

TOWN BOARD MEETING OF APRIL 24, 2018

A regular meeting was held 6:00 p.m. at the Kent Town Hall, 25 Sybil's Crossing, Kent Lakes, New York 10512.

Resolution #177 - Adjourn to Executive Session

On the motion by Supervisor Fleming

Seconded by Councilwoman McGlasson

Resolved: The town board adjourned to executive session at 6:07 p.m. to discuss matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and proposed, pending or current litigation.

Motion carried unanimously

Resolution #178 - Adjourn Executive Session

On the motion by Councilwoman McGlasson

Seconded by Councilwoman Woolley

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

Motion carried unanimously

Pledge of Allegiance

Supervisor Fleming called the Workshop meeting to order with the Salute to the Flag.

Workshop

The Board reviewed and discussed all items on the workshop agenda.

Public Comment

No public comment.

Roll Call

Supervisor Fleming- present

Councilman Denbaum-present

Councilwoman McGlasson- present

Councilman Huestis- present

Councilwoman Woolley- present

Resolution#179 - Approve Budget Transfers Fiscal Year 2018

On the motion by Councilman Denbaum

Seconded by Councilwoman McGlasson

WHEREAS, the Director of Finance has recommended certain budgetary amendments to the 2018 Budget in order to adjust appropriations in the Highway Department budget, 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

Resolution# 180 -Authorization To Offer Vehicles For Sale Highway Department

On the motion by Councilman Denbaum

Seconded by Supervisor Fleming

WHEREAS, by letter dated April 23, 2018, the Town of Kent Municipal Repair Service Manager has advised that Highway Vehicles #38, 40, 49, 44 and 3 (the "Vehicles"), as more particularly described in the letter attached hereto and incorporated herein by reference, have reached the end of their service lives, and

WHEREAS, by letter dated April 23, 2018, the Highway Superintendent, Richard Othmer, agreed that the Vehicles are no longer of productive use to the Highway Department and has requested that the Vehicles be offered for sale at auction; and

WHEREAS, the Town Board wishes to authorize the Highway Superintendent to offer the Vehicles for sale to third parties at auction, or if there are no purchasers, to scrap the Vehicles in exchange for their scrap metal value;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent authorizes the Town of Kent Highway Department to offer the Vehicles identified hereinabove for sale to third parties at auction; and

BE IT FURTHER RESOLVED, that if the offer of sale for auction results in no sale of the Vehicles, the Town of Kent Highway Department is authorized to sell the Vehicles for their scrap metal value.

Motion carried unanimously

Resolution#181 - Hire Start Smart Baseball Assistants Recreation Department

On the motion by Councilman Denbaum

Seconded by Councilwoman McGlasson

WHEREAS, the Town of Kent is seeking to fill seasonal positions as Assistants for the Start Smart Baseball program; and

WHEREAS, the Director of Recreation has recommended hiring Richard Davis, Andrew Fernandes, Christopher Heller, Maryellen Kelly, Harry Kelly, Brian Mirchin, Erin Rangel, and Reese Wong to fill the positions at a rate of \$20 per session worked; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby authorizes the hiring of the above referenced assistants to the Start Smart Baseball Program for the Recreation Department at a rate of \$20 per session worked; 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#182 -Accept Erosion Control Surety Bond (TAX MAP 42.07-1-7)

On the motion by Councilwoman McGlasson

Seconded by Councilman Denbaum

WHEREAS, the Planning Board, by Resolution #3 of Year 2018, has recommended that the Town Board accept an Erosion Control Surety Bond in the amount of \$13,000 from Western Surety Company to be added to an existing cash bond from the owner of the property located at Peekskill Hollow Road, Kent, New York, identified as Tax Map No. 42.07-1-7 (the "Lot"); 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 an Erosion Control Surety Bond in the amount of \$13,000.

Motion carried unanimously

Resolution#183 - Authorize Return Of Review Fees Owen Jordan (TAX MAP NO. 33.48-1-12)

On the motion by Councilwoman McGlasson

Seconded by Supervisor Fleming

WHEREAS, Owen Jordan (the "Owner") owns a parcel of land at 508 Route 52, Kent, New York, identified as Tax Map No. 33.48-1-12 (the "Lot"); and

WHEREAS, the Owner submitted to the Planning Board a review fee in connection with proposed renovations; and

WHEREAS, the Owner has submitted a request that any remaining review fee be returned to the Owner; and

WHEREAS, the Planning Board, at their meeting held on April 12, 2018, approved Resolution #5 of Year 2018 recommending that the remaining review fee in the amount of \$207.53 be returned to the Owner; and

WHEREAS, 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 return of the remaining review fee in the amount of \$207.53.

Motion carried unanimously

Resolution#184 - Authorize Return Of Review Fees Edward Ryan (TAX MAP NO. 33.14-1-10)

On the motion by Councilwoman McGlasson
Seconded by Supervisor Fleming

WHEREAS, Edward Ryan of Precision Armory (the “Owner”) owns a parcel of land at 423 Route 52, Kent, New York, identified as Tax Map No. 33.14-1-10 (the “Lot”); and

WHEREAS, the Owner submitted to the Planning Board a review fee in connection with proposed renovations; and

WHEREAS, the Owner has submitted a request that any remaining review fee be returned to the Owner; and

WHEREAS, the Planning Board, at their meeting held on April 12, 2018, approved Resolution #6 of Year 2018 recommending that the remaining review fee in the amount of \$717.67 be returned to the Owner; and

WHEREAS, 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 return of the remaining review fee in the amount of \$717.67.
Motion carried unanimously

Resolution#185 - Authorize Correction Of Violation, Acceptance Of Proposal, And Charge To Property Owner TAX MAP 22.79-1-26

On the motion by Councilwoman Woolley
Seconded by Councilwoman McGlasson

WHEREAS, the Code Enforcement Officer of the Town of Kent issued an Order to Remedy a Violation dated April 11, 2018 (the “Order to Remedy”) directing the owner to remove a dangerous tree from the exterior of the property identified as 23 Ticonderoga Road, Carmel, New York, Tax Map 22.79-1-26 (the “Property”); and

WHEREAS, the Order to Remedy requires the owner to correct the violations or respond to the Code Enforcement Office within ten days and, to date, the owner of the Property has not responded; and

WHEREAS, pursuant to Chapter 55A of the Town Code of the Town of Kent regarding “Property Maintenance”, upon the failure of any owner to comply, the Building Inspector is authorized to correct a violation subject to the approval of the Town Board; and the Town Board wishes to authorize the Building Inspector to correct the violation; and

WHEREAS, consistent with the Town’s Procurement Policy, the Town of Kent requested three written proposals from contractors to correct the violation on the Property and received three proposals in response, a copy of said proposals are annexed hereto and incorporated by reference; and

WHEREAS, Bill Henry Tree Service Inc. has submitted the lowest bid proposal; and

WHEREAS, the Town Board of the Town of Kent wishes to accept the proposal submitted by Bill Henry Tree Service Inc. in the amount of \$2,250;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Kent hereby accepts the bid of Bill Henry Tree Service Inc. for the correction of the violation at a cost not to exceed \$2,250; and

FURTHER RESOLVED, that the actual cost of the correction of the violation, plus the accrued legal rate of interest from the date of completion of the work, shall be charged to the property owner by the Town in accordance with Chapter 55A-12(B).

Motion carried unanimously

Resolution#186 - Accept Resignation Of Municipal Repairs And Sanitation Clerk, Confidential Secretary To The Town Supervisor, and Part Time Justice Court Clerk

On the motion by Councilwoman Woolley
Seconded by Councilwoman McGlasson

WHEREAS, Ellen Mazzei recently submitted her resignation as Municipal Repairs and Sanitation Clerk effective as of Friday, April 27, 2018;

WHEREAS, Jasmine Ramos recently submitted her resignation as Confidential Secretary to the Town Supervisor effective as of Monday, April 30, 2018; and

WHEREAS, Lucy M. Pirro recently submitted her resignation as Part Time Justice Court Clerk effective as of May 7, 2018; and

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WHEREAS, the Town Board wishes to accept the resignations of Ms. Mazzei, Ms. Ramos, and Ms. Pirro.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board accepts the resignation of Ellen Mazzei, Jasmine Ramos, and Lucy M. Pirro from their respective positions with thanks for their service to the Town; and

BE IT FURTHER 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 Part Time Justice Court Clerk.

Motion carried unanimously

Resolution# 187 - Approval of Vouchers and Claims

On the motion by Councilman Huestis

Seconded by Supervisor Fleming

Resolved: Voucher# in the amount of\$

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1. City Carting	\$5,467.13	Lake Carmel Garbage
	\$5,611.01	
2. Erichsen's Auto, Inc.	\$19,999.00	Trailer
3. Faughnan Appraisal, LLC	\$2,500.00	Gipsy Trail Appraisal
4. Insite Engineering	\$3,728.00	Site Plan Stormwater Variance
5. Kent Manor Sewer Corp.	\$67,182.08	2018 Rent
6. NYCOMCO	\$2,664.00	Police 2 Way Radios
7. NYS Dept of Civil Service	\$212,273.62	Health Insurance
8. NYSEG	\$2,025.03	Electric: Police Dept.
9. Purchase Power	\$2,000.00	Postage
10. Robert Green Truck	\$80,493.15	2018 Ram Dump Truck
11. Royal Carting	\$4,507.09	Recycling Garbage
12. Spain Agency	\$66,689.09	Insurance Installment
13. Windstream	\$4,008.89	Telephone Service

Resolution#188 - Adjourn Town Board Meeting

On the motion by Councilman Huestis

Seconded by Councilwoman Woolley

Resolved: Town Board meeting of April 24, 2018 was adjourned at 7:55 p.m.

Motion carried unanimously

Respectfully submitted:

Lauren Louderback
Deputy Town Clerk