

TOWN OF KENT
TOWN BOARD MEETING
Tuesday, November 14, 2017

Executive Session – 6:00 p.m.

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

Public Hearings – 7:00 p.m.

2018 Budget

Town Code amendment to restrict the production of concrete in all use districts except the IOC

Workshop

1. Pledge of Allegiance
2. Budget transfers
3. Energy provider
4. Recreation – accept resignation of Director, advertise for Recreation Assistant
5. Additional parking at Town Hall
6. Landfill – tub grinder rental
7. Code Enforcement – removal of dangerous tree TM# 22.57-1-30
8. Announcements
9. Public Comment

Meeting

1. Roll Call
2. Vote on the following:
 - a) 2018 Budget
 - b) SEQRA determination
 - c) Budget transfers
 - d) Energy provider
 - e) Resignation of Recreation & Parks Director
 - f) Advertise for Recreation Assistant
 - g) Additional parking at Town Hall
 - h) Tub grinder rental
 - i) Removal of dangerous tree
 - j) Canine Officer Compensation Agreement
 - k) Extend hours of Park Maintenance Helper
3. Vouchers and claims
4. Public comment

TOWN OF KENT
AMENDMENT TO
CHAPTER 77 OF THE KENT TOWN CODE

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

Section 1. Chapter 77 Entitled “Zoning”, is hereby amended to add the following provisions.

§ 77-40.1 Prohibited Uses in Certain Districts.

A. Purpose. In order to safeguard the health, safety and welfare of the residents of the Town of Kent, it is necessary to prohibit certain uses which, by the very nature in which they are conducted, have the potential to significantly impact the environment, pose a risk to human health and safety, or disturb or interfere with reasonable community expectations regarding odors, noise, light, traffic and water quality.

B. Prohibition. In any use district except for the Industrial-Office-Commercial District (“IOC District”), the production of concrete, the operation of a concrete products plant, or the manufacture in any form of concrete is hereby expressly prohibited.

C. Amortization. Any individual or business that is lawfully engaged in the production of concrete, the operation of a concrete products plant or the manufacture in any form of concrete, in any use district except for IOC District in the Town of Kent, upon the effective date of this subsection, shall become engaged in a legal nonconforming use and that use shall terminate by amortization no later than 2 years immediately following the effective date of this subsection.

Section 2. This local law shall take effect immediately.

Dated: October , 2017

BY THE ORDER OF THE TOWN BOARD
TOWN OF KENT

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 Appropriation

A.1310.400	Finance - Contractual	\$	355.00	
A.1430.400	Personnel - Contractual	\$	3,350.00	(ESI Group for 7 mos for EAP)
A.1620.400	Buildings - Operations & Maint - Contractual	\$	48,100.00	(CIA security system)
A.1620.408	Buildings - Operations & Maint - Contractual - Police	\$	11,200.00	(Police Bldg Steps)
A.1620.408	Buildings - Operations & Maint - Contractual - Police	\$	5,891.00	(Control Panel Repl - CIA)
A.3120.400	Police - Contractual	\$	540.00	(Goostown Comm)
A.3120.411	Police - First Aid	\$	300.00	(Medical Supplies)
A.3120.414	Police - New Issue Uniforms	\$	2,672.00	(New issue for new PO)
A.3120.445	Police - Canine Unit	\$	4,000.00	(Vet for Radar 53034)
A.3120.814	Police - Good and Welfare	\$	324.00	(Contractual: Fam vs Single)
A.3310.400	Traffic Control - Contractual	\$	30.00	
A.3989.400	Other Public Safety - Contractual	\$	1,655.00	(Abandoned Prop Clean-up)
A.5132.400	Garage - Contractual	\$	2,345.00	(Install breaker & multi-media filter sys)
		\$	2,985.00	(Water System upgrade)
		\$	2,592.00	(Smokey Hollow Survey)
		\$	1,400.00	(Garage Shed Roof)
		\$	1,100.00	(Gutter Smokey Hollow)
		\$	6,933.00	(New Well Smokey Hollow)
A.7020.400	Recreation Administration - Contractual	\$	206.00	
A.7110.400	Parks - Contractual	\$	10,993.00	(Basketball Court Paving - Huestis Park)
A.7310.451	Recreation - Youth Programs - Baseball	\$	1,000.00	
A.7310.504	Recreation - Youth Programs - Laser Tag	\$	806.00	
A.8010.400	Zoning - Contractual	\$	3,500.00	(Legal fees)
A.8105.400	Lake Consultant - Contractual	\$	9,000.00	(Budgeted in Contingency)
A.8664.404	Code Enforcer - Auto Repair	\$	430.00	
		\$	121,707.00	

Decrease Appropriation

A.1310.100	Finance - Personal Services	\$	(355.00)	
A.1990.400	Contingency	\$	(9,000.00)	
A.3120.404	Police - Auto Repair	\$	(7,836.00)	
A.3510.100	Control of Dogs - Personal Services	\$	(1,655.00)	
A.1420.416	Law - Other Services	\$	(3,500.00)	
A.7020.403	Recreation Administration - Gas	\$	(206.00)	
A.7310.457	Recreation - Youth Programs - Girls Softball	\$	(1,000.00)	
A.8664.100	Code Enforcer - Personal Services	\$	(430.00)	
A.9040.804	Workers Comp	\$	(3,380.00)	
		\$	(27,362.00)	

Increase Revenue

A.2680	Insurance Recoveries	\$	5,891.00	(Control Panel Fire)
A.2001.504	Recreation - Laser tag	\$	806.00	
		\$	6,697.00	

Increase Appropriated Fund Balance

A	Appropriated Fund Balance	\$	48,100.00	
A	Appropriated Fund Balance	\$	11,200.00	
A	Appropriated Fund Balance	\$	10,993.00	
A	Appropriated Fund Balance	\$	17,355.00	HWY garage imprv
		\$	87,648.00	

2017 Fiscal impact increase \$ 94,345.00

2. WHEREAS, the Recycling Center has requested a budgetary ammendment to transfer from Fund Balance - Restricted for Recycling to cover the cost of the Recycling Building and now therefore be it RESOLVED that the following budgetary ammendment be made:

Increase Appropriation

A.8161.200 Recycling - Equipment \$ 99,100.00 (Recycling Bldg)

Increase Appropriated Fund Balance

A Appropriated Fund Balance - Recycling reserve \$ 99,100.00

2017 Fiscal impact increase \$ 99,100.00

3. WHEREAS, the Police Department has requested a budgetary transfer to cover police overtime expended while covering court security through August 31, 2017; as well as overtime expended for ERT training, and now therefore be it RESOLVED that the following budgetary transfer be made:

Increase Appropriation

A.3120.140 Police Overtime \$ 4,574.88

A.3120.140 Police Overtime \$ 5,000.00

\$ 9,574.88

Decrease Appropriation

A.1110.110 Municipal Court - PT \$ (4,574.88)

Increase Revenue

A.4085 Federal Aid \$ 5,000.00

2017 Fiscal impact increase \$ 5,000.00

4. WHEREAS, Sewer District has requested a budgetary appropriation to cover an emergency sewer line repair, and now therefore be it RESOLVED that the following budgetary appropriation be made:

Increase Appropriation

G.8110.400 Sewer Administration - Contractual \$ 7,000.00 (Leak Repair)

Increase Appropriate Fund Balance \$ 7,000.00

2017 Fiscal impact increase \$ 7,000.00

5. 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

SP1.7110.102 Parks - Summer Payroll \$ 5,753.00

SP1.7110.140 Parks - Overtime \$ 60.00

SP1.7110.438 Parks - LC Dam Engineering Costs \$ 30,450.00

SP1.7110.441 Parks - Lake Treatment \$ 23,070.00

SP1.7180.400 LC Beaches - Contractual \$ 13,200.00 (Lifeguard Huts)

SP1.7110.400 Parks - Contractual \$ 19,000.00 (Tree Removal)

\$ 91,533.00

Decrease Appropriation

SP1.7180.102 LC Beaches - Seasonal Payroll \$ (5,759.00)

SP1.7110.404 Parks - Auto Repair \$ (12,000.00)

SP1.9040.804 Workers Comp \$ (5,371.00)

\$ (23,130.00)

Increase Revenue

SP1.2680 Insurance Recoveries \$ 5,753.00 (Workers Comp Reimb)

Increase Appropriate Fund Balance

SP1	Appropriated Fund Balance	\$ 19,000.00
SP1	Appropriated Fund Balance	\$ 30,450.00
SP1	Appropriated Fund Balance	\$ 13,200.00
		<u>\$ 62,650.00</u>

2017 Fiscal impact increase \$ 68,403.00

6. 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.9070.807	Welfare Benefit Fund	\$ 416.00
SR.9055.805	Disability Insurance	\$ 48.00

Decrease Appropriation

SR.9040.804	Workers Compensation	\$ (464.00)
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2017 Fiscal impact \$0

7. WHEREAS, Water District 1 has requested a budgetary appropriation to cover an emergency water leak repair, and now therefore be it RESOLVED that the following budgetary appropriation be made:

Increase Appropriation

SW1.8340.400	Transmission/Distribution contractual	\$ 8,000.00
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Increase Appropriated Fund Balance

SW1	Appropriated Fund Balance	\$ 8,000.00
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2017 Fiscal impact increase \$ 8,000.00

8. WHEREAS, Water District 2 has requested a budgetary appropriation to cover an emergency water leak repair and support rod on water tank, and now therefore be it RESOLVED that the following budgetary appropriation be made:

Increase Appropriation

SW2.8340.400	Transmission/Distribution contractual	\$ 8,500.00
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Increase Appropriated Fund Balance

SW2	Appropriated Fund Balance	\$ 8,500.00
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2017 Fiscal impact increase \$ 8,500.00

Energy Pricing
Annual Kwh:

647330

	12 months	24 months	36 months
Crius Energy	\$ 0.07112	\$ 0.07154	\$ 0.07273
American New Energy	\$ 0.06648	\$ 0.06738	\$ 0.06665
Hudson Energy	\$ 0.07380	\$ 0.07350	\$ 0.07420
Direct Energy	\$ 0.06952	\$ 0.06912	\$ 0.06998
Viridian - current rate	\$ 0.10385	\$ 0.10385	\$ 0.10385

	Annual Cost	Annual Cost	Annual Cost
Crius Energy	\$ 46,038	\$ 46,310	\$ 47,080
American New Energy	\$ 43,034	\$ 43,617	\$ 43,145
Hudson Energy	\$ 48,331	\$ 48,134	\$ 48,593
Direct Energy	\$ 45,528	\$ 45,266	\$ 45,829
Viridian - current	\$ 68,010	\$ 68,010	\$ 68,010

Savings

	Variance	Variance	Variance
Variance to Viridian			
Crius Energy	\$ (21,972)	\$ (21,700)	\$ (20,930)
American New Energy	\$ (24,976)	\$ (24,393)	\$ (24,866)
Hudson Energy	\$ (19,679)	\$ (19,876)	\$ (19,417)
Direct Energy	\$ (22,482)	\$ (22,744)	\$ (22,181)

American New Energy

Green Power

Consolidated billing with NYSEG (one Bill per account; 24 accounts)

Hudson Energy

100% Renewable Energy/Green above NYS Mandated Amounts

Consolidated billing with NYSEG (one Bill per account; 24 accounts)

Direct Energy

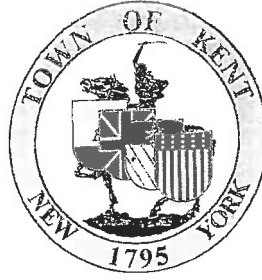
Minimal Renewable Energy - under 15%

Consolidated billing with NYSEG (one Bill per account; 24 accounts)

Crius Energy

100% Renewable energy

Louis M. Fernandez
Director of Recreation and Parks



Town of Kent Recreation and Parks Department
25 Sybil's Crossing Kent Lakes, NY 10512

Telephone: (845) 531-2100
Fax: (845) 306-5284

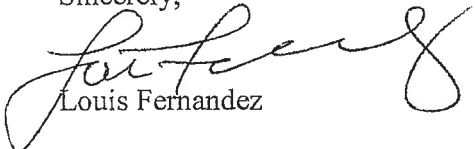
Email: recreation@townofkentny.gov
Webpage: www.townofkentny.gov

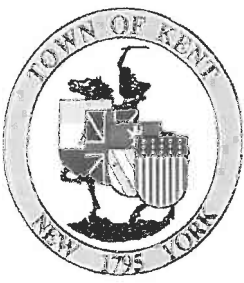
Maureen Fleming
Town Supervisor
25 Sybil's Crossing
Kent Lakes, NY 10512

Dear Supervisor Fleming,

It has been my honor and pleasure to serve the Town of Kent at the Director of Recreation and Parks for the past 6 years. As we have discussed I will be resigning my position effective November 11, 2017. My last day of work will be Saturday, November 11 to finish off the end of the soccer season. I will be at Ryan's Park from 10am to 3pm. When possible I will make myself available to the department to assist in matters after I have left. Thank you for the opportunity to serve this community and I wish the department nothing but continued success.

Sincerely,


Louis Fernandez



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CODE ENFORCEMENT

OF THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512
845-306-5598

November 13, 2017.

From: Zoning Enforcement Officer, Town of Kent:
To: Supervisor Fleming, Town board members, Town of Kent:
Subject: Violation requiring town corrective action:

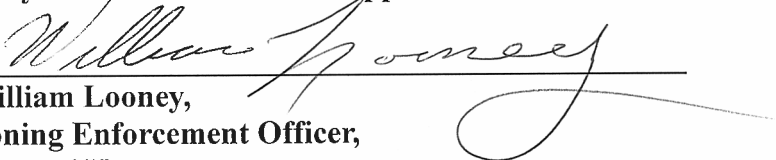
Enclosed please find violation issued by the undersigned and bid for correction.

Location requiring correction and lowest bid for site:
Schuyler Road, Tax Map # 22.57-1-30. Bid is in the amount of \$425.00 and is enclosed.

Site owner has responded to Notice of Violation but will not correct violation.

Bid has been proposed by Bill Henry Tree Service.
Larry Reynolds Tree Service did not submit a bid.
Johnson's Tree Service did not submit a bid.

For your consideration and approval:



William Looney,
Zoning Enforcement Officer,
Town of Kent.



CODE ENFORCEMENT
OF
THE TOWN OF KENT, PUTNAM COUNTY, N.Y. 10512
845-306-5598

ORDER TO REMEDY VIOLATION

Location: Schuyler Rd Kent, NY

Map NO: 22.57-1-30

Date: 10/26/2017

TO:

Eric Helbock
108 Cavo Dr
Poughkeepsie, NY 12603

PLEASE TAKE NOTICE: THERE EXISTS A VIOLATION OF:

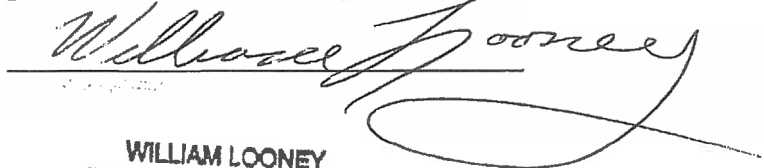
Town of Kent Municipal Code\Chapter 55 A Property Maintenance Code *B-1-C*

at premises hereinafter described in that:

DANGEROUS TREE: THERE EXISTS ON SITE A DANGEROUS TREE POSING A THREAT TO THE HEALTH AND SAFETY OF THE HOMEOWNER OR OF ADJACENT PEOPLE AND PROPERTY.

OWNER HAS TEN DAYS FROM THIS DATE TO SUBMIT A PLAN TO THIS OFFICE TO REMOVE THE DANGER PRESENTED BY THE INDICATED TREE. IF THE ABOVE LISTED VIOLATION IS NOT CORRECTED, NOR NOTICE RECEIVED, THE TOWN OF KENT WILL CONTRACT WITH A VENDOR TO ADDRESS THE ISSUE AND THE FEE THE COMPANY PRESENTS WILL BE CHARGED TO THE PROPERTY OWNERS. IF THE PROPERTY OWNERS FAIL TO PAY THE BILL THE DEPT WILL BE ATTACHED TO THE OWNER'S TAX BILL PAYABLE ON THE NEXT INSTALLMENT.

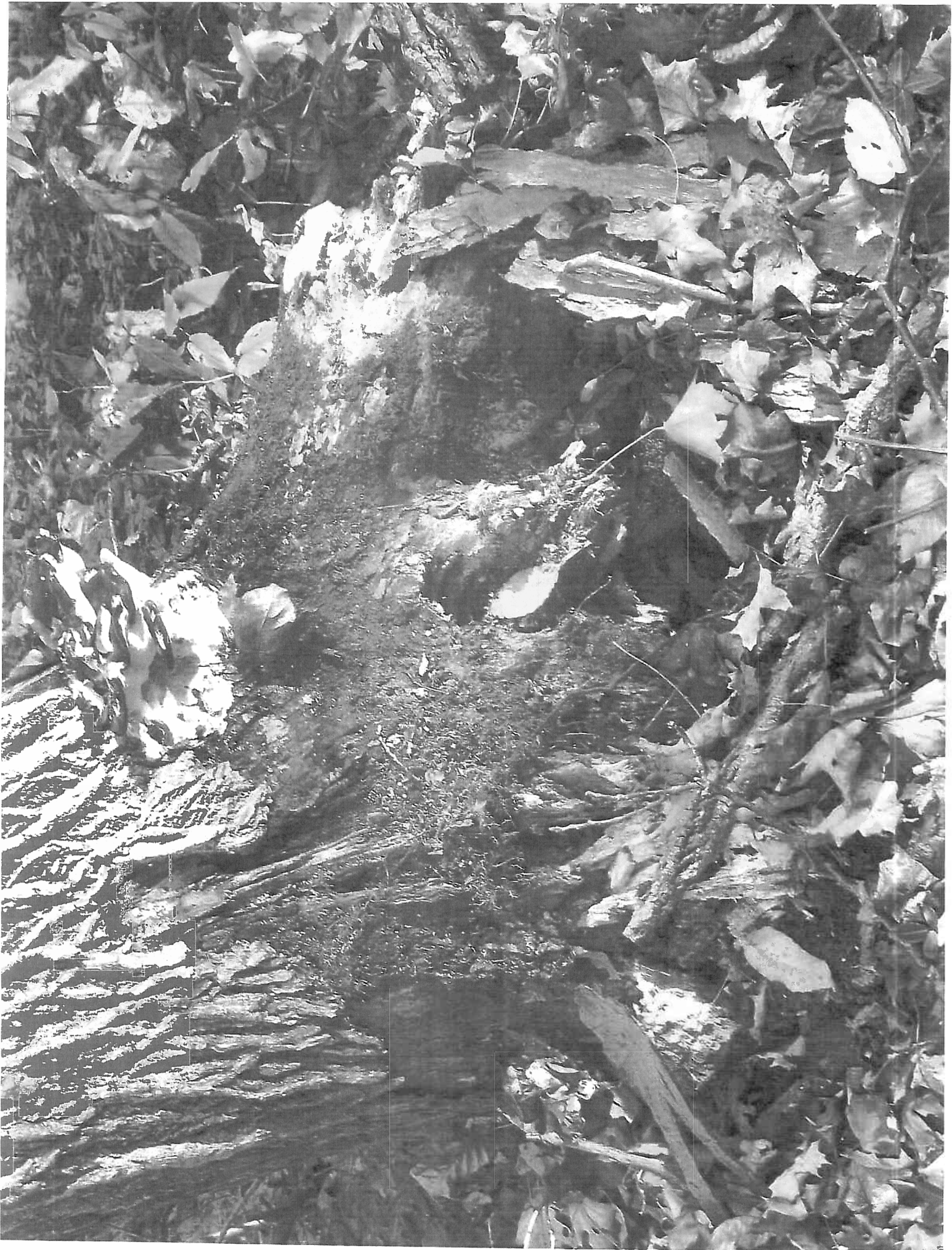
YOU ARE THEREFORE DIRECTED AND ORDERED to comply with the law and remedy the conditions above mentioned within ten days from this date. Failure to remedy the conditions aforesaid and to comply with the law and may constitute an offense punishable by fine or imprisonment or both.



**WILLIAM LOONEY
ZONING ENFORCEMENT
OFFICER TOWN OF KENT**







Bill Henry Tree Service INC.

20 Indian Hill Road
Brewster, NY 10509
(845) 278-9355

Estimate

Date	Estimate #
11/9/2017	129

Name / Address
Code Enforcement Town Of Kent Carmel, NY 10512

			Project
Description	Qty	Rate	Total
Job Site:11 Schuyler Road, Kent, NY Cut Down Dead Tree In The Lot To The Right Of 11 Schuyler Road. Chip Brush & Clean Up. If you would rather the wood be cut & left there: \$425.00		625.00	625.00T
Any Questions, Please Call 845-278-9355.		Subtotal	\$625.00
		Sales Tax (0.0%)	\$0.00
		Total	\$625.00