

TOWN BOARD MEETING OF JULY 16, 2013

A regular meeting was held at 7:00 P.M. at the Kent Town Hall, 25 Sybil's Crossing, Kent Lakes, New York

Salute to the Flag - Supervisor Doherty called the town board meeting to order with the Salute to the Flag.

Roll Call

Supervisor Katherine Doherty – present Councilwoman Penny Osborn – present
Councilman Lou Tartaro – present Councilman Mike Tierney – present
Councilman John Greene – present

Also Present

Town Counsel Curtiss, Police Chief Alex DiVernieri, and Town Historian Milissa Kafes.

Resolution #262 - Approval of Vouchers and Claims

On a motion by Supervisor Doherty

Seconded by Councilman Tierney

Resolved: All vouchers #200124938 - #200125069 and claims submitted by

1. City Carting	\$3,465.54	Lake Carmel Garbage
	\$6,340.21	
2. D. Owens Electric, Inc.	\$35,000.00	WD#1 Generators
3. Global Montello Group	\$5,239.06	Diesel
4. Insite Engineering	\$2,079.60	Gateway Hillcrest
	\$28,034.17	Sewer District
5. Leed Industries Corp.	\$5,638.00	Final Payment
6. NYCOMCO	\$2,562.00	2 Way Radio: Police
7. Party Out Tent Rentals	\$2,926.25	Community Day
8. Peckham Materials	\$3,527.51	Blacktop
9. Pitney Bowes	\$6,060.00	Postage
10. Public Sector	\$6,932.88	Human Resources
11. Richard Harris	\$3,062.50	IT Service
12. Royal Carting	\$5,747.35	Recycling Garbage
13. Kent Senior Citizens	\$12,599.00	Senior Trips
14. Sprague Operating	\$6,175.22	Gasoline
15. Timothy J. Curtiss, P.C.	\$12,093.75	General: June
	\$5,075.00	Traffic: June
16. Tire Buys	\$2,916.28	Tires
17. Town of Kent Municipal Repairs	\$16,933.95	Chargebacks: Highway

In the amount of \$194,077.02 may be paid.

Upon Roll Call Vote

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #263 - CAC – Appoint Member

On a motion by Councilman Tartaro

Seconded by Councilwoman Osborn

Resolved: On the recommendation of the Conservation Advisory Committee Bill Volckmann is appointed as member of the CAC term to expire 12/31/2016.

Motion carried unanimously

Resolution #264 - Sewer District Bid

On a motion by Supervisor Doherty

Seconded by Councilwoman Osborn

Resolved: Town Clerk Cappelli is authorized to advertise for bids for Kent Sewer District.

Upon Roll Call Vote

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #265 - Table Right of Way Bond

On a motion by Supervisor Doherty

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Seconded by Councilman Greene
Resolved: The right of way bond was tabled.
Motion carried unanimously

Resolution #266 - Add to Agenda – Award Bid for the Mack Truck

On a motion by Supervisor Doherty
Seconded by Councilman Tierney
Resolved: Award the bid for the Mack Truck was added to the agenda.
Motion carried unanimously

Resolution #267- Award Bid for 2014 GU712 Mack Truck

On a motion by Councilman Tierney
Seconded by Councilman Tartaro
Resolved: The bid submitted from Gabrielli Truck Sales for One (1) 2014 GU712 Mack Truck in the amount of \$162,950.00 was accepted.
Motion carried unanimously

Resolution #268- Bonding for Purchase of 2013 Chevrolet 3500, a2014 Mack GU712 and a Tenco Body with snow equipment.

On a motion Councilman Tierney
Seconded by Councilman Greene

Whereas: The Town of Kent Highway Department has requested the purchase of 1 (one) 2013 Chevrolet 3500 in the amount of \$56,019.92, 1 (one) 2014 Mack GU712 in the amount of \$162,950, and 1 (one) Tenco Body with snow equipment in the amount of \$66,629.34 and the Town Board wishes to purchase these vehicles and truck body with snow equipment.

Resolved: The Supervisor is authorized to purchase 1 (one) 2013 Chevrolet 3500 in the amount of \$56,019.92 from Robert Green Truck Division, 1 (one) 2014 Mack GU712 in the amount of \$162,950 from Gabrielli Truck Sales LT, and 1 (one) Tenco Body with snow equipment in the amount of \$66,629.34 from Tenco Industries, Inc.

Resolved: The Supervisor is authorized to obtain a five-year Statutory Installment Bond for the sum of \$285,600, at a rate of 1.4% from the Putnam County Savings Bank for the purchase of:

1 (one) 2013 Chevrolet 3500, Vin # “pending”
1 (one) 2014 Mack GU712, Vin # “pending”
1 (one) Tenco Body with snow equipment

Be it further resolved, payment for this vehicle – (said 2013 Chevrolet 3500, Vin # “pending”)-be made to Robert Green Truck Division, upon receipt and acceptance of the above named vehicle.

Be it further resolved, payment for this vehicle – (said 2014 Mack GU712, Vin # “pending”)-be made to Gabrielli Truck Sales LT, upon receipt and acceptance of the above named vehicle.

Be it further resolved, payment for this truck body – (said Tenco Body with snow equipment)-be made to Tenco Industries, Inc, upon receipt and acceptance of the above named truck body.

Motion carried unanimously

Resolution #269 - Release Erosion Control Bond – Redfield – 180 Dean Road, TM#10.-2-5

On a motion by Councilman Greene
Seconded by Councilman Tierney
Resolved: On the recommendation of the Planning Board the erosion control bond in the amount of \$2,830.40 for Jeffrey Redfield, 180 Dean Road, Kent, New York, TM#10.-2-5 may be released.
Motion carried unanimously

Resolution #270 - Landfill Mowing

On a motion by Supervisor Doherty

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Seconded by Councilman Tartaro

Resolved: Due to the specialized mowing equipment Bud Hubbard is authorized to perform mowing of the Kent Landfill for 2013.

Motion carried unanimously

Resolution #271- Lake Carmel Park District – Hire Lifeguards

On a motion by Supervisor Doherty

Seconded by Councilwoman Osborn

Resolved: The following were hired as lifeguards: Emma Davis \$9.00 start date 7/10/2013, Dillon Wacter \$9.00 start date 7/12/13, Tyler Anderson Water Safety Instructor, 6 years experience \$10.00 start date 7/16/13, Luis Lorber \$9.00 contingent on completion of the CPR course.

Motion carried unanimously

Resolution #272 - Accept Resignation of Lake Carmel Park District Clerk

On a motion by Supervisor Doherty

Seconded by Councilman Tartaro

Resolved: The resignation of Lake Carmel Park District Clerk Fiorentina Dervishaj was accepted with regret.

Motion carried unanimously

Resolution # 273 - Advertise for Lake Carmel Park District Clerk

On a motion by Supervisor Doherty

Seconded by Councilman Greene

Resolved: Town Clerk Cappelli is authorized to advertise for the position of Lake Carmel Park District Clerk.

Motion carried unanimously

Resolution #274 - Hire Provisional Building Inspector

Supervisor Doherty stated Julie Butler after 33 years of working for the Town of Kent is retiring. She wished her the best.

On a motion by Supervisor Doherty

Seconded by Councilwoman Osborn

Resolved: William Walters is hired as Building Inspector on provisional status effective July 17, 2013 at a salary of \$63,392. per year. This appointment was approved by the Putnam County Personnel Department.

Upon Roll Call Vote

Councilman Greene – aye

Councilwoman Osborn – aye

Councilman Tartaro – aye

Councilman Tierney –aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #275 - Natural Gas & Liquid Propane Gas Inspections & User Fee Schedule

On a motion by Supervisor Doherty

Seconded by Councilwoman Osborn

WHEREAS, the Town of Kent and its Building and Zoning Department are duly authorized and permitted under the provisions of the New York State Uniform Fire Prevention and Building Code to perform natural gas and liquid propane gas inspections within the Town of Kent; and

WHEREAS, the Town of Kent Town Board previously has delegated the authority and responsibility for such inspections to the County of Putnam by authorizing Resolution #407 dated September 18, 2000; and

WHEREAS, the Town Board has been advised that the County of Putnam is presently unable to perform inspections; and

WHEREAS, the Town of Kent Building Inspector William Walters has advised the Town Board that such natural gas and liquid propane gas inspections are presently being requested of his department; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby directs that pending further determination, authorization, delegation or agreement, the Town of Kent Building Department shall re-undertake to perform such natural gas and liquid propane gas inspections within the Town of Kent; and

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BE IT FURTHER RESOLVED, that the 2013 User Fee Schedule is hereby amended effective retroactive to June 1, 2013 to include a fee in the amount of \$50.00 for Residential and \$100.00 for Commercial and Industrial, for natural gas and liquid propane gas inspections performed by Town of Kent personnel.

Upon Roll Call Vote

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney –aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #276 - Table - IMA Town of Patterson

On a motion by Supervisor Doherty

Seconded by Councilman Greene

Resolved: IMA Town of Patterson was tabled.

Motion carried unanimously

Resolution #277- NYS Assembly Bill A.5459 – Unfunded mandates

On a motion by Councilwoman Osborn

Seconded by Supervisor Doherty

WHEREAS, the New York State Assembly has introduced legislation which would prohibit the State Legislature from continuing to impose unfunded mandates against local political subdivisions; and

WHEREAS, our local Assembly has requested that we pass a Resolution in support of such bill which would limit or eliminate unfunded mandates in the future; and

WHEREAS, the bill provides that no qualifying bill be a direct impact on any political subdivision in excess of \$10,000.00 per year unless the legislation having such impact would require the State to provide a full subvention of funds from the State to reimburse any affected political subdivision or city for the reasonable unnecessary costs thereof; and

WHEREAS, unfunded mandates from the State government have been an increasing fiscal burden on political subdivisions including the Town of Kent; and

WHEREAS, the Town Board of the Town of Kent wishes to support such legislation which would prohibit the continuing passage by the State Legislature of unfunded mandates.

NOW, THEREFORE BE IT RESOLVED, that the Town Board of the Town of Kent hereby votes to support Assembly Bill 5459 which would prohibit the passage of unfunded mandates by the State Legislature on any political subdivision in excess of \$10,000.00; and

BE IT FURTHER RESOLVED, that the Supervisor is authorized to sign any letter or other request by the Legislature in support of this legislation.

Upon Roll Call Vote

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney –aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #278 - Advertise Highway Bids

On a motion by councilman Tierney

Seconded by Councilman Greene

Resolved: The Town Clerk is authorized to advertise for 2013 – 2014 Highway Bids.

Motion carried unanimously

Resolution #279 -Lake Tibet Hydro-Raking Contract

On a motion by Councilman Tartaro

Seconded by Councilwoman Osborn

Whereas the Lake Tibet Park District wished to engage in weed harvesting to enhance their lake, and

Whereas the Lake Tibet Park District has solicited requests for proposals and

Whereas Aquatic Control Technology has submitted the lowest proposal and has requested that

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the Kent Town Board awards them the contract.

Now, therefore be it resolved that Aquatic Control Technology provide weed harvesting in Lake Tibet at a cost not to exceed \$12,000.

Motion carried unanimously

Correspondence & Agenda Items – There were no questions or comments.

Ryan Field Playground – Supervisor Doherty thanked Recreation Director Fernandez and his crew, this week was the ribbon cutting for the new playground.

Resolution #280 -Adjournment

On a motion by Supervisor Doherty

Seconded by Councilman Tartaro

Resolved: The Town Board meeting of July 16, 2013 adjourned at 7:30 p.m.

Motion carried unanimously

Respectfully submitted,

Yolanda D. Cappelli
Town Clerk