOUTH-EASTERN SIDE :: FUTURE SPORTS COMPLEX (shown in red on aerial map)

The upper level of the park is currently home to the playground, a few picnic benches, and a trail-head. It is completely obscured from the parking lot and partially-to-completely obscured from a number of sections of the rest of the park by a large rock-leaden hill with thick vegetation. The general complaint from visitors is that the current location of the playground is disconcerting and uninviting because it is generally hidden from view and feels unsafe as a result. Furthermore this area on a whole is underutilized as the cleared space is mostly unused grass.

**Proposal** - Due to the incredible expense that would be associated with blasting, clearing and re-sloping the hillside obscuring the playground, it is my proposal that we move the playground to the bottom level of the park where the basketball court currently stands (for more info see PLAYGROUND section of this document). This would put the playground in a totally visible and centrally located position.

From there we would then use the upper level for a large, paved multisport area known as a MUGA, a.k.a. multi-use games area. These are common in the western United States and Europe, but have not yet taken hold in our area. As a large space that can function for basketball, tennis, pickle-ball, badminton, solo-tennis, floor hockey, futsal and more, the addition of something like this to Huestis Park would be state of the art for the area and really open up options for so many new activities through Kent Recreation. Examples of MUGA's are shown below and on the next page, however these are just examples and we would strive to design something based on our available space and the needs and wants of our residents.



# FUTURE PLAYGROUND (shown in green on aerial photo)

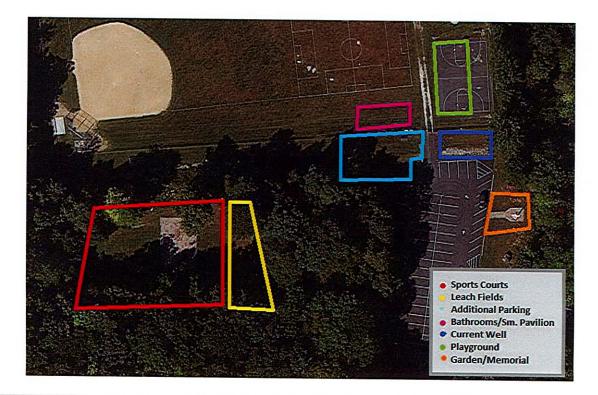
The current basketball court is unsatisfactory as it's once again become victim to sinkholes on the backside (western side) and as a result ends up with large puddles that remain on the court for days after it rains. These dips and patched sink holes render the surface uninviting and also unsafe.

The current playground has been stripped down to almost nothing and what's left is worn, dated, unappealing and unexciting. Visitor complaints echo those sentiments and the want for something better.

**Proposal** - Because the backside of the current basketball court area is unusable (which is most likely due to erosion into the swamp which abuts that side of the court), it's my proposal that we use the front half of the basketball court area (the area in which I'm standing in the photo below) for the installation of our new playground. This area has never had sinkhole or erosion issues. Moving the playground here would also solve the problem of it being obscured by the hillside where it currently stands as it would be relocated to a central area where it can be seen by all fields and the parking lot. This would increase traffic to the playground as it would give parents a sense of comfort they don't currently have.







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# POTENTIAL BATHROOMS & SMALL PAVILION (shown in pink on aerial photo)

While at this current point in time I don't believe that traffic and activity at the park necessitates bathrooms and a pavilion, I do however believe that we should create our new park plan in such a way that it allows for bathrooms and a pavilion to be built in the future. It's our hope that the aforementioned improvements to the park will increase traffic and thus in the future there may very well be a need for bathrooms and a gathering point such as a small pavilion.

**Proposal -** In order for us to keep the bathroom option on the table, about ¼ of the upper level of the park would have to remain clear for leach fields, as laid out in the engineer's report created a number of years ago. Having spoken with Lou Fernandez, he believes that the engineers felt that this area was one of the few usable areas in the park for leach fields due to poor drainage elsewhere in the park, and thus it would be imperative that we do no build on the area the engineers marked as the leach field sight (shown in yellow on aerial photo). Also, as noted in aerial photo, a well casing has already been placed next to the parking lot (shown in royal blue on the aerial photo).

When the time comes it is my proposal that we erect a small bathroom/pavilion combo (see photo below for an example) in the corner of the field area nearest the parking lot and new playground (shown in pink on aerial photo). The bathrooms would then be easily accessible to all visitors to the park and the pavilion would provide a great central meeting location with views of the entire park.

Sports Courts Leach Fields Additional Parking Bathrooms/Sm. Pavilion Current Well Playground Garden/Memorial



### MISCELANEOUS PARK IMPROVEMENTS

- 1. In conjunction with Councilman Huestis and the Beautification Committee, we will aid in the building of a small garden and sitting area around the flagpole, shown in orange on the aerial photo.
- 2. All fencing at the park is in need of replacement and alteration (some fencing lengths can be shortened to save on costs, etc). The goal would be to replace all fencing over the course of the next few years, beginning with the fence running along the parking lot and down to the first softball field (the most visible and functional of the fences).
- 3. While we have basically maxed out the number of trails we can run in the woods of the park, improvement to those trails including benches at strategic points, a picnic area on a hillside running along one of the trails, and the addition of informational signs marking the site of the old farm house and farm land are proposed for the future.

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# Huestis Park Development

Conceptual Plan

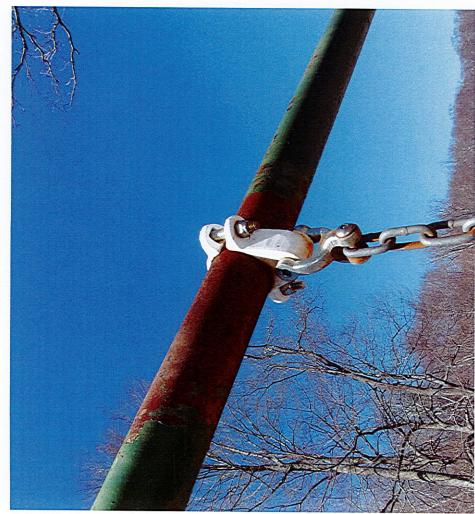


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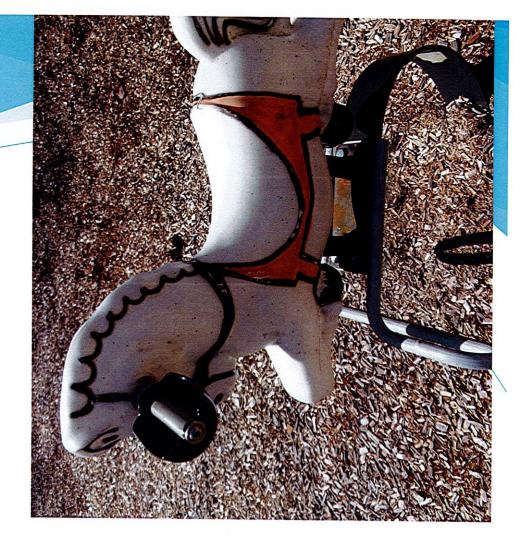


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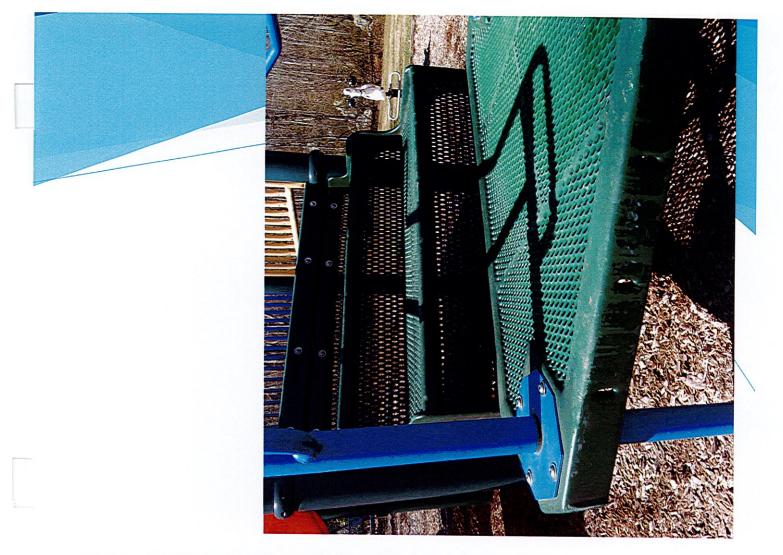


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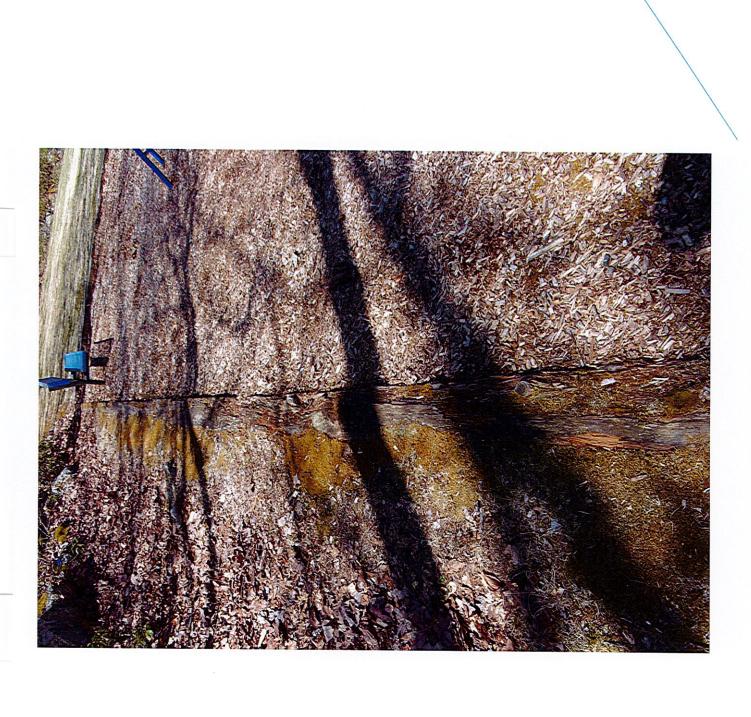




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### hy develop Huestis Park?

rrently the Town of Kent Recreation & Parks Department only runs one fully nctioning park (Ryan's Park)

Inadequate for a population of 13,500 and growing

estis Park has incredibly limited and problematic amenities

Poor soil conditions on playing field proper

Volleyball court was removed

Continued basketball court issues

Playground is sub-par and stripped down

Inadequate parking for park size

All fencing has reached the end of its life span

a result of the above...

Closest full park is 20 to 25 minutes away for Western Kent residents

► TPL recommends no more than 10 minute travel time

Huestis Park is underutilized on a whole

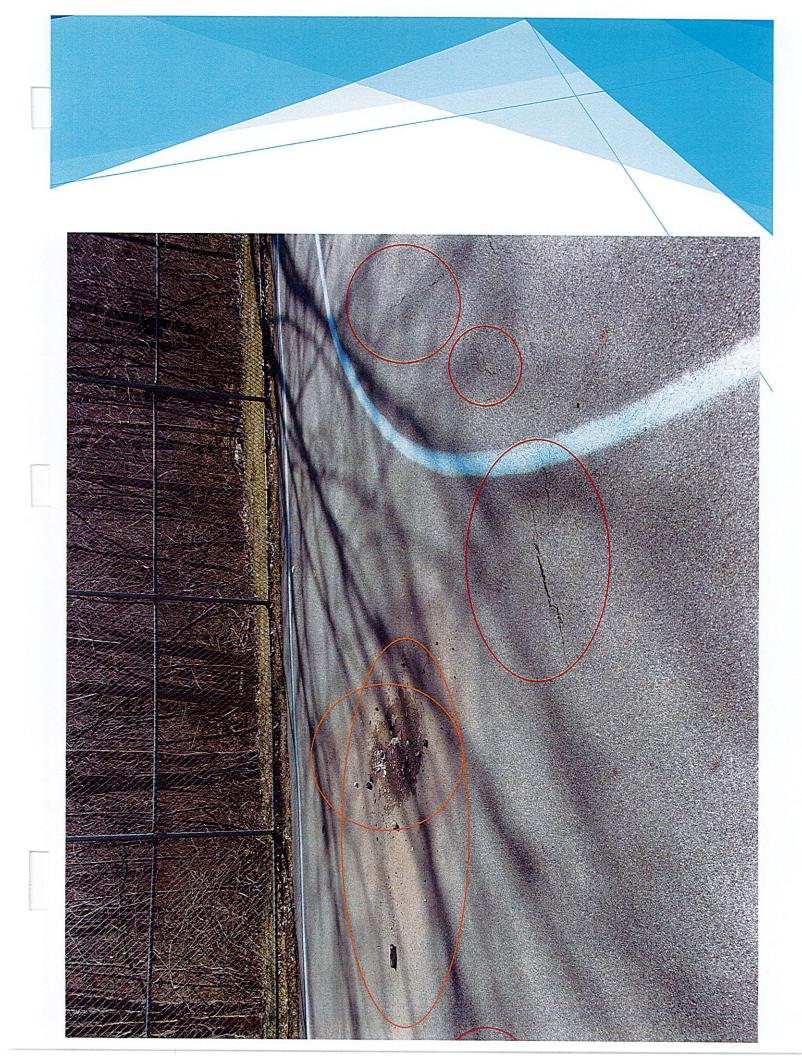
There is no draw to bring people there

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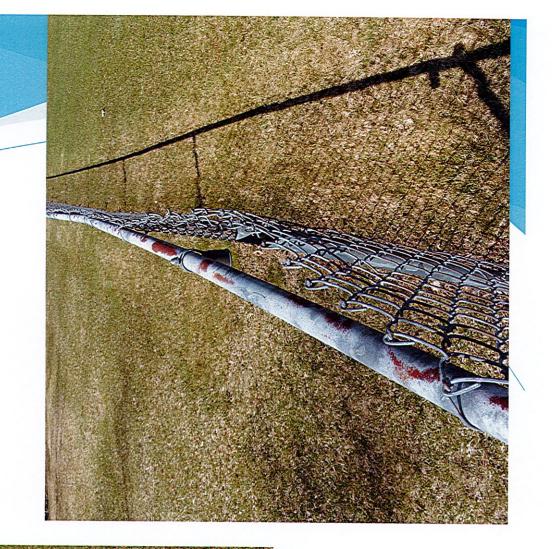


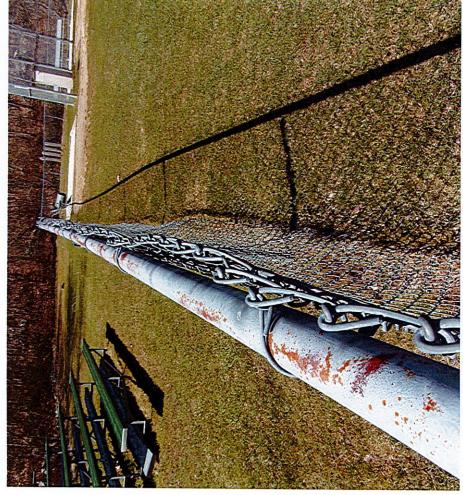


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### HASE 1.a

- Remove and replace all chain link fencing around the entire
- Total linear footage of fencing will decrease as plan includes a more efficient fencing layout and design
- Spectator and bench-area safety will be improved
- Playable area will be improved
- Unnecessary fencing will be removed and not replaced
- ► Total cost estimated at \$35,000 (quote courtesy of Duke Fence)

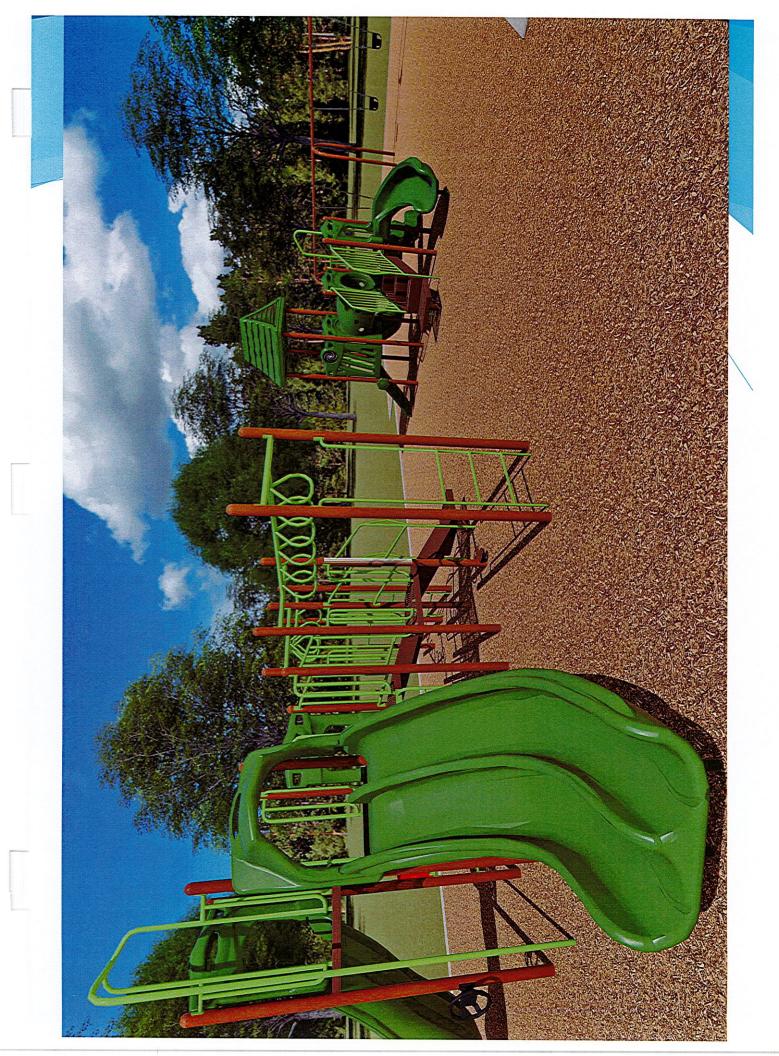
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### HASE 1.b

- Removal of old and installation of new/modern playground
- ▶ Playground location will be changed to be more accessible and visible from around the park
- > Section 2 in following graphic is suggested location pending soil
- Playground will be broken up into two age-specific units according to ASTM requirements and recommendations
- ▶ Total cost with installation estimated at \$50,000 to \$60,000 (quotes courtesy of Game Time and Kompan Inc.)



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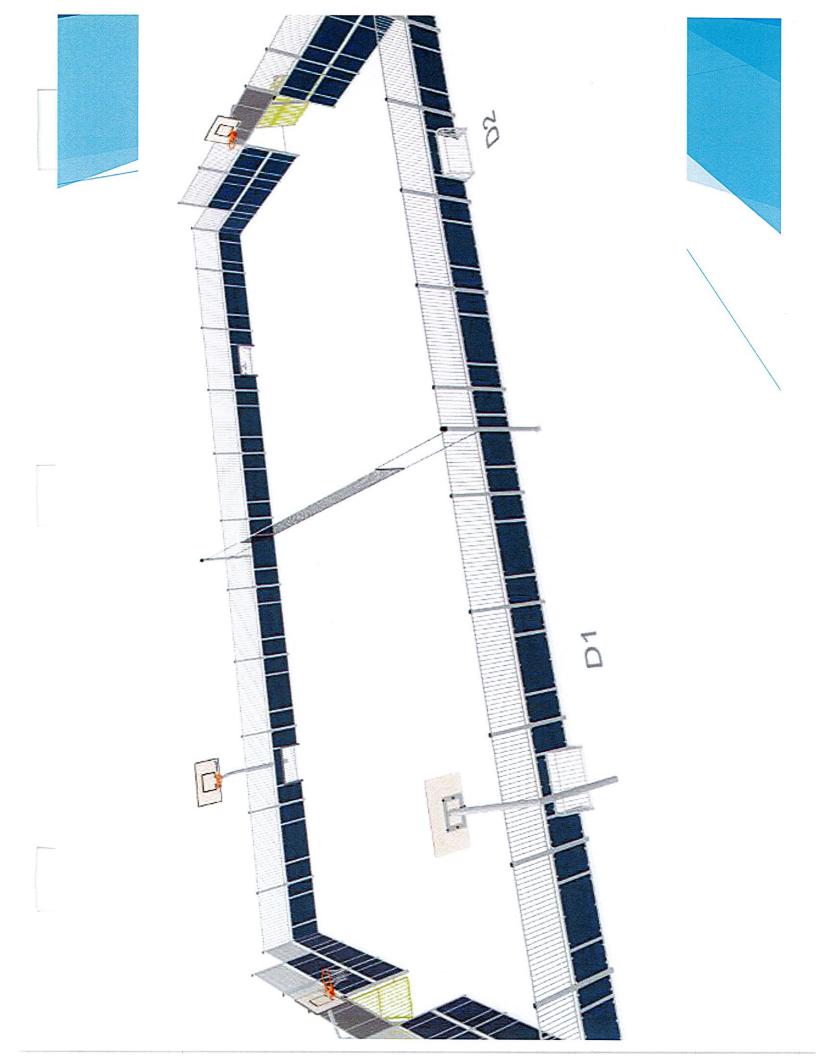
#### HASE 1.C

- Installation of a 100' x 50' Multi-Use Sport Court (MUGA)
- Suggested site is that of current playground
- ► Court will allow for over a dozen sports, games and activities to be played and practiced, including:
- Basketball
- Floor Hockey
- Futsal/Small-Sided Soccer
- Net Sports
- MUGA will be enclosed to allow for containment of balls and separation of playing area from spectator area
- Total cost with ranges from \$100,000 to \$150,000 (quotes courtesy of Kompan Inc. and Sport Court Inc.)
- > Price most notably dependent on surfacing choice and fencing choice

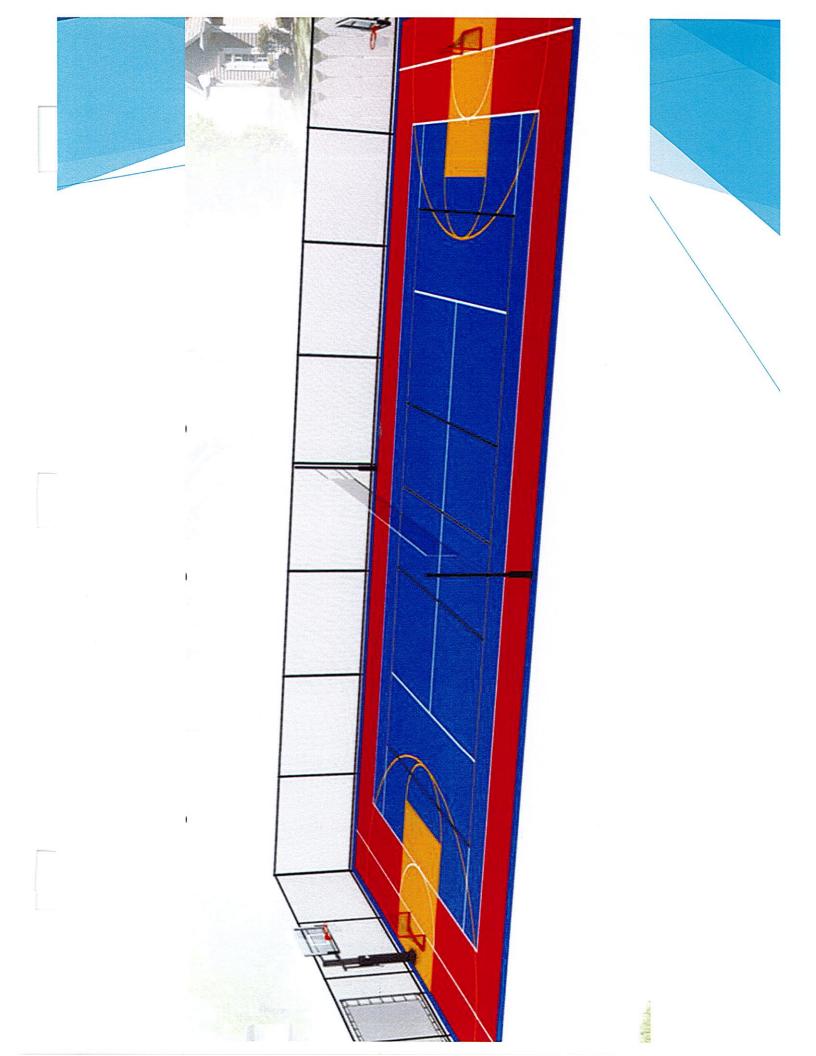
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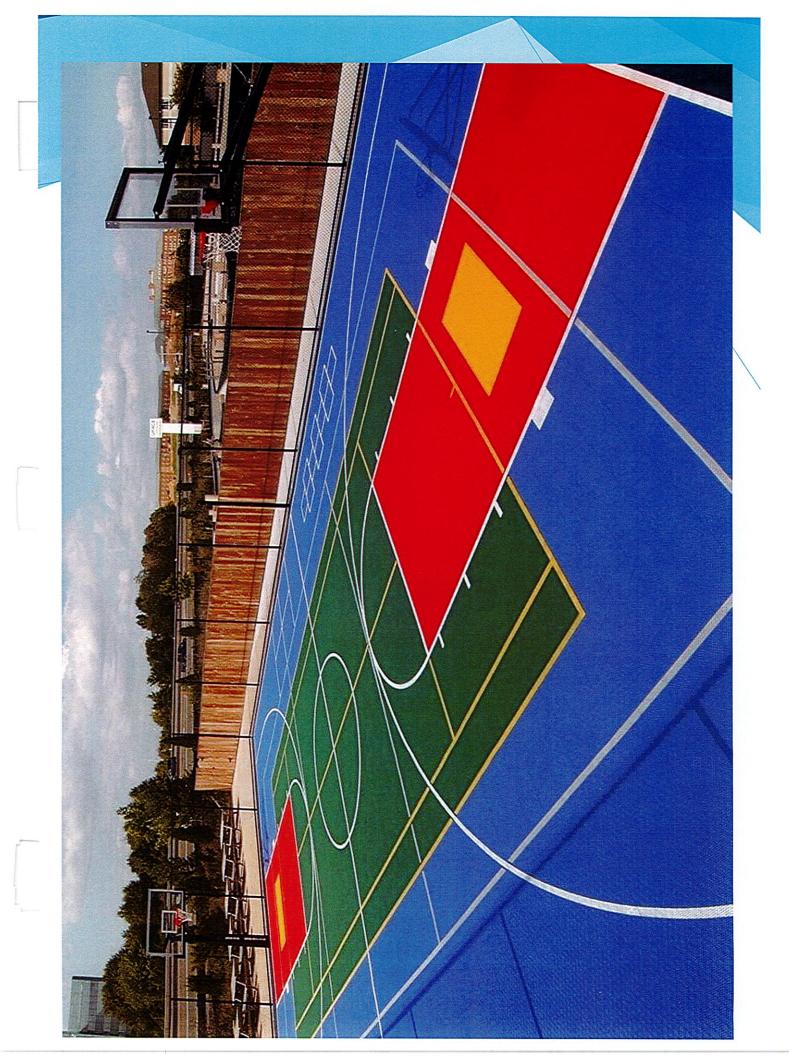
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### HASE 1.d

- Add approximately 15 new parking spots
- ▶ Location to be determined; suggested site(s) are sections 1, 2 or 3 (or any combination) as shown on the following image
- > Total cost will be dependent on areas chosen but, given square footage, blacktop is not to exceed \$15,000

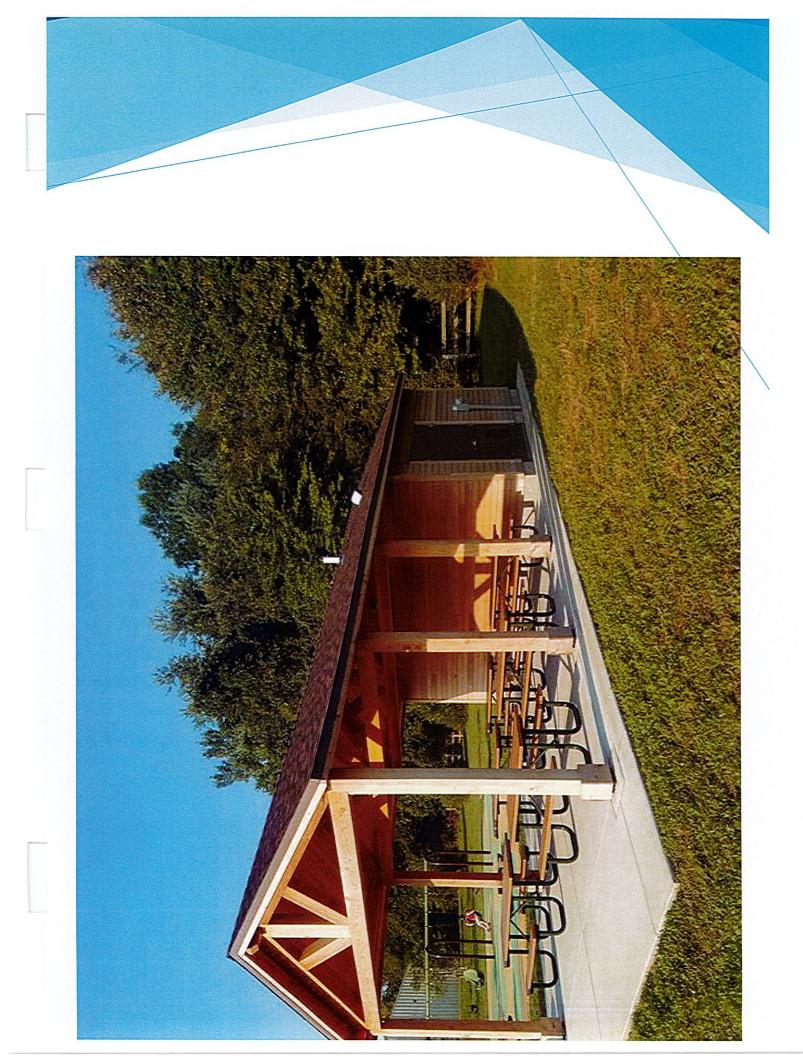
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#### HASE 2

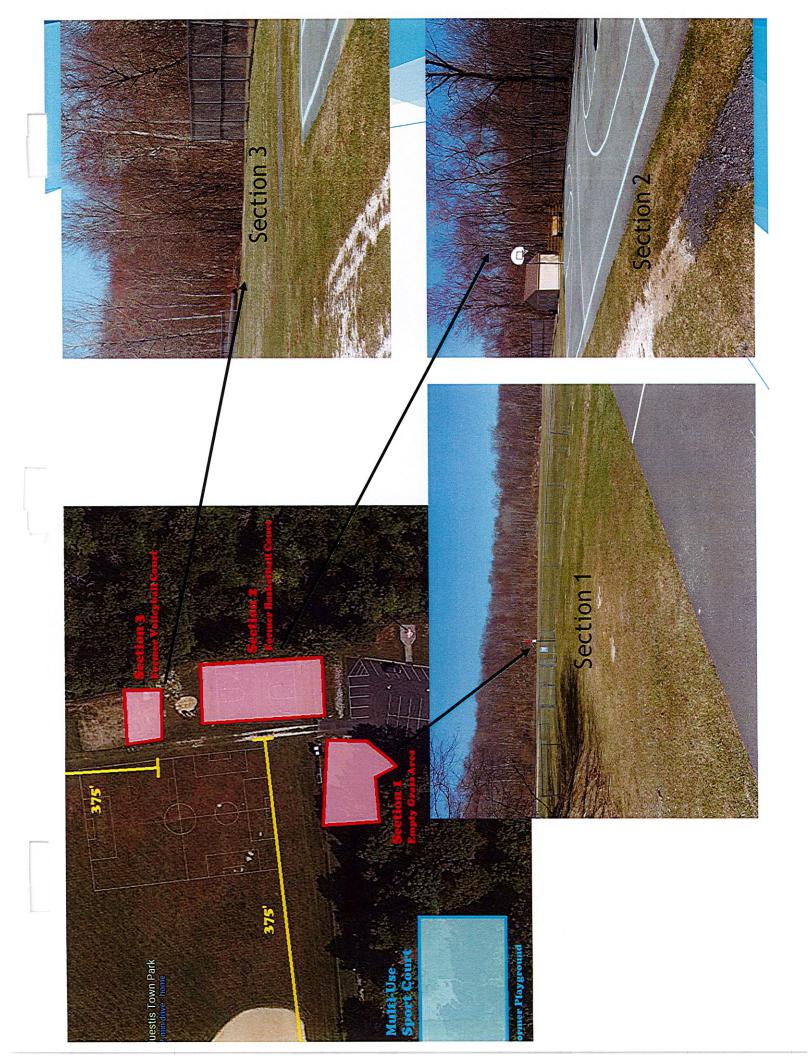
Once programs are established and steady traffic becomes a norm at Huestis Park, the following should be considered:

- ▶ Installation of small pavilion, sizable enough to fit 6 to 8 picnic tables
- Location to be determined based on parking and playground; suggested site(s) are sections 1, 2 or 3 as shown on the following image
- ▶ Installation of small bathroom, potentially attached to back of pavilion
- ▶ Would need to include leach fields, water pump, electrical, and various equipment as per 2008 study
- \$300,000 with bathrooms, etc. and \$30,000 to \$60,000 without (quotes ► Total cost estimates range from significantly from \$150,000 to courtesy of Romtec and Insite Engineering)
- Prices most notably dependent on number of bathroom stalls, construction materials and building design

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## o will this benefit?

## Town of Kent residents

Aost notably those in Western Kent where well-rounded park amenities are lacking Ihildren 3 and up

- Improved playground amenities and location
- Alternative area for soccer
- 8 foot basketball hoops for 4 to 8 year old athletes
- Opportunities for new sports

Ndult & senior sport participants

- Men's basketball summer league
- Improved parking situation for expanded tournaments
- Correctly sized tennis court + option for solo tennis
- Pickle-ball sessions
- Great area for fitness classes, yoga and the like

## pecial needs participants

- Enclosed MUGA space is great for children with special needs, some of whom can run off without notice
- Solid surface is optimal for children with lower body and other physical special needs

# will we accomplish this?

=P 1: Contract an engineer for a concept & sibility plan

Jurrent estimates of Phase 1 costs total ~\$250,000

'ark contains various wetlands and areas of poor soil which may affect cost, designs and layout

IP 2: After receipt of plan, apply for New York te OPRHP Grant

Project meets grant specifications

Requires a 50% match from the town

- ► Lieu-of-Land Fund
- Previously earmarked funds for Huestis Park

			-

ent Recreation & Parks Department Kent, New York 10512 25 Sybil's Crossing

recreation@townofkentny.gov www.townofkentny.gov 845-531-2100

## POLICE DEPARTMENT

## Town of Kent

40 SYBIL'S CROSSING, CARMEL, NEW YORK 10512

Address All Communications To: Chief of Police kentpolice@townofkentny.gov Emergency: (845) 225-4600 Office: (845) 225-5646 Fax: (845) 306-5288

April 1, 2021

Supervisor Fleming & Kent Town Board Town of Kent Administrative Offices 25 Sybil's Crossing Carmel, New York 10512

Dear Supervisor Fleming & Kent Town Board:

The Town of Kent Police Department respectfully requests permission to purchase one fully equipped 2021 Police Interceptor SUV for the price of \$45344.95 from Shultz Ford & Hudson Valley Public Safety Lighting - Using the (New York State Municipal Bid Contract). Attached is a quote outlining all of the equipment that is included. Sgt. Alex Vanderwoude and Nick Mancuso worked on the specifications. The monies for this purchase are in our 200 line for budget year 2021.

I would like to take this opportunity to thank you in advance.

Respectfully,

Chief Kevin R Owens

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TOWN OF KENT 2021 POLICE INTERCEPTOR SALESPERSON: ED RATNER 3/16/2021 3:25 PM

Incentive programs and rebates are estimates, subject to change and verification. 

Tax Profile: No Tax

## **Cash Deal Structure**

Market Value	39,605.00
Discount Savings	-6,839.00
Vehicle Price	32,766.00
Accessories	12,481.45
Document Prep Fee	75.00
Tire/Battery/VTR Fee	12.50
Other Fee	10.00

Due On Delivery	45,344.95
Tax: NO TAX	0.00 %

Cash Total includes: NYCOMCO UPFITS \$12481

WE APOLOGIZE FOR ANY INCONVENIENCE BUT WE ARE NOT ABLE TO ACCEPT CREDIT CARDS ON VEHICLE SALES TRANSACTIONS.

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## SALES ORDER



## HUDSON VALLEY PUBLIC SAFETY LIGHTING

## 53 WEST CEDAR STREET \* POUGHKEEPSIE, NY 12601 (845) - 452-5800, FAX (845) - 471-5593 WWW.NYCOMCO.COM

**Sales Order** 281057 - 00 **Sales Reps**. 21 49 **Order Date** 9/30/20

PO:

Terms: NET 30

--11 to: 11220

Ship to: 11220

KENT PD TWN

KENT PD TWN

KENT TOWN CENTER 40 SYBIL'S CROSSING

40 SYBIL'S CROSSING

CARMEL

NY 10512

CARMEL NY 10512

845 225-4600 Fax: 845 306-5288 845 225-4600 Fax: 845 306-5288

Ship Via:

Contact: KEVIN OWENS

Contact Phone: (845) 222-8082

1 M			Item Description		Extension
T [v]					
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		Ion Duo Red/White	128.0000	LA	256.00
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5C	1.00	PSCOMPH SERVICE	109.0000	EA	100.00
		STRIP-LITE+ COMPART	MENT LT HT	μn	109.00

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## SALES ORDER



## HUDSON VALLEY PUBLIC SAFETY LIGHTING

53 WEST CEDAR STREET \* POUGHKEEPSIE. NY 12601 (845) - 452-5800, FAX (845) - 471-5593 WWW.NYCOMCO.COM

**Sales Order** 281057 - 00 Sales Reps. 21 49 Order Date 9/30/20

PO:

Terms: NET 30

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Ship to: 11220

KENT PD TWN

KENT PD TWN

KENT TOWN CENTER 40 SYBIL'S CROSSING

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CARMEL

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845 225-4600 Fax: 845 306-5288

845 225-4600 Fax: 845 306-5288

Ship Via:

Contact: KEVIN OWENS

Contact Phone: (845) 222-8082

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8E	1.00	C-AP-0325	42.0000	EA	42.00
8F	1 00	3" Accessory Poo HEADREST PRINTER	cket 2.5" Deep		
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	II	NSTALLATION			

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### SALES ORDER



## HUDSON VALLEY PUBLIC SAFETY LIGHTING

## 53 WEST CEDAR STREET \* POUGHKEEPSIE, NY 12601 (845) - 452-5800, FAX (845) - 471-5593 WWW.NYCOMCO.COM

Sales Order 1057 - 00 Sales Reps. <sup>1</sup>1 49 Order Date 9/30/20

PO:

Terms: NET 30

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Ship to: 11220

KENT PD TWN

KENT PD TWN

KENT TOWN CENTER 40 SYBIL'S CROSSING 40 SYBIL'S CROSSING

CARMEL

Contact: KEVIN OWENS

NY 10512

CARMEL

NY 10512

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12,481.45

CARMEL NY 10512 CARMEL NY 10512 845 225-4600 Fax: 845 306-5288 845 225-4600 Fax: 845 306-5288

Ship Via:

Contact Phone: (845) 222-8082

Sales Tax .

Total Amount

Seq#	Qty	Item number	Unit Price Item Description	U/M 1	Extension
10A	1.00	LSI	3000.0000	HR	3,000.00
10B	1.00	LIGHTING SHOP SER 12VEP-CG 12 VOLT ELECTRICA	325.0000	EA H CHARGE GUARD	325.00
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ICE INC	LUDES I	NSTALLTION OF CUSTO	OMER SUPPLIED		
OMPUTER,	POWER :	SUPPLY AND RADIO		Subtotal	12,481.45
			<u> </u>	Freight	.00

Signature/Delivery:	Date:	
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## Resolution #146 - Authorizing Town Clerk to Advertise for Position of Code Enforcer for the Building Department

On a motion by Councilwoman McGlasson Seconded by Councilman Ruthven

WHEREAS, by resolution dated March 16, 2021, the Town Board accepted a grant from the Local Initiatives Support Corporation ("LISC") for the Town's foreclosed and vacant one-to-four family house identification, assessment, enforcement, policy and prevention initiatives; and

WHEREAS, in connection with the aforementioned grant, the Town of Kent is seeking to fill the position of Code Enforcer for the Building Department; and

WHEREAS, the Town of Kent wishes to advertise for applications to fill said position; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes its Town Clerk, Yolanda D. Cappelli, to advertise for applications for the position of Code Enforcer for the Building Department.

Motion carried unanimously

## Resolution #147 - Accept Proposals for Existing Facilities Condition Assessments

On a motion by Councilman Ruthven

Seconded by Councilwoman McGlasson

WHEREAS, the Town Board is in receipt of 3 proposals from the The Chazen Companies to provide Facilities Condition Assessments at each of the following facilities in connection with potential grants: (1) Lake Carmel Community Center, 10 Huguenot Road, (2) Historic Building at 1320 Route 52, and (3)Old Kent Town Hall at 770 Route 52 (hereinafter, collectively, the "Proposals"); and

WHEREAS, by resolution dated December 15, 2020, the Town Board accepted the proposal of The Chazen Companies to provide on call engineering services; and

WHEREAS, the Town Board wishes to accept the Proposals submitted by the Chazen Companies;

**NOW, THEREFORE, BE IT RESOLVED,** the Town Board of the Town of Kent hereby accepts the Proposals submitted by The Chazen Companies and authorizes the company to complete the Facilities Condition Assessments, consistent with the terms of the Proposals; 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 #148 - Accept Proposal for Lake Treatment Services

On a motion by Councilman Ruthven Seconded by Councilwoman McGlasson

WHEREAS, there is a need for algaecide treatment at Lake Carmel; and

WHEREAS, Limnology Information and Freshwater Ecology Inc. is the sole company that provides the algaecide treatment required for Lake Carmel; and

WHEREAS, the Town Board believes it is in the best interest of the Town to accept the proposal submitted by Limnology Information and Freshwater Ecology Inc. in the amount of \$17,960 for 2 treatments for Lake Carmel, and authorize the obtaining of a permit from the NYS DEC and NYS Division of Water.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby approves the Cutrine Ultra algaecide treatment of Lake Carmel by Limnology Information and Freshwater Ecology Inc. for the price not to exceed \$ 17,960, consistent with the annexed proposal, and authorizes the Town Supervisor to execute all documentation required to obtain all necessary permits and other documents necessary to give effect to this Resolution. Motion carried unanimously

## Resolution #149 - Accept Quote for Beach Sand

On a motion by Councilwoman McGlasson

Seconded by Supervisor Fleming

WHEREAS, the Lake Carmel Park District Clerk has advised the Town Board that there is a need to purchase beach sand within the Lake Carmel Park District; and

WHEREAS, in accordance with the Town's Procurement Policy, the LCPD Clerk requested quotes for 70 yards of sand with delivery, and received 2 quotes in response to such request, a summary of which is annexed hereto and incorporated herein by reference; and

WHEREAS, Stroker Trucking of Middle Island, New York has submitted the lowest quote in the amount of \$3,360; and

WHEREAS, the Town of Kent wishes to accept the quote of Stroker Trucking;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby accepts the quote of Stroker Trucking for 70 yards of sand, delivered, for the price of \$3,360. Motion carried unanimously

## Resolution #150 - Accept Quote for Rental of Porta Johns

On a motion by Councilman Denbaum Seconded by Councilwoman McGlasson

WHEREAS, there is a need to rent portable toilets for Park District #1 (Lake Carmel) including Beach Nos. 2, 3, 4 and 7 and the Maintenance Garage, and the Kent Recreation Department including Edward Ryan Memorial Park, and Huestis Park; and

WHEREAS, in accordance with the Town's Procurement Policy, the LCPD Clerk requested quotes from four companies and received two quotes in response, copies of which are annexed hereto and incorporated herein by reference; and

WHEREAS, United Rentals of Fishkill, New York has submitted the lowest quote; and

WHEREAS, the Town Board of the Town of Kent wishes to accept the quote submitted by United Rentals for calendar year 2021;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby approves the rental of Porta Johns from United Rentals at the prices set forth on the quote annexed hereto for calendar year 2021, and the Town Supervisor is hereby authorized and directed to execute any and all agreements necessary to give effect to this Resolution, consistent with the terms hereof, all in form satisfactory to the Supervisor and the Town Attorney, if requested. Motion carried unanimously

## Resolution #151 - Add to the Agenda

On a motion by Councilman Denbaum

Seconded by Councilman Ruthven

Resolved: Accept quote for tree removal for the Lake Carmel Park District was added to the agenda.

Motion carried unanimously

## Resolution #152 - Accept Quote for Tree Removal for the Lake Carmel Park District

On a motion by Councilwoman McGlasson Seconded by Councilman Ruthven

WHEREAS, there is a need for the removal of a compromised tree in the Lake Carmel Park District; and

WHEREAS, in accordance with the Town's Procurement Policy, the Town requested quotes for the removal of the trees, and received 2 written quotes in response, copies of such quotes and attached hereto and incorporated hereby; and

WHEREAS, Larry Reynolds Tree Service has submitted the lowest quote in the total amount of \$1,100; and

## **Jimmy Trees Inc**

ECIPIENT:

. leidi

33 Larchmont Road Carmel Hamlet, New York 10512 **Quote #338** 

Sent on

Apr 01, 2021

Total

\$1,500.00

PRODUCT / SERVICE	DESCRIPTION	QTY.	UNIT COST	TOTAL
Tree Removal	Take down compromised Maple tree behind 33 Larchmont rd, that is on town property. Remove all debris.	1	\$1,500.00	\$1,500.00

|-

Total

\$1,500.00

Putnam County License PC-8013

eturn Address: 0 Brittany Lane Carmel NY, 10512

This quote is valid for the next 30 days, after which values may be subject to change.

DATE 4/5/2021 Beach Sand for Lake Carmel Park District Cowbay Sand 1 mil - 70 yards total

		\$ Amount Per Yard/Ton	Total # of Yards	Total \$/ Delivered
James Belsha Stroker Trucking	40 Middle Island Blvd, Middle Island, NY 11953	\$48/Yard	70	\$3,360.00 Delivered
Bedford Gravel & Landscape		\$/Yard	70	No quote received
Red Wing Sand & Gravel	2332 NY-82, Billings, NY 12510	\$/Yard	70	No quote received
Westhook Sand & Gravel	\$62/to 25 W Hook Rd, Hopewell Junction, NY 1253	on plus \$12/ton de \$50/ton	70	Price delivered Price for pick up.

Loose Sand Conversion Rate: 1.25 1.25 Tons = 1 Yard

## United Pentals.

	Park Dist	Park District #1 (Lake Carmel)	Carmel)			Recreation Department	epartment						
	Lake Carn	Jake Carmel Beach		Parks Garbge	Edward Ryan	Edward Ryan Memorial Park	Huest	Huestls Park		Additional Units, Repairs & Cleanings	Rpairs & Clean	Să1	
Beach #3 \$142,00/m	8142.00/mb \$71.00/mo	Beaches #2 \$59.00/mo	Beaches #4 \$59.00/mo	Maintenance Garage \$59.00/mo	Location: TBD \$59.00/mo	Location: by permanent restrooms	Location: inside for entrance gate (re personnel f	2 = 2	Extra unit for special events	Extra portable slik, soap & paper towels for special events	Extra maintenance, minor repairs (incl. parts) cost under \$100.00	_	Extra cleaning per unit
Intersection of Lakeshore Or East & Brewster Rd	Intersection of Intersection of Lakeshore Dr East West Lakeshore Dr & Gilead Rd	Intersection of Lakeshore Or East & Briarcliff Rd	Intersection of Lakeshore Or East & Salem Rd	8 Champlain Dr		43 Park Rd	409.UVIIID 178 Farmen	178 Farmers Mills Rd	\$59.00/mo	\$125.00/mo n/c	o/u	\$12.0	\$12.00/svc/unit
(2 units) cleaned twice/wk	(1 unit) cleaned twice/wk	(1 unit) cleaned once/wk	(1 unit) cleaned once/wk	(1 unit) cleaned once/wk	(1 unit) cleaned once/wk	(1 unit) cleaned once/wk	(1 unit) cleaned once/wk	(1 Unit) cleaned					
Total seasonal	units (5) with locks -	Total scasonal units (5) with locks - Units placed June 1. thru Labor Day	hru Labor Day	Year Round	May 1 - Nov. 15	Year Round	May 1 • Nov. 25	Year Round					
Season: Beach #3 &668 00	68 00				Season:		Season:						
Beach #7 \$284.00	184.00				Locaetton TBD: \$472.00	: \$472.00	178 Fmrs MII Rd: \$472	178 Fmrs MII Rd: \$472					
Beach #2-\$236.00	36.00				Total: \$1,239.00	0.100	Total: \$1,239.00	00					
-Main Grg \$707.00	97.00												
Total: \$2,091.00	100												

## **Porta-Potty**

Div. of Enviro-Clean 70 Coy Road Clintondale, NY 12515 800-275-3616 845-883-5573 Fax

## **QUOTE**

March 30, 2021

Town of Kent 25 Sybils Crossing Kent Lakes, NY 10512 Attn: Heidi Link

Thank you for requesting a quote from Porta-Potty. The following is a quote to supply portable restrooms to Lake Carmel, New York:

Park Distict #1 June 1, 2021- Labor Day Beach #3 (2) Standard units cleaned twice a week Beach #7 (1) Standard unit cleaned twice a week Beaches #2 (1) Standard unit cleaned once a week Beaches #4 (1) Standard unit cleaned once a week Maint. Garage (1) Standard unit cleaned once a week, year round	\$1400.00 \$1400.00 \$ 350.00 \$ 350.00 \$1300.00
Recreation Department Edward Ryan Memorial Park (1) Standard unit cleaned once a week 5/1/21-11/15/21 (1) Standard unit cleaned once a week, year round	\$ 750.00 \$1300.00
Huestis Park (1) Standard unit cleaned once a week, 5/1/21-11/25/21 (1) Standard unit cleaned once a week, year round	\$ 750.00 \$1300.00
Additional Units, Repairs and Cleanings Additional Standard unit for special events Wash Station for special event Extra maintenance, minor repairs, under \$100.00 Extra cleaning per unit, up to 10 units, \$25 each additional Approved by:	\$ 100.00 \$ 195.00 \$ 100.00 \$ 250.00
Approved by.	

Amanda Crinieri

WHEREAS, the Town Board of the Town of Kent wishes to accept the quote submitted by Larry Reynolds Tree Service;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby approves the removal of the damaged tree in the Lake Carmel Park District by Larry Reynolds Tree Service for a price not to exceed \$1,100.

Motion carried unanimously

## Resolution #153 - Approving Putnam County Real Property Tax Service Contract

On a motion by Councilman Ruthven Seconded by Councilwoman McGlasson

WHEREAS, the Town of Kent has received from the Director of Real Property Tax Services of the County of Putnam an agreement entitled "Putnam County Real Property Tax Service Contract" in the form annexed hereto (the "Contract") whereby the County proposes to provide real property tax-related services to the Town for the 2021 calendar year as described in the Contract, a full and complete copy of which is annexed hereto and hereby made a part hereof; and

WHEREAS, the Town Board of the Town of Kent has determined that the Contract is in the best interests of the Town and desires to enter into the Contract;

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent hereby approves the Contract with the County of Putnam in the form annexed hereto; and

**BE IT FURTHER RESOLVED**, that the Town Supervisor is hereby authorized and directed to execute the Contract in the form annexed hereto.

Motion carried unanimously

## Resolution #154 - Authorizing Release of Erosion Control Bond, Cash/Surety Bond and Inspection Fees On a motion by Councilman Denbaum Seconded by Councilman Ruthven

WHEREAS, the owner of a parcel of land at Peekskill Hollow Road, Kent, New York, identified as Tax Map No. 42.07-1-17 (the "Lot") posted a bond for erosion control with the Town of Kent and has submitted a request to the Planning Board that the remaining funds of the erosion control bond, cash/surety bond, and inspection fees be released to the Owner; and

WHEREAS, the Planning Board, at their meeting held on February 11, 2021, adopted Resolution #3 recommending the release of (i) the balance of the erosion control bond in the amount of \$13,000, (ii) the balance of the cash/surety bond in the amount of \$9,235 and (ii) any remaining escrow fees; and the Town Board of the Town of Kent wishes to follow the recommendation of the Planning Board;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Kent hereby authorizes the release of the bonds and any remaining escrow as outlined above.

Motion carried unanimously

## Resolution #155 - Accepting Erosion Control Surety Bond and Escrow For Inspection Fee On a motion by Councilman Ruthven

Seconded by Councilwoman McGlasson

WHEREAS, the Planning Board, by Resolution #4 of the Year 2021, dated March 26, 2021, has recommended that the Town Board accept: (i) an Erosion Control Bond in the amount of \$4,500; and (ii) an escrow for the Final Inspection Fee in the amount of \$1,000 from the owner of the property located at 3 Westwood Drive, identified as Tax Map No. 19.12-1-20; and

WHEREAS, the Town Board of the Town of Kent wishes to follow the recommendations of the Planning Board;

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of the Town of Kent hereby accepts the recommendation of the Planning Board and approves the posting of the above referenced bond and escrow for inspection fees.

Motion carried unanimously

## Resolution #156 - NYMIR Insurance Renewal

On a motion by Councilman Denbaum Seconded by Councilwoman McGlasson

WHEREAS, the Town's liability insurance policies are in need of renewal; and

WHEREAS, the Town Board is in receipt of a 2021-2022 Insurance Proposal from Brown & Brown Insurance (the "Proposal"); and

WHEREAS, the Proposal details all coverages and limits for liability, property, crime, equipment, auto, public officials, law enforcement, umbrella coverages, boiler and machinery and crime coverage, a copy of which Proposal is annexed hereto and incorporated by reference herein; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board of the Town of Kent approves and accepts the Proposal from Brown & Brown to renew its insurance policies for liability, property, crime, equipment, auto, public officials, law enforcement, umbrella coverages, boiler and machinery for an annual premium cost not to exceed \$286,021.14; and reducing the portion of coverage of uninsured motorist to \$50,000,

**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 #157 - Hire a Mechanic for Municipal Repairs

On a motion by Councilwoman McGlasson Seconded by Councilman Ruthven

WHEREAS, the Town of Kent wishes to hire a Mechanic in the Municipal Repairs Department; and

WHEREAS, Nicholas Matos has demonstrated the proper qualifications to fill the position of Mechanic; and

WHEREAS, the Town Board wishes to hire Mr. Matos, contingent on the results of a preemployment drug screening;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes the hiring of Nicholas Matos as a Mechanic in the Municipal Repairs Department, effective as of April 19, 2021, contingent on the results of a pre-employment drug screening; 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 #158 - Advertise for Bids for Mowing and Cleanup Services for Cemeteries

On a motion by Councilman Ruthven Seconded by Councilwoman McGlasson

WHEREAS, the Town of Kent wishes to advertise for bids for mowing and cleanup services for cemeteries located in the Town of Kent; and

WHEREAS, the Town Board of the Town of Kent wishes to authorize its Town Clerk, Yolanda D. Cappelli, to advertise for bids for mowing and cleanup services for cemeteries located in the Town of Kent;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes its Town Clerk, Yolanda D. Cappelli, to advertise for bids for mowing and cleanup services for cemeteries located in the Town of Kent.

Motion Carried unanimously

## <u>Fireworks</u>

### **Tamara Harrison**

From: Sent: Kieran Boyle <kboyle@bbhvins.com> Wednesday, March 31, 2021 10:59 AM

To:

Maureen Fleming

Cc: Subject: Tamara Harrison; Accountant; Hilda Moran RE: NYMIR Insurance Renewal eff 4/8/21

Attachments:

Kent 2021-2022 NYMIR Proposal.pdf

## TOWN OF KENT NOTICE

## THIS EMAIL IS FROM AN EXTERNAL SENDER!

DO NOT click links, DO NOT open attachments, DO NOT forward if you were not expecting this email or if it seems suspicious in any way! REMEMBER: NEVER provide your user ID or password to anyone for any reason!

Hi Maureen,

As per my prior correspondence, please find enclosed a copy of our renewal proposal comparison for the NYMIR coverages effective 4/8/21 - 4/8/22. Let me know if you have any time this week to set up a call to discuss in greater detail. In addition, I wanted to include my summary notes below for your reference. Thanks Maureen, talk soon.

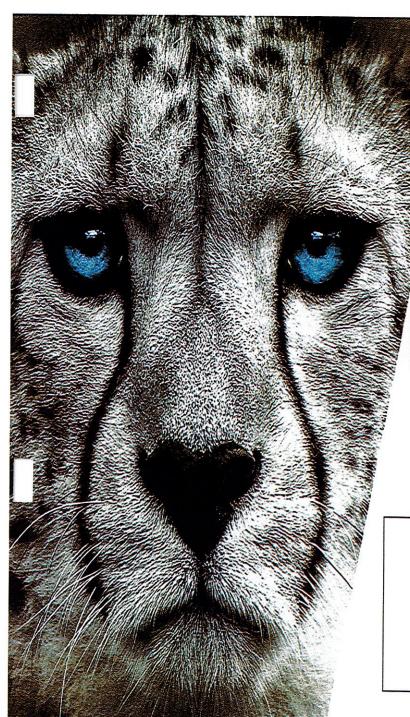
- 1. Overall premiums have increased 2.8% from \$278,031 to \$286,021 (+\$7,990). Although we recognize an increase is not welcomed at any time, especially given the circumstances currently being faced by public entities like the Town of Kent, we must point out that the average increases coming from the private marketplace are in the +10-15% range. The NYMIR program was created for times like today, in which you are isolated from the large fluctuations in pricing and lack of capacity in the private marketplace.
- 2. Property values have increased 3% from the expiring term.
- 3. Total equipment & auto physical damage values have increased approx. 9% from expiring term.
- 4. Options to consider:
  - a. Reducing the Uninsured Motorist limit to \$50,000 from current \$1,000,000 = premium savings of approx. \$7,500
  - b. Add Cyber Liability protection (limit options noted on page 43 we would recommend the \$1mm limit for additional premium of \$5,582.50).
- 5. Downstream Dam Liability continues to be excluded from coverage until NYMIR can view a more recent DEC inspection report along with the Town's responses to any deficiencies indicated.

Kieran Boyle CPCU, ARM, AAI Risk Manager kboyle@bbhvins.com

) (845) 743-7015 | C (845) 260-8509 | F (845) 628-1804

3rown & Brown of New York, Inc. (NYSE: BRO) 625 Route 6 Mahopac, NY 10541

	 1



Brown & Brown INSURANCE®

HUDSON VALLEY



**Town of Kent** 

<u>Insurance Renewal Effective:</u> 4/8/21 – 4/8/22

Presented By: Kieran Boyle

Brown & Brown of New York, Inc. 625 Route 6 Mahopac, NY 10541 845-628-4500

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				. ]
				7

Policy Term:

04/08/2021 - 04/08/2022

## **Premiums**

Line of Business	Expiring Premium 2020-2021	Renewal Premium 2021-2022
Property	\$ 19,057.50	\$ 20,692.10
Boiler & Machinery	\$ 2,956.80	\$ 3,137.20
General Liability	\$ 65,760.20	\$ 69,394.60
Crime	\$ 1,391.50	\$ 1,391.50
Automobile	\$ 73,533.90	\$ 73,583.40
Inland Marine	\$ 22,040.70	\$ 22,026.40
Owners, Contractors, Protective	\$ 275.00	\$ 275.00
Public Officials Liability	\$ 28,618.70	\$ 27,417.50
Law Enforcement Liability	\$ 40,782.50	\$ 42,735.00
Excess Catastrophe Liability	\$ 22,751.30	\$ 24,499.20
Sub-Total Premium*	\$ 277,168.10	\$ 285,151.90

NY Fire Fee	\$ 83.05	\$ 89.24
Motor Vehicle Enforcement Fee	\$ 780.00	\$ 780.00
Total Premium:	\$ 278,031.15	\$ 286,021.14

### **Disclaimer**

The insurance proposal is prepared based on data furnished by you for our review. It is not to be construed as an exact or complete analysis of the policies or is legal evidence of insurance. It is only a brief outline of your insurance coverage and is for information purposes only. In the event of a difference, the provisions of the policy will prevail. Please read your policy carefully for a thorough understanding of all terms, conditions and exclusions.

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Cyber-Liability Quotes: covers but is not limited to damages to third party caused by a breach
of network security and breach of privacy coverage which includes damages resulting from
alleged violations of HIPAA, state and federal privacy protection laws and regulations. NYMIR
quoted the following options:

Coverage	Limit Per Claim	Aggregate Limit	Deductible Per Claim	Annual Premium	
Security Breach & Network Security Liability	\$250,000	\$250,000	\$1,000	\$3,230.70	
	\$500,000	\$500,000	\$1,000	\$3,876.40	
	\$750,000	\$750,000	\$1,000	\$4,651.90	
	\$1,000,000	\$1,000,000	\$1,000	\$5,582.50	

Prior to binding the below link is for the Cyber survey which must be completed and approved prior to binding.

https://www.surveymonkey.com/r/NYMIRCyberSecurity.

- Uninsured Motorist Coverage premium savings of approx. \$7,500.00 can be applied to choose to reduce the coverage from the current \$1,000,000 to \$50,000 which is the State mandated limit. See next page for coverage details.
- Downstream Dam Liability for Lake Carmel Dam is currently <u>EXCLUDED</u>. NYMIR requires a timeline for short term / long term repairs indicated in the Insite Engineering report dated 7/9/12.
- Property Values: Have been increased by 3%.
- Flood Coverage: Locations in zone A or V are covered in excess of the National Flood
  Insurance plan only. Primary flood coverage must be obtained from the NFIP. Please advise
  our office of any change in flood zones as the flood zone in force at the time of a loss will apply.
- A quote for environmental/pollution liability is available upon request. Policy includes
  gradual and accidental spills from the tank system, spills occurring during a routine filling of the
  tank, etc. This coverage is recommended for any underground tanks on your premises.
  Quotes are available upon request.

		•	•

The board discussed having the fireworks the week before the  $4^{th}$  of July with the week after as a rain date.

## Resolution #159 - Approval of Vouchers and Claims

On a motion by Councilman Huestis Seconded by Councilman Ruthven

Resolved: Vouchers #200158505 - #200158739 and Claims submitted by

1.	Allegiance Trucks	¢11 012 70	T 10 .
2.	Cemco	\$11,813.78	Truck Parts
3.	City Carting	\$4,357.38	Water District #1
٥.	City Carting	\$6,393.44	Lake Carmel Garbage
		\$6,289.99	
4	Cll-D	\$7,882.82	
4.	Clark Patterson Lee	\$2,820.00	Planning Board Services
5.	Commissioner of Finance	\$10,887.74	2020 Warrants
6.	Global Montello Group	\$4,006.00	Gas
7.	Hogan & Rossi	\$5,416.63	Legal Services: April
8.	Magna5 MS	\$2,888.00	Network Services
9.	Millennium Strategies	\$2,250.00	Grant Services
10.	NYS Dept. of Civil Service	\$206,750.50	Health Insurance April
11.	NYSEG	\$5,955.50	Electric: Police Dept.
12.	Purchase Power	\$2,000.00	Postage
13.	Robert Green Auto & Truck, Inc.	\$82,063.20	2020 Ram Dump Truck
		\$72,994.39	
14.	Laura Roberts	\$2,520.00	Van Body: Recycling
		\$2,808.00	Prosecutor: December
			Prosecutor: January
15	Royal Carting	\$2,457.00	Prosecutor: February
	State Comptroller	\$4,943.55	Recycling Garbage
		\$27,377.00	Justice Court: Fines & Fees
	Systems Development Group	\$3,120.00	Outpost: Assessor's Program
	Town of Kent Municipal Repairs	\$9,721.48	Chargebacks: Highway
19.	Tri-Green Maintenance, Inc.	\$2,560.00	Cleaning Jan/Feb: Police

In the amount of \$575,458.78 may be paid. Motion carried unanimously

## Announcements

Putnam County Household Hazardous Waste Day is May 1, 2021 at Fahnestock State Park 9-12. Call 845/808-1390x43150 to register.

Putnam County Youth Bureau Pegasus Program – starts April 8, Thursday evenings 6-7:30 call Stephanie Nacero 808-1600x42166.

American Red Cross Lifeguard Certification information available on the website.

Kent Cleanup April 24, 2021 will be scaled back.

Councilman Huestis asked that Chestnut Petroleum take a look at the cove and they did as a good neighbor.

Rotary Basketball Challenge at Shoprite Plaza on April 24, 2021 which benefits many Kent Charitable Organizations.

## **Public Comment**

Resident John Curzio thanked the board for asking good and valid questions to the CCSD tonight. He said there were three failed votes on the project; he recalled the meeting with the two boards, the contempt and the dismissal of the Town of Kent's residents. He recalled a letter sent by the Kent Town Board to the CCSD board members which he was advised they were communicating with the town which was not true, proving how they are steam rolling through the process to get this project done. He hopes they answer the questions posed tonight.

## Resolution #160 - Adjournment

On a motion by Councilwoman McGlasson

Seconded by Supervisor Fleming Resolved: The Town Board Meeting of April 6, 2021 was adjourned at 10:15 p.m. Motion carried unanimously

Respectfully submitted,

Yolanda D. Cappelli Town Clerk