

*Andrew J. Zarutskie  
Town Clerk  
Town of Newburgh  
1496 Route 300  
Newburgh NY 12550  
Tel.(845) 564-4554*

# **AGENDA**

**AUDIT/WORKSHOP TOWN COUNCIL MEETING  
Wednesday, January 30, 2013  
(7:00 p.m.)**

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. MOMENT OF SILENCE
4. CHANGES TO AGENDA
5. APPROVAL OF AUDIT
6. BUILDINGS AND GROUNDS: Approval of Cleaning Services (Vendor)
7. DISCUSSION: Notice Requirements for Public Hearings
8. COLANDREA/SUNSHINE FORD:
  - A. Request for Zoning Change
  - B. Abandonment of a Portion of Boulder Road
9. ENGINEERING:
  - A. Approval of Delaware Aqueduct Tap WTP Change Order
  - B. Approval of NYSDOT Undertaking
10. COPIER PURCHASE PROPOSAL
11. DATA PROCESSING
12. RECREATION: Schedule Bids on Bus Trips
13. HIGHWAY DEPARTMENT: Budget Transfer
14. ADJOURNMENT

## 5. APPROVAL OF AUDIT

AUDIT # 2

January 30, 2013

VOUCHERS: 130226 to 130529

FUND	REGULAR	PREPAID
GENERAL	\$ 491,030.27	\$ 3,000.00
TRUST & AGENCY	1,523,871.47	-
STREET LIGHTING	-	-
HIGHWAY	263,802.67	-
WATER	111,284.92	-
SEWER	200,512.44	-
WATER CAPITAL	14,628.44	-
SEWER CAPITAL	4,383.70	-
HIGHWAY CAPITAL	-	4,074.39
GENERAL CAPITAL	43,582.50	-
SPECIAL DISTRICT	-	-
TOTAL	\$ 2,653,096.41	\$ 7,074.39
GRAND TOTAL	<u>\$ 2,660,170.80</u>	

AUDIT # 2  
1/30/2013  
VOUCHERS: 130226 to 130529

Audit Date: January 30, 2013

To the Supervisor:

I certify that the vouchers listed above were audited by the Town Board on the above date and allowed in the amounts shown. You are hereby authorized and directed to pay each of the claimants the amount opposite his name.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Andrew J. Zarutskie, Town Clerk

Town Board:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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Exceptions:  
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\_\_\_\_\_

**6. BUILDINGS AND GROUNDS: Approval of Cleaning Services (Vendor)**

JAN 30 2013

6 10



## TOWN OF NEWBURGH

1496 ROUTE 300, NEWBURGH, NEW YORK 12550

Les Cornell  
Director of Buildings & Grounds

Ph: 845-564-4556  
Fax: 845-566-1432

To: Supervisor Booth  
Town Board

From: Les Cornell, Building & Grounds Supervisor

Date: January 15, 2013

Re: TJE Cleaning Service

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I would like to continue using the services of TJE Cleaning Service for the weekly cleaning of the Town Hall, Code Compliance and Police Department for the next 12 months at a \$1580.00 per month fee.

Over the past year their work has been excellent and they have done so in a very professional manner.

**7. DISCUSSION: Notice Requirements for Public Hearings**

JAN 30 2013

Jan 30,

RECEIVED

JAN 17 2013

Town of Newburgh

**Dickover, Donnelly, Donovan & Biagi, LLP**  
Attorneys and Counselors at Law

**James B. Biagi**  
**David A. Donovan**  
**Michael H. Donnelly**  
**Robert J. Dickover**

28 Bruen Place  
P.O. Box 610  
Goshen, NY 10924  
Phone (845) 294-9447  
mail@ddbllaw.com  
Fax (845) 294-6553  
(Not for Service of Process)

Successor Law Firm To:  
Alexander Appelbaum, P.C., Florida, N.Y. (1915-1988)  
Ludmerer & Vurno, Esqs., Warwick, N.Y.

January 14, 2013

Town of Newburgh Town Board  
1498 Route 300  
Newburgh, New York 12550

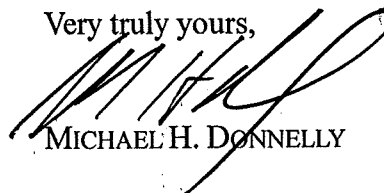
RE: Mailed Notices of Public Hearings

Members of the Board:

The planning board has asked me to request that you consider revising the mailing provisions relating to public hearings scheduled by the planning board. The planning board's focus is not upon *who* must be notified but rather upon *how* such notifications are made. Presently, individual proof of certified mailing<sup>1</sup> to each qualifying property owner is required. The result, for a recent subdivision involving only two lots, was a mailing cost to the applicant of nearly \$1,000.00. The planning board wishes you to consider, as an alternative to individual certified mailings, either acceptance of an affidavit of mailing or a postmaster certification of mailing to a written list of recipients.

The planning board would be happy to meet to discuss these issues further.

Very truly yours,



MICHAEL H. DONNELLY

MHD/lrm

Cc: Town of Newburgh Planning Board  
Mark Taylor, Esq.

<sup>1</sup> Such proof is not required by state law. Indeed, state law does not even require the mailing of public hearing notices at; state law requires only that public hearing notices be published.



**INTRODUCTORY LOCAL LAW #\_\_ OF 2012  
A LOCAL LAW AMENDING THE APPLICATION  
AND PUBLIC HEARING NOTIFICATION PROVISIONS  
OF CHAPTER 83 ENTITLED “ CLEARING AND GRADING”,  
CHAPTER 125 ENTITLED “NOISE AND ILLUMINATION CONTROL”,  
CHAPTER 163 ENTITLED “SUBDIVISION OF LAND”,  
CHAPTER 168 ENTITLED “TELECOMMUNICATIONS FACILITIES,  
WIRELESS” AND  
CHAPTER 185 ENTITLED “ZONING”  
OF THE CODE OF THE TOWN OF NEWBURGH**

**BE IT ENACTED** by the Town Board of the Town of Newburgh as follows:

**SECTION 1 - TITLE**

This Local Law shall be referred to as “A Local Law Amending the Application and Public Hearing Notification Provisions of Chapter 83 Entitled “Clearing and Grading”, Chapter 125 Entitled “Noise and Illumination Control”, Chapter 163 Entitled “Subdivision of Land”, Chapter 168 Entitled “Telecommunications Facilities, Wireless” and Chapter 185 entitled ‘Zoning’ of the Code of the Town of Newburgh.”

**SECTION 2 – PURPOSE**

The legislative intent and purpose of this local law is to require that uniform and adequate public notice be given for public hearings conducted by the Planning Board and Zoning Board of Appeals pursuant to various chapters of the Town of Newburgh Municipal Code in order to promote the public health, safety and general welfare of the Town and its inhabitants..

**SECTION 3 – AMENDMENT OF CHAPTER 83 ENTITLED “CLEARING AND GRADING”**

A. Sub-section 83-8E of Section 83-8 entitled “Permit application review; issuance and compliance procedures” is hereby amended to read as follows:

**“§ 83-8. Permit application review; issuance and compliance procedures.**

E. The Town Planning Board may, upon its discretion, conduct public hearings which may be held in conjunction with hearings held during the environmental review or the preliminary review process on any permit applications and shall conduct public hearings which may also be held in conjunction with hearings held during the environmental review or the preliminary review process on permits for the following activities, which hearings shall be fixed at a reasonable time and shall be given notice by the official newspaper of the town at least ten (10) days prior to the date thereof: In addition to

publication, the notice shall otherwise be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. The applicant shall be responsible for the cost of publication, posting and mailing of such notice. ”

#### SECTION 4 – AMENDMENT OF CHAPTER 125 ENTITLED “NOISE AND ILLUMINATION CONTROL

A. Subsection 125-10F entitled “Notice of hearing” of Section 125-10 entitled “Variances” is hereby amended to read as follows:

##### **§125-10. Variances.**

“F. Notice of hearing. Notice of any hearing shall be published by the Town Zoning Board of Appeals in the official newspaper of the town at least five (5) days prior to the date of said hearing. The applicant shall mail by certified mail, return receipt requested, at least ten (10) days before the date of said hearing, notice of the hearing to all abutting property owners and to all owners of property situated directly across a street from the property affected by such appeal and to all other owners within three hundred (300) feet, or such additional distance as the Zoning Board of Appeals may deem advisable, from the exterior boundaries of the property, as the names of said owners appear on the last completed assessment roll of the town. Proof of such mailing shall be submitted to the Town Zoning Board of Appeals by the applicant prior to the hearing. In addition to publication, the notice shall be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. The applicant shall be responsible for the cost of publication, posting and mailing of such notice.”

#### SECTION 4-5 – AMENDMENTS OF CHAPTER 163 ENTITLED “SUBDIVISION OF LAND”

A. Subsection 163-5F entitled “When officially submitted” of Section 163-5 entitled “Minor subdivision” is hereby amended to read as follows:

##### **§ 163-5. Minor subdivision.**

“F. When officially submitted. The time of submission of the subdivision plat shall be considered to be the date of the regular meeting of the Planning Board at which the complete application is to be considered, except where a later date is provided for by law, rule or regulation, in which case the later date shall apply.

At least 10 days prior to such meeting, the subdivision plat must be filed with the Secretary to the Planning Board. The application for plat approval may be placed on the agenda for consultation and discussion at the sole discretion of the Planning Board Chairperson even if the application is incomplete. Within ten business days following the applicant's first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land involved in the application, as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plat and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town's Assessor. The applicant shall thereafter submit a duly executed, notarized affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered. In the event a modification to an application requires the amendment of the Environmental Assessment Form proposes an increase in the number of lots or the relocation of a proposed road or drainage basin to a location adjacent to an adjoining property, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification.

**B. Subsection 163-5H(4)(b) of Section 163-5 entitled "Minor subdivision" is hereby amended to read as follows:**

**§ 163-5. Minor subdivision.**

**H. Preliminary plat public hearing; approval of preliminary plat; revocation of approval.**

**(4) Planning Board as lead agency under the State Environmental Quality Review Act; public hearing; notice; decision**

**"(b) Public hearing; notice; length. The hearing on the preliminary plat shall be advertised at least once in a newspaper of general circulation in the town at least five days before such hearing if no hearing is held on the draft environmental impact statement or 14 days before a hearing held jointly therewith. The Planning Board may provide that the hearing be further advertised in such manner as it deems most appropriate for full public consideration of such preliminary plat. In addition to publication, the notice shall otherwise be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. The hearing on the preliminary plat shall be closed upon motion of the Planning Board within 120 days after it has been opened. The requirements herein for mailing and posting of the notice of public hearing are intended to and shall pursuant to Section 10 of the New York Municipal Home Rule Law amend Section 276 of the New York State Town Law as it relates to notices of public hearings."**

**C. Subsection 163-5H(5)(b) of Section 163-5 entitled "Minor subdivision" is hereby**

amended to read as follows:

§ 163-5. Minor subdivision.

(5) Planning Board not as lead agency under the State Environmental Quality Review Act; public hearing; decision.

“(b) Public hearing; notice; length. The hearing on the preliminary plat shall be advertised at least once in a ~~newspaper of general circulation in~~ the official newspaper of the town at least five days before such hearing if held independently of the hearing on the draft environmental impact statement or 14 days before a hearing held jointly therewith. The Planning Board may provide that the hearing be further advertised in such manner as it deems most appropriate for full public consideration of such preliminary plat. In addition to publication, the notice shall otherwise be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. The list of property owners shall be obtained by the applicant from the Town’s Assessor. The hearing on the preliminary plat shall be closed upon motion of the Planning Board within one hundred 120 days after it has been opened. The requirements herein for mailing and posting of the notice of public hearing are intended to and shall pursuant to Section 10 of the New York Municipal Home Rule Law amend Section 276 of the New York State Town Law as it relates to notices of public hearings.”

D. A new Subsection 163-7L is hereby added to 163-7 entitled “Preliminary plat for major subdivision” to read as follows:

“L. Public hearings on the preliminary plat shall be conducted in the same manner as specified in § 163-5 above.”

E. Subsection 163-7D entitled “Number of copies and when officially submitted” of Section 163-7 entitled “Preliminary plat for major subdivision” is hereby amended to read as follows:

“D. Number of copies and when officially submitted. The application for approval of the preliminary plat, complete with 15 copies of the preliminary plat and accompanied by the required fee and all data required by this chapter, shall be filed with the Secretary of the Planning Board at least 21 days prior to a regular monthly meeting of the Planning Board. A proposed submission which does not include all the required drawings and documents will be deemed incomplete and not be accepted for filing either when submitted or at the following Planning Board meeting. Within ten business days following the applicant’s first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land involved in the application, as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plat and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town’s Assessor. The applicant shall thereafter submit a duly executed, notarized

affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered. In the event a modification to an application requires the amendment of the Environmental Assessment Form proposes an increase in the number of lots or the relocation of a proposed road or drainage basin to a location adjacent to an adjoining property, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification.”

F. Subsection 163-8J(4)(a)[2] of Section 163-8 entitled “Final plat for major subdivision” is hereby amended to read as follows:

§ 163-8. Final plat for major subdivision.

J. Public hearing; action on proposed final subdivision plat.

(4) Grounds for decision. The grounds for a modification, if any, or the grounds for disapproval shall be stated upon the records of the Planning Board.

(a) Planning Board not as lead agency; public hearing; notice; decision.

“[2] Public hearing; notice; length. The hearing on the final plat shall be advertised at least once in a newspaper of general circulation in the official newspaper of the town at least five days before such hearing if held independently of the hearing on the draft environmental impact statement or 14 days before a hearing held jointly therewith. The Planning Board may provide that the hearing be further advertised in such manner as it deems most appropriate for full public consideration of such final plat. In addition to publication, the notice shall otherwise be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. The list of property owners shall be obtained by the applicant from the Town’s Assessor. The hearing on the final plat shall be closed upon motion of the Planning Board within 120 days after it has been opened. The requirements herein for mailing and posting of the notice of public hearing are intended to and shall pursuant to Section 10 of the New York Municipal Home Rule Law amend Section 276 of the New York State Town Law as it relates to notices of public hearings.”

G. Subsection 163-12.1 entitled “When officially submitted” of Section 163-12.1 entitled “Lot line changes” is hereby amended to read as follows:

“H. When officially submitted. The time of submission of the lot line change plat shall be considered to be the date of the regular meeting of the Planning Board at which the complete application is to be considered, except where a later date is provided for by law, rule or regulation, in which case the later date shall apply. The application for lot line

change plat approval may be placed on the agenda for consultation and discussion at the sole discretion of the Planning Board Chairperson even if the application is incomplete. Within ten business days following the applicant's first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land involved in the application, as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plat and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town's Assessor. The applicant shall thereafter submit a duly executed, notarized affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered.

**SECTION 5 6 - AMENDMENT OF CHAPTER 168 ENTITLED "TELECOMMUNICATIONS FACILITIES, WIRELESS"**

A. Subsection 168-6U of Section 168-6 entitled "Special use permit application and other requirements" is hereby amended to read as follows:

"U. An applicant shall submit to the Clerk of the Board the number of completed applications determined to be needed at the preapplication meeting. A notification of the application shall be provided to the legislative body of all adjacent municipalities and to the County Planning Department if determined to be necessary, based upon the proposed location of the structure. Within ten business days following the applicant's first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land involved in the application, or such additional distance as the Planning Board may deem advisable as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plat and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town's Assessor. The applicant shall thereafter submit a duly executed, notarized affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered. In the event a modification to an application requires the amendment of the Environmental Assessment Form proposes an increase in height of more than 10%, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification."

B. Section 168-16 entitled "Public hearing and notification requirements" is hereby amended to read as follows:

**“§ 168-16. Public hearing and notification requirements.**

A. Prior to the approval of any application for a special use permit for wireless telecommunications facilities, a public hearing shall be held by the Board, notice of which shall be published in the official newspaper of the town no less than 10 calendar days prior to the scheduled date of the public hearing. In order that nearby landowners are provided notice of the hearing, the applicant, at least three weeks prior to the date of said public hearing, shall be required to provide names and address of all landowners whose property is located within ~~300~~ 500 feet of any property line of the lot on which the new wireless telecommunications facilities are proposed to be located, or such additional distance as the Planning Board may deem advisable. The list of property owners shall be obtained by the applicant from the Town's Assessor. Further, the applicant shall send notice of the public hearing to the adjoining identified in this section, via certified or registered mail, at least 10 days prior to the scheduled date of the public hearing and shall submit to the Board at the public hearing proof of mailing of the notice of public hearing. The applicant shall additionally be required to post a copy of the notice in accordance with the requirements for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. In addition to publication, the notice shall be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185.

B. The Board shall schedule the public hearing referred to in Subsection A of this section after it determines the application is complete. The Board, at any stage prior to issuing a special use permit, may require such additional information as it deems necessary.”

**SECTION 6-7 – AMENDMENTS OF CHAPTER 185 ENTITLED “ZONING”**

A. Subsection 185-55A of Section 185-55 entitled “Procedural, construal of provisions; conflict with state law” is hereby amended to read as follows:

“§ 185-55. Procedure; construal of provisions; conflict with state law.

The powers and duties of the Zoning Board of Appeals shall be exercised with the following procedure:

A. Public hearings.

(1) The Zoning Board of Appeals shall not grant any appeal ~~for a~~ or variance or issue any special or temporary permit or interpretation without first holding a public hearing, notice of which hearing and of the substance of the appeal or application shall be given by publication in the official newspaper of the Town at least five days before the date of such hearing. In addition to such published notice, ~~the applicant shall cause notice to~~ shall

be given of the substance of every appeal for a ~~and~~ variance and of every application for a special permit, together with notice of the hearing thereon, by ~~causing~~ notices thereof to be mailed at least 10 days before the date of said hearing to the owners of all property abutting that held by the applicant in the immediate area (whether or not involved in such appeal or application) and to all other owners within ~~300~~ 500 feet, or such additional distance as the Zoning Board of Appeals may deem advisable, from the exterior boundaries of the land involved in such appeal or application, as the names of such owners appear on the last completed assessment roll of the Town. Such notice shall be by ~~certified mail, return receipt requested, and the applicant shall furnish proof of compliance with the notification procedure. However, in lieu of notice by certified mail, return receipt requested, if the application is for an area variance and the lot which is the subject of the public hearing contains or is proposed to contain one single family dwelling and permitted accessory uses to single family dwellings in the applicable district other than a home occupation or accessory apartment, and is used or proposed to be used for no other primary use, the Zoning Board of Appeals may authorize notice by first class mail in envelopes to which have been addressed and on which required first class postage has been paid for and affixed by the applicant, to be mailed by the secretary of the Zoning Board of Appeals or another employee of the Town, who shall complete and file an affidavit of mailing with the Board listing each address to which the notice was sent.~~ Any or all of the notices required by this section shall be issued by the Secretary of the Zoning Board of Appeals on order of the Zoning Board of Appeals. The notice shall identify both the street address of the lot(s) and the section, block and lot number(s) assigned on the Orange County tax map for the Town to the land involved in the application or appeal. An 11 inch by 17 inch copy of the notice shall also be posted at the property for which the application is made. The notice must be posted on or near a front property line within view of the nearest adjacent street right of way. If the property fronts on two or more streets, notices shall be posted on all the front property lines. The notice must not obstruct traffic visibility. The applicant shall submit a notarized affidavit of posting and photograph of the posting to the Secretary of the Zoning Board of Appeals prior to or on the tenth day prior to the public hearing date. The posted notice must be maintained and updated with amended information if there is any change to the information contained in the original notice until after the public hearing is closed. An applicant shall not be deemed to have violated the requirement to maintain the notice if the notice is removed or destroyed by an unrelated party or natural force and replaced within a reasonable period of time. The notice must be removed and properly disposed of within 10 days of the close of the public hearing.

(2) Provided that due notice shall have been published as above set forth and that there shall have been substantial compliance with the remaining provisions of the preceding subsection, the failure to give notice in exact conformance herewith shall not be deemed to invalidate action taken by the Zoning Board of Appeals in connection with the granting of any appeal or variance or issuance of any special or temporary permit pursuant thereto.

(3) For those applications to the Planning Board to which the mailing and posting requirements of this section apply, the word "Planning Board" shall be substituted for "Zoning Board of Appeals"



- B. The following sentences shall be inserted after the first sentence of Subsection 185-57B(1) of Subsection 185-57B entitled "Sketch plan review" of Section 185-57 entitled "Application procedure":

Within ten business days following the applicant's first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land involved in the application, as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plan and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town's Assessor. The applicant shall thereafter submit a duly executed, notarized affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered. In the event a modification to an application requires ~~the amendment of the Environmental Assessment Form~~ proposes a modification in a proposed use, an increase in the number of buildings or an increase of more than 10% in the height or footprint of a proposed building or structure, other than an accessory building or structure, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification."

- C. Subsection 185-57K(1) of Section 185-57 entitled "Application procedure" is hereby amended to read as follows:

"§ 185-57. Application procedure.

**K. Public hearings.**

(1) Before authorizing any use or approving any plan, the Planning Board may hold a public hearing, the notice for which shall be subject to the same requirements established by this chapter for hearings on variances by the Zoning Board of Appeals in § 185-55. Such notice shall additionally include the following information, as of the date of publication: the size of the lot(s), the number of buildings and size of each building's footprint, number of stories and height of each building or structure, and a detailed description of the proposed use provided by the applicant, or where the use classification is generic and the applicant cannot commit to a particular use at the time of the application, a description of the possible uses to which the site might be put as permitted by the applicable Table of Use and Bulk Requirements for the classification of use subject to site plan approval for which approval is requested."

**SECTION 8 - EXEMPTION FOR PENDING APPLICATIONS FOR WHICH PUBLIC HEARING NOTICE HAS BEEN SUBMITTED FOR PUBLICATION**

Notwithstanding anything to the contrary contained in this local law, applications which are pending before the Planning Board and Zoning Board of Appeals as of the

effective date of this Local Law for which a notice of public hearing has already been submitted to the official newspapers of the town shall be exempt from additional or expanded mailing, posting and content requirements set forth herein.

**SECTION 7-9 - VALIDITY**

If any clause, sentence, paragraph, word, section or part of this local law shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

**SECTION § 10 - EFFECTIVE DATE**

This Local Law shall take effect immediately when it is filed in the Office of the New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

8. COLANDREA/SUNSHINE FORD:
  - A. Request for Zoning Change
  - B. Abandonment of a Portion of Boulder Road

JAN 30 2013

8a



*Crossley Associates*

DCO REALTY COMPANY, INC.  
GENERAL & TURNKEY CONSTRUCTION  
15 CARROLL STREET NEWBURGH, NY 12550-5136  
TEL: (845) 562-6092 FAX: (845) 562-6105  
Email: CrossDevel@aol.com

January 10, 2013 Via Hand Delivery

Mr. Wayne Booth, Supervisor  
Town of Newburgh  
1496 Route 300  
Newburgh, New York 12550

**Re:** Requests of Cosimo J. Colandrea and Sunshine Ford-Lincoln, Inc. of the Town of Newburgh.

Dear Supervisor Booth,

As per our previous correspondance and meetings, Mr. Colandrea again respectfully requests Town Board approval of a zoning change of lands he owns along Putnam Street that abuts the Sunshine Ford-Lincoln dealership to be utilized as a portion of the Sunshine Ford-Lincoln dealership operations for additional parking and new car storage. This requested zoning change would be from the present R-3 zone to an I-B zone.

Please find attached 5 sets of concept plans date 10-11-2012 by Shaw Engineering Sheet 1 of 1 and associated landscape plan of the subject site as presented by Esposito & Associates for the Towns review.

Mr. Colandrea also again requests the following related Town Board actions in conjunction with the Master Plan Development of the subject site.

- The purchase of 4,750 Square feet of the dead end portion of Boulder Road from The Town of Newburgh as per previously submitted certified survey for a price yet to be determined. The property was appraised to the Town of Newburgh in 2007 at a value of \$ 4,000.00.

Mr. Wayne Booth, Supervisor  
Town of Newburgh

Page 2 of 2  
1/10/2013

- Mr. Colandrea is prepared to grant certain rights of way over Town of Newburgh Water line mains that run through Boulder Road and the Sunshine Ford-Lincoln, Inc. dealership as per previous submitted certified survey.

Please contact me or Mr. Colandrea (845) 565-5800 should you require any additional information in these requests of the Town of Newburgh.

Thank-you in advance for your kind review and consideration of these requests.

Very truly yours,



Douglas V. Crossley

attachments

c/c: - Mr. Cosimo J. Colandrea  
- Shaw Engineering

**8 B. A map of the area is going to be presented to the Town Board**

**9. ENGINEERING:**

- A. Approval of Delaware Aqueduct Tap WTP Change Order**
- B. Approval of NYSDOT Undertaking**

JAN 30 2013

ga



January 17, 2013

VIA EMAIL  
8 Pages

GHD Consulting Engineers, LLC.  
1 Remington Park Drive  
Cazenovia, New York 13035

ATTN: Mr. Andrew Weiss

RE: DAT Newburgh WTP  
218 Lattintown Road  
Newburgh, NY 12550  
WCCI Project No. #192  
**GC-PCO-033**

Dear Mr. Weiss:

Please find attached Worth Construction Co., Inc.'s **Proposed Change Order No. GC-PCO-033**. The attached worksheet outlines the additional work required to purchase, deliver, layout, Core drill and install the process control air piping for Siemens equipment only.

The total ADD for this Proposed Change Order GC-PCO-033 is **FIFTY ONE THOUSAND FOUR HUNDRED NINETY FIVE Dollars + 56/100 Cents (\$51,495.56)**. Work included in this change order proposal is as detailed in the attached documents.

If you have any questions, please feel free to contact us.

Very truly yours,

**WORTH CONSTRUCTION CO., INC.**

A handwritten signature in black ink, appearing to read "Ryan Chianelli", is written over the company name.

Ryan Chianelli  
Project Manager

cc: GC-PCO-033 - File  
Michael Pontoriero, GHD file, Field File



**WORTH CONSTRUCTION CO., INC.**

DAT Newburgh WTP  
WCCI JOB NO. 192

**CHANGE ORDER PROPOSAL COST SUMMARY**

**GC-PCO-033**

<b>WCCI Direct Support Costs - Suppliers/Vendors/Equipment</b>				
Laborers (general Clean-up)	0	hrs	\$ 60.00	\$ -
Project Management	0	hrs	\$ 150.00	\$ -
Supervision	0	hrs	\$ 95.00	\$ -
SUBTOTAL - TEMP FACILITIES, SUPPLIERS, VENDORS, EQUIPMENT				\$ -
Worth 10 % Overhead				\$ -
Worth 10% Profit				\$ -
<b>TOTAL DIRECT WCCI COSTS</b>				<b>\$ -</b>

<b>Subcontractors/Suppliers</b>	<b>LS</b>	<b>N/A</b>	<b>N/A</b>	<b>Total</b>
Wilken Construction Corp.	\$ 48,678.30	\$ -	\$ -	\$ 48,678.30
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -
	\$ -	\$ -	\$ -	\$ -
		\$ -		\$ -
<b>TOTAL SUBCONTRACTOR COSTS</b>				<b>\$ 48,678.30</b>
SUB 10% Overhead				INCL
SUB 10% Profit				INCL
<b>SUBTOTAL for all SUBs Costs</b>				<b>\$ 48,678.30</b>
SUBTOTAL for WCCI Costs				\$ -
Worth 5% Overhead & Profit on SUB costs				\$ 2,433.92
SUB TOTAL GC-PCO-033				\$ 51,112.22
0.75% Bond Cost				\$ 383.34
<b>TOTAL COST - GC-PCO-033</b>				<b>\$ 51,495.56</b>

**QUALIFICATIONS**

- 1) The above noted proposal is using copper pipe materials in accordance with the contract specifications.
- 2) An alternate material price for the use of PVC piping is provided as well. The material cost for this product is \$13,950.00 as opposed to the copper materials listed at \$21,730.00.

**Wilken Construction Corp.****PROPOSED  
CHANGE ORDER**4 Abbey Field Road  
Brewster, NY 10509Phone: 845-278-0345  
Fax: 845-207-9272

No. 7

**TITLE:** Process & Control Air Piping - Copper **DATE:** 01/16/2013**PROJECT:** Delaware Aquaduct Tap WTP  
Delaware Aquaduct Tap WTP**JOB:** 192**TO:** Attn:  
Worth Construction Co., Inc.  
24 Taylor Avenue  
Bethel, CT 06801**SUBMITTED:**  
**COMPLETED:**  
**REQUIRED:****DESCRIPTION**

Furnish and install all process control air piping shown in schematic of Siemens ID drawing #5 of 7. Work to include all layout, coreing and sealing hanger supports etc. To give a complete working system all copper piping.

Attached quote by Carmel Winwater items are given in singular quantity for reference purposes.

Num	Item	Description	Ref	Qty	Unit	Unit Price	Amount
1		Labor 3 men x 8 days		1.000		18,000.00	18,000.00
2		Misc. equipment		1.000		500.00	500.00
3		Materials		1.000		21,730.00	21,730.00
4		10%		1.000		4,023.00	4,023.00
5		10%		1.000		4,425.30	4,425.30
						<b>Item Total:</b>	<b>\$48,678.30</b>
						<b>Total:</b>	<b>\$0.00</b>
						<b>Total:</b>	<b>\$48,678.30</b>

**APPROVAL****By:** \_\_\_\_\_**By:** \_\_\_\_\_

William H. Gnewuch, Jr.

**Date:** 01/07/2013**Date:** 01/07/2013



86 FAIR STREET  
 P O BOX 550  
 CARMEL, NY 10512-0550  
 PHONE (845) 228-4086  
 FAX (845) 228-4098

Job Name
Newburgh WTP - 3" Pipe & Fittings

Quote No	Date	Page
0009460	1/16/13	1
Expiration Date		2/15/13
Revised Date		1/16/13
Bid Due Date		

Quoted To Customer
WILKEN CONSTRUCTION CORP 4 ABBEYFIELD LN BREWSTER, NY 10509-6101
Phone (914) 497-2108 Fax (845) 207-9272

Quoted By
Michael Cesare mpcesare@winwaterworks.com (845) 228-4086

Customer	Quoted To	Salesperson	FOB Point
001523	Michael Cesare	RAYMOND BUZZETTO	Source

Line	Qty	Description	Unit Price	UOM	Extended Price
2.0	20	1" & 3" COPPER 1 X 20 L HARD COPPER TUBE	5.9500	EA	
2.1	20	3 X 20 L HARD COPPER TUBE	9.9500	FT	
2.2	1	607 1 CXC 90 ELL	3.1500	EA	
2.3	1	611 1 CCC TEE	5.9500	EA	
3.0	1	611 3 CCC TEE	30.0000	EA	
4.0	1	607 3 CXC 90 ELL	17.0000	EA	
6.0	20	1" & 3" PVC80 PIPE & FITTINGS 1X20 PVC SCH80 PE PIPE	1.2500	FT	
7.0	20	3X20 PVC SCH80 PE PIPE	3.9500	FT	
8.0	1	1 SXS PVC80 90 ELL 806-010	2.2500	EA	
9.0	1	1 SXSXS PVC80 TEE 801-010	4.0000	EA	
10.0	1	3 SXS PVC80 90 ELL 806-030	12.5000	EA	
11.0	1	3 SXSXS PVC80 TEE 801-030	22.5000	EA	

Carmel Winwater Terms of Sale:  
 - All prices are good for 30 days from date of quotation.  
 - Quotation is based on estimated (not guaranteed) quantities.  
 - If buyer purchases only a portion of material quoted, Carmel Winwater retains the right to adjust pricing.  
 - All quoted prices are subject to approval of submitted drawings.  
 - Items quoted are based on Carmel Winwater interpretation of drawings and specifications, it is contractor responsibility to confirm correct material for your project.  
 - Carmel Winwater can provide submittals for all products, which can generally be prepared in 3-5 business days from receipt of customers purchase order.  
 - Receiving of material without approved submittal is solely at the risk of the contractor.  
 - For all tax exempt projects, a tax certificate must be on file prior to production or delivery of material.  
 - All material is subject to a restocking fee.



Job Name
Newburgh WTP - 3" Pipe & Fittings

Quote No.	Date	Page
0009460	1/16/13	2
Expiration Date		2/15/13
Revised Date		1/16/13
Bid Due Date		

Line	Qty	Description	Unit Price	UOM	Extended Price
*** Indicates Special Order Material - Non Returnable					
THANK YOU FOR THE OPPORTUNITY TO QUOTE YOU ON THIS MATERIAL					

GeoCode	Net Sales
330796346	Freight .00
	Tax .00
	Quotation Total

# ALT. #1 / PVC

Wilken Construction Corp.

PROPOSED  
CHANGE ORDER

4 Abbey Field Road  
Brewster, NY 10509

Phone: 845-278-0345  
Fax: 845-207-9272

No. 7

**TITLE:** Process & Control Air Piping - PVC

**DATE:** 01/07/2013

**PROJECT:** Delaware Aquaduct Tap WTP  
Delaware Aquaduct Tap WTP

**JOB:** 192

**TO:** Attn:  
Worth Construction Co., Inc.  
24 Taylor Avenue  
Bethel, CT 06801

**SUBMITTED:** 01/07/2013

**COMPLETED:**

**REQUIRED:**

## DESCRIPTION

Furnish and insall all process control air piping shown in schematic of Siemens PID drawing #5 of 7. Work to include all layout, coreing and sealing hanger supports etc. To give a complete working system all piping shall be pvc schedule 80. Piping and fittings threaded and glued.

Attached quote by Carmel Winwater items are given in singular quantity for reference purposes.

Num Item	Description	Ref	Qty	Unit	Unit Price	Amount
1	Labor 3 men x 5 days		1.000		11,250.00	11,250.00
2	Misc. equipment		1.000		500.00	500.00
3	Materials		1.000		13,950.00	13,950.00
4	10%		1.000		2,570.00	2,570.00
5	10%		1.000		2,827.00	2,827.00
<b>Item Total:</b>						\$31,097.00
<b>Total:</b>						\$0.00
<b>Total:</b>						\$31,097.00

## APPROVAL

By: \_\_\_\_\_

By: \_\_\_\_\_

William H. Gnewuch, Jr.

Date: 01/07/2013

Date: 01/07/2013



86 FAIR STREET  
 P O BOX 550  
 CARMEL, NY 10512-0550  
 PHONE (845) 228-4086  
 FAX (845) 228-4098

Job Name
Newburgh WTP - 3" Pipe & Fittings

Quote No	Date	Page
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Quoted To Customer
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Phone (914) 497-2108 Fax (845) 207-9272

Quoted By
Michael Cesare mpcesare@winwaterworks.com (845) 228-4086

Customer	Quoted To	Salesperson	FOB Point
001523	Michael Cesare	RAYMOND BUZZETTO	Source

Line	Qty	Description	Unit Price	UOM	Extended Price
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2.0	20	1 X 20 L HARD COPPER TUBE	5.9500	EA	
2.1	20	3 X 20 L HARD COPPER TUBE	9.9500	FT	
2.2	1	607 1 CXC 90 ELL	3.1500	EA	
2.3	1	611 1 CCC TEE	5.9500	EA	
3.0	1	611 3 CCC TEE	30.0000	EA	
4.0	1	607 3 CXC 90 ELL	17.0000	EA	
1" & 3" PVC80 PIPE & FITTINGS					
6.0	20	1X20 PVC SCH80 PE PIPE	1.2500	FT	
7.0	20	3X20 PVC SCH80 PE PIPE	3.9500	FT	
8.0	1	1 SXS PVC80 90 ELL 806-010	2.2500	EA	
9.0	1	1 SXSXS PVC80 TEE 801-010	4.0000	EA	
10.0	1	3 SXS PVC80 90 ELL 806-030	12.5000	EA	
11.0	1	3 SXSXS PVC80 TEE 801-030	22.5000	EA	

Carmel Winwater Terms of Sale:  
 - All prices are good for 30 days from date of quotation.  
 - Quotation is based on estimated (not guaranteed) quantities.  
 - If buyer purchases only a portion of material quoted, Carmel Winwater retains the right to adjust pricing.  
 - All quoted prices are subject to approval of submitted drawings.  
 - Items quoted are based on Carmel Winwater interpretation of drawings and specifications, it is contractor responsibility to confirm correct material for your project.  
 - Carmel Winwater can provide submittals for all products, which can generally be prepared in 3-5 business days from receipt of customers purchase order.  
 - Receiving of material without approved submittal is solely at the risk of the contractor.  
 - For all tax exempt projects, a tax certificate must be on file prior to production or delivery of material.  
 - All material is subject to a restocking fee.



Job Name
Newburgh WTP - 3" Pipe & Fittings

Quote No.	Date	Page
0009460	1/16/13	2
Expiration Date		2/15/13
Revised Date		1/16/13
Bid Due Date		

Line	Qty	Description	Unit Price	UOM	Extended Price
*** Indicates Special Order Material - Non Returnable					
THANK YOU FOR THE OPPORTUNITY TO QUOTE YOU ON THIS MATERIAL					

GeoCode	Net Sales
330796346	Freight .00
	Tax .00
	Quotation Total

1-30-13

9B

t a meeting of the Town Board of the Town of Newburgh held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York, on the \_\_\_th day of January, 2013 at 7:00 o'clock p.m. .

PRESENT:

- Wayne C. Booth, Supervisor
- George Woolsey, Councilman
- Gilbert J. Piaquadio, Councilman
- Elizabeth J. Greene, Councilwoman
- Ernest C. Bello, Jr., Councilman

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF NEWBURGH APPROVING AND AUTHORIZING EXECUTION OF NEW YORK STATE DEPARTMENT OF TRANSPORATION UNDERTAKING

Councilman/woman \_\_\_\_\_ presented the following resolution which was seconded by Councilman/woman \_\_\_\_\_

WHEREAS, the Town of Newburgh from time to time receives permits from the New York State Department of Transportation ("NYSDOT") or otherwise conducts activities or operations upon highways and/or rights of way controlled by the NYSDOT; and

WHEREAS, in order to secure NYSDOT permits for such activities or operations, the Town must either execute and deliver an Undertaking in the form annexed hereto (the "NYSDOT Undertaking") or one or more surety instruments in form and amount satisfactory to the NYSDOT; and

WHEREAS, the Town Board has determined that it is beneficial to the Town to execute and deliver the NYSDOT Undertaking.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Newburgh, Orange County, New York that the Town Board hereby approves the NYSDOT Undertaking and that the Supervisor is hereby authorized to execute and deliver the NYSDOT Undertaking; and

BE IT FURTHER RESOLVED, that the Supervisor and other officers of the Town are hereby authorized to take such actions and to make, execute and deliver, or cause to be made, executed and delivered, in the name of and on behalf of the Town, all such additional certificates, documents and papers as may be necessary to effectuate and carry out the forgoing resolution.



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

George Woolsey, Councilman voting \_\_\_\_\_

Gilbert J. Piaquadio, Councilman voting \_\_\_\_\_

Elizabeth J. Greene, Councilwoman voting \_\_\_\_\_

Ernest C. Bello, Jr., Councilman voting \_\_\_\_\_

Wayne C. Booth, Supervisor voting \_\_\_\_\_

The resolution was thereupon declared duly adopted.



## UNDERTAKING

For the benefit of

**The New York State Department of Transportation**

In connection with work affecting state highways

(For use by New York municipalities and federal agencies)

WHEREAS, the undersigned \_\_\_\_\_ (Municipality, County, Town, City or Village, or any agency of the federal government, hereinafter referred to as "Permittee") from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

NOW, THEREFORE, in relation to all operations and/or actions undertaken within state right-of-way, Permittee hereby agrees to the following terms and conditions:

**1. Permit Applications.** Excepting only activities undertaken to protect public safety because of emergency conditions or incidents, Permittee shall provide timely written notice to NYSDOT of operations or activities affecting state right-of-way. Under normal circumstances, a minimum of five business days notice shall be provided. Notification of emergency activities shall be provided to NYSDOT as soon as practicable after the activity. The Permittee shall apply for project-specific permits for activities not allowed under any existing annual permit. Such application shall identify proposed project locations, desired dates/hours, proposed work/activities, traffic control, and site restoration

**2. Applicable Rules, Regulations & Conditions.** Permittee shall comply with all of the laws, rules and regulations applicable to construction, maintenance activities and operations and shall further comply with such terms and conditions that may be imposed by NYSDOT in connection with permitted activity or operations. Temporary Traffic Control, highway safety appurtenances, and restoration of state facilities shall be completed in accordance with NYSDOT regulations and standards.

**3. Site Restoration.** Permittee shall, at its own expense, promptly complete the work allowed under each permit and, within a reasonable time, restore State property damaged by its work/activities to substantially the same or equivalent condition as existed before such work was begun as determined by the Commissioner or his/her designee. In the event that the Permittee fails to so restore damaged State property within what the Commissioner deems to be a reasonable time, the Commissioner, after giving written notice to the Permittee, may restore the property to substantially the same or equivalent condition as existed before the Permittee's work/activities, in which case, Permittee agrees to reimburse the reasonable expenses in connection therewith.

PERM 1 (2/12)

**4. Payment & Release of Liens.** Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

**5. Indemnity.** In addition to the protection afforded to NYSDOT under any available insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

IN WITNESS WHEREOF, \_\_\_\_\_ (Municipality-County, Town, City, Village or federal agency) agrees to the terms of this Undertaking, and has caused its execution by the authorized officer or employee (attach Resolution of Approval).

\_\_\_\_\_  
Authorized Agent

\_\_\_\_\_  
Date

\_\_\_\_\_  
Print Name/Title

\_\_\_\_\_  
Address

( ) \_\_\_\_\_  
Phone number

\_\_\_\_\_  
Address

\_\_\_\_\_  
e-mail

## Andrew Zarutskie

---

**To:** Eisloeffel, Mark  
**Subject:** RE: Payment required

---

**From:** Eisloeffel, Mark [<mailto:MEisloeffel@th-record.com>]  
**Sent:** Monday, January 28, 2013 2:14 PM  
**To:** 'town-clerk@hvc.rr.com'  
**Subject:** Payment required

Hello-

At the beginning of each month, our Credit Department provides us with a list of clients that are in arrears.

Your account is in arrears in the amount of \$209.60

If you could kindly mail your payment, we would appreciate it.

Please email or call me with any questions.

---

**Mark Eisloeffel Jr**  
**Advertising - inside sales**  
*Dow Jones Local Media Group*  
**Times Herald-Record**  
40 Mulberry Street  
Middletown, NY 10940  
Phone : (845) 341-1100 ex. 3401  
Fax : (845) 343-6414

JAN 30 2013

9B

PERM 1 (2/12)



**UNDERTAKING**  
For the benefit of  
**The New York State Department of Transportation**  
In connection with work affecting state highways  
(For use by New York municipalities and federal agencies)

WHEREAS, the undersigned TOWN OF NEWBURGH (Municipality, County, Town, City or Village, or any agency of the federal government, hereinafter referred to as "Permittee") from time to time receives permits from the New York State Department of Transportation (hereinafter referred to as the "NYSDOT") and otherwise conducts activities and operations upon highways and/or within right-of-way controlled by the State of New York for such purposes as the obstruction, installation, construction, maintenance and/or operation of facilities; and

WHEREAS, Permittee's access and operation upon state right-of-way is conditioned upon compliance with Highway Law Sections 52, 103, 203 and/or 234, including the conditions that Permittee assume all responsibility for (a) the temporary control of all modes of traffic (including motorized and non-motorized travel) affected by Permittee's operations, (b) complete restoration of state facilities to their condition prior to permitted use or activity, and (c) all claims, damages, losses and expenses,

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**4. Payment & Release of Liens.** Permittee shall be responsible for the payment of all costs and materials relating to its work in the public right-of-way, and agrees to defend and save harmless NYSDOT against any and all lien claims made by persons supplying services or materials to Permittee in connection with Permittee's work.

**5. Indemnity.** In addition to the protection afforded to NYSDOT under any available insurance, NYSDOT shall not be liable for any damage or injury to the Permittee, its agents, employees, or to any other person, or to any property, occurring on the site or in any way associated with Permittee's activities or operations, whether undertaken by Permittee's own forces or by contractors or other agents working on Permittee's behalf. To the fullest extent permitted by law, the Permittee agrees to defend, indemnify and hold harmless the State of New York, NYSDOT, and their agents from and against all claims, damages, losses and expenses, including but not limited to, claims for personal injuries, property damage, wrongful death, and/or environmental claims and attorney fees arising out of any such claim, that are in any way associated with the Permittee's, activities or operations under any and all permits issued using this Undertaking.

FURTHERMORE, Permittee hereby warrants that the obligations of this Undertaking are backed by the full faith and credit of Permittee. Permittee may insure or bond any of the obligations set forth herein, or may rely upon self-insurance, budgeted funds, or funds for general operations.

This Undertaking shall be applicable to all permitted activities and operations undertaken after the date of execution and work initiated while this Undertaking is in effect. This Undertaking may be revoked by the Permittee or rejected by NYSDOT upon thirty days written notice but will continue to apply to all permitted activities/operations that were permitted by virtue of this Undertaking. Unless terminated for the purpose of future activities/operations, this Undertaking shall have a term of twenty (20) years and shall be kept on file to facilitate the issuance of future permits to which it will apply.

IN WITNESS WHEREOF, TOWN OF NEWBURGH (Municipality-County, Town, City, Village or federal agency) agrees to the terms of this Undertaking, and has caused its execution by the authorized officer or employee (attach Resolution of Approval).

Wayne Booth  
Authorized Agent

\_\_\_\_\_  
Date

WAYNE C. BOOTH, SUPERVISOR  
Print Name/Title

1496 ROUTE 300  
Address

(845) 564-4852  
Phone number

NEWBURGH, NY 12550  
Address

townsupervisor@hvc.ny.com  
e-mail

## 10. COPIER PURCHASE PROPOSAL

JAN 30 2013

10

## NEW COPIER SUMMARY

CURRENT TOWN COST: \$1,396.60/month

	TOSHIBA	RICOH
PURCHASE	\$65,000	\$53,805
LEASE (39 MONTHS)	\$1,554/month	\$1,560.35/month
	Black & White Only	Black & White And Color

BOTH PROPOSALS INCLUDE REMOVAL OF OLD EQUIPMENT AND INSTALLATION OF NEW EQUIPMENT.

**RICOH** proposal will eliminate:

- All Departmental Stand-alone Fax Machines
- At least (1) B&W Printer from each Department
- (2) Color Printers in the Police Department
- (2) Color Printers in the Assessor's Office
- (4) Color Printers in the Rec Center



# Financial Considerations - Lease

## Investment Details

### What's Included:

- ▶ Removal of Owned Canon & Savin Copiers
- ▶ Set up and Coordinated installation of Network Print and Scanning functions with your IT Partner
- ▶ On Site Operator Training
- ▶ On Site Service performed by Ricoh Certified Customer Service Technicians, includes all Parts, Drums and Labor
- ▶ Includes all Toner
- ▶ Staple Finishing Units Include 5,000 Starter Staples per Unit. Additional Staples purchased separately

### Financial Considerations:

#### 39 Month Lease

**\$1,560.35** per Month

#### 39 Month, Quarterly Service Plan

**Includes 94,800 B&W Images per Quarter**

**Includes 6,000 Color Images per Quarter**

**\$1,266.24** per Quarter

- ▶ *B&W Overage charges of \$.0103 per image, per Quarter apply*
- ▶ *Color Overage charges of \$.0850 per image, per Quarter apply*

# Financial Considerations - Purchase

## Investment Details

### What's Included:

- ▶ Removal of Owned Canon & Savin Copiers
- ▶ Set up and Coordinated installation of Network Print and Scanning functions with your IT Partner
- ▶ On Site Operator Training
- ▶ On Site Service performed by Ricoh Certified Customer Service Technicians, includes all Parts, Drums and Labor
- ▶ Includes all Toner
- ▶ Staple Finishing Units Include 5,000 Starter Staples per Unit. Additional Staples purchased separately

### Financial Considerations:

#### Purchase Price

**\$53,805.00** Discounted Price including Installation

#### 36 Month, Quarterly Service Plan

**Includes 94,800 B&W Images per Quarter**

**Includes 6,000 Color Images per Quarter**

**\$1,266.24 per Quarter**

- ▶ *B&W Overage charges of \$.0103 per image, per Quarter apply*
- ▶ *Color Overage charges of \$.0850 per image, per Quarter apply*



## Toshiba Business Solutions Preferred Customer

Purchase program NYS State Contract #P01649

1-Toshiba e-STUDIO556

6-Toshiba e-STUDIO356

2-Toshiba e-STUDIO256

6-Toshiba e-STUDIO206L

Note: NYS Contract #P01649 priced out total \$ 70,000.00

**Hardware Total \$ 65,000.00**

“Toshiba Local customer discount” \$ 5,000.00

Above purchase of **\$65,000.00** can be financed (see following page)



*Toshiba Business Solutions Preferred Customer*

**63 Month customized Agreement**

Proposed monthly Equipment Lease, configured as proposed

	Model	QTY	Total Monthly
Category 1	e-Studio 556	1	
Category 2	e-Studio 356	6	
Category 3	e-Studio 256	2	
Category 4	e-Studio 206	6	
<b>Total</b>		<b>15</b>	<b>\$1,274.00</b>

Proposed monthly Service & Supply detail

All-inclusive Service / Supply program:  
Based on 40,000 copies per month \$280.00

**Total** **\$1,554.00**

**Monthly Black & White base billing established.**

- **Rate of .007 per copy.**
- **To be reconciled quarterly**

**Established Monthly Service & Supply cost to be added to Equipment payment for one convenient monthly invoice.**



## Toshiba Business Solutions Preferred Customer

Financial summary for The Town of Newburgh

Information gathered provided by the Accounting Department of the Town of Newburgh

### **Present**

The Town at present utilizes 4 different brands of outdated copier systems and they are as follows: Ricoh –Canon –Savin and Hewlett Packard for their copier use. The monthly expense for the servicing and supplies for these **15 units** amount exact to:

**\$1,396.60** per month

### **Proposed**

Toshiba is proposing a preferred customer finance plan for **63** months. This plan will cover The Town of Newburgh for **15 state of the art Toshiba award winning Digital Copier systems.**

This plan will include all inclusive service & supplies, installation and delivery and pick up and destruction of old Town copiers and NO additional expense to the Town of Newburgh

The Town will also have an allotment of **120,000 thousand copies per quarter** with and exact overage of **.007 per copy**. Our monthly spend will be:

**\$1,554.00** per month

The Toshiba figure raises your spend by **\$158.00 dollars per month to receive 15 fully networked and fax ready**

**“TOSHIBA AWARD WINNING SYSTEMS “**

## 11. DATA PROCESSING

JAN 30 2013

11

**Data Processing  
January 30, 2013  
Audit Meeting**

Purchase of 6 (six) computers @ \$ 998.40 = \$ 5,990.40 from the computer reserve fund to replace the following computers.

**Town Clerks Office**

Replace: 1 Computer at Counter replaces a computer manufactured 3/13/2002

Replace: 1 Computer Assigned to Debbie non Dell manufactured 2007

Replace: 1 Computer Assigned to Jeanie manufactured 3/13/2002

Andy's Computer was manufactured on 3/26/2011 and will not be replaced

**Assessor's Office:**

Replace: 1 Computer used by John Venessia manufactured 1/8/2006

Replace: 1 Computer used by Mary manufactured 1/8/2006

Replace 1 Computer used by Martha manufactured 1/8/2006

Allan's computer was manufactured 4/13/2010 and will not be replaced

*Two computers in this office are not in use and will be removed not replaced.*

*We discussed placing a computer at the counter for use by the public John Venessia feels this is not necessary.*

**Court**

Purchase of untangle software for use in the Court from FLC Equipment at a cost of \$ 864.00 from Computer

- A. Total purchase from computer reserve fund \$ **6854.40**  
account # 001-878 which current balance is \$ 52,304.00
- B. Purchase from dell 6 (six) computers for a total of \$ **5990.40**
- C. Purchase of untangle software from FLC Equipment in the amount of \$ **864.00**
- D. Purchase of 37.5 Hours @ \$ 80.00 per hour from Firthcliffe Technologies Inc  
For a total of \$ **3000.00** from the computer maintenance account  
# 001- 1680.0497 Which currently has a balance of \$ 44,540.00



**12. RECREATION: Bus Trip Bid**



JAN 30 2013

12



## TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo  
Commissioner of Parks, Recreation & Conservation

845-564-7815  
FAX: 845-564-7827

January 23, 2013

TO: Wayne Booth, Supervisor  
Town Board Members

CC: Andrew J. Zarutskie, Town Clerk

FROM: Robert J. Petrillo, Commissioner

RE: Sealed Bus Bid Request

The Recreation Department is requesting the Town Board to establish a sealed bid for 2013 busing. Senior citizen, youth/adult and summer camp trips are attached with dates, times and destinations. A revised copy of last year's bid package is also attached.

Regards,

A handwritten signature in black ink, appearing to be "R. Petrillo", is written over the typed name.

Robert J. Petrillo  
Commissioner

TOWN OF NEWBURGH  
EQUIPMENT SPECIFICATIONS  
CHARTER BUS SERVICE  
FOR RECREATION DEPARTMENT TRIP PROGRAM

1. All buses must be model year 2005 or newer and equipped with anti-lock brakes.
2. The exterior of the bus must be well painted and clean with no signs of damage.
3. The interior of the bus must be clean with upholstery and flooring in good condition.
4. All on-board restroom facilities must be completely functioning and clean. Restrooms must be serviced as often as necessary to avoid offensive odors in the rear portion of the bus.
5. Air-conditioning and heating must be in excellent working order.
6. All buses provided for scheduled trips MUST be in good condition and meet all Department of Transportation, Federal Highway Administration rules, regulations and guidelines. All maintenance records for buses to be provided must be available to the Town of Newburgh for inspection.
7. If an inspection of your bus or buses is requested by the Town of Newburgh, the inspection should take place within ten (10) working days of request. The records for the bus or buses MUST BE WITH THE BUS OR BUSES AT THE TIME OF THE INSPECTION. Failure to provide these records will eliminate your bid from consideration.
8. Vendor will be responsible for compliance with all DOT/FHWA regulations with regard to their service for The Town of Newburgh bus trip. If more than one (1) driver per bus is needed based on the bid itinerary, it is the vendor's responsibility to determine this need.
9. Any backup or replacement buses used must meet the same criteria as originally required in the bid specifications.
10. Buses shall have a capacity of at least 49 passengers plus driver, except, if the trip list specifies a larger passenger capacity, the bus provided must have at least that capacity.

Bidders shall specify the equipment proposed to be used in fulfilling the contract. Sufficient information to identify and assess the equipment shall be provided. As a minimum, provide the number of units, make, model, age, mileage, condition, style and capacity of the equipment that is proposed to be provided.

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TOWN OF NEWBURGH  
INSURANCE SPECIFICATIONS  
CHARTER BUS SERVICE  
FOR RECREATION DEPARTMENT TRIP PROGRAM

The successful bidder(s) shall supply and maintain insurance which defends, indemnifies and holds harmless the Town of Newburgh, its officers, employees and agents from and against any and all liability, damage claims, demands, costs, judgments, fees, attorney's fees or loss arising directly out of acts or omissions hereunder by the contractor or third party under the direction or control of the contractor.

The required insurance coverage shall not be less than the following:

Workers Compensation:	Statuary Requirements
NY State Disability:	Statuary Requirements
General Liability:	\$3,000,000
Automobile Liability:	\$2,000,000

IF YOU DO NOT HAVE A CURRENT CERTIFICATE OF LIABILITY INSURANCE ON FILE WITH THE TOWN OF NEWBURGH TOWN CLERK, IT MUST BE SUBMITTED WITHIN FIVE (5) WORKING DAYS OF REQUEST, OR YOUR BID(S) WILL BE ELIMINATED FROM CONSIDERATION IN THE BID AWARD(S).

The successful bidder(s) must furnish the Town with a Certificate of Insurance prior to commencement of work showing coverage in effect. If the certificate will expire before the trip(s) will be taken, a new certificate must be received fifteen (15) days prior to the expiration of your current policy. Insurance certificates, in addition to proof of coverage, shall contain the standard Accord statement pertaining to written notification to the Town of Newburgh in the event of cancellation, with a thirty (30) day notification period.

INSURANCE CERTIFICATES SHALL NAME THE TOWN OF NEWBURGH AS AN ADDITIONAL INSURED PARTY AND SHALL STATE THAT ALL COVERAGE SHALL BE PRIMARY TO ANY OTHER INSURANCE COVERAGE HELD BY THE TOWN WITH RESPECT TO ACTS OR OMISSIONS OF THE NAMED INSURED.

A fax copy of the certificate may be sent to the Town Clerk for purposes of the bid, but the original certificate of insurance must be received by the Town Clerk at least five (5) days prior to the scheduled trip date.

The Town reserves the right to terminate the contract if the vendor fails to keep these policies in force for the above amounts or for the duration of the contract period.

TOWN OF NEWBURGH  
GENERAL SPECIFICATIONS, TERMS AND CONDITIONS  
CHARTER BUS SERVICE  
FOR RECREATION DEPARTMENT TRIP PROGRAM

**Terms and Conditions**

1. Bids are required to be submitted and will be awarded on an individual trip basis. If the vendor defaults in the performance of any trip, however, the Town reserves the right to terminate the bid award(s) to that vendor for all remaining awarded trips and to award the trip to the next lowest responsible bidder(s) for those trips.
2. The prices quoted herein, if accepted, will be considered guaranteed, unadjustable prices for the terms stated herein, unless otherwise so identified in other sections of this bid request.
3. The terms of the agreement awarded from this bid will commence on date of award and expire December 31, 2013, unless otherwise specified in this Request for Proposal/Quotation.
4. This bid agreement shall override any previous agreements for this item(s), except as otherwise provided herein.
5. The Town of Newburgh reserves the right to reject any and all bids if deemed in the best interest of the Town to do so. The Town shall have the authority to award orders, contracts, or services to the bidder(s) best meeting the specifications and conditions as judged solely by the Town.
6. All services shall be performed as described in this bid and shall comply in all respects with applicable Federal, State, County and Town Statutes and Codes.
7. The Town Board shall determine whether bid exceptions are minor in nature or represent a serious departure from the purpose and intent of the specifications and whether or not the best interests of the Town will be promoted by waiving original requirements and accepting exceptions.
8. The Town of Newburgh assumes no responsibility and no liability for costs incurred by bidders prior to the issuance of an agreement, contract or purchase order.
9. Vendors who submit a Proposal(s) in response to this bid may be required to give an oral presentation of their Proposal(s). The purpose of such presentation is to provide an opportunity for the vendor to clarify or elaborate on their bid.
10. Bids are solicited only from competent, experienced and financially qualified vendors who meet all the qualifications and or specifications of this bid document as determined solely by the Town of Newburgh.
11. The Town reserves the right to utilize transportation service from the successful bidder(s) for any and all programs and trips listed herein and to eliminate any program or trip location upon 48 hours notice before coach bus trips and 24 hours notice before school bus trips, at its discretion.
12. The Town reserves the right to request transportation service for additional programs and trips that are anticipated but cannot be identified at this time. Additional services needed shall be negotiated on an as needed basis based on trip

location, time and service availability. The Town will solicit prices in accordance with its purchase policy guidelines.

**Payment for Work Performed**

Payment will be made on the completion of each trip for service in accordance with the price schedule submitted by the successful bidder(s). The Town does not guarantee the actual number of each item that will actually be required. The Town shall be held harmless by the successful bidder(s) for lost revenue, profit or any other hardship due to the actual services procured during the award period.

**Bidder Qualification Requirements**

1. Bids will only be accepted from thoroughly competent, experienced and financially qualified transportation service firms as determined solely by the Town of Newburgh. The bidder must demonstrate, upon request, that is had five (5) years immediate acceptable prior experience in providing such services. The Town will be the sole judge as to any bidder's fulfillment of the stated requirements and qualifications.
2. All bidders must have a current and valid transportation business registration, licenses and permits as required by law at the time of bid submission and must remain valid for the entirety of the contract period.
3. All bidders and their commercial licensed drivers must hold a current and valid New York State Drivers License for providing this service.
4. All bidders shall be required to execute and submit a non-collusion statement with their bids in accordance with New York State law.
5. All bidders must supply at least three (3) references, including contact persons name, address and phone number for which they have provided similar services.

Firm  
Description  
Contact Person  
Phone #

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6. The successful bidder must comply with New York State Labor Laws.

It is mutually understood that the successful vendor shall not assign, transfer, convey, sublet or otherwise dispose of his contract or his right, title or interest therein, or his power to execute such contract, to any other person, firm or corporation, without the previous written consent of the Town of Newburgh. Failure to comply with this requirement will result in the cancellation of this contract.

### **Cancellation/Termination**

Any violation of the terms, conditions, requirements and/or non-performance of the contract shall result in immediate cancellation. The bid award may be immediately cancelled upon written notice for cause, including, but not limited to, the following:

- (1) failure to provide personnel or equipment to the Town's satisfaction or failure in any other way deliver to perform or provide service within the terms of contract;
- (2) failure of the equipment or service to meet specifications;
- (3) default by vendor in connection with any other prior Town of Newburgh trip;
- (4) misrepresentation by the vendor;
- (5) fraud, collusion, conspiracy, or other unlawful means of obtaining any contract with the Town;
- (6) conflict of contract provisions with constitutional or statutory provisions of the laws of the State of New York or federal law; and
- (7) any other breach of contract.

The Town of Newburgh reserves the right without cause or penalty, to terminate the contract award at any time upon thirty (30) days written notice, when it has been determined to be in the best interest of the Town. Cancellation does not release the Vendor from its obligation to provide goods or services per the terms of the contract during the notification period.

As an authorized representative of the identified company, I accept all the terms and conditions identified in Request for Proposal.

Company Name and Address

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By: \_\_\_\_\_, an authorized representative  
*Signature*

Dated: \_\_\_\_\_

Print Name & Title

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Email Address: \_\_\_\_\_

Phone Number: \_\_\_\_\_

Fax Number: \_\_\_\_\_

## CERTIFICATE OF NON-COLLUSION

By submission of this bid, each bidder and each person signing on behalf of any bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, under penalty of perjury, that to the best of knowledge and belief: (1) The prices in this bid have been arrived at independently without collusion, consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor; (2) Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly, to any other bidder or to any competitor; and (3) No attempt has been made or will be made by the bidder to induce any other person, partnership or corporation to submit or not to submit a bid for the purpose of restricting competition.

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Name of Bidder

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Signature of Authorized Representative

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Title

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Name of Authorized Representative (Printed)

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Date



NOTICE TO BIDDERS  
39 BUS TRIPS  
DURING CALENDAR YEAR  
2013  
RECREATION DEPARTMENT  
TOWN OF NEWBURGH,  
NEW YORK

NOTICE IS HEREBY GIVEN that sealed bids will be accepted on behalf of the Town of Newburgh Town Board by the Town Clerk at 1496 Route 300, Newburgh, NY, 12550 until 10:30 a.m. prevailing time on \_\_\_\_\_ 2013, at which time bids will be publicly opened and read aloud in the meeting room of Town Hall.

BIDS SHALL BE SUBMITTED IN SEALED ENVELOPES to the above address given and shall bear on the face thereof the name and address of the bidder and the item being bid.

BIDS SHALL BE ON FORMS PROVIDED BY THE TOWN CLERK. Forms and detailed specifications are available to interested bidders between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday at the Town Clerk's Office.

BIDS are for 25 charter bus trips to various locations, the first of which will take place on March 27, 2013 and the last of which is scheduled for February 22, 2014. The buses shall have a capacity of at least 49 passengers plus driver and must be equipped with lavatory facilities. Also included for BIDS are 14 school bus trips to various locations, first of which will take place on July 2, 2013 and the last of which is scheduled for August 15, 2013.

BIDDERS will be requested to submit individual bids per trip. The Town reserves the right to award trips individually for each trip.

TRIPS to be bid upon are subject to cancellation due to lack of enrollment or adverse weather conditions up to 48 hours before the trip for coach bus trips and 24 hours for school bus trips. The list of trips is subject to increase as special events, tickets and shows may come up during the course of the year. At that time, the Recreation Department shall solicit prices in accordance with the Town's purchase policy.

THE LIST OF TRIPS is available as a part of the specifications available from the Town Clerk's office.

BY ORDER OF THE TOWN BOARD  
OF THE TOWN OF NEWBURGH  
ANDREW J. ZARUTSKIE,  
TOWN CLERK

**Bus Trips --- Town of Newburgh Recreation --- 2013**  
49 or 55 passenger Motor Coach with lavatory and DVD player

Item #	Date of Trip	Destination (All are round trip)	Depart Time	Approx. Return Time	# of Buses Needed	Price Per 49 pass. Bus	Price Per 55 pass. Bus
1	3/27/13	Ehrhardt's Hawley PA	9:00am CLP	5:15pm CLP	1		
2	4/11/13	The Bardavon Poughkeepsie NY	1:00pm CLP	4:30pm CLP	1		
3	4/24/13	Pine Grove Ranch Kerhonkson NY	10:00am CLP	5:30pm CLP	1		
4	5/16/13	Platzl Brauhaus Pomona NY	9:00am CLP	5:30pm CLP	1		
5	5/21/13	Villa Roma Callicoon NY	9:00am CLP	6:00pm CLP	1		
6	6/12/13	Monticello Casino Monticello NY Forestburgh Playhouse Forestburgh NY	9:15 am CLP	5:00pm CLP	1		
7	6/19/13	Westchester Dinner Theatre Elmsford NY	9:30am CLP	5:15pm CLP	1		
8	7/11/13	Radisson Station Hotel Scranton PA	9:00am CLP	5:30pm CLP	1		
9	7/15/13	Mohegan Sun @ Pocono Downs Wilkes Barre PA	9:30am CLP	6:30pm CLP	1		
10	7/27/13	Saratoga Raceway Saratoga NY	9:00am RC	7:30pm RC	1		
11	7/31/13	Monticello Casino Monticello NY Forestburgh Playhouse Forestburgh NY	9:15pm CLP	5:00pm CLP	1		
12	8/14/13	Monticello Casino Monticello NY Forestburgh Playhouse Forestburgh NY	9:15pm CLP	5:00pm CLP	1		
13	8/15/13	Westchester Dinner Theatre Elmsford NY	9:30am CLP	5:30pm CLP	1		
14	8/20/13	Aqua Turf Plantsville CT	9:00am CLP	5:00pm CLP	1		
15	9/4/13	Mt Airy Casino Pocono PA	9:30am CLP	7:00pm CLP	1		
16	9/26/13	The Brownstone Patterson NJ	9:30am CLP	5:30pm CLP	1		
17	10/2/13	Woodloch Pines Hawley PA	9:30am CLP	5:30pm CLP	1		
18	10/23/13	The Royal Manor Garfield NJ	9:45am CLP	5:00pm CLP	1		
19	11/14/13	Westchester Dinner Theatre Elmsford NY	9:30am CLP	5:30pm CLP			
20	11/20/13	Hunterdon Hills Playhouse Hampton NJ	9:30am CLP	5:30pm CLP	1		
21	12/10/13	Aqua Turf Plantsville CT	9:00am CLP	5:00pm CLP	1		
22	1/25/14	Mohegan Sun Casino Uncasville CT	9:00am RC	9:00pm RC	1		
23	2/22/14	Mt Airy Casino Pocono PA	9:30am RC	7:00pm RC	1		
24	TBA	Times Union Center Albany NY	9:00am RC	5:00pm RC	1		
25	TBA	Yankee Stadium Bronx NY	3:30pm RC	12:00am RC			

Please note:

Trips are subject to cancellation due to lack of enrollment or adverse weather conditions up to 48 hrs before trip. This list is subject to increase as special events, tickets and shows may come up during the course of the year.

**CLP = Chadwick Lake Park (1700 Route 300 Newburgh NY)**  
**RC = Recreation Center (311 Route 32 Town of Newburgh)**

Bus Company: \_\_\_\_\_

Address \_\_\_\_\_

Contact person: \_\_\_\_\_

Phone #: \_\_\_\_\_

**Town of Newburgh Recreation -- Bus Schedule-Camp Chadwick 2013**  
**Pricing for School Buses (44 adult, 66 children)**  
**All are Round Trips- From Chadwick Lake Park (1700 Route 300)**

Item #	Date	Destination	Depart Time	Approx. Return Time	# of Buses Needed	Price Per Bus
1	7/2/13	Pine Grove Ranch Kerhonkson NY	9:00am	6:00pm	4	
2	7/5/13	Belleayre Mountain Highmount NY	9:00am	4:30pm	4	
3	7/11/13	Splash Down Fishkill NY	9:30am	3:30pm	4	
4	7/17/13	Ulster County Pool New Paltz NY	9:30am	3:30pm	4	
5	7/18/13	Lake Compounce Britol CT	9:00am	5:00pm	4	
6	7/25/13	Kruckers Pomona NY	9:00am	4:15pm	4	
7	7/31/13	Ulster County Pool New Paltz NY	9:30am	3:30pm	4	
8	8/1/13	Zoom Flume East Durham NY	9:00am	5:30pm	4	
9	8/7/13	Ulster County Pool New Paltz NY	9:30am	3:30pm	4	
10	8/8/13	Mt Creek Vernon NJ	9:00am	5:30pm	4	
11	8/15/13	Great Escape Lake George NY	8:30am	7:30pm	4	
12	TBA	Tarsio's Bowling Newburgh NY	12:30pm	2:45pm	4	
13	TBA	Destinta New Windsor NY	TBA	TBA	4	
14	TBA	Ice Time Newburgh NY	10:00am	2:30pm	4	

Please note:

Trips are subject to cancellation due to lack of enrollment or adverse weather conditions up to 24 hrs before trip. This list is subject to increase as special events, tickets and shows may come up during the course of the year.

Bus Company: \_\_\_\_\_  
 Address \_\_\_\_\_

Contact person: \_\_\_\_\_  
 Phone #: \_\_\_\_\_

**13. HIGHWAY DEPARTMENT: Budget Transfer**

JAN 30 2013



# HIGHWAY DEPARTMENT

13

90 GARDNERTOWN ROAD  
NEWBURGH, NEW YORK 12550

TELEPHONE 845-561-2177  
FAX 845-561-8987

DARRELL BENEDICT  
HIGHWAY SUPERINTENDENT

TODD DEPEW  
DEPUTY HIGHWAY SUPERINTENDENT

**TO:** Wayne C. Booth, Supervisor  
**FROM:** Todd DePew, Deputy Highway Superintendent  
**DATE:** January 24, 2013  
**RE:** Transfer Request



I would like to request the following budget transfer could you please put this on the agenda for the next meeting:

<b>FROM:</b>	<b>TO:</b>	<b>AMOUNT:</b>
030.5130.0466 Maint.Cont./Leases/Rentals	030.5130.0200 Equipment/Other Capital	\$6,800.00
030.5140.0466 Operating Supplies	030.5110.0450 Motor Oil/Fuel	\$6,000.00

If you have any questions please feel free to contact me. Thank you.

**DB:ch**

**cc: J. Calarco, Accounting  
J. Platt, DPW Commissioner**