

TOWN BOARD MEETING OF OCTOBER 29, 2013

Resolution #351 - Open the meeting

On a motion by Supervisor Doherty
Seconded by Councilman Tartaro

Resolved: The meeting of October 29, 2013 was called to order at 6:00 p.m. at the Kent Town Hall, 25 Sybil's Crossing, Kent Lakes, NY 10512.
Motion carried unanimously

Resolution #352 - Adjourn to Executive Session

On a motion by Supervisor Doherty
Seconded by Councilwoman Osborn

Resolved: The board adjourned to executive session to discuss Teamster negotiations.
Motion carried unanimously

Resolution #353 - Adjourn Executive Session

On a motion by Supervisor Doherty
Seconded by Councilwoman Osborn

Resolved: Executive session adjourned at 6:30 p.m.
Motion carried unanimously

Salute to the Flag - At 7:00 p.m. Supervisor Doherty called the meeting to order with the Salute to the Flag.

Presentation 2012 External Audit Report

Town Auditor Dominic reported the results of the Town's audit for the fiscal year ending December 2012. The Town has two (2) major operating funds, a General Fund and a Highway Fund. The General Fund, page 41 shows the schedule of revenues, expenditures and changes in fund balance, both budget and actual, for the General Fund the year end of 2012 and there are comparative amounts for the year 2011 on Page 42. The presentation is in four (4) columns, the original budget which is the budget approved by the Town Board prior to the beginning of the year, the final budget which takes into consideration any changes approved by the Town Board during the year January through December, the actual results of operations which are the amounts received and expended for the year and a variance column which is simply the difference between the final budget and the actual. He referred to the 3rd line up from the bottom of the original budget column and the final budget column, there is a negative number of \$300,000.00 what that means is when the Budget was adopted it was anticipated the Town would expend \$300,000.00 more than it took in as revenues and since the Town is required to have a balanced budget, the way to balance that budget is the Town took the \$300,000.00 surplus funds, the fund balance, and gave it back to the taxpayers rather than raising real property taxes for that difference of \$300,000.00. If the actual results of operations come out as anticipated the fund balance of the Town would have been reduced by \$300,000.00. In the actual column, actually the Town balance was increased by \$201,000.00 for a budget variance of \$501,000.00 between the difference between the negative \$300,000.00 and the positive \$201,000.00. The reason for that variance comes from sides of the budget, the revenue side and the expenditures side, on the revenue side \$346,000.00 of that \$500,000.00 was realized and most of that came from FEMA funding that came in during the year of \$116,000.00 in federal monies and approximately \$60,000.00 in State monies. On the expenditures side of the budget the Town actually saved \$180,000.00 and it is important to note that the \$180,000.00 is only 2% of the total budget that means the budget when adopted in November of 2011 was 98% accurate some of those savings were in the general government support area, the public safety area which is the police and the culture and recreation area. The actual column, the fund balance for the Town was increased by \$201,000.00, starting the year with a total fund balance of \$4,488,000.00 and ended the year with a total fund balance of \$4,689,000.00. That \$4,689,000.00 is in four (4) categories referring back to Page 40 which is the balance sheet for the General Fund reflecting the assets, liabilities and fund balance as they existed on December 31, 2012 showing total assets of \$5,812,000.00, total liabilities of \$1,123,000.00 and a total fund balance of \$4,689,000.00. That fund balance is in four (4) categories, a non-spendable category \$313,000.00 which consist of the inventories and the prepaid expenses those funds are no longer spendable they are classified as non-spendable

Presentation 2012 External Audit Report

since you cannot spend inventories; restricted which are some debt service and for future capital projects of \$255,000.00; assigned fund balance of \$428,000.00 this consists of in the 2013 budget the Town Board again utilized \$300,000.00 in funds to balance that budget, so they gave back \$300,000.00 to the taxpayers of the Town in the adoption of 2013 Budget and there are some money for Recycling of \$128,000.00. That leaves the unassigned fund balance which is money free and clear and available for any contingencies that may arise during the year, any major repairs, capital projects the Town may want to do that amount is \$3,692,000.00 about 35%-37% of your \$10m budget it shows the Town of Kent is in excellent financial condition at December 31, 2012. That is the General Fund; he noted the Town ended with a very positive note for 2012. The Highway Fund, Page 49 and 50, added \$461,000.00 to its fund balance, also a very, very positive year for the Highway Fund and the major reasons for that was the \$100,000.00 in federal aid from FEMA and the Town saved over \$300,000.00 in snow removal because there was no snow during 2012. The Town spent \$640,000.00 in 2012, and spent over \$1m in 2011 in snow storms. With the \$461,000.00 additional fund balance, the Town increased the Highway Fund balance to a \$1,835,000.00 and of that fund balance the Town utilized \$100,000.00 for the 2013 budget, again to keep taxes down and the Highway Fund to give back \$100,000.00 leaving the Town with a free and clear amount of \$1,680,000.00 in the Fund Balance approximately 40% of the \$4m budget so the Highway Fund is in great financial condition at December 31, 2012. He said all in all the Town is in very good financial condition and very well managed from the expenditures side. It is important to note in the General Fund, the expenditures year to year increased about \$150,000.00 and the retirement costs alone increased by more than that which means that all the other areas are not even taken in consideration, the increase in health costs, all the areas of the budget were decreased. That is something that he does not see often. Councilman Tartaro reiterated that Town Board has, in fact, in the past made a concerted effort to reduce expenditures, Mr. Consuelo conquered. Supervisor Doherty stated the Board has been criticized about the use of the Fund Balance, no one was present tonight, to learn the truth. Supervisor Doherty asked him to reiterate. Mr. Consuelo stated currently the Board is utilizing approximately \$300,000.00, he understands in 2014 the amount is up around \$400,000.00 the Town has the Fund Balance to use so rather than tax the residents more the Town is giving back that Fund Balance in small pieces as the Town should he said because once the Fund Balance runs out the Town will now have to tax for that amount of Fund Balance the Town is using. He said the Town is using it conservatively and using it in the right economy. Supervisor Doherty asked if there were any comments, there were none. She thanked the Chief and the Highway Superintendent in working with her and FEMA. It was very difficult to work with FEMA.

Proclamation – CADASIL Awareness Day

Barbara Hunt President/Treasurer of the CADASIL Association thanked Supervisor Doherty and the Town Board for recognizing CADASIL and helping the CADASIL Association to raise awareness of this devastating, often misdiagnosed and undiagnosed genetic disorder. She talked about CADASIL, explaining it's an inherited disease often misdiagnosed as MS or other neurological diseases such as Alzheimer, Parkinson, ALS and any number of neurological diseases. The difference with CADASIL and the other diseases is that CADASIL has a specific genetic test that can diagnose it so people with CADASIL don't need to be misdiagnosed and take medications that aren't going to help them. CADASIL causes multiple strokes and young adults very often who do not have other cardio vascular risk factors such as hypertension and high cholesterol very often they have low blood pressure. CADASIL symptom's result from damage of small blood vessel specially those within the brain it's real deep blood vessel deep within the brain causing the damage. CADASIL patients have symptoms of seizures, migraines with aura, dizziness, balance, visual disturbances, mood disorders such as anxiety, depression, apathy, cognitive and memory decline and finally severe dementia. CADASIL was previously known as hereditary multipart dementia. The gene that causes CADASIL was discovered in 1996 and since that time the medical community has shown a greater interest in CADASIL. CADASIL is caused by a mutation in the Notch 3 Gene which is located in chromosome 19 they know exactly where it is and exactly how to look for it. There are over 200 different mutations that have been identified in CADASIL. the Notch 3 gene makes a protein called Notch3 which is important for the health smooth muscle layer of the artery walls of the very small blood vessel



PROCLAMATION

WHEREAS, CADASIL is a rare, hereditary disease that is often misdiagnosed and under diagnosed and its prevalence is about 2 per 100,000, which could be an underestimation due to misdiagnosis; and

WHEREAS, CADASIL is the most common monogenic inherited form of small blood vessel disease; and

WHEREAS, CADASIL patients suffer from damage within the small blood vessels, especially those within the brain and causes multiple strokes and mini-strokes in young adults aged 20-50, often without cardiovascular risk factors; and

WHEREAS, CADASIL is a progressively debilitating disease and symptoms follow a step-wise progression ranging from migraine headaches to strokes and finally dementia; and

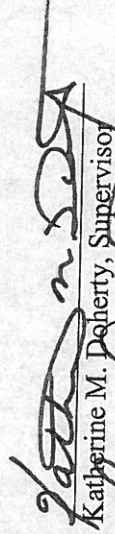
WHEREAS, CADASIL's progress, severity and specific symptoms vary from person to person and can include seizures, migraines, dizziness, balance problems, visual disturbances, mood disturbances and disorders, anxiety, depression, apathy, fatigue, cognitive decline and dementia; and

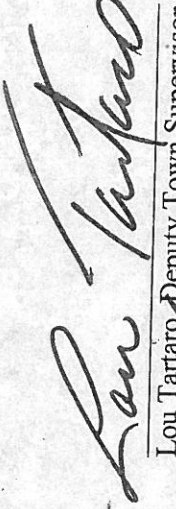
WHEREAS, CADASIL affects women, men, and children of all ethnicities around the world and diagnosis may take years to receive since medical professionals are inadequately educated about CADASIL; and

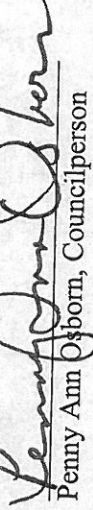
WHEREAS, increased awareness, education, and research are needed to help find effective treatments and ultimately a cure for CADASIL;

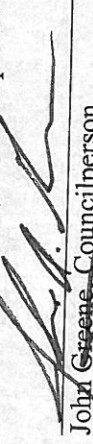
NOW THEREFORE, we, the Town Board of the Town of Kent hereby proclaim **November 16, 2013** as "**CADASIL AWARENESS DAY**"

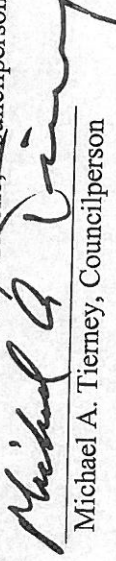
Date: October 29, 2013


Katherine M. Doherty, Supervisor


Lou Tartaro Deputy Town Supervisor


Penny Ann Osborn, Councilperson


John Greene, Councilperson


Michael A. Tierney, Councilperson

in the brain. In CADASIL the genetic mutation causes the muscle walls of the vessel to deteriorate. Researchers seem to understand the process and since the gene has been discovered can identify more people, they are able to do more research of exactly what is going on in the disease and the disease process for finding a cure. In CADASIL, the brain is not adequately supplied with oxygen and nutrients as a result small lunar strokes develop deep within the brain, these changes also occur in other parts of the body but because the brain has less blood vessels then all of the other organs in the body, the heart, stomach and liver we see the most damage in the brain. The most common symptoms of CADASIL is stroke but stroke in CADASIL is different than stroke, we are used to hearing about because in CADASIL stroke victims can't be given traditional medications like TPA or anticoagulants because their blood vessels are damaged and can rupture and cause a hemorrhage. These strokes usually begin at a young age as young as 30 and sometimes even younger. CADASIL patients suffer from migraines and they suffer throughout their life and they don't know what the cause is and because CADASIL is a rare decease and newly founded doctors aren't usually looking for it. Their mission at CADASIL Association is to raise awareness in the medical community so that CADASIL patients will be diagnosed correctly. There are treatments and research out there. There is a doctor in Harvard who is currently testing animal models for new promising compounds that can be used in CADASIL and a doctor at University of Michigan who is identifying the proteins that build up in the blood vessels and cause them to be damaged. She thanked the Board for helping them raised awareness to CADASIL in this community. Kent is the first governmental agency that is recognizing CADASIL.

Resolution #354 - Proclamation Cadasil Awareness Day

On a motion by Supervisor Doherty

Seconded by Councilwoman Osborn

Resolved: See Attached.

Motion carried unanimously

Public Hearing – Amendment to Chapter 77 – Zoning

Town Clerk Lana Cappelli read the Legal Notice. Town Attorney Curtiss stated the Planning Board has requested this section be amended because the Town had a provision if you had a non-conforming house structure in the Town which was destroyed by fire you have one year to complete reconstruction. With the amount of necessary insurance paperwork and some red tape people get involved in they felt it was necessary to extend that period just because people cannot get it accomplished within the year due to delays beyond their control. They are asking to amend the provision to extend the period to 18 months allowing them 6 months at least to get their insurance claims figured out and then a year to do the reconstruction. Supervisor Doherty asked if there were any questions, there were none.

Resolution #355 -Close Public Hearing Chapter 77 – Zoning

On a motion by Supervisor Doherty

Seconded by Councilman Tartaro

Resolved: The Public Hearing on amendments to Chapter 77 Zoning was closed.

Motion carried unanimously

Roll Call

Supervisor Katherine Doherty – present Councilwoman Penny Osborn – present

Councilman Mike Tierney – present Councilman Lou Tartaro – present

Councilman John Greene – present

Also Present- Town Counsel Curtiss, Police Chief DiVernieri, Town Accountant Summers.

Resolution #356 - SEQRA - Negative Declaration – Amendments to Chapter 77, Zoning

On a motion by Councilman Tartaro

Seconded by Supervisor Doherty

Resolved: Upon the recommendation of the Planning Board and Town Planner the town board made a determination of a Negative Declaration to amendments to Chapter 77. See attached.

Roll Call:

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

TOWN BOARD MEETING OF OCTOBER 29, 2013

Supervisor Doherty – aye
Motion carried unanimously

Resolution #357 - Adoption Local Law # 4 /2013Amendments to Chapter 77, Zoning

On a motion by Councilman Tartaro
Seconded by Councilwoman Osborn

WHEREAS, on September 24, 2013 a local law entitled A LOCAL LAW OF THE TOWN OF KENT, PUTNAM COUNTY, NEW YORK TO AMEND CHAPTER 77 “ZONING” OF THE TOWN CODE was introduced; and

WHEREAS, the local law would amend the Town zoning law to extend the time period within which a legally non-conforming use of a structure may be resumed and the time period within which a legally non-conforming structure may be re-constructed or repaired, so as to maintain a legally non-conforming status; and

WHEREAS, the Town Board has previously declared itself to be the Lead Agency pursuant to 6 NYCRR 617 of the State Environmental Quality Review Act regulations; and

WHEREAS, the Town Board referred this matter to the Putnam County Department of Planning for a recommendation pursuant to GML 239-m; and

WHEREAS, the Putnam County Department of Planning approved the proposed local law amendment without comment; and

WHEREAS, a public hearing in relation to said local law was convened on October 29, 2013 and was closed on October 29, 2013; and

WHEREAS, notice of said public hearing was given pursuant to the terms and provisions of the Municipal Home Rule Law of the State of New York; and

WHEREAS, said local law has been on the desks of the members of the Town Board of the Town of Kent for at least seven (7) days, exclusive of Sunday, in its final form; and

WHEREAS, the proposed local law amendment is attached hereto and incorporated herein and the Town Board does hereby waive a verbatim reading of said amendments and does direct that said amendments be spread across the record as if they, in fact, had been read verbatim; and

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby issues a Negative Declaration and declares that a Draft Environmental Impact Statement will not be required for this action for the reasons set forth in the attached “Negative Declaration Notice of Determination of Non-Significance”; and

BE IT FURTHER RESOLVED, that the attached local law is hereby enacted.

The foregoing resolution was duly put to a vote which resulted as follows:

Councilman Greene – aye Councilwoman Osborn – aye
Councilman Tierney – aye Councilman Tartaro – aye
Supervisor Doherty – aye

Motion carried unanimously

BE IT ENACTED by the Town Board of the Town of Kent as follows:

SECTION 1. ARTICLE XIV of Chapter 77 of the Town of Kent Code shall be amended as follows:

§ 77-47. Non-conforming buildings and uses.

The following provisions shall apply to all buildings and uses legally existing on the effective date of this Chapter which do not conform to the requirements set forth in this Chapter and to all buildings and uses that become nonconforming by reason of any subsequent amendment to this Chapter:

A) Except as provided hereinafter, nonconforming use of buildings or open land and, regardless of change of title, possession or occupancy or right thereof, any nonconforming buildings may be continued indefinitely, but:

- 1) Shall not be enlarged, altered, extended, reconstructed or restored, except as provided elsewhere in this article, or placed on a different portion of the lot or parcel of land occupied by such use on the effective date of this Chapter, nor shall any external evidence of such use be increased by any means whatsoever.

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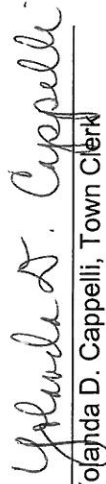
4. The amendment would not cause a substantial adverse change in existing ground or surface water quality or quantity, and that the health and safety of existing and future residents would be protected.
5. The amendment would not cause a substantial increase in solid waste production, and would not cause a substantial adverse change in existing ground or surface water quality or quantity.
6. The amendment would not result in the removal or destruction of large quantities of vegetation or fauna, and would not substantially interfere with the movement of any resident or migratory fish or wildlife species since it does not authorize any development project. Similarly the project would have no effect on surface or ground water quality or quantity.
7. The amendment would not disturb or affect any identified significant habitat areas, threatened or endangered species of animal or plant, the habitat of such a species, or other natural resources has been identified.
8. The proposed activity is generally consistent with all current development plans and goals as officially approved and adopted, and will not result in a substantial change in the use, or intensity of use, of land devoted to agricultural, open space, or recreational use.
9. The amendment would not impair the character or quality of important historical, archaeological, architectural, or aesthetic resources or the existing community or neighborhood character.
10. The amendment would not affect local community services such as police and fire protection, or recreational and educational facilities, have been identified.
11. The amendment would not result in a major change in the use of either the quantity or type of energy, and will not create a hazard to human health.

Accordingly, the Board finds that the proposed action of adopting the proposed amendment to Chapter 77 of the Town Code to add a "Business Park Overlay District" would not have a significant adverse impact on the environment.

For Further Information:

Katherine Doherty, Supervisor
Town of Kent
Kent Town Center
25 Sybil's Crossing
Kent Lakes, New York 10512
Phone 845-225-3943

**THIS NEGATIVE DECLARATION WAS AUTHORIZED AT A MEETING OF THE LEAD AGENCY HELD
ON OCTOBER 29, 2013.**


Yolanda D. Cappelli, Town Clerk

TOWN BOARD MEETING OF OCTOBER 29, 2013

- 2) Shall not be moved to another location where such use would be nonconforming.
 - 3) Shall not be changed to another nonconforming use without approval by the Planning Board, and then only to a use which, in the opinion of said Board is of the same or of a more restricted nature.
 - 4) Shall not be reestablished if such use has been discontinued for any reason for a period of eighteen months or periods aggregating eighteen months during any twenty-four month period, except that seasonal uses that remain in operation for two months during each year may continue unless they are discontinued over a full twelve-month period. Intent to resume a nonconforming use shall not confer the right to do so.
 - 5) Shall not be reestablished if such use has been destroyed, or changed to or replaced by a conforming use.
- B) Upon a finding by the Planning Board that a proposed remodeling of a nonconforming building, including the improvement of its exterior appearance and of its grounds, would result in enhancing the compatibility of such building with its surroundings, said Board may authorize the issuance of the necessary permits. For purposes of this section, the term "remodeling" may include enlargement of the building to an extent not exceeding 25% of its area on the effective date of this Chapter, provided that the Board shall find that such expansion will not diminish the compatibility of said building with the existing or potential use of immediately adjacent properties.
- C) Merger of lots. Any substandard plot of land owned by or acquired under any circumstances by an adjoining landowner shall, for the purposes of this Code, be considered as having merged into one plot, and the plots so merged shall be considered as one plot in its entirety.

§ 77-48. Non-complying buildings.

- A) A noncomplying principal building shall not be reestablished in its noncomplying location nor restored in other than a complying location after such building shall have been damaged, which damage shall exceed 75% of its bulk or square footage, unless such restoration is completed within two years from the date of such destruction. A noncomplying accessory building shall not be reestablished in its noncomplying location nor restored in other than a complying location after damage for any reason exceeding 75% of its bulk or square footage.
- B) Nothing in this article shall be deemed to prevent normal maintenance and repair of, in or to a noncomplying building.

SECTION 2. Severability. If any section, subsection or specific part or provision or standard of this local law or the application hereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such section, subsection or specific part or provision or standard shall be deemed a separate, distinct and independent provision and such judgment shall not affect the validity of the remaining portions thereof.

SECTION 3. Retroactive effect. This amendment to Chapter 77 shall be given retroactive effect to September 1, 2013 and shall be construed as having taken effect on September 1, 2013.

SECTION 4. This local law shall take effect immediately upon filing with this state's Secretary of State.

Resolution #358 - Collective Bargaining Agreement with Teamsters

On a motion by Supervisor Doherty
Seconded by Councilman Tartaro

Resolved: The Supervisor is authorized to sign the 2014 Collective Bargaining Agreement between the Town of Kent and Teamsters Local 456, I.B.T.

The Board took a poll vote as follows

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #359 - Recreation – 2014 Program Fees

On a motion by Councilman Tierney

Seconded by Supervisor Doherty

Resolved: Upon the recommendation of Recreation Director Fernandez the attached proposed Recreation Program Fees were accepted as submitted.

Motion carried unanimously

Resolution #360 - Bowen Road – Alou Corp.

On a motion by Supervisor Doherty

Seconded by Councilman Tartaro

WHEREAS, Alou Corporation is a contract vendee to purchase property located at the intersection of NYS Route 52 and Bowen Road being further identified as tax parcel number 22.0-1-24; and

WHEREAS, a portion of Bowen Road extends into said parcel as part of the public highway by use; and

WHEREAS, Alou Corporation has advised the Town that its title company will not ensure title to the premises so long as a portion of the public highway extends into said parcel; and

WHEREAS, Alou Corporation has submitted an application to the Planning Board of the Town of Kent for lot line change approval to amend the lot line of the parcel at the intersection in order to convey an approximately 1,200 square foot area of land to the Town of Kent to become part and parcel with the public highway; and

WHEREAS, the Planning Board has requested that the Town Board confirm that it will accept the dedication of ±1,200 square foot area from Alou Corporation to merge with the town highway;

NOW THEREFORE BE IT RESOLVED, that the Town Board hereby confirms that it will accept the dedication of the ±1,200 square foot area from Alou Corporation as shown on a proposed map prepared by John Karell, Jr., P.E. entitled “Site Plan, Alou Corporation” dated December 5, 2010 and as more particularly described in Schedule “A” attached hereto and made part of this resolution; and

BE IT FURTHER RESOLVED, that the dedication of said ±1,200 square foot area shall be without cost to the Town and subject to such terms and conditions as may be required by the Town Attorney, including obtaining all governmental agency approvals and providing to the Town a paid title policy for said property.

The foregoing resolution was duly put to a vote which resulted as follows:

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

Supervisor Doherty – aye

Motion carried unanimously

Resolution #361 - Generator Maintenance Agreement

On a motion by Councilman Tierney

Seconded by Councilman Tartaro

Resolved: The Supervisor is authorized to sign the October 15, 2013 thru October 14, 2014 annual maintenance agreement with GenServe, Inc., for the generators throughout the town.

The foregoing resolution was duly put to a vote which resulted as follows:

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

2014 Recreation Proposed Program Fees

2013 Recreation Fee

2014 Proposed Fee

Baseball/Softball

Start Smart	\$60/\$65
Hot Shot	\$65/\$75
Rookie	\$70/\$80
Minor	\$100/\$110
Junior	\$105/\$115
Senior	\$120/\$130

\$65/\$70
\$70/\$80
\$75/\$85
\$105/\$115
\$110/\$115
\$125/\$130

Bowling

Bumper	\$25
Youth	\$25

\$30
\$30

Gymnastics

Participant	\$15
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\$15

Soccer

Start Smart	\$60/\$65
Hot Shot	\$60/\$70
Rookie	\$65/\$75
Minor	\$90/\$100
Junior	\$95/\$105

\$65/\$70
\$65/\$75
\$70/\$80
\$95/\$105
\$100/\$110

Pumpkin Decorating

Participant	\$5
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\$7

Basketball

Start Smart	\$65/\$70
Hot Shot	\$80/\$90
Rookie	\$85/\$95
Minor	\$100/\$110
Junior	\$105/\$115
Major	\$120/\$130
Senior	\$125/\$135

\$70/\$75
\$85/\$95
\$90/\$100
\$105/\$115
\$110/\$120
\$125/\$135
\$130/\$140

Ski

Single	\$7
Family	\$15

\$8
\$20

Mens Basketball

Team Fee	\$750
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\$900

Men's Softball (Spring)

Team Fee	\$900
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\$1,000

Men's Softball (Fall)

Team Fee	\$750
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\$825

Non Expense Generating Programs

Minimal expenditures are incurred by the Recreation and Parks Department to run/facilitate the program	NA
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\$15

SCHEDULE A

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Kent, County of Putnam and State of New York, bounded and described as follows:

BEGINNING at a point at the easterly side of State Highway 8347, New York State Route #52, where the same is intersected by the southerly side of Bowen Road;

THENCE RUNNING along the southerly side of Bowen Road, North 49 degrees 19' 12" East 83.49 feet to a point;

THENCE RUNNING through land now or formerly of Revocable Trust of V. James Zappolo South 36 degrees 00' 00" West 104.18 feet to the easterly side of State Highway 8347, New York State Route #52, said point being distant South 3 degrees 58' 44" East 187.01 feet from a monument on the easterly side of State Highway 8347, New York State Route #52;

THENCE RUNNING along the easterly side of said Highway North 3 degrees 48' 44" West 29.94 feet to the point or place of BEGINNING.

Resolved: Upon the recommendation of the Kent Planning Board a refund of \$1,500.00 for Aaron Kass, 401 Nichols St, TM#33.14-1-2 and Route 52, TM#33.14-1-5 for a change of Zoning use was approved to receive a refund as Mr. Kass sold the property and withdrew the application before the Planning Board took any action.
Motion carried unanimously

Resolution #366 - Planning Board – Refund Escrow, Randall Ryan TM #9.-1-2

On a motion by Councilman Greene

Seconded by Supervisor Doherty

Resolved: Upon the recommendation of the Kent Planning Board the refund of \$312.50 from an escrow account for Randall Ryan, 4 Long Mountain Court, Hopewell Junction, NY TM#9.-1-2 may be returned.

Motion carried unanimously

Resolution #367 - Municipal Repairs Emergency Purchase, Tarp System

On a motion by Councilman Tierney

Seconded by Councilman Tartaro

Resolved: Upon the recommendation of Municipal Repairs Service Manager Nick Mancuso the tarp systems for highway dump trucks #13, #27 and #29 may be replaced not to exceed \$5,000.00.

Motion carried unanimously

Resolution #368 - Lake Carmel Fire Department – Accept New Members

On a motion by Councilman Tartaro

Seconded by Councilwoman Osborn

Resolved: Upon the recommendation of Lake Carmel Fire Department President Ed Schaeffler, Jr. the following new members were accepted, James LaRussel, Christopher Campbell, Thomas Lee and Christian R. Macko.

Motion carried unanimously

Resolution #369 - Christmas Tree Sales

On a motion by Supervisor Doherty

Seconded by Councilman Tartaro

Resolved: The Lakeview Church, Clearpool Camp and the Kent Countryside were approved to sell Christmas trees in 2013.

Motion carried unanimously

Resolution #370 - Approval of Vouchers and Claims

On a motion by Councilman Tartaro

Seconded by Supervisor Doherty

Resolved: Voucher #200126093 - #200126325 and claims submitted by

1. A&M Heating & Air Conditioning	\$2,746.00	Compressor
2. Amthor Welding Service	\$5,333.18	Highway Truck #13
3. Broadview Networks	\$2,558.71	Telephone Service
4. Cargill	\$11,090.06	Salt
	\$8,929.07	
5. Cemco Water	\$3,175.50	WD#2
6. City Carting	\$2,155.00	Lake Carmel Garbage
	\$4,991.02	
	\$4,934.67	
7. County of Putnam	\$3,513.50	Assessment & Tax Rolls
8. Eagle Eye Electric, Inc.	\$6,450.00	Recycling Center
9. Global Montello Group Corp.	\$5,663.46	Fuel
	\$5,287.51	
	\$6,197.91	
	\$2,823.85	Auto parts
	\$2,189.24	
	\$2,914.46	

10. Hine Brothers Inc.

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11. Kent Seniors	\$11,401.00	Senior Trips
12. Konica Minolta	\$2,405.87	Copiers
13. Merritt Construction	\$191,886.79	Payment #1 Sewer District
14. NYS Dept of Civil Service	\$167,328.42	Health Insurance
15. NYSEG	\$2,155.98	Electric: Police Station
16. Peckham Materials Corp.	\$4,409.03	Blacktop
17. Richard Harris	\$4,235.00	IT Service
18. State Comptroller	\$26,583.50	Justice Court Fines & Fees
19. Timothy J. Curtiss, P.C.	\$10,845.00	September General
20. Town of Kent Municipal Repairs	\$4,200.00	September Traffic
	\$2,720.00	Muni Repairs: August
	\$12,397.03	Highway: August
	\$2,777.05	Police: July
	\$3,068.80	Police: August
	\$4,864.54	Sanitation: August
	\$6,828.46	Highway: September
	\$5,100.83	Sanitation: September
	\$3,673.19	Police: September
21. Wes Autobody Works	\$4,700.00	Truck#29

In the amount of \$611,872.60 may be paid.

The foregoing resolution was duly put to a vote which resulted as follows:

Councilman Greene – aye Councilwoman Osborn – aye

Councilman Tartaro – aye Councilman Tierney – aye

Supervisor Doherty – aye

Motion carried unanimously

Agenda Items & Correspondence – There were no questions or comments

Resolution #371 – Adjournment

On a motion by Supervisor Doherty

Seconded by Councilman Tierney

Resolved: The town board meeting of October 29, 2013 adjourned at 7:45 p.m.

Motion carried unanimously

Respectfully submitted,

Yolanda D. Cappelli

Yolanda D. Cappelli

Town Clerk

