**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 13th of February, 2024

 **Present** Gilbert J. Piaquadio, Supervisor

 Scott M. Manley, Councilman

Paul Ruggiero, Councilman

 Anthony R. LoBiondo, Councilman

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

 Lisa M. Vance Ayers, Town Clerk

 Rachel Vazquez, Deputy Town Clerk

**Absent**  Betty Greene, Councilwoman

 *Meeting called to order at 7:01 p.m.*

**1. ROLL CALL**

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

**3. MOMENT OF SILENCE**

**4. CHANGES TO THE AGENDA – Add 12D-1, 12D-2, 12D-3**

**5. POLICE DEPARTMENT:**

 **A. Purchase of Police Dog**

Police Chief, Bruce Campbell, is requesting authorization to purchase a police dog from

 Shallow Creek Kennels in the amount of $9,200. Shallow Creek Kennels comes highly

 recommended by the Orange County Sheriff's Department and it is the location they

 purchase their dogs from. Training will begin on March 11th 2024 and run through June

 5th 2024 at the Orange County Sheriff's K9 Training Facility. The money used to purchase

 the K9 will come from asset forfeitures and not tax payer funds. Budget appropriation

 #3120.5485.

MOTION made by Councilman Manley to approve purchase of police dog from Shallow Creek Kennels in the amount of $9,200. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **B. Purchase of Equipment for Police Dog Vehicle**

Police Chief, Bruce Campbell, is requesting authorization to purchase the equipment necessary to outfit a patrol vehicle to accommodate a police canine. The equipment consists of a Kennel insert, cooling system water dish and electric vault in the amount of $9,763.22. The money used to purchase the equipment will come from asset forfeitures and not tax payer funds. Budget appropriation #3120.5485.

MOTION made by Councilman Ruggiero to approve purchase of Equipment for the Police Dog Vehicle in the amount of $9,763.22. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

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**6.** **ACCOUNTING:**

 **A. Approval of Audit**

Motion made by Councilman Manley to approve the audit in the amount $6,063,242.09.

 Motion seconded by Councilman LoBiondo. VOTE: Councilwoman Greene – absent;

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

 Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 1 absent.

 **B. Review Status Report and Budget Status Report for January 2024**

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

 Report for January 2024. Motion seconded by Councilman LoBiondo. VOTE:

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

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

 abstain; 1 absent.

 **C. Moving Money for Vehicle to Capital Projects**

Ronald Clum, Town accountant, is requesting approval to move money for Vehicles to Capital Projects. There has been delays in us receiving vehicles that we have budgeted for. The Highway has several pieces of equipment that were budgeted for in 2023 which we still do not have a delivery date within 60 days. The police department has equipment and vehicles that also have not been ordered yet. I went through all the outstanding budgeted items with Mark Hall and Bruce Campbell and have come up with the following table:

|  |  |  |
| --- | --- | --- |
| **HIGHWAY FUND** |  **ACCT NUMBER** | **AMOUNT** |
| Two 1 Ton Dump Truck Bodies | D.5130.5200 | $32,000 |
| 1 Mower Arm | D.5130.5200  | $15,000 |
| Vactor truck/remaining $ | D.5130.5200 | $228,000 |
| Total |  | $275,000 |

|  |  |  |
| --- | --- | --- |
| **POLICE DEPARTMENT** |  **ACCT NUMBER** | **AMOUNT** |
| Telephone/Radio Recording system | A.3120.5485 | $13,000 |
| Vehicle and Portable Radios | A.3120.5200 | $30,000 |
| Remaining money for Cars | A.3120.5200 | $163,000 |
| Total |  | $206,000 |

I am looking for a budget transfer taking from the above referenced account numbers to the Highway and General interfund transfer lines A.9902.5900 ($206,000) and D.9902.5900 ($275,000). Then I will transfer the money to the Police Car Capital (H9119.0090.2801) and the Highway Equipment Capital (H8087.0080.2801) accordingly.

MOTION made by Councilman LoBiondo to approve transfers as presented. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **D. Budget Adjustments**

Ronald Clum, Town accountant, is requesting approval for Budget Adjustments. In reviewing the year end 2023 Budget Status Report I noticed that the following accounts were over-budget and will need the following Budget Adjustments.

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**INCREASE ACCOUNT DECREASE ACCOUNT**  **AMOUNT**

A-1625-5200 A-1990-5499 $20,900.00

B&G-Police HQ-Equipment Contingency Account

A-3010-5497 A-1990-5499 $12,000.00

Public Safety-Maint. Contracts Contingency Account

A-3030-5499 A-1990-5499 $26,700.00

Police Training-Other Exp Contingency Account

A-9780-5600 A-1990-5499 $19,000.00

Installment Purch Debt-Princ. Contingency Account

A-9902-5900 A-1990-5499 $8,300.00

Transfers Contingency Account

**7. RETENTION OF SOLOLOFF/STERN LLP FOR LEGAL SERVICES**

MOTION made by Councilman Ruggiero to approve Retention of Sololoff/Stern LLP for Legal services. Motion seconded by Councilman LoBiondo. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**8. DEPARTMENT HEAD REPORTS:**

 **A. Parks and Recreation Department**

 Parks and Recreation Commissioner James Presutti reported the basketball and soccer

 programs are coming to an end. The Egg hunt at Chadwick Lake is March 23, 2024.

 **B. Police Department**

Chief of Police Donald B. Campbell reported three officers that

 graduated the police academy in December are about halfway through their 16 week field

 training. If all goes well they should be cut loose on their own by the end of April.

The weather this morning led to more than a dozen motor vehicle accidents. Fortunately, there were no reported injuries with the majority of the accidents being vehicle that slid off the roadway and became stuck.

As you are aware we are in the process of adding a police canine. Interviews for handlers were conducted and Evan Longinott was selected. We are in the process of selecting a canine with the assistance of the Orange County Sheriffs Office. Training will begin on March 11th and run through July 5th. That training will be at the Orange County Sheriffs canine training facility in Montgomery.

Chief of Police Donald B. Campbell reported the following:

 Year to Date Statistics

* Calls for Service: 3160
* Case Reports: 500
* Arrests: 180
* Traffic Tickets issued: 380
* Parking tickets: 120
* Accident Reports taken: 230

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**9. WATER DEPARTMENT:**

 **A. Portable, Robotic Sewer TV/Camera Bid**

Water/Sewer Manager, Steven Grogan, is requesting approval to prepare contract

 documents and advertise bids for a portable, robotic sewer tv/camera.

MOTION made by Councilman Ruggiero to approve Portable, Robotic Sewer TV/Camera Bid. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **B. 2023 Budget Adjustment**

Town Engineer, James Osborne, is requesting approval for 2023 End of year budget

 adjustments, covering accounts which were short due to extra production at CL.

 From: Account Number: 4002.5430 Amount: $ (17,500.00)

 Account Description: NYC Water Costs\_\_ \_\_\_\_\_\_\_\_\_\_\_

 $ (17,500.00)

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 To: Account Number: 4001.5457 Amount: $ 15,000.00

Account Description: Sludging Hauling\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_

 To: Account Number: 4001.5472 Amount: $ 1,500.00

 Account Description: Consultants\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_

 To: Account Number: 4002.5459 Amount: $ 1,000.00

 \_\_\_\_\_\_\_\_\_\_\_\_\_

 $ 17,500.00

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 **C. Budget Transfer #1**

 Water Department Supervisor, Steve Grogan, is requesting a Budget Transfer from

 Equipment to Operating supplies in the amount of $28,000.00 to cover end of year

 expenses for item that were back ordered.

MOTION made by Councilman Manley to approve Budget Transfer of $28,000.00 as presented. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **D. Budget Transfer #2**

Water Department Supervisor, Steve Grogan, is requesting a Budget Transfer from

 Equipment to Vehicle Contract Repairs in the amount of $16,000.00 to cover end of year

 expenses.

MOTION made by Councilman Ruggiero to approve Budget Transfer in the amount of $16,000.00 as presented. Motion seconded by Councilman LoBiondo. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **E. Budget Transfer #3**

Water Department Supervisor, Steve Grogan, is requesting a budget transfer to cover end

 of year expenses in the amount of $10,000. Transfer $5,000.00 from Repair to

 Transmission collection System account and $5,000.00 from other expenses account to

 Vehicle Contract Repairs account.

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MOTION made by Councilman LoBiondo to approve Budget Transfer of $10,000.00 as presented. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **F. Budget Transfer #4**

Water Department Supervisor Steve Grogan is requesting a budget transfer to cover end of

 year expenses in the amount of $5,000.00. Transfer $5,000.00 from Repair to

 Transmission Collection System account to Vehicle Contract Repairs account.

MOTION made by Councilman LoBiondo to approve Budget Transfer of $5,000 as presented. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

  **G. Budget Transfer #5**

Water Department Supervisor Steve Grogan is requesting a budget transfer to cover end of

 year expenses, Per Town Accountant, Ron Clum, in the amount of $56,000.00. Transfer

 from Equipment account to Inter Gov General Services.

 Motion made by Councilman Manley to approve the budget transfers as presented.

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

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

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

**10. RECREATION: 2024 Recreation Department Bus Trips**

Jim Presutti, Commissioner of Parks and Recreation, is requesting approval to Select West Point Tours for all the school bus camp destinations as they have the lowest bid and Select Leprechaun and West Point Tours as determined by the lowest bid for each charter bus destination.

MOTION made by Councilman Manley to approve West Point Tours for all the school bus camp destinations and Select Leprechaun and West Point Tours for each charter bus destination. Motion seconded by Councilman LoBiondo VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**11. HIGHWAY: Heavy Equipment Mechanic**

Mark Hall, Highway Superintendent, is requesting approval to hire Travis Smith, who was the only candidate who signed the posting for Heavy Equipment Mechanic. The intended promotion date will be on Monday, February 19, 2024. The salary for this promotion is $35.2523 per hour. Mr. Smith was pre-approved by Orange County Human Resources.

MOTION made by Councilman Ruggiero to approve Travis Smith for Heavy Equipment Mechanic. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**12. ENGINEERING:**

 **A. Interfund Transfer- Colden Park Water Main Repair (Phase 3)**

Town Engineer James Osborne is requesting approval of the following budget transfer:

From: Interfund Transfer(F5900.9902)

 To: Colden Park W.M. Replacement (H6011.5200)

 Amt: $300,000

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 This transfer to the capital project will complete the funding necessary to meet the

 Town's obligation under the grant agreement (20% of construction costs and

 construction engineering and inspection services).

 MOTION made by Councilman Ruggiero to approve budget transfer for Colden Park

 Water Main Repair. Motion seconded by Councilman Manley. VOTE: Councilwoman

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

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

 absent.

 **B. Private Road Security Release- Hammond Subdivision**

 Pat Hines, Representative town Engineer is requesting approval for Private Road Security

 Release for Hammond Subdivision. We have received a request from the sponsor of the

 subject project for the release of the Letter of Credit which was posted to secure the

 construction of the private road and drainage improvements.

The private road and drainage facilities have been constructed. The Town is in receipt of the following documents:

1) Highway Department final inspection sign-off dated 13 December 2023.

2) Certification from design engineer Jonathan Cella, P.E. dated 10 December 2023.

3) As-Built survey prepared by Gary Rich, PLS.

Based on the above we take no exception to the Town Board releasing the security/letter of credit issued by Walden Savings Bank.

 MOTION made by Councilman Manley to approve Private Road Security Release.

 Motion seconded by Councilman LoBiondo. VOTE: Councilwoman Greene – absent;

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

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

 **C. Outside User Request- O’Donnell Property- 2 Plank Road**

Pat Hines, Representative town Engineeris requesting approval of Outside User Request- O’Donnell Property- 2 Plank Road. The town received a request from property owner for sewer service. 2 Plank Road is not in the sewer district. An outside user agreement is required. An Engineered Plan would be required to be submitted.

 MOTION made by Councilman Manley to approve Outside User Agreement. Motion

 seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent;

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

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

 **D. TOWN OF NEWBURGH RECREATION/SENIOR TOWN**

 **i.** **Resolution Accepting Feasibility Study Recommendations and Authorizing use of Project**

 **Labor Agreement for Town of Newburgh Recreation Center at Chadwick lake Park**

 **Project.**

The Town of Newburgh is proposing to undertake the construction of a Recreation Center at Chadwick Lake Park (the "Project"). The Town desires to complete the project in an efficient, safe, quality and timely manner, as well as in a manner designed to afford the lowest reasonable costs; Holt Construction has undertaken a Project Labor Agreement Feasibility Study for the Town to determine whether the use of a Project Labor Agreement will best serve the Town's interest in obtaining the best work at the lowest possible prices, preventing favoritism, fraud and corruption.

MOTION made by Councilman Manley to approve Resolution Accepting Feasibility Study Recommendations and Authorizing use of Project Labor Agreement for Town of

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Newburgh Recreation Center at Chadwick Lake Park Project. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **ii. Resolution** **of Town Board Authorizing Execution and Delivery of Project Labor**

 **Agreement for Recreation Center at Chadwick Lake Park Project.**

The study concludes that the use of a Project Labor Agreement will provide the Town with measurable economic benefits that, with cost savings of approximately $421,822, would promote the Town's interest in obtaining the best work at the lowest possible price, as well as preventing favoritism, fraud and corruption; and the Town Board has carefully reviewed and considered Holt Construction's Feasibility Study and finds, among other things, that the Town's interest in obtaining the best work at the lowest possible price, preventing favoritism, fraud and corruption, avoiding labor unrest and gaining measurable management flexibility and benefits are best met by requiring a Project Labor Agreement.

MOTION made by Councilman Ruggiero to approve Resolutionof Town Board AuthorizingExecution and Delivery of Project Labor Agreement for Recreation Center at Chadwick Lake Park Project. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **iii. Authorize MHE to go to Bid for Chadwick Lake Recreation Center**

Town Engineer Representative, Patrick Hines, is requesting approval for MHE to go to Bid

 for Chadwick Lake Recreation Center. MHE is proposing the Bid documents be available

 on February 28, 2024. Bids are to be received on March 28, 2024 at 2:00 pm at the Town

 Clerk’s office.

MOTION made by Councilman Ruggiero approve MHE to go to Bid for Chadwick Lake

 Recreation Center. Motion seconded by Councilman Manley. VOTE: Councilwoman

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

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

 absent.

 **E. Meadow Hill Inflow & Infiltration Mitigation**

Town Engineer James Osborne is requesting approval of proposal for the surveying services

 from MNTM Engineers and Land Surveyors dated Jan 17, 2024. Funds from this work will

 come from the Interfund Transfer budget line. The cost for this work is $18,750.00.

As part of the ongoing obligations under a New York State Department of Environmental Conservation (NYS DEC) Consent Order, the Town has identified certain repairs**,** remediation and/or replacement of sewer mains in theMeadow Hill South, North and West Subdivisions. This work is required to reduce extraneous flows from entering the sanitary sewer collection system. The Town recently received a WaterInfrastructure Improvement grant of approximately $1,000,000 (25 percent of the project cost).

To meet the compliance schedule for this work, the Town needs to prepare the necessary contract documents for bid.

 MOTION made by Councilman LoBiondo to approve proposal the proposal for the surveying

 services from MNTM Engineers. Motion seconded by Councilman Manley. VOTE:

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

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

 abstain; 1 absent.

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 **F. Levinson Heights (and Old Marlborough Turnpike) Water Main Extension**

Patrick Hines Engineering Representative presented Levinson Heights (and Old Marlborough Turnpike) Water Main Extension. To address potential loss of water service in the areas adjacent to the Delaware Aqueduct Tunnel (DAT), New York City Department of Environmental Protection (NYCDEP) is proposing to fund the construction of a water main extension to provide municipal water service to residents in the affected area. Currently, there is a draft Agreement in Principle (AIP) that would fund the Town's engineering, legal, financial, administrative and construction costs for this work. To meet the expeditated timeline for this project, certain tasks need to begin as soon as possible while the AIP is being finalized. Therefore, I am asking for Town Board approval to authorize the following tasks:

* Preparation of a map, plan and report for the project and extension of the water district. This is Task 1 of the MHE proposal. The cost for this task is $15,000.

  MOTION made by Councilman Ruggiero to approve Preparation of a map, plan and report

 for the project and extension of the water district. This is Task 1 of the MHE proposal that

 was emailed to you by Patrick Hines. The cost for this task is $15,000.

* Preparation of the necessary ground survey to be used for the water main design. The cost of this work is $66,500.  A budget transfer from the Interfund Transfer line will be necessary to fund initial Tasks. The water district money will be refunded upon authorization of the necessary financing resolution.

 MOTION made by Councilman Manley to approve Preparation of the necessary ground survey to be used for the water main design. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **G. Frozen Ridge Road Water Storage Tank**

Patrick Hines Engineering Representative, is requesting approval for solicitation for an engineering proposal for preparation of the necessary contract bid document for the rehab of the Frozen Ridge Road Water Storage Tank. Funds for the work are available in a capital project- Water Storage Tank Rehabilitation. The Capital project currently has $919,727.

 MOTION made by Councilman Manley to approve solicitation for an engineering proposal for preparation of the necessary contract bid document for the rehab of the Frozen Ridge Road Water Storage Tank. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**13. ASSESSOR: Tax Certiorari – DP66, LCC (14 Crossroads court)**

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 settlement of Tax Certiorari (2020,2021,2022,2023) for DP66, LLC (14 Crossroads Court). The settlement provides for no reduction for former Lot 47.2 for the 2020, 2021 and 2022 proceedings. For former Lot 74, the settlement provides for reductions in Assessed Value for 2020 of $472,625 from $1,980,000 to $1,507,375, for 2021 of $463,000 from $1,980,000 to $1,517,000 and for 2022 of $563,000 from $1,980,000 to $1,717,000. The 2023 Assessed Value of combined Lot 74.2 will be reduced by $749,600 from $2,045,000 to $1,295,400. The 2023 Assessed Value will hold for 2024, 2025 and 2026 pursuant to the provisions of RPTL Section 727, subject to the statutory exceptions. The chart indicates that the refund liability for the Town (including Highway but not including special districts and the Fire District) will be approximately $35,073.32 versus claimed refund liability of approximately

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$114,829.01. The Orange Lake Fire District's refund liability under the settlement will be approximately $7,389.91, The Newburgh Enlarged City School District's attorneys have already signed the Consent Order and Judgment.

MOTION made by Councilman Manley to approve Settlement of Tax Certiorari (2020, 2021, 2022, and2023) for DP66, LLC (14 Crossroads Court). Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

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

 **A. Newburgh Veterinary Services**

Tracy Carvell of Animal Control requests authorization to use the T-94 withdrawal of to pay for veterinarian services from Newburgh Veterinary Services in the amount of $434.40. $36.00 for Canine services and $398.40 for Feline services.

MOTION made by Councilman Ruggiero to approve T-94 withdrawal of $434.40 for Newburgh Veterinary Hospital. Motion seconded by Councilman LoBiondo. VOTE:

Councilwomen Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**B. Guardian Veterinary Specialist**

Tracy Carvell of Animal Control requests authorization to use the T-94 withdrawal of to pay for veterinarian services from Guardian Veterinary Specialist Services in the amount of $4,618.63 for canine services

MOTION made by Councilman LoBiondo to approve T-94 withdrawal in the amount of $4,618.63 for Guardian Veterinary Specialist. Motion seconded by Councilman Ruggiero. VOTE: Councilwomen Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**15. BUILDING AND GROUNDS: Start the Process to Hire a Full Time Custodian**

Gil Piaquadio, Town Supervisor, is requesting approval tobegin the process to hire a Full Time Custodian.

MOTION made by Councilman Manley to approve to begin the process to hire a Full Time Custodian. Motion seconded by Councilman LoBiondo. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**16. CODE COMPLIANCE: Removal of Electrical Inspectors from Approval List**

Gerald Canfield, Code Compliance Supervisor is requesting approval for the removal of three Electrical Inspectors/companies from the Town-approved list. We have attempted to contact each of the Inspectors via phone, email, and certified mail, and have not received a response regarding remaining on our approved list. Additionally, our records indicate that the following Electrical Inspectors have not performed any electrical inspections in the Town within the last 5 years. Accordingly, as the contact information is no longer valid and it does not appear they have been active, it is recommended they be removed from the list.

The Inspector's names and companies are as follows:

Randall Albertson of NY Atlantic Inland, Inc.

Ed Hoag of Independent Electrical Inspection Agency

Mike Dimenna of Northeast Electrical Inspections, LLC

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MOTION made by Councilman Manley to approve removal of three electrical Inspectors/Company for the Town-approval list. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**17. ANNOUNCEMENTS: No Announcements**

**18. PUBLIC COMMENTS:**

 **Jeff Gliedman Old Post Road –** In Middlehope there is a no left turn restriction on Old Post

 Road onto River Road. The water leak in an existing known problem. Highway dept has

 installed a catch basin and culvert pipe to route water way. There are benefits to using

 River Road to Chestnut Lane.

* Avoid attempting left turn from Old Post Road onto 55mph Rt. 9W, no traffic signal
* Avoid three traffic signal lights
* 9W driving times varies dependent on the time of day

* When will the left turn restriction be removed?
* What about the water leakage from the Aqueduct?
* When will the Delaware Aqueduct be online?
* Assurance leak fixed with the Aqueduct bypass online?

 **Pat Hines Town Representative Engineer** - Once the Aqueduct is shut down you will never

 have another issue with the water leak, that pipe is going to be completely shut off.

 **Supervisor Piaquadio-** I will talk with the traffic committee and see when we can take down

 the no left turn, I don’t think it will be necessary after the shutdown. I will work on it.

**Don Berger of Montgomery Road Planning-** I am going around to the surrounding towns of Montgomery to ask all of the Supervisors if they would be willing to go into a meeting with the NYS DOT, our local Senators and the County Executive to discuss the current road conditions. The current state plan is to fix one road in our area this year. I am hoping if we sit down with the NY State so we can get some of these roads fixed. I have not gone to all the towns yet but I am hoping you will all get on board. Can I let Steve Breshia know that you are in?

**Supervisor Piaquadio-** Its definitely a consideration. I know Steve very well I’ve known him for years. I am not sure we need a group to pull us together. A lot of the growth in the towns depends on the zoning and property owners have rights to build what they want on it as long as its zoned. That’s a reason for the need of all of these road repairs. I don’t want to blame DOT, they are the boots on the ground, it’s not their fault. I think there should be a maintenance program by the state that roads have to turned over every five to tens years. We have been screaming for years to get Route 52, Route 17K, and Route 32 done. Our state legislatures have been trying to get it done and they can’t seem to. The state has a 220 Billion dollar budget, that’s one third of the Military budget, you tell me where that money goes. I’m with you on this, but I am not sure what a joint meeting will do. It’s the state we need to convince and the governors office.

**Don Berger-** This is why I am requesting a meeting we need to get them to do their jobs.

**Supervisor Piaquadio-** Its under consideration. No decision has been made.

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**19. ADJOURNMENT**

MOTION made by Councilman Manley to adjourn the meeting at 7:44 p.m. Motion seconded by Councilman Ruggiero. VOTE: Councilwoman Greene – absent; Councilman Ruggiero – yes; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

*Meeting adjourned at 7:44 p.m.*

*Respectfully submitted,*

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 Lisa M. Vance Ayers Rachel Vazquez

 Town Clerk Deputy Town Clerk