**AT THE PUBLIC MEETING**

of the Town Board of the Town of Newburgh held

at 1496 Route 300 in said township at 7:00 p.m.

on Tuesday the 14th day of February, 2023

**Present** Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

**Also Present** Mark C. Taylor, Attorney for the Town

Lisa M. Vance Ayers, Town Clerk

Rachel Vazquez, Deputy Town Clerk

**Absent**  Anthony R. LoBiondo, Councilman

*Meeting called to order at 7:00 p.m.*

**1. ROLL CALL**

**2. PLEDGE OF ALLEGIANCE TO THE FLAG**

**3. MOMENT OF SILENCE**

**4. CHANGES TO AGENDA**

**Remove item#6- Presentation on Recreation Department**

**5. PUBLIC HEARING: Volunteers Assessment Exemption**

Town Supervisor Piaquadio asked Town Clerk Lisa Vance Ayers if all of the proper

postings and publications were completed. Town Clerk Vance Ayers said notice of this

meeting had been posted on the Town website and in Town Hall since January 27, 2023

and it was advertised in the *Mid Hudson Times* on February 2, 2023

This complies with all of the requirements for a Public Hearing under New York State Law.

**Opening Public Hearing**

MOTION made by Councilman Ruggiero to open the public hearing at 7:05pm

Motion seconded by Councilman Manley

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

Town Attorney Mark C. Taylor presented to the Town Board Three Introductory Local Laws

for the Town Boards consideration.

**Introductory Local Law No. 1**

A Local Law amending Chapter 166 entitled ‘Taxation’ of the Code of the Town of Newburgh

Providing a Tax Exemption for Members of Volunteer Fire Companies and Voluntary

Ambulance Services.

The purpose of this Local Law is to implement the authority granted to local taxing

jurisdictions by Real Property Tax Law Section 466-a Volunteer Firefighters and Volunteer

Ambulance Workers. The Town Board of the Town of Newburgh finds and hereby determines

that New York Real Property Tax Law Section 466-a makes available a new tax exemption for

volunteer fire and ambulance service workers at the option of the local municipality. The Town

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Board of the Town of Newburgh further finds and determines that the Town of Newburgh should exercise said option and implement said tax exemption because it would enhance the ability to recruit and retain Volunteers that are the lifeblood of the volunteer fire and ambulance organizations currently serving the residents of the Fire Districts within the Town of Newburgh and the Town’s Ambulance District. Recruiting and retaining sufficient volunteers to serve these important functions is essential to maintaining the high quality of emergency service on our community and saving its taxpayers the significant expense of paid staff.

**Introductory Local Law No. 2**

A Local Law amending Chapter 166 entitled ‘Taxation’ of the Code of the Town of Newburgh Providing a Tax Exemption for Surviving Spouses of Members of Volunteer Fire Companies and Voluntary Ambulance Services Who Received a Lifetime Exemption.

It is the purpose of this Local Law to further implement the authority granted to local taxing jurisdictions by Real Property Tax Law Section 466-a Volunteer Firefighters and Volunteer Ambulance Workers to provide that surviving spouses of members of volunteer fire companies and voluntary ambulance services who received a lifetime exemption can receive the tax exemption. The Town Board of the Town of Newburgh finds and hereby determines that New York Real Property Tax Law Section 466-a makes available a new tax exemption for surviving spouses of volunteer fire and ambulance service workers who received a lifetime exemption, at the option of the local municipality. The Town Board of the Town of Newburgh further finds and determines that the Town of Newburgh should exercise said option and implement said tax exemption because it would enhance the ability to recruit and retain the volunteers that are the lifeblood of the volunteer fire and ambulance organizations currently serving the residents of Fire Districts within the Town of Newburgh and the Town's Ambulance District. Recruiting and retaining sufficient volunteers to serve these important functions is essential to maintaining the high quality of emergency service in our community and saving its taxpayers the significant expense of paid staff.

**Introductory Local Law No. 3**

A Local Law amending Chapter 166 entitled ‘Taxation’ of the Code of the Town of Newburgh

Providing a Tax Exemption for Surviving Spouses of Members of Volunteer Fire

Companies and Voluntary Ambulance Services Killed in the Line of Duty.

It is the purpose of this Local Law to further implement the authority granted to local

taxing jurisdictions by Real Property Tax Law Section 466-a Volunteer Firefighters and

Volunteer Ambulance Workers to provide that surviving spouses of members of

volunteer fire companies and voluntary ambulance services killed in the line of duty

continue to receive or have a tax exemption reinstated that the deceased member had

been receiving. The Town Board of the Town of Newburgh finds and hereby determines

that New York Real Property Tax Law Section 466-a makes available a new tax exemption

for surviving spouses of volunteer fire and ambulance service workers killed in the line of

duty, at the option of the local municipality. The Town Board of the Town of Newburgh

further finds and determines that the Town of Newburgh should exercise said option and

implement said tax exemption because it would enhance the ability to recruit and retain

the volunteers that are the lifeblood of the volunteer fire and ambulance organizations

currently serving the residents of Fire Districts within the Town of Newburgh and the

Town's Ambulance District. Recruiting and retaining sufficient volunteers to serve these

important functions is essential to maintaining the high quality of emergency service in

our community and saving its taxpayers the significant expense of paid staff.

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**Public Comments**

**Donald Greene Commissioner of Cronomer Valley Fire District-** Wehave been asking the

State for help. There are (6) six Fire Districts (4) four located in the Town of Newburgh. If we

had to put Firemen on the Town payroll the budget the first year would be around Six or Seven

Million dollars. We respond to roughly 1500 calls for service a year. Over the past couple

weeks we have responded to roughly 10-15 accidents, some of them fatal. These are volunteers

that respond to these calls. We need this help with getting new volunteers. Maybe this will help

attract new members, the younger generations do not want to join. If this does not help we will

have to have paid fire departments. This is a last, ditch effort. I am in support of these Local

Laws.

**Bill Fedder Rockwood Drive-** These guys do a tremendous job any benefit they can

receive would be great. It doesn’t sound like there is an immediate recipient, is it the Town

level, County level. Can you please clarify that?

**Attorney for the Town Mark Taylor-** This Law is for the taxes of the Town of Newburgh.

The Fire Districts have the say in granting the exemption, the County has the say in granting the

exemption as well as the School Districts.

**Closing Public Hearing**

MOTION made by Councilwoman Greene to close the public hearing at 7:15pm

Motion seconded by Councilman Manley

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**1st MOTION.** Supervisor Piaquadio asked for a motion to approve a Local Law No. 2 of 2023

Amending Chapter 166 entitled “Taxation” of the Code of the Town of Newburgh Providing a

Tax Exemption for members of Volunteer Fire Companies and Voluntary Ambulance Services.

MOTION made by Councilwoman Greene to approve a Local Law No. 2 of 2023 Amending

Chapter 166 entitled “Taxation” of the Code of the Town of Newburgh Providing a Tax

Exemption for Members of Volunteer Fire Companies and Voluntary Ambulance Services.

Motion seconded by Councilman Ruggiero

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**2nd MOTION** Supervisor Piaquadio asked for a motion to approve a Local Law No. 3 of 2023

Amending Chapter 166 entitled “Taxation” of the Code of the Town of Newburgh Providing a

Tax Exemption for Surviving Spouses of members of Volunteer Fire Companies and Voluntary

Ambulance Services Who Received a Lifetime Exemption.

MOTION made by Councilwoman Manley to approve a Local Law No. 3 of 2023 Amending

Chapter 166 entitled “Taxation” of the Code of the Town of Newburgh Providing a

Tax Exemption for Surviving Spouses of members of Volunteer Fire Companies and Voluntary

Ambulance Services Who Received a Lifetime Exemption. Motion seconded by Councilman

Ruggiero VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**3rd MOTION** Supervisor Piaquadio asked for a motion to approve a Local Law No. 4 of 2023

Amending Chapter 166 entitled “Taxation” of the Code of the Town of Newburgh Providing a

Tax Exemption for Surviving Spouses of members of Volunteer Fire Companies and Voluntary

Ambulance Services Killed in the Line of Duty.

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MOTION made by Councilwoman Ruggiero to approve a Local Law No. 4 of 2023 Amending

Chapter 166 entitled “Taxation” of the Code of the Town of Newburgh Providing a

Tax Exemption for Surviving Spouses of members of Volunteer Fire Companies and Voluntary

Ambulance Services Killed in the Line of Duty. Motion seconded by Councilwoman Greene

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**6. ~~PRESENTATION ON RECREATION DEPARTMENT~~**

**7.** **ACCOUNTING DEPARTMENT:**

1. **Approval of Audit**

MOTION made by Councilwoman Greene to approve the audit in the amount of

$6,415,853.16 Motion seconded by Councilman Manley

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

1. **Review Status Report and Budget Status Report for January 2023**

MOTION made by Councilman Ruggiero to approve the Status Report and Budget Status

Report for January 2023 Motion seconded by Councilman Manley

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes.

Motion passed: 4 yes; 0 no; 0 abstain; 1 absent

**8. DEPARTMENT HEAD REPORTS:**

**A. Parks and Recreation Department**

Parks and Recreation Commissioner, James Presutti, reported winter programs are in full

Swing (basketball, and indoor soccer). Gearing up for the spring softball season. Also,

Preparing for summer camp, bringing back the “exceller-8” camp this year. This is a camp

for teens just over the age of our regular camp, and we do different “outdoor adventure”

learning with them. We have completed a small spur trail off the main trail called “The

Stream Overlook Trail”. It commences just past the big bridge on the west side of the lake

and runs along the stream feeding Chadwick and connects into the Mountain Trail. Nice

views from here. The trail at Desmond is coming along very well, Thank you to the

Highway for all their help with this.

**B. Fleet Department**

Highway Superintendent Mark A. Hall Jr. reported that the Fleet department is installing

GPS units on new single axle trucks. New Water dept Truck arrived. Working on Normal

Inspections/services. Fleet/Travis Smith putting new radiator in vac-con.

**C. Highway Department**

Highway Superintendent Mark A. Hall Jr. reported that the Highway Department reset

a few sections of guard rail. Beginning drainage on Fletcher Drive, 800 Ft. of drainage

pipe. January/February picked up 107 tires and replaced 48 traffic signs. Finished 600 ft. of

drainage pipe on Greenshire/Shire Ridge with basins**.** Replaced 40’ of drainage pipe on Gail

Place. Trimming/Tree cutting/ Garbage. Continued work on Desmond Trail. Finalized 1st

Edition Road List.

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**D. Police Department**

Chief of Police Donald B. Campbell reported the following:

We had three officers graduate the Police Academy on February 3rd. They have begun their

16 week field training and we hope to have them cut loose on their own by the end of May

or early June.

We have been awarded an $18,000 grant by the Department of Criminal Justice Services for

the purchase of additional body worn cameras and much needed space on our servers to

store videos recordings.

We had an individual drive into Mary Jane Ice Cream this weekend. Fortunately, no one

Was injured, including driver, but has been charged with driving with ability impaired by

drugs.

We also had two ATV’s struck by train near Danskammer on Saturday. The ATV’s were

operating on the tracks and they were able to jump from the ATV’s before train struck

them. No one was injured.

The Casino has been open now for seven weeks and despite the large numbers of people.

I am happy to report that there have been no major incidents.

Year to Date Statistics

* Calls for Service: 3100
* Case Reports: 500
* Arrests: 125
* Tickets issued: 450
* Accident reports taken: 170

**9. ASSESSOR: Tax Certiorari The Livanos Group LLC and OSJ of Newburgh LLC**

Attorney Mark Taylor presented a letter from Cathy Drobny, Esquire of E. Stewart Jones,

Hacker Murphy regarding the proposed settlement of the tax certiorari for The Livanos

Group LLC and OSJ of Newburgh LLC (88 North Plank Road/NYS Route 32). The settlement

provides for a reduction in assessed value of $899, 800 from $1,912,500 to $1,012,700 for

2022. The Stipulation of Settlement and Order specifies that the provisions of RPTL Section

727 apply, holding the Assessed Value at $1,012,700 for the 2023, 2024, 2025 assessment

rolls, subject to the statutory exceptions.

MOTION made by Councilman Ruggiero to approve settlement as presented. Motion

seconded by Councilwoman Greene. VOTE: Councilwoman Greene – yes; Councilman

Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor

Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**10. INTERMUNICPAL AGREEMENT:**

**A. New Windsor Generator**

Town Supervisor, Gil Piaquadio, presented Inter-Municipal Loan of Equipment- Portable

Generators. This will confirm the agreement between Tow of New Windsor and Town of

Newburgh for Town of New Windsor’s sharing of its portable generator(s) with Town of

Newburgh, on a temporary basis, without payment or consideration upon the request of

the Town of Newburgh.

Prior to the loan any portable generator(s), Town of Newburgh

shall provide Town of New Windsor with a General Liability Acord naming Town of New

Windsor as an additional insured on its policy, with respect to the use and operation of

portable generators. The coverage period shall commence as of the date of your

signature and end December 31, 2023, or such earlier date as the Town of Newburgh’s

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Liability insurance coverage terminates.

MOTION made by Councilwoman Greene to approve Inter-Municipal Loan of Equipment-

Portable Generators. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman

Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman

LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1

absent.

**B. Water Valve Exerciser**

Town Supervisor, Gil Piaquadio, presentedInter-Municipal Loan of Equipment. This will

confirm the Town of Newburgh’s Agreement to lend its valve exercising/turning

equipment and an operator on a temporary basis at the Town of New Windsor’s request,

on dates and times to be mutually agreed upon by the heads of our respective Water

departments. The temporary loans will take place without any payment or other

consideration required to be made by New Windsor, during eh period commencing as of

the date of your signature and ending December 31, 2023 or such earlier date as the

town of New Windsor’s liability insurance coverage terminates, and subject to the Town

of Newburgh being named as an additional insured on the Town of New Windsor’s

liability insurance policies, with respect to the use and operation of said equipment during

said period.

MOTION made by Councilman Manley to approve Inter-Municipal Loan of Equipment-

Valve exercising/turning equipment. Motion seconded Counilwoman Greene. VOTE:

Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes;

Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

abstain; 1 absent.

**11. HIGHWAY:**

**A. Summer materials and other bids**

Mark A. Hall Jr., Highway Superintendent, requested Summer materials, including Guide

Rails, Chip Spreader, Wheel Rubber Tire Roller, and Aluminum Box Culverts go out to bid.

Also individual bids for the cold Milling Machine, Tree Cutting & Heavy Equipment

Rentals. The dates will be worked out with the town Clerk’s Office.

MOTION made by Councilman Ruggiero Summer Materials and other Equipment go out

to bid. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – yes;

Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent;

Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**B. Heavy Equipment Operator**

Mark A. Hall Jr., Highway Superintendent, is recommending the promotion to HEO

Patrick McVeigh. Five candidates were interviewed and Mr. Hall feels Mr. McVey is the

best candidate at the time for this position. Intended start date will be Monday the 20th

of February. Salary will be per the CSEA contract.

MOTION made by Councilman Ruggiero to approve promotion to HEO Patrick McVeigh.

Motion seconded Councilwoman Greene. VOTE: Councilwoman Greene – yes;

Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent;

Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**C. Senior Mechanic-Fleet Position**

Mark A. Hall Jr., Highway Superintendent, is requesting to promote Derek Pisani to Senior

Mechanic. Mr. Pisani completed his four-year in-house requirement to be able to be

promoted. Start date of February 20th, 2023 is anticipated. Salary is per the CSEA

contract.

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MOTION made by Councilman Manley to approve promotion for Derek Pisani to Senior

Mechanic. Motion seconded Councilwoman Greene. VOTE: Councilwoman Greene – yes;

Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent;

Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**12. RECREATION:**

**A. Full Time Recreation Position**

James Presutti Commissioner of Parks and Recreation is seeking approval to begin the

process to hire a Full Time Recreation Aide for the Desmond campus. The funds for this

position have been approved in the 2023 budget.

MOTION made by Councilwoman Greene to approve process to hire a Full Time

Recreation Aide for the Desmond campus. Motion seconded by Councilman Manley

VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman Manley –

yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0

no; 0 abstain; 1 absent.

**B. Part Time Laborer Position**

James Presutti Commissioner of Parks and Recreation is seeking approval to start process

to hire a Part Time Laborer (park guard) to fill the position currently open in the

Recreation Department. Funds for this position are in the current 2023 Budget.

MOTION made by Councilman Ruggiero for approval to start process to hire a Part Time

Laborer (park guard) Motion seconded by Councilwoman Greene. VOTE: Councilwoman

Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman

LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1

absent.

**13. POLICE DEPARTMENT: Part Time Parking Enforcement Officer**

Donald Campbell, Chief of police, is requesting approval to hire Lorimer Erdaide as a Part-

Time Parking Enforcement officer. Chief Campbell would like to hire Mr. Erdaide on or after

February 27Th, 2023 with of a salary of $17.31 per hour. Approval will be pending the

outcome of his physical, drug, and alcohol testing, fingerprints, and completion of all

paperwork.

MOTION made by Councilman Manley for approval to start process to hire a Part Time

Parking Enforcement Officer pending test results and completion of paperwork. Motion

seconded by Councilwoman Greene. VOTE: Councilwoman Greene – yes; Councilman

Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor

Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**14. ANIMAL CONTROL: T94 Withdrawal**

**A. Newburgh Veterinary Hospital**

Tracey Carvell of Animal Control requests authorization to use the T-94 account to pay

for veterinarian services from Newburgh Veterinary Hospital for a total of $224.80 of

which $90 were for feline services, $134.80 were for canine services.

MOTION made by Councilwoman Greene to approve T94 withdrawal of $224.80 to pay

for Vet service to NVH. Motion seconded by Councilman Ruggiero. VOTE:

Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes;

Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; no; 0

abstain; 1 absent.

**B. Flannery Animal Hospital**

Tracey Carvell of Animal Control requests authorization to use the T-94 account to pay

for veterinarian services from Flannery animal Hospital for a total of $72.50 for canine

services.

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MOTION made by Councilwoman Greene to approve T94 withdrawal of $72.50 to pay for

Vet service to FAH. Motion seconded by Councilman Manley. VOTE: Councilwoman

Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo

– absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**15. ELECTRICAL INSPECTOR FOR TOWN: SAS Electrical Inspection**

Gil Piaquadio, Town Supervisor, presented SAS Electrical Inspection for Town of Newburgh.

Yuri Badovich, President/ Electrical Inspector, applied for a position as an approved third

party electrical inspection company for the town.

MOTION made by Councilman Ruggiero to approve SAS Electrical Inspection for the Town.

Motion seconded Councilwoman Greene. VOTE: Councilwoman Greene – yes; Councilman

Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor

Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**16. ENGINEERING:**

**A. FAC Self Storage (Uhaul) Middlehope Stormwater Facilities Maintenance Agreement**

Town Engineer James Osborne is seeking approval for the FAC Self Storage (Uhaul)

Middlehope Stormwater Contract Facilities Maintanance Agreement. The Project received

conditional final approval from the Planning Board on August 8th 2022. A condition of

approval was a storm water facilities maintenance agreement satisfactory to the Town

Attorney be submitted and approved before plans are signed. Town attorney Taylor has

approved it as to form.

MOTION made by Councilman Manley to approve FAC Self Storage (Uhaul) Middlehope

Stormwater Contract Facilities Maintenance Agreement. Motion seconded by Councilman

Ruggiero. VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman

Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed:

4 yes; 0 no; 0 abstain; 1 absent.

**B. Roseton Sewer District Emergency Generator Service Contract**

Town Engineer James Osborne is seeking approval for an annual contract for the Roseton

Sewer District Emergency Generator. Peak Power Systems submitted an agreement for the

routine maintenance/service. Mr. Osbourne would recommend the Bi-Annual service

option. This option is quoted at $1075.75 for a one-year term.

MOTION made by Councilman Ruggiero to approve the Roseton Sewer District Emergency

Generator Service Contract. Motion seconded Councilwoman Greene. VOTE:

Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes;

Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

abstain; 1 absent.

**C. Summit Lane Multi-Family Project Stormwater Security Release**

Patrick Hines Rep Engineer for the town is seeking approval for the Summit Lane Project

Stormwater Security Release. The project has submitted as built plans for stormwater

Management facilities. Security is in the amount of $118,492.00

MOTION made by Councilwoman Greene to approve Summit Lane Multi-Family Project

Stormwater Security Release. Motion seconded by Councilman Ruggiero VOTE:

Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes;

Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

abstain; 1 absent.

**D. Summit Lane Multi-Family Project Landscape Security Release**

Patrick Hines Rep Engineer for the town is seeking approval of the Summit Lane Multi-

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Family Project Landscape Security Release. Karen Arnet’s office had performed an

Inspection of the landscaping at the subject project. They are recommending the release of

the landscape security in the amount of $40,178.00

MOTION made by Councilman Ruggiero to approve the Summit Lane Multi-Family Project

Landscape Security Release. Motion seconded by Councilman Manley VOTE:

Councilwoman Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes;

Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

abstain; 1 absent.

**17. WATER DEPARTMENT:**

**A. Award of 2023 Water Filtration Chemical Bid**

Daniel Bertola, Supervising Operator, presents Award Recommendation for 2023 Water

Filtration Chemical Bids. On February 1, 2023 sealed bids for water treatment chemicals to

be utilized in the Town’s Water Treatment Plants were opened by the town of Newburgh

Town Clerk, based on those bids, these are my recommendations:

**Water Treatment Chemicals:**

Item 1: Sodium Fluoride (CLFP): Coyne Chemical ($2.0800 per pound)

Item 2: Sodium Hypochlorite (CLFP & DAT): Slack Chemical ($2.9370 per gallon)

Item 3: Blended PolyOrthophosphate (CLFP): Shannon Chemical ($2.7700 per pound)

Item 4: Hydrofluosilicic Acid (DAT): Coyne Chemical ($5.36 per gallon)

Item 5: Sodium Hydroxide (DAT): Surpass Chemical ($2.8630 per gallon)

Item 6: Phosphoric Acid (DAT): Chemrite Incorporated ($1.4800 per gallon)

Item 7: Soda Ash (DAT): Brenntag Northeast ($0.3400 per pound)

Item 8: Sodium Bisulfite (DAT): Surpass Chemical ($2.7750 per gallon)

Item 9: Sulfuric Acid (DAT): Slack Chemical ($8.9310 per gallon)

Item 10: Citric Acid (DAT): Chemrite Incorporated ($1.7490 per gallon)

Item 11: Potassium Permanganate (CLFP): Surpass Chemical ($2.8700 per pound)

Item 12: Polyaluminum Chloride (CLFP & DAT): Holland Company ($3.71 per gallon)

Item 13: Liquid Sodium Permanganate (CLFP): Chemrite Incorporated ($26.800 per gallon)

MOTION made by Councilman Ruggiero to approve the Recommendations for 2023 Water

Filtration Chemicals. Motion seconded by Councilman Manley VOTE: Councilwoman

Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo

– absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**B. Award of 2023 Alum Sludge Disposal Bid**

Daniel Bertola, Supervising Operator, presents Award Recommendation for 2023 Alum

Sludge Disposable Bids. On February 1, 2023 sealed bids for Alum Sludge Disposal from

the Town’s water Treatment Plants were opened by the Town of Newburgh Town Clerk,

based on those bids, this is my recommendation:

TAM Enterprises, Inc.: ($0.15900)

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MOTION made by Councilman Manley to approve the Recommendations for 2023 Alum

Sludge Disposal. Motion seconded by Councilwoman Greene VOTE: Councilwoman

Greene – yes; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman

LoBiondo – absent; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1

absent.

**18. JUSTICE COURT: Unclaimed Bail**

Gil Piaquadio, Town Supervisor, presented Unclaimed bail:

**From Bail Account: Check# 3752**

Check No. Date Issued Pay to the Order of: Docket No. Description Amount

3731 07/19/2022Zhane Desisso 21120600 Never Cleared$0.97

3745 11/07/2022 Corey King 22050343 Never Cleared $1.00

After six (6) years, unclaimed cash becomes the property of the municipality.

MOTION made by Councilwoman Greene to approve Unclaimed Bail. Motion seconded by

Councilman Manley VOTE: Councilwoman Greene – yes; Councilman Ruggiero – yes;

Councilman Manley – yes; Councilman LoBiondo – absent; Supervisor Piaquadio – yes. Motion

passed: 4 yes; 0 no; 0 abstain; 1 absent

**19. ANNOUCEMENTS: No Announcements**

**20. PUBLIC COMMENTS:**

**Nancy Joanides 50 Lakeview Drive**

I stand before you this evening as a concerned resident**,** not only for myself at 50 Lakeview

Drive**,** but also outof concern for the greater Newburgh community. Atthis point an

alarming amountof development is being proposed for an area no larger than 1 square

mile. This includes a 155,000 square foot warehouse onUnity Place, a 5,000 square foot

Jehovah Witness Center onOld Little Britain Road and an eleven- building, 250-unit

apartment complexto be built on Little Britain Road. All these projectsare surrounded by

well-established single-family, mostly modest homes, someof them dating back to the

1800's. Of particular concern formy family and my neighbors on Lakeview Drive is the

proposed warehouse on Unity Place. This 40-foot-tall warehouse willbe visible from my

own kitchen window**!**

We have knownfor a long time that this land would be developed. We also assumed

and hoped whatever was built there would be something beneficial to the community.

Something that would more naturally fit into the surrounding landscape and community.

A warehouse is the worst-case scenario formany reasons**.**

We learned from the January 5, 2023, Planning Board meeting that at this point, this project has

only prospective tenants and according to Elliot Spitzer, the representative for the investors, it

will offer only 100 jobs. This seems like a minimal return for residents when you think about the

negative impact it will have on our sectionof Newburgh. All the homes located on Lakeview

Drive, Williams Ave, Dewey Drive, D'Alfonso Road, and all streets connected to D'Alfonso Road.

All the homes on Old Little Britain Road and Little Britain Road. All the families on these streets

willbe negatively impacted by this enormous warehouse and all the trucks coming and going 24

hours a day.  Ask yourself, would you like to live next door to a colossus like this?

**Traffic:**

According to Mr.Greely of Colliers Engineering and Design **(**who conducted the traffic study

on behalf of the developer) a warehouse of this size is estimated to generate 1 tractor

trailer every 6-7 minutes on this local road. There are currently at least 2 other warehouses

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being built along 17K and I am pretty sure that are more in the works. Actually**,** I would like

to ask all of you. How many warehouses are in the works in the town of Newburgh? The

proposed Unity Place warehouse is the only one that I know of that is almost imbedded into

a neighborhood. There was considerable discussion at the January 5th meeting about the

need to camouflage this warehouse building. The reason seriouscamouflage is needed is

because this building does notbelong onthe proposed land.

This project should be in a more appropriate area away from residential streets and have

moredirect access to the highways. Traffic on Routes 300/17K are already at a stand-still

during rush hour.

**Noise/Air pollution**

**Things to Consider :**

**-** Tractor trailer noise from trucks coming and going, braking, back-up signals and idling in

the parking lot will be significant

-Although the state of NY has laws against idling vehicles they are rarely enforced

-What will be the impact on the air quality of this area?

Again, **I** ask you to consider howyou might feel if yousaw the area around yourhome

being developed at an alarming rate to mass build projects and developers who have no

vested interest in this area.

Although these massive builds like the one proposed have the potential to generate

significant revenue for the developer**,** builder (and the Town) doing so sacrifices the historic

character of the surrounding neighborhood and creates a pattern of development that is

contrary to the traditional conceptsof the Town's rural and natural landscape.

By no means do we seek to deny property owners the right to build, and we realize the Town's hesitancy to deny build plans that are in line with current zoning. But one wonders if a morecreative and amenable plan could be struck that maintains the residential nature of this area and its roadways while also reducing the impact on traffic, water and sewage to the city and town of Newburgh. We therefore ask the Town board to consider issuing a moratorium onconstruction projects like these until a review of the Town'scurrent zoningmap can be completed.

Icould go on and on.

However, I will end with this quote from the Town Guidance on Building and Development written in 2007. Guidance, I may add, that seems to have been ignored!

"unfortunately, currentdevelopment patternsand building designs contradict this traditional concept of building with nature. This results not onlyin the loss of open space and farmlands which erodes the rural character of Newburgh, but also perpetuates a program of

development that has little relationship to the physical, cultural, and natural settings that surround it. This uncoordinated and unconnected pattern of development creates a **"**geography of nowhere" or the "aesthetics of anyplace"**.**"

I would argue with the constant addition of warehouses (those already constructed and those being proposed), a casino, and series ofapartment complexes, we are well on our way

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to a geography of slogan nowhere and perhaps should consider changing the Town's slogan from"crossroads of the northeast" to Truckstop of the northeast.

**Charles Joanides –** The last Planning Board meeting talked about the impact it will have on air quality but we have not talked about the impact it will have on the people who live in the neighborhood. Generally, there is a negative impact. When the zoning for that was created I wonder if they anticipated a structure like the one being proposed. Is there a possibility to impose a moratorium?

**Supervisor Piaquadio-** If we want to stop the warehouses, we have to stop shopping online, we are all guilty of it. This is what is creating the demand for these warehouses. Unfortunately, it killed the retail business. I have been here for twenty years, six of those years on the Planning Board. This might be a little strong but when buying a house you should look at all the land around you and see what it is zoned and expect the worst thing to be built on it, then you won’t be disappointed later. Property owners have rights. If the land is zoned for something, the Board cannot say you cannot build that if its permitted. The Planning Board will do a full environmental review.

**Bill Fedder Rockwood Drive-** When was the Zoning last reviewed?

**Supervisor Piaquadio-** It was in 2009 and we are in the process of doing it again, we are reviewing the Master Plan.

**Bill Fedder-** Are these meetings open to the public?

**Supervisor Piaquadio-** Yes, they are. There is going to be a place on the website that residents can add comments. There will be public hearings before any changes are made.

**Nancy Joanides-** The problem I am finding is there are not many warehouses in the areathat are that close to residential neighborhoods. Most warehouses are along the highway.

**Supervisor Piaquadio-** The town does have buffer zones.

**Nancy Joanides-** Maybe there should be a larger buffer zone going forward. We are not going to be able to go anywhere in the neighborhood without seeing this warehouse. We are stuck with it.

**Donald Greene Commissioner of Cronomer Valley Fire District-** Thank you for passing these laws.

**21. ADJOURNMENT: 7:55pm**

MOTION made by Councilwoman Greene to adjourn the meeting at 7:55 pm

Motion seconded by Councilman Ruggiero VOTE: Councilwoman Greene – yes;

Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – absent;

Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

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*Meeting adjourned at 7:55 p.m.*

*Respectfully submitted,*

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Lisa M. Vance Ayers Rachel Vazquez

Town Clerk Deputy Town Clerk