**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 11th day of October, 2022

**Present** Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

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

Lisa M. Ayers, Town Clerk

Rachel Vazquez, Deputy Town Clerk

*Meeting called to order at 7:02 p.m.*

**1. ROLL CALL**

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

**3. MOMENT OF SILENCE**

**4. CHANGES TO AGENDA- No Changes**

**5. PUBLIC HARING: Senior Citizen & Disabled Property for September 2022**

Supervisor Piaquadio asked Town Clerk 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 on October 3, 2022.

It was advertised in the *Mid Hudson Times* on October 6, 2022.

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 7:03pm

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

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

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

Molly Carhart Sole Assessor presented the town board with a resolution amending sections

166-5 and 166-19 of Chapter 166 entitled “Taxation” of the code of the Town of Newburgh

exemptions for Persons Sixty-Five Years and Older and for Persons with a Disability.

The purpose and effect of the local law are to raise the qualifying annual income levels for

persons sixty-five years of age or over and for persons with a disability for exemptions from

taxation by the Town of Newburgh to the maximum extent permitted under New York State

Law Real Property Tax Law. The Local Law contains schedules setting forth the maximum

annual income levels and the percentages of assessed valuation exempt from taxation, with

an annual income of $50,000 or less qualifying for 50% exemption and the percentage

exemptions reduced in 5% increments thereafter as income levels rise in accordance with

State law, up to a maximum income of $58,399, which qualifies for a 5% exemption in

assessed valuation. The increased annual income levels for exemptions will apply to Town

property taxes based upon the assessed valuations for March 1, 2023 taxable status date and

thereafter.

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**Public Comments**

\*\* No Public Comments \*\*

**Close Public Hearing**

MOTION made by Councilwoman Greene to close the public hearing at 7:06pm

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

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

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

Supervisor Piaquadio asked for a Motion to adopt Local Law amending sections 166-5 and

166-19 of Chapter 166 entitled “Taxation” of the code of the Town of Newburgh exemptions

for persons 65 years and older and for persons with a disability.

MOTION made by Councilwoman Greene to adopt Local Law amending sections 166-5 and

166-19 of Chapter 166 entitled “Taxation” of the code of the Town of Newburgh exemptions

for persons 65 years and older and for persons with a disability.

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

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

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

**6. ACCOUNTING:**

**A. Approval of Audit**

MOTION made by Councilman Ruggiero to approve the audit in the amount of

$1,218,304.39 Motion seconded by Councilman Manley.

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

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

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**B. Review Status Report and Budget Status Report for September 2022**

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

Report for September 2022 Motion seconded by Councilman Ruggiero

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

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

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**C. Highway Budget Transfer**

Highway is requesting budget transfers of $100,000.00 from account (D.5110.5412)

street paving & resurfacing to account (D.5142.5413) and $100,000 from account

(D.5112.5412) Street Paving & Resurfacing to account (D.5142.5413) Sand, Salt,

Calcium, ect. Highway needs the money to restock on salt supply before the escalation

prices are added to the cost.

Motion made by Councilman LoBiondo to approve transfers as presented.

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

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

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

**D. Budget Adjustments**

Ronald Clum, Town Accountant, is requesting a budget transfer of $22,350.00 to fund the

air conditioning installation at the Animal Control Building. There is no more budget left in

this line due to the cost overruns with all the other work being done on the building.

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|  |
| --- |
| FROM ACCOUNT TO ACCOUNT |
| Account Description/ Account Description/ Dollar  Account name Account name Amount |

|  |  |
| --- | --- |
| A.1680.5200  Central EDP Equipment | A.1624.5200 $ 22,350.00  B&G-Equipment |

MOTION made by Councilman Manley to approve Budget Transfer for air conditioning

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

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

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

**E. Designated Bank- Webster Bank**

Ronald Clum, Town Accountant, is looking for motion to add Webster Bank to our list of

Designated Official Bank Depositories. A representative of the Newburgh Branch reached

out and offered a great introductory rate of 3.05%. I reached out to our financial advisors

and they indicated they are a stable bank and are well known in the municipal markets.

MOTION made by Councilman Ruggiero to approve Webster Bank to our list of Official

Bank Depositories. Motion seconded by Councilman LoBiondo VOTE: Councilwoman

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

LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

**7. DEPARTMENT HEAD REPORTS:**

**A. Fleet Department**

Mark A. Hall Jr., Highway Superintendent, stated Ford Escape in for Code Compliance,

Recreation vehicle ordered, Winter Preventative Measures started on plows and sanders.

**B. Highway Department**

Mark A. Hall Jr., Highway Superintendent, statedColden Park inner loop to be completed

10/12/2022. Drainage complete on Pickle Ball Court. Desmond Trail is opened up, and we

are cleaning up when we get spare time. Chipped roads have been swept for a second

time. Mowers are out for a final pass for the year. Have scheduled a few drainage projects

in the coming month.

**8. RESOLUTIONS:**

**A. 2023 Town Budget Public Hearing**

Supervisor Piaquadio asked for a motion to schedule a Public Hearing on Preliminary 2023

Town of Newburgh budget on October 24, 2022 at 7:00pm.

MOTION made by Councilman Ruggiero to schedule a Public Hearing on Preliminary 2023

Town of Newburgh budget on October 24, 2022 at 7:00pm. Motion seconded by

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

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

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**B. 2023 Special District Assessment, Rolls Benefit Formulas and Budgets Public Hearing**

Supervisor Piaquadio asked for a motion to schedule a Public Hearing 2023 Special District

Assessments, Rolls Benefit Formulas and budget on October 24, 2022 at 7:15pm.

MOTION made by Councilman Manley to schedule a Public Hearing for 2023 Special

District Assessments, Rolls Benefit Formulas and budget on October 24, 2022 at 7:15pm.

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

Councilman Ruggiero – yes; Councilman Manley -yes; Councilman LoBiondo - yes;

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

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**C. Request for Traffic Study**

Supervisor Piaquadio asked for a motion to request a Traffic Study of NYS Route 9W

Intersections with Lattintown Road, Overlook Drive and Old Post Road.

MOTION made by Councilman Ruggiero to request a Traffic Study of NYS Route 9W

Intersections with Lattintown Road, Overlook Drive and Old Post Road.

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

Councilman Ruggiero – yes; Councilman Manley -yes; Councilman LoBiondo - yes;

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**9. TAX CERTIORARI:**

**A. DeBrizzi (13 Anchor Drive)**

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 Nicolas Debrizzi,

13 Anchor Drive. This settlement provides for a reduction in assessed value of $52,156,

from $373,500 to $231,344 for 2021. The consent Judgment also provides for a stipulated

assessed value of $280,963 for the 2022 Tax year. Attorney Drobny indicates the statutory

freeze on settled assessed values has been waived given the on-going renovations.

MOTION made by Councilman Ruggiero to accept the proposed settlement of tax

Certiorari as presented. Motion seconded by Councilwoman Greene

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

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

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

**B. Orancom, LLC (1406 Route 300)**

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 Orancom, LLC

(1406 Route 300). Settlement provides for a discontinuance of the 2018, 2019, and 2020

proceeding and a reduction in assessed value of $241,500 from $1,600,000 to $1,358,500

for 2020, a reduction of $150,000 from $3,710,000 to $3,560,000 for 2021 and a reduction

of $300,000 from $1,600,000 to $1,3000,000 for 2022. The Consent Judgment specifies

that the provisions of RPTL Section 727 apply, holding the Assessed Value at the $1,300,000

for the 2023, 2024, 2025 assessment rolls, subject to the statutory exceptions.

MOTION made by Councilwoman Greene to accept the proposed settlement of tax

as presented. Motion seconded by Councilman Lobiando

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

Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

**10. ANIMAL CONTROL: T-94 Withdrawal**

**A. The Animal Rights Alliance (T.A.R.A.)**

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

account to pay for veterinarian services from T.A.R.A for a total of $996.00 for canine

services.

MOTION made by Councilman Ruggiero to approve the use of the T-94 account to pay

for veterinarian services from T.A.R.A. for $996.00 of which all were for

canine services. Motion seconded by Councilwoman Greene.

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

Councilman LoBiondo - yes; Supervisor Piaquadio – yes.

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

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**B. 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 $1385.36, of which $343.87 were for canine services, $1041.49 were for

feline services.

MOTION made by Councilwoman Greene to approve the use of the T-94 account to pay

For veterinarian services from Newburgh Animal Hospital for $1385.36 of which $343.87

were for canine services, $1041.49 were for feline services. Motion seconded by

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

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

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**C. 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

$64.37 for canine services.

MOTION made by Councilwoman Greene to approve the use of the T-94 account to pay

for veterinarian services from Flannery Animal Hospital. for $64.37 of which all were for

canine services. Motion seconded by Councilman Ruggiero.

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

Councilman LoBiondo - yes; Supervisor Piaquadio – yes.

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**11. RECREATION:**

**A. Full Time Recreation Attendant Position**

Jim Presutti Commissioner of Parks would like to hire Markiss Price as a Full Time

Recreation Attendant starting on October 17th, 2022. Mr. Price is already a Part-time

employee with the recreation department, paperwork will be minimal.

The applicant’s hiring is contingent on approval.

MOTION made by Councilman LoBiondo to approve hiring Markiss Price as a

Full Time Recreation Attendant. Motion seconded by Councilwoman Greene VOTE:

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

Councilman LoBiondo – yes; Supervisor Piaquadio -yes.

Motion passed: 5 yes; 0 no; 0 abstain; 0 absent

**12. ANNOUNCEMENTS: No Announcements**

**13. PUBLIC COMMENTS:**

**Robert Browning 216 Maple Drive –** I would like to thank the Town Board for your support

on the relocation of the Newburgh Free Library satellite location at the Newburgh Mall.

The lease has been extended to the end of the year. Where the new location will be is

not certain, but I asked for your continued support.

**Supervisor Piaquadio**- Bob thank you for pushing for this.

**Alberto Gilman Mid Hudson Times –** What promptedthe Traffic Study that was voted on at

Tonight’s meeting and will there be a light going on Route 300 in front of the Newburgh Mall,

where the new warehouses are being built?

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**Supervisor Piaquadio-** The traffic light issue on Route 300 has been in front of the Planning

Board, I am not sure myself.

**Councilman Ruggiero –** The crosswalks have been put down.

**Councilman Manley-** Yes there is going to be a Traffic Light, they have been setting them all

week.

**Supervisor Piaquadio-** For the Traffic Study we voted on tonight, the NYS DOT will conduct the study and advise if a traffic light is needed.

**Jim Burte 78 Overlook Drive-** I was the person who petitioned for the Traffic Study. The traffic has grown significantly over the years, it’s especially dangerous by the school. My request would be for the light to be by the school.

**Supervisor Piaquadio-** Once the traffic study is completed the NYS DOT will advise us of their findings. If you leave an email with Melissa or Lisa we will send you a copy of that resolution when it’s done. Another thing you may want to do, is contact Senator Skoufis’s office and let them know about this as well. The more people involved the better.

**Larry Cosman-** How is the Traffic Study conducted, do they look at past and present activity? I know that they don’t look at Schools and the population of the school until the final phases. I know the condos at Overlook Farms are getting much closer to being built, Lattintown Road has a subdivision coming in possibly next Spring.

**Supervisor Piaquadio-** I’m not a traffic study engineer but the first things they usually look at are how many accidents have occurred within a certain time frame.

**Pete Calvano 3077 –** I’d like to reopen the traffic study for Kings Hill Road. Cars come flying down the road. Just tonight if I had not waited to pull out of my driveway I would not be here right now. If I have company at my house, I always go out with them and direct them to get out onto the road safely.

**Supervisor Piaquadio-** There are wifi cameras that you can hook up and see what is coming right from your car.

**Councilman Ruggiero-** Are the mirrors we installed helping?

**Pete Calvano-** No not really, they need to be higher. I would also like my road repaired, the town of Montgomery and Town of Newburgh roads do not meet up correctly, I’m not sure what road isn’t up to specifications.

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**14. ADJOURNMENT: 7:32pm**

MOTION made by Councilman Ruggiero to adjourn the meeting at 7:32pm

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

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

Supervisor Piaquadio – yes. Motion passed: 5 yes; 0 no; 0 abstain; 0 absent.

*Meeting adjourned at 7:32 p.m.*

*Respectfully submitted,*

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Lisa M. Vance Ayers Rachel Vazquez

Town Clerk Deputy Town Clerk