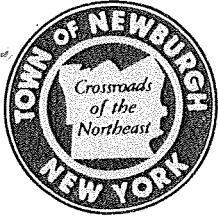


LISA #5B



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Supervisor Piaquadio
Town Board

From: Charlene M Black, Personnel

Date: June 7, 2022

Re: Full-time Dispatcher

Please find attached a letter and Employee Request form from Chief Campbell requesting the approval of Full Time Dispatcher, Mandi Bedetti. Approval is pending the outcome of all the necessary paperwork, fingerprints and physical and drug/alcohol testing, with a hire date on or after June 20, 2022.



TOWN OF NEWBURGH POLICE DEPARTMENT

300 Gardnertown Road, Newburgh, New York 12550

DONALD B. CAMPBELL
CHIEF OF POLICE

Phone: (845) 564-1100
Fax: (845) 564-1870

June 3, 2022

To: Newburgh Town Board

Cc: Charlene Black/Personnel Department

From: Chief Donald B. Campbell

Subject: Full-Time Dispatcher Position

I am requesting authorization to hire Mandi Bedetti as a Full-time dispatcher at a rate of \$23.74 per hour. Ms. Bedetti is currently immediately reachable on the Orange County Dispatcher Exam List. I am requesting she receive a start date effective on or after June 20, 2022 pending a physical exam and fingerprinting. This is a budgeted position that is currently vacant (Fund appropriation # 001-3120-0100-000).

Respectfully submitted,

Donald B. Campbell
Chief of Police

TOWN OF NEWBURGH
EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Mand. Bedetti

DEPARTMENT: Police

TITLE OF POSITION: Dispatcher

FULL TIME OR PART TIME: FT

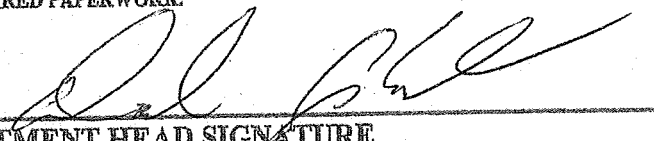
HOURLY RATE: \$23.74 per hour

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 001-3120-0100-000

PROPOSED HIRE DATE: On or after 6/20/22

NOTE: CANDIDATE CANNOT BEGIN WORK WITHOUT PRE-EMPLOYMENT PHYSICAL AND COMPLETION OF ALL REQUIRED PAPERWORK.


DEPARTMENT HEAD SIGNATURE

6/7/22
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT

James R. Loeb
Richard J. Drake, *retired*
Glen L. Heller*
Marianna R. Kennedy
Gary J. Gogerty
Stephen J. Gaba
Adam L. Rodd
Dominic Cordisco
Ralph L. Puglielle, Jr.
Nicholas A. Pascale

Alana R. Bartley
Aaron C. Fitch
Judith A. Waye
Michael Martens

Jennifer L. Schneider
Managing Attorney

*L.L.M. in Taxation

May 20, 2022

BY EMAIL ONLY

Town Board
Town of Newburgh
Town Hall
1496 Route 300
Newburgh, New York 12550

Re: Local Law Providing for Temporary Outdoor Dining Permits
During the Year 2022

Dear Supervisor Piaquadio and Town Board Members:

At the Planning Board's May 19, 2021 meeting, the Planning Board reviewed the above referenced referral, and voted unanimously in support of the proposed local law and authorized the following report.

The Planning Board further considered the proposed amendment in accordance with the requirements of Town Code § 185-60(B)(1), and found that the proposed temporary allowance of outdoor dining, meeting the criteria set forth in the local law, is appropriate due to the continuing COVID-19 pandemic and is otherwise consistent with the Town's Zoning Code and Comprehensive Plan.

Very Truly Yours,


Dominic Cordisco

cc:

Town of Newburgh Planning Board Board
Mark C. Taylor, Esq., Attorney for the Town
Patrick J. Hines, Planning Board Consulting Engineer



MEMORANDUM

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: LOCAL LAW PROVIDING FOR TEMPORARY OUTDOOR
DINING PERMITS DURING THE YEAR 2022
OUR FILE NO. 800.1(B)() (2022),

DATE: JUNE 8, 2022

P: 845.562.9100
F: 845.562.9126

655 Little Britain Road
New Windsor, NY 12553

P.O. Box 2280
Newburgh, NY 12550

ATTORNEYS

David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

Enclosed for the Town Board's consideration please find the following draft resolutions regarding the proposed Local Law which reestablishes a temporary permit system for outdoor dining during 2022 in order to assist local businesses in recovery from the effects of the pandemic emergency.

1. RESOLUTION OF SEQR DESIGNATION AND DETERMINATION: ADOPTION OF PROPOSED LOCAL LAW PROVIDING FOR TEMPORARY OUTDOOR DINING PERMITS DURING THE YEAR 2022 (with the proposed Negative Declaration); and
2. RESOLUTION OF ADOPTION OF LOCAL LAW PROVIDING FOR TEMPORARY OUTDOOR DINING PERMITS DURING THE YEAR 2022.

The Local Law allows only temporary seating and fixtures and provides: "[n]o permanent improvements shall be made without appropriate approvals," which would generally require an amended site plan approval. I'm informed a couple of establishments reportedly installed permanent improvements during 2021 in violation.

Should you have any questions or concerns, please do not hesitate to contact me.

MCT/sel
Enc.

cc: Lisa M. Vance Ayers Town Clerk (via e-mail)
Gerald Canfield, Code Compliance Supervisor (via e-mail)
Molly Carhart, Assessor (via e-mail)
James Osborne, Town Engineer (via e-mail)
Patrick Hines, Principal, McGoey, Hauser & Edsall (via e-mail)

At 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 June, 2022 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF SEQR DESIGNATION AND DETERMINATION: ADOPTION OF A PROPOSED LOCAL LAW PROVIDING FOR TEMPORARY OUTDOOR DINING PERMITS DURING THE YEAR 2022

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, the Town Board of the Town of Newburgh has caused to be prepared a local law which will authorize the Town of Newburgh Code Compliance Department to issue temporary outdoor dining permits during the year 2022 to establishments with approved indoor seating for eating and drinking patrons; and

WHEREAS, the Town Board of the Town of Newburgh recognizes the importance of sound planning as a means of promoting responsible development and protecting the health, safety and general welfare of the citizens of the Town of Newburgh and otherwise fulfilling the legislative findings and intent set forth in Town Law Section 272-a and has determined that that the proposed Local Law temporarily superseding Town Code requirements and restrictions does not require an amendment to the Town's Comprehensive Plan; and

WHEREAS, the Town Board of the Town of Newburgh has caused an Environmental Assessment Form (the "EAF") to be prepared for the proposed adoption of said local law allowing temporary outdoor dining in the Town of Newburgh during 2022 without permanent improvements (the "Action"); and

WHEREAS, the proposed local law was introduced before the Town Board on the 9th day of May, 2022, and the Town Board conducted a public hearing held on the 13th day of June, 2022 and heard all interested parties on said proposed local law; and

WHEREAS, the Town Board has determined that the Action is an Unlisted Action under Part 617 of the General Regulations adopted pursuant to Article 8 of the Environmental Conservation Law and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code; and

WHEREAS, the Town Board proposes to undertake, fund and approve the Action and wishes to assume Lead Agency status in connection with the review of the Action pursuant to the State Environmental Quality Review Act; and

WHEREAS, the Town Board has determined that the Action does not involve a federal agency; and

WHEREAS, the Town Board, using all due diligence, has identified no other involved agencies for the Action; and

WHEREAS, the full Environmental Assessment Form for the Action and other appropriate information were forwarded to the Orange County Department of Planning and the Town of Newburgh Planning Board, together with copies of the proposed local law, in accordance with the requirements of the General Municipal Law and the Town of Newburgh Zoning Code and to the Town of Newburgh Zoning Board of Appeals; and

WHEREAS, pursuant to Section 617.6(b)(1) of Part 617, “[w]hen a single agency is involved, that agency will be the lead agency when it proposes to undertake, fund or approve a Type I or Unlisted action that does not involve another agency”; and

WHEREAS, the Action is consistent with the adopted Town of Newburgh Comprehensive Plan Update and is also consistent with the Orange County Comprehensive Plan; and

WHEREAS, the Town Board has also considered the consistency of the amendment with the needs and goals identified by the April, 2009 *Tri-County Affordable Housing Study*, conducted jointly by Orange, Dutchess, and Ulster Counties, and the potential affects of the Action on the Town’s ability to meet goals for providing rental and owner occupied affordable housing; and

WHEREAS, recognizing that the impact that an action may have on population patterns or existing community character, with or without a separate impact on the physical environment is a relevant concern in an environmental analysis since the statute includes these concerns as elements of the environment, the Town Board has considered and analyzed information pertaining to those impacts; and

WHEREAS, the Town Board has undertaken further information gathering and these further analyses in recognition that conclusory statements unsupported by empirical or experimental data, scientific authorities or any explanatory information will not suffice as a reasoned elaboration for its determination of environmental significance or non-significance; and

WHEREAS, the Town Board has (i) thoroughly reviewed the EAF, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review, and (ii) thoroughly analyzed the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c); and

WHEREAS, the Town Board has not identified relevant areas of environmental concern which would lead to a determination that the adoption of the proposed local law may have a significant adverse effect on the environment either in the short term, long term or cumulatively given the likely consequences, setting, probability of occurrence, duration, irreversibility, geographic scope, magnitude and the number of people affected.

NOW THEREFORE, BE IT RESOLVED:

1. The Town Board determines that it is the single involved agency for the Action and as it is proposing to directly undertake the Action, does further declare itself the Lead Agency for the purpose of conducting a review of this Action.
2. The Town Board, acting in its capacity as Lead Agency, does hereby further determine that the Action will not have an adverse environmental impact and, accordingly, does issue a negative declaration.
3. The Town Board accordingly determines that an Environmental Impact Statement will not be prepared.
4. The Town Board hereby authorizes the Supervisor to execute and file the relevant section of the Environmental Assessment Form and a Negative Declaration with such further amendment and modification as may be required to elaborate the Lead Agency's determination herein, in accordance with the applicable provisions of law and all other appropriate notices and documents to effectuate these resolutions in accordance with the applicable provisions of law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

State Environmental Quality Review

NEGATIVE DECLARATION
Notice of Determination of Non-Significance

Project Number N/A

Date June 13, 2022

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town Board of the Town of Newburgh, as lead agency, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Adoption of A Local Law Providing for Temporary Outdoor Dining Permits During the Year 2022

SEQR Status: Type I ()
Unlisted (X)

Conditioned Negative Declaration: () Yes
(X) No

Description of Action:

The action consists of the adoption of a local law by the Town Board of the Town of Newburgh entitled "A Local Law Providing for Temporary Outdoor Dining Permits During the Year 2022." The Local Law will allow for the controlled utilization of certain outdoor spaces for dining activities, for a limited period of time, to assist business establishments in recovery from the effects of the COVID-19 pandemic emergency and afford options for seating in the event the restrictions related to social distancing and decreasing maximum capacity of indoor spaces are imposed again. The Town Board adopted similar legislation in 2021. The Local Law authorizes the Code Compliance Department to issue a permit to remain in effect for a period which expires; December 31, 2022 or such earlier date as the Code Compliance Supervisor determines warranted by the circumstances to a legally operating restaurant, eating and drinking place, fast food establishment, delicatessen and similar use with approved indoor seating as set forth in the Town of Newburgh Zoning Code, to provide outdoor seating for patrons upon complying with all of the requirements and conditions set forth in the Local Law. Application requirements will include a valid liability insurance certificate and a plan showing where the seating will be provided outdoors and potential seating capacity, not to exceed the maximum permissible indoor capacity. If seating is going to be provided in a designated parking area, the plan must also show vehicular and pedestrian access, internal vehicular circulation and the number of parking spaces available for patrons to demonstrate to the reasonable satisfaction of the Building Inspector, sufficient parking on the site. Seating shall not be proposed for fire lanes or other areas where it

would significantly impede emergency responses or the flow of traffic in the judgment of the Town's Code Compliance Department. The Code Compliance Supervisor may waive the permit application requirement if the establishment has already been permitted to have outdoor seating in 2022 pursuant to previously established protocols under emergency orders. All furniture and fixtures used in conjunction with outdoor dining must be of a temporary nature. No signage shall be permitted to be affixed to any temporary structures. No permanent improvements shall be made without appropriate approvals.

Location: (Include street address and the name of the municipality/county. A location map of appropriate scale is also recommended.)

Town-wide

Reasons Supporting This Determination:

(See 617.6(g) for requirements of this determination; See 617.6(h) for Conditioned Negative Declaration)

The lead agency has considered the action and reviewed the environmental assessment form and other supporting information and documents, including comments it received from the public and any other comments from agencies to which the local law was submitted for comment, including the Town of Newburgh Planning Board and the Orange County Planning Department. The action is an unlisted action.

The following summarizes the review of impacts:

- **Land** – There are no adverse impacts on land associated with this action. Because the action involves the adoption of a local law and not direct construction or other physical activity, there are no direct impacts on land. Accordingly, only indirect impacts require analysis. The proposed action will not have a significant adverse environmental impact on any unique or unusual land forms. The local law pertains to uses which have already been permitted, allowing the continued, temporary extension of seating outdoors for approved establishments with indoor seating, as was allowing during the Covid-19 health emergency by emergency order. The local law allows only temporary seating outdoor arrangements, permanent improvements are still subject to normal approvals, which generally would entail amended site plan approval by the Planning Board. The Town Board finds that there are no significant unmitigated impacts on land associated with this action.

- **Surface and Groundwater, Drainage and Flooding** – There are no adverse impacts on

drainage, surface or groundwater quality, or flooding associated with this action.

- **Air Quality or Resources** – The action would not create any adverse air quality or resource impacts.
- **Wildlife Species and Habitat** – No adverse direct or indirect effects on threatened or endangered species, non-threatened or non-endangered species or habitat would result with this action.
- **Agricultural Lands** – The action would not create adverse impacts on agriculture or agricultural lands. The local law does not introduce regulations with respect to agricultural uses.
- **Visual and Aesthetic Resources** – No adverse impacts on visual or aesthetic resources in the Town or adjoining areas will result from this action.
- **Historic and Archeological Resources** – There would be no adverse impacts on archeological or historic resources with this action.
- **Open Space and Recreation** – The action would not result in adverse impacts on open space or recreation.
- **Transportation and Traffic** – The action would not create any adverse traffic or transportation impacts.
- **Energy** – The action would not create any adverse impacts on energy.
- **Noise** – No adverse impacts on noise levels would result from the action. Outdoor dining activities will be subject to the Town's noise and illumination control regulations.
- **Public Health and Safety** – The action would not create adverse public health and safety impacts.
- **Land Use and Community Character** – There are no significant adverse impacts on land use and community character associated with this action. This action is compatible with the Town's *Comprehensive Plan Update*, as well as the *Orange County Comprehensive Plan*.
- **Affordable Housing** – The action would not adversely impact upon affordable or workforce housing.
- **Community Services (including Solid Waste)** – No direct adverse impacts on community

- SEQR Negative Declaration
Page 4 of 4

services, solid waste collection, and water/utility consumption would result with this action.

- **Other Impacts/Growth-Inducing Impacts/Fiscal Impacts** – The action would not result in any other adverse impacts, including growth-inducing impacts. There appears to be no public controversy related to this action.

Based upon a careful and thorough review of the EAF and other supporting documents and information, the Lead Agency finds and determines that the proposed action would not have a significant adverse impact on the natural, built, or social environment (either in the short-term, long-term, or cumulatively) when compared with the criteria set forth in SEQR, 6 NYCRR Part 617.7(c)(1) and any other supporting information. The Lead Agency additionally determines that the facts and circumstances do not call for the preparation of an environmental impact statement.

If Conditioned Negative Declaration, provide on attachment the specific mitigation measures imposed.

For Further Information: Town of Newburgh

Contact Person: Gilbert J. Piauquadio, Supervisor, Town of Newburgh

Address: 1496 Route 300
Newburgh, New York 12550

Telephone Number: (914) 564-4552

For Type 1 Actions and Conditioned Negative Declarations, a Copy of this Notice is Sent to:

Chief Executive Officer, Town of Newburgh; and

Environmental Notice Bulletin, Room 538, 50 Wolf Road, Albany, New York 12233-1750

For Unlisted Actions, a Copy of the Negative Declaration Must Only Be Sent to *The Lead Agency*

At 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
June, 2022 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF ADOPTION
OF LOCAL LAW NO. ___ OF 2022 -
PROVIDING FOR TEMPORARY
OUTDOOR DINING PERMITS
DURING THE YEAR 2022

Councilman/woman _____ presented the following resolution which was seconded
by Councilman/woman _____.

WHEREAS, a Local Law Providing for Temporary Outdoor Dining Permits during the Year
2022 was heretofore introduced before the Town Board of the Town of Newburgh in the County of
Orange and State of New York by resolution adopted by the Town Board on May 9, 2022; and

WHEREAS, pursuant to resolution of the Town Board, copies of the aforesaid local law
were forwarded to the Orange County Department of Planning and the Town of Newburgh Planning
Board for their reports in accordance with the provisions of the New York State General Municipal
Law and the Town of Newburgh Zoning Code respectively, and to the Town of Newburgh Zoning
Board of Appeals; and

WHEREAS, the Town Board of the Town of Newburgh adopted a resolution on the 9th day
of May, 2022 ordering a public hearing to be held on the 13th day of June, 2022 at 7:00 o'clock p.m.,
prevailing time, to hear all interested parties on said proposed local law, designated as Introductory
Local Law No. ___ of the Year 2022 entitled "A Local Law Providing for Temporary Outdoor Dining
Permits during the Year 2022"; and

WHEREAS, a notice of said Public Hearing was duly advertised on the ___rd day of June,
2022 in the Mid-Hudson Times and posted on the Town Clerk's sign board on the ___th day of June,
2022; and

WHEREAS, the public hearing was duly conducted on the 13th day of June, 2022 at 7:00
o'clock p.m. during which the public had the opportunity to provide comments on behalf or in
opposition of the proposed Local Law or any part thereof; and

WHEREAS, the Town Board of the Town of Newburgh, acting as lead agency, has

considered the adoption of said Local Law amending the text of the Town of Newburgh Zoning Code as An Unlisted Action under the State Environmental Quality Review Act and has duly issued a Negative Declaration on June 13, 2022; and

WHEREAS, the Town Board of the Town of Newburgh has duly considered the reports and responses it has received from the Orange County Planning Department and the Town of Newburgh Planning Board; and

WHEREAS, upon filing with the New York Secretary of State, the Local Law will be designated as Local Law No. ___ of the Year 2022 of the Town of Newburgh; and

WHEREAS, the Town Board of the Town of Newburgh, after due deliberation finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board of the Town of Newburgh hereby adopts said Local Law No. ___ of Year 2022 entitled "A Local Law Providing for Temporary Outdoor Dining Permits During the Year 2022."
2. The Town Clerk is hereby directed to enter this resolution and said Local Law in the minutes of this meeting and the Local Law Book of the Town of Newburgh and to give due notice of the adoption of said Local Law to the Secretary of State and to the public.
3. A report of final action in the matter of the adoption of said Local Law of the Town of Newburgh shall be delivered to the Orange County Planning Department in accordance with the requirements of the General Municipal Law.

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

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piagnadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

#7A

TOWN OF NEWBURGH

AUDIT # 11

DATE: June 13, 2022

TOTAL OF ALL PAYMENTS: \$ 571,697.09

To Mr. Gilbert Piaquadio and Town Board:

I certify that the invoices contained within this package of \$ 543,648.49 plus the paid prior audit of \$ 28,048.60 were audited by the Town Board on the above date and allowed in the amount shown above. You are authorized and directed to pay each of the claimants the amounts opposite their names.

Dated : **JUN 13 2022**

Town Clerk Office

Town Board:

Town Board Meeting June 13, 2022

#7B

Review Status Report and Budget Status Report for May 2022

#9



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

RONALD E. CLUM, CPA
ACCOUNTANT

845-564-5220

Fax: 845-566-9461

E-Mail: rclumaccountant@townofnewburgh.org

To: Gil Piaquadio, Town Supervisor
CC: Town Board
From: Ronald E. Clum, Town Accountant
Date: June 3, 2022
RE: Justice Court Unclaimed Bail

Attached is a list of the Unclaimed Exonerated Bail accounts (T-89) that are over six years old. Justice Court made a good faith effort to locate the persons that posted bail before the funds were turned over to the Accounting Department. These funds are still unclaimed 6 years later. At this time the bail becomes the property of the municipality and will be recorded as miscellaneous revenue. Please approve the transfer of these funds amounting to \$703.20 to the general fund.

11/20/13	Kristi Stoyak	1.00
11/30/12	Heather Winchell	3.00
	Gustavo	
10/05/12	Bernardovale	57.50
11/20/12	Anika R,Chasuk	69.00
10/18/13	Justin Williams	1.00
10/30/13	Tatiana Mikheeva	1.00
01/02/14	Thomas H.Lohmann	0.20
06/12/13	Shaqueda Bonaparte	36.00
10/03/13	Carlton Prescott	9.00
10/21/13	Willie Herring	6.00
11/12/14	Paul Pilnik	75.00

11/12/14	Craig Worrell	20.00
11/12/14	Rache Croom	50.00
11/12/14	Lauren Russo	50.00
11/12/14	Eda Gordoncillo	100.00
07/27/15	Kathleen Egan	19.00
07/27/15	S Fitzsimmons	4.50
07/27/15	S.Jacobowitz	69.00
07/27/15	Antonio Ochoa	97.00
07/27/15	Jose Rodriguez	2.00
07/27/15	Neil Peterson	7.00
07/27/15	Shawnte Stephens	1.00
09/08/15	Bruce Sprague	25.00



TOWN OF NEWBURGH

#10A

1496 Route 300, Newburgh, New York 12550

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Supervisor Piaquadio
Town Board ✓

From: Charlene M Black, Personnel

Date: May 25, 2022

Re: Part Time Clerk

On May 25, 2022 Molly Carhart, Sole Assessor and myself interviewed a candidate for part time clerk position in the Assessor's Office. Our previous candidate, Ms. Barker, declined the position. We interviewed Donna Reese and she will fill the needs of the office. Ms. Reese upon your approval will need to do paperwork, fingerprints, physical and drug and alcohol testing. A hire date of on or after June 13, 2022. Thank you in advance.



TOWN OF NEWBURGH

1496 ROUTE 300, NEWBURGH, NEW YORK 12550

Molly A. Carhart
Sole Assessor

845-564-4550
Assessor@TownOfNewburgh.org

To: Supervisor Piaquadio
Town Board

Cc: Charlene Black, Personnel

From: Molly Carhart, Assessor

Date: May 25, 2022

Re: Part Time Clerk Assessor's Office

This is a request for approval to hire Donna Reese as a part time Clerk for the Assessor's Office for 2022.

Ms. Reese has real estate and office experience and will be an asset to that department. She had previously interviewed for the Data Collector position.

Upon approval, Ms. Reese's start date will be on or after June 13, 2022 with a salary of \$17.31 per hour and she will need to complete all necessary employment requirements. Thank you in advance.

Molly

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Donna Reese

DEPARTMENT: Assessor

TITLE OF POSITION: Clerk

FULL TIME OR PART TIME: Part Time

HOURLY RATE: \$17.31

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 1355-5100

PROPOSED HIRE DATE: On or after 06/13/2022

NOTE: CANDIDATE CANNOT BEGIN WORK WITHOUT PRE-EMPLOYMENT PHYSICAL AND COMPLETION OF ALL REQUIRED PAPERWORK.

Molly et Cahart
DEPARTMENT HEAD SIGNATURE

05/25/2022
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT

#10A
Lisa



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Supervisor Piaquadio
Town Board

From: Charlene M Black, Personnel

A handwritten signature in cursive script, appearing to be 'C Black'.

Date: May 25, 2022

Re: Part Time Clerk

On May 25, 2022 Molly Carhart, Sole Assessor and myself interviewed a candidate for part time clerk position in the Assessor's Office. Our previous candidate, Ms. Barker, declined the position. We interviewed Donna Reese and she will fill the needs of the office. Ms. Reese upon your approval will need to do paperwork, fingerprints, physical and drug and alcohol testing. A hire date of on or after June 13, 2022. Thank you in advance.



TOWN OF NEWBURGH

1496 ROUTE 300, NEWBURGH, NEW YORK 12550

Molly A. Carhart
Sole Assessor

845-564-4550
Assessor@TownOfNewburgh.org

To: Supervisor Piaquadio
Town Board

Cc: Charlene Black, Personnel

From: Molly Carhart, Assessor

Date: May 25, 2022

Re: Part Time Clerk Assessor's Office

This is a request for approval to hire Donna Reese as a part time Clerk for the Assessor's Office for 2022.

Ms. Reese has real estate and office experience and will be an asset to that department. She had previously interviewed for the Data Collector position.

Upon approval, Ms. Reese's start date will be on or after June 13, 2022 with a salary of \$17.31 per hour and she will need to complete all necessary employment requirements. Thank you in advance.

Molly

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Donna Reese

DEPARTMENT: Assessor

TITLE OF POSITION: Clerk

FULL TIME OR PART TIME: Part Time

HOURLY RATE: \$17.31

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 1355-5100

PROPOSED HIRE DATE: On or after 06/13/2022

NOTE: CANDIDATE CANNOT BEGIN WORK WITHOUT PRE-EMPLOYMENT PHYSICAL AND COMPLETION OF ALL REQUIRED PAPERWORK.

Molly St. Carhart
DEPARTMENT HEAD SIGNATURE

05/25/2022
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL DEPARTMENT

#10B



Rider Weiner & Frankel P.C.
ATTORNEYS & COUNSELORS AT LAW

Attorney-Client privileged
MEMORANDUM

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: SETTLEMENT OF TAX CERTIORARI (2020 and 2021);
TARGET #2076 (50 NYS ROUTE 17K)
OUR FILE NO. 800.24

DATE: JUNE 6, 2022

P: 845.562.9100
F: 845.562.9126
655 Little Britain Road
New Windsor, NY 12553
P.O. Box 2280
Newburgh, NY 12550

Enclosed are copies of a letter from Cathy Drobny, Esq. of E. Stewart Jones, Hacker Murphy regarding the above referenced proposed settlement, a proposed Consent Order and Judgment and charts showing the approximate claimed refund amounts and the approximate refunds that will be due from the taxing jurisdictions under the proposed settlement of the above referenced real property tax assessment appeal. Also enclosed is a map showing the location of the tax parcel which is the subject of the proceedings which contains a retail store attached to the Juster Associates shopping center on NYS Route 17K.

ATTORNEYS
David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider
William E. Podszus

The settlement includes a discontinuance of the 2020 proceedings and provides for a reduction in assessed value of \$86,323 from \$3,288,500 to \$3,202,177 for 2021. The Consent Order and Judgment specifies that the provisions of RPTL Section 727 apply, holding the Assessed Value at \$3,202,177 for the 2022, 2023 and 2024 assessment rolls, subject to the statutory exceptions.

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL
Stephen R. Duggan, III
John K. McGuirk
(1942-2018)

The chart indicates that the refund liability for the Town (including Highway but not including special districts and the Fire District) will be approximately \$1,344.82 versus claimed refund liability of approximately \$51,295.01. Goodwill Fire District, which has a standing request to be informed of all settlements will have a refund liability of approximately \$508.82. The attorney for the Newburgh Enlarged City School District will also be a signatory on the Consent Order.

OF COUNSEL
Craig F. Simon
Irene V. Villacci

Also attached is a proposed resolution which would authorize the Settlement.

MCT/sel
Enc.

cc: Lisa M. Vance Ayers, Town Clerk
Molly Carhart, Assessor (via e-mail)
Joseph P. Pedi, Receiver of Taxes (via e-mail)
Ronald Clum, Town Accountant (via e-mail)
Cathy L. Drobny, Esq. (via e-mail)

E. STEWART
Jones Hacker Murphy LLP
ATTORNEYS & COUNSELORS AT LAW

Please send all mail to:
TROY OFFICE

28 SECOND STREET
TROY, NY 12180
PHONE: (518) 274-5820

200 HARBORSIDE DRIVE, SUITE 300
SCHENECTADY, NY 12305 PHONE:
(518) 783-3843

511 BROADWAY
SARATOGA SPRINGS, NY 12866
PHONE: (518) 584-8886

41 STATE STREET, SUITE 604-05
ALBANY, NY 12207
PHONE: (518) 486-8800

FAX: (518) 274-5875

www.joneshacker.com

May 25, 2022

VIA EMAIL mtaylor@riderweiner.com

Mark C. Taylor, Esq.
Rider, Weiner, Frankel & Calhelha, P.C.
P.O. Box 2280
Newburgh, New York 12550

RE: Target #2076 v. Town of Newburgh
Our File No. 5018.114

Dear Mark:

Attached please find the proposed Consent Order & Judgment relative to the above-referenced proceedings. There are currently two years pending (2020 and 2021).

The subject parcel is the Target located at 50 Route 17K (Tax Map #97-2-7.21). It is a +/- 125,946 sq. ft. building and is owner occupied. The FMV is \$10,980,000 in 2020 and \$11,640,708 in 2021. After review of the per sq. ft. value and similar properties, this settlement was negotiated.

The proposed settlement discontinues the 2020 proceeding and reduces the 2021 assessment of the property to an equalized FMV of \$11,335,140 (AV \$3,202,177). The 2021 assessed value as reduced will be held for 2022, 2023 and 2024 pursuant to RPTL §727, subject to the usual statutory exceptions. After considering the costs of trial-ready appraisals and litigation, we feel that this is a good settlement.

I have attached for your review a copy of the refund liability charts, which show the potential liability versus the proposed settlement refund liability.

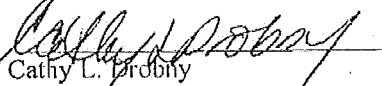
We recommend that the Town Board authorize us to enter into this settlement as proposed. Please place this matter on the agenda for the next Newburgh Town Board meeting for approval. Once the Resolution passes, please let me know and I will sign the Order.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

E. STEWART JONES HACKERMURPHY LLP

By:


Cathy L. Drobnay
cdrobnay@joneshacker.com
Direct Dial: (518) 213-0116

CLD:kah

Attachments

cc: Molly Carhart, Assessor
Gilbert Piaquadio, Supervisor

File #8-48

At a Special Condemnation and Tax
Certiorari Term of the Supreme Court of the
State of New York, held in and for the County of
Orange, Goshen, New York, on the
day of _____, 20

P R E S E N T :

HON. E LOREN WILLIAMS,

Justice

In the Matter of

TARGET #2076,

Petitioner,

-against-

THE BOARD OF ASSESSORS AND/OR THE
ASSESSOR OF THE TOWN OF NEWBURGH AND
THE BOARD OF ASSESSMENT REVIEW,

Respondents.

And

NEWBURGH ENLARGED CITY SCHOOL DISTRICT,

Respondent-Intervenor.

**CONSENT ORDER
& JUDGMENT**

<u>Index No.</u>	<u>Assessment</u>
EF-4857-2021	2021

Tax Map Nos.:
97/2/7.21

The above petitioner having heretofore served and filed the Petitions and Notices to review the tax assessments fixed by the Town of Newburgh for the assessment year 2021, upon certain real property constituting the following assessment parcels and designated as Tax Map Nos. 97/2/7.21, on the official Assessment Map of the Town of Newburgh, and

The issues of these proceedings having duly come on for trial at an IAS Term of this Court, and the petitioner having appeared by JENNIFER D. HOWER, ESQ. of HERMAN KATZ CANGEMI WILKES & CLYNE, LLP, and the respondents having appeared by CATHY L. DROBNY, ESQ. of E. STEWART JONES HACKER MURPHY, LLP, Counsel for the Town of Newburgh and the respondent-intervenor having appeared by MARC E. SHARFF, ESQ. of

SHAW PERELSON MAY & LAMBERT, LLP, and the parties having made their settlement, it is ORDERED, that the assessments on the above-referenced property be and the same are hereby reduced, corrected and fixed for the assessment year as follows:

ASSESSMENT YEAR	TAX MAP NO.	ORIGINAL ASSESSMENT	REDUCTION	FINAL ASSESSMENT
2021	97-2-7.21	\$3,288,500	\$86,323	\$3,202,177

and so reduced and confirmed, it is further

ORDERED, ADJUDGED AND DECREED that the officer or officers having custody of the assessment rolls upon which the above-mentioned assessments and any taxes levied thereon are entered shall correct the said entries in conformity with this Order and shall note upon the margin of said rolls, opposite said entries, that the same have been corrected by the authority of this Order, and it is further

ORDERED, that there shall be audited, allowed and paid to the petitioner by the Newburgh Enlarged City School District of the Town of Newburgh, the amount of School taxes paid by the petitioner as taxes against the said erroneous assessments in excess of what the taxes would have been if the said assessments made in the aforesaid years had been determined by this Order, together with interest from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED that the Commissioner of Finance of the County of Orange, State of New York, be and are hereby directed and authorized to audit, allow and to pay to the petitioner the amount, if any, of State, County, Town, Judiciary, Sewer District and any special taxes paid by the petitioner as taxes against said erroneous assessments in excess of what the taxes would have been if the said assessments had been determined by this Order,

together with interest thereon from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED, that all tax refunds are to be paid with interest pursuant to §726 of the Real Property Tax Law of the State of New York; except that in the event the refund of taxes is paid within ninety (90) days from the date of service of a copy of this judgment with Notice of Entry, then interest is waived; together with the amounts of interest and penalties, if any, paid on the excess of any of the aforesaid taxes by reason of delinquent payment, and it is further

ORDERED AND DIRECTED, that all tax refunds hereinabove directed to be made by respondent, the Town of Newburgh, and/or any of the various taxing authorities, be made by check or draft payable to the order of HERMAN KATZ CANGEMI WILKES & CLYNE, LLP, as attorneys for the petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorney's lien, pursuant to Judiciary Law §475, and it is further

ORDERED AND DIRECTED, that the terms of R.P.T.L. §727 shall apply to this settlement with respect to the 2022, 2023 and 2024 assessments years, and it is further

ORDERED, that this Order hereby constitutes and represents full settlement of each of the tax review proceedings herein, and there are no costs or allowances awarded to, by or against any of the parties, and that upon compliance with the terms of this Order, the above-entitled proceedings be and the same are settled and discontinued.

ENTER,

J.S.C.

**SIGNING AND ENTRY OF THE WITHIN
ORDER IS HEREBY CONSENTED TO:**

E. STEWART JONES HACKER MURPHY, LLP
Attorneys for Respondents

By: **CATHY L. DROBNY, ESQ.**
200 Harborside Drive, Suite 300
Schenectady, NY 12305
cdrobny@joneshacker.com

HERMAN KATZ CANGEMI WILKES & CLYNE, LLP
Attorneys for Petitioner



By: **JENNIFER D. HOWER, ESQ.**
538 Broadhollow Road, Suite 307
Melville, NY 11747
(631) 501-5011
jhower@hermankatz.com

SHAW PERELSON MAY & LAMBERT, LLP
Attorneys for Respondent-Intervenor

By: **MARC E. SHARFF, ESQ.**
115 Stevens Avenue
Valhalla, NY 10595
(914) 741-9870
msharff@shawperelson.com

Target #2076 v. Town of Newburgh - 50 Route 17K

Year	Parcel Number	Assessed Value	Claimed AV	Eq. Rate	FMV	Claimed AV	Difference AV and Claimed AV	Tax Rate	Refund Liability
2020	97-2-7-21	\$3,288,500	\$1,644,250	29.95%	\$10,979,967	\$5,489,983	\$1,644,250	County	\$ 19,515.44
								Town	\$ 17,871.68
								Highway	\$ 7,807.72
								Goodwill fire	\$ 9,858.76
								Consol It	\$ 594.73
								Consol wtr 1	\$ 2,407.35
								Consol wtr 2	\$ 4,144.99
								School	\$ 118,197.23
								Library	\$ 5,824.06
								County Total	\$ 62,200.66
								School Total	\$ 124,021.29
								2020 Total	\$ 186,221.95
2021	97-2-7-21	\$3,288,500	\$1,644,250	28.25%	\$11,640,708	\$5,820,354	\$1,644,250	County	\$ 19,943.44
								Town	\$ 17,831.07
								Highway	\$ 7,784.54
								Goodwill fire	\$ 9,691.87
								Consol It	\$ 596.70
								Consol wtr 1	\$ 2,405.04
								Consol wtr 2	\$ 4,158.64
								School	\$ 117,519.99
								Library	\$ 5,790.69
								County Total	\$ 62,411.29
								School Total	\$ 123,310.68
								2021 Total	\$ 185,721.97
								County	\$ 39,458.88
								Town	\$ 35,702.75
								Highway	\$ 15,592.26
								Goodwill fire	\$ 19,550.63
								Consol It	\$ 1,191.42
								Consol wtr 1	\$ 4,812.39
								Consol wtr 2	\$ 8,303.63
								School	\$ 235,717.22
								Library	\$ 11,614.76
								COUNTY TOTAL	\$ 124,611.95
								SCHOOL TOTAL	\$ 247,331.97
								GRAND TOTAL	\$ 371,943.93

Target #2076 v. Town of Newburgh - 50 Route 17K

Year	Parcel Number	Assessed Value	Revised AV	Eq. Rate	FMV	Revised FMV	Difference AV and Revised AV	Tax Rate	Refund Liability
2020	97-2-7.21	\$3,288,500	\$3,288,500	29.95%	\$10,979,967	\$10,979,967	\$0	County 11.8689 \$ Town 10.8692 \$ Highway 4.7485 \$ Goodwill fire 5.9959 \$ Consol It 0.3617 \$ Consol wtr 1 1.4641 \$ Consol wtr 2 2.5209 \$ School 71.885193 \$ Library 3.542079 \$	- - - - - - - - -
								County Total \$ School Total \$ 2020 Total \$	- - -
2021	97-2-7.21	\$3,288,500	\$3,202,177	28.25%	\$11,640,708	\$11,335,140	\$66,323	County 12.1292 \$ Town 10.8445 \$ Highway 4.7344 \$ Goodwill fire 5.8944 \$ Consol It 0.3629 \$ Consol wtr 1 1.4627 \$ Consol wtr 2 2.5292 \$ School 71.47331 \$ Library 3.521783 \$	1,047.03 \$ 936.13 \$ 408.69 \$ 508.82 \$ 31.33 \$ 126.26 \$ 218.33 \$ 6,169.79 \$ 304.01 \$
								County Total \$ School Total \$ 2021 Total \$	3,276.59 \$ 6,473.80 \$ 9,750.39 \$
								County 1,047.03 \$ Town 936.13 \$ Highway 408.69 \$ Goodwill fire 588.82 \$ Consol It 31.33 \$ Consol wtr 1 126.26 \$ Consol wtr 2 218.33 \$ School 6,169.79 \$ Library 304.01 \$	
								COUNTY TOTAL \$ SCHOOL TOTAL \$ GRAND TOTAL \$	3,276.59 \$ 6,473.80 \$ 9,750.39 \$



Image Mate Online

Navigation GIS Map Tax Maps | DTF Links Help Contact Us Log In

Commercial

- Property Info
- Owner/Sales
- Inventory
- Improvements
- Tax Info
- Report
- Comparables

Municipality of Newburgh				
SWIS:	334600	Tax ID:	97-2-7.21	
Tax Map ID / Property Data				
Status:	Active	Roll Section:	Taxable	
Address:	50 Route 17K			
Property Class:	453 - Large retail	Site Property Class:	453 - Large retail	
Ownership Code:				
Site:	Com 1	In Ag. District:	No	
Zoning Code:	-	Bldg. Style:	Not Applicable	
Neighborhood:	41126 -	School District:	Newburg	
Property Description:	Hudson West Realty Inc & Juster Assoc Map 45-98			
Total Acreage/Size:	13.20	Equalization Rate:	----	
Land Assessment:	2022 - Tentative \$858,000	Total Assessment:	2022 - Tentative \$3,288,500	
Full Market Value:	2022 - Tentative \$13,313,800			
Deed Book:	11836	Deed Page:	956	
Grid East:	613052	Grid North:	973776	
Bank Code:	N/A			
Special Districts for 2022 (Tentative)				
Description	Units	Percent	Type	Value
AM010-Newburgh Ambulance	0	0%		0
FD029-Goodwill fire	0	0%		0
LT004-Consol It	0	0%		0
WD001-Consol wtr 1	0	0%		0
WD002-Consol wtr 2	0	0%		0

Photographs

No Photo Available

Pictometry Connect

Documents

No documents found for this parcel

Maps

- View Tax Map
- Pin Property on GIS Map
- View in Google Maps
- View in Bing Maps
- Map Disclaimer

Land Types	
Type	Size
Primary	13.20 acres

At 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 June, 2022 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING SETTLEMENT OF
PROCEEDINGS UNDER ARTICLE
7 OF THE REAL PROPERTY
TAX LAW:
SBL #97-2- 7.21
TARGET 2076
(50 NYS ROUTE 17K)
INDEX NUMBER 2021-EF004857

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____

WHEREAS, Target #2076 (the "Petitioner") has instituted proceedings under Article 7 of the Real Property Tax Law by which Petitioner seeks to obtain judicial review and reduction of the assessment of real property in the Town of Newburgh, Orange County, New York, consisting of a retail store and related improvements located on a parcel of land at 50 NYS Route 17K (Section 97-Block 2-Lot 7.21) on the tax assessment roll for the tax year 2021; and

WHEREAS, special counsel to the Town, E. Stewart Jones Hacker Murphy, LLP, has negotiated a settlement of the proceeding with the Petitioner, the terms of which are embodied in a proposed Consent Order and Judgment annexed hereto and recommended that the Town Board authorize the settlement; and

WHEREAS, after review and discussion, the Town Board has determined it to be in the best interests of the Town to authorize the settlement.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes and directs E. Stewart Jones Hacker Murphy, LLP to execute and deliver the Consent Order and Judgment on behalf of the Town; and

BE IT FURTHER RESOLVED, that E. Stewart Jones Hacker Murphy, LLP, the Supervisor, the Attorney for the Town, the Town's Assessor 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 certificates, documents and papers as may be necessary to effectuate and carry out the settlement; and

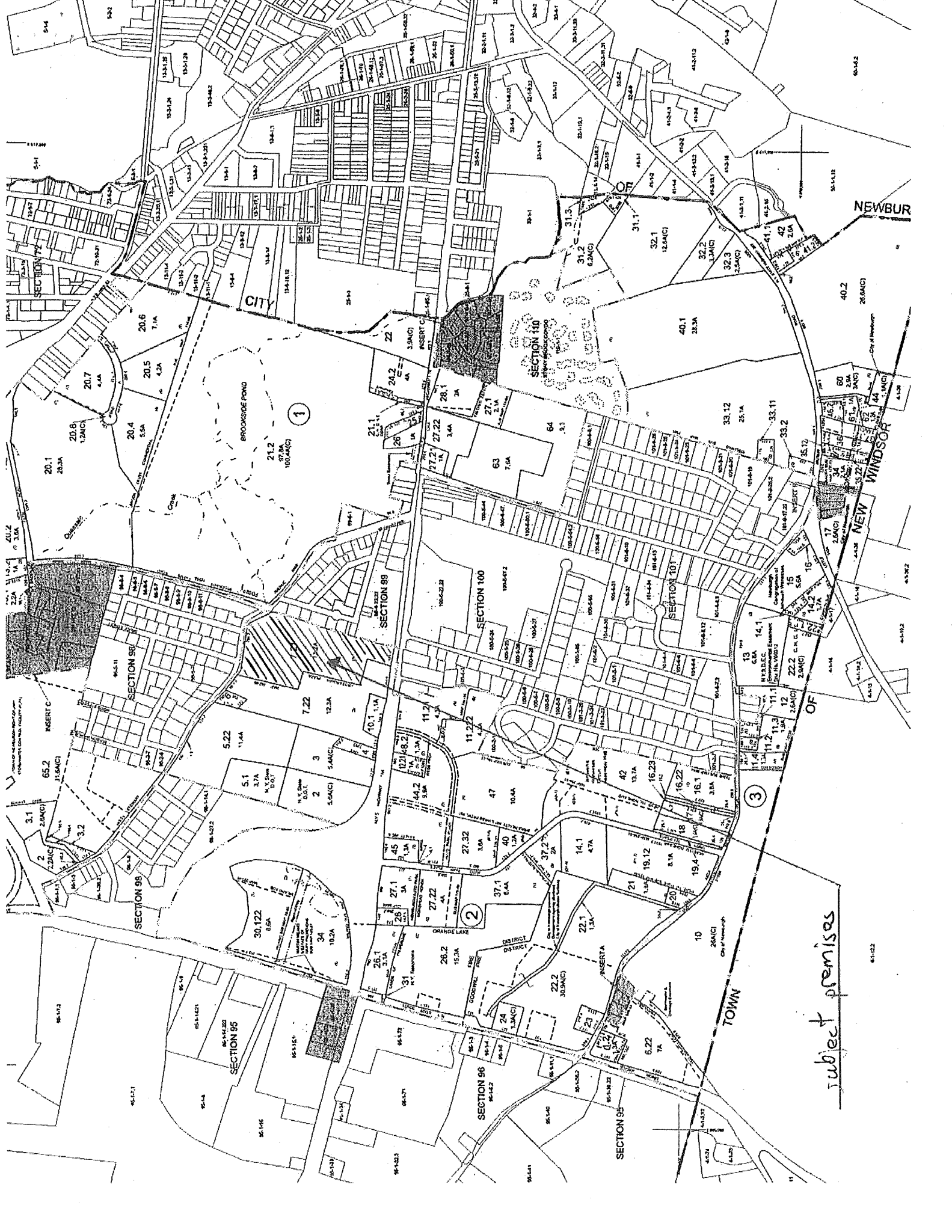
BE IT FURTHER RESOLVED that the aforesaid resolutions shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call

which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.



Subject premises

61122

#11



TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

(845)561-3344

FAX: (845) 561-2220

To: Town Board

From: Tracey Carvell, Animal Control

Subject: Authorization to pay Vet Services Utilizing T-94 Account

Date: 6.2.22

I am requesting authorization to use the T-94 account to pay for Vet service: *N.V.H.*

*Totaling: \$ *1098.22*

Canine: \$ *517.42*

Feline: \$ *580.80*

Other: \$

TOWN OF NEWBURGH

1496 Route 300
Newburgh, New York 12550
(845) 564-4552

DO NOT WRITE IN THIS BOX

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

NEWBURGH VETERINARY HOSPITAL
1716 Route 300
Newburgh, NY 12550
Tel: (845) 564-2660
www.newburghvet.com

Date Voucher Received		VOUCHER NO.
FUND - APPROPRIATION	AMOUNT	
Total		
Abstract #		

TERMS Net 30 Days

Invoice # _____

Canine

Dates	Quantity	Description of Materials or Services	Unit Price	Amount
4/22	809753			246.03 ✓
12/22	810639			16.25 ✓
19/22	811403			417.14 ✓
				255.14 ✓
TOTAL				517.42 ✓
TOTAL				679.42

CLAIMANT'S CERTIFICATION

Dora M Cast certify that the above account in the amount of \$ 679.42 is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

5/25/22
DATE

Dora M Cast
SIGNATURE

Office Manager
TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.

6-2-22
Date

Authorized Official

APPROVAL FOR PAYMENT

This claim is approved and ordered for paid from the appropriations indicated above

Date

Auditing Board

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - canine
645 Gidney Ave
Newburgh, NY 12550
(845) 561-3344

Printed: 05-04-22 at 11:12a

Date: 05-04-22

Account: 19984

Invoice: 809753

Date	For	Qty	Description	Price	Discount	Net Price
05-03-22	Eddie 18-22	1	Weight Monitoring			0.00
05-03-22		1	Lyme,Hwt,Ehrlich Anaplasma 4Dx i	145.00	102.75	42.25 **
05-03-22		1	4DX Elisa Negative			0.00
05-03-22		1	CONSULT / EXAM - Annual Wellne	69.00	41.50	27.50 **
05-03-22		1	Canine Dist/A2/PI/Parvo/Lepto1YR	45.50	30.25	15.25 **
Your pet has been vaccinated with Pfizer's new 5 in 1 DA2PPI , the best available protection against Distemper,Adenovirus, Parvovirus, Parainfluenza,and Leptosiprosis						
05-03-22		1	Canine Respiratory Complex- Bord	45.50	31.00	14.50 **
Canine Kennel Cough is A HIGHLY contagious respiratory infection. Dogs can be exposed at any time through coughing or nose to nose contact. Boarding, grooming and or showing dogs can have incresased risk of exposure....please be sure to have your pet boosted every 12 months.						
05-03-22		1	CANINE RABIES / 1YEAR	45.50	28.25	17.25 **
05-03-22		1	PEDICURE	16.60	16.60	0.00 **
05-03-22		1	Neuter/Canine- Town of Newburgh	100.00	16.25	83.75 **
05-03-22		1	Anesthesia- Isoflurane	324.00	324.00	0.00 **
05-03-22		1	---BloodPressureMonitoring w/anes			0.00
05-03-22		1	---PulseOximeterMonitoring w/Anes			0.00
05-03-22		1	-CapnographMonitoring w/Anesthe			0.00
05-03-22		1	----Recovery in Heated Cage			0.00
05-03-22		1	----Warm Water Blanket in Surgery			0.00
05-03-22		0.75	MORPHINE Inject / ml Hosp	31.35	31.35	0.00 **
05-03-22		2.70	Penicillin G Inject / ml (in hosp)	32.26	32.26	0.00 **
05-03-22		1	Oral, Topical medication administr	8.80	8.80	0.00 **
05-03-22		0.50	TelazolInject Control Log / ml			0.00
05-03-22		1	Elizabethan Collar	22.00	2.50	19.50 **
05-03-22		20	Amoxicillin 250mg capsule #31818			21.55
05-03-22		5	Vetprofen Tablets 100mg Individual	22.35	19.23	3.12 **
05-03-22		21	Trazodone 100mg tablets #318187	23.43	22.07	1.36 **

Total charges, this invoice...

246.03

**Total discount included: 706.81

COPY

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - canine
645 Gidney Ave
Newburgh, NY 12550
(845) 561-3344

Printed: 05-24-22 at 4:59p
Date: 05-12-22
Account: 19984
Invoice: 810639

Date	For	Qty	Description	Price	Discount	Net Price
05-12-22	#68-21 King	1	FECAL PARASITE SCREEN + Giar	64.00	47.75	16.25 **

Total charges, this invoice... 16.25

**Total discount included: 47.75

Your invoice total reflects our **13Stray Cat Accounts** discount.

Reminders for: #68-21 King (Weight: 68.5 lbs - 4y)	Last done
11/18 Pro-Heart 12 (26-50lbs)	
11/18 Pro-Heart 12 (51-100lbs)	
11/18 Pro-Heart 12 (1-25lb)	
05/22 Consultation/Exam- Bi-annual	11-23-21
11/22 FECAL EXAM	05-12-22
11/22 CanineDist/Aden/Para/Parvo/Lep	
11/22 CANINE RABIES / 3 YEAR	
11/22 lyme,HW,Ehrlichia Accu Plus4(A)	11-23-21
11/22 Canine Kennel Cough Vacc -1 ye	11-23-21

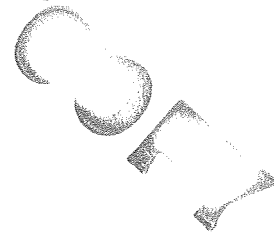
#68-21 King's weight history (in lbs)

11-23-21	68.50
----------	-------

LIKE US ON FACEBOOK.COM!

GOING AWAY?....BOOK YOUR PETS BOARDING RESERVATION TODAY!

In compliance with New York State law, all medications are non-refundable. We regret any inconveniences.



INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - canine
645 Gidney Ave
Newburgh, NY 12550
(845) 561-3344

Printed: 05-25-22 at 3:28p
Date: 05-19-22
Account: 19984
Invoice: 811483

Date	For	Qty	Description	Price	Discount	Net Price
05-19-22	#20-22 Charlott	1	Lyme,Hwt,Ehrlich Anaplasma 4Dx i	145.00	102.75	42.25 **
05-19-22		1	Canine Dist/A2/PI/Parvo/Lepto1YR	45.50	30.25	15.25 **
	Your pet has been vaccinated with Pfizer's new 5 in 1 DA2PPI , the best available protection against Distemper,Adenovirus, Parvovirus, Parainfluenza,and Leptosiprosis					
05-19-22		1	Canine Respiratory Complex- Bord	45.50	31.00	14.50 **
	Canine Kennel Cough is A HIGHLY contagious respiratory infection. Dogs can be exposed at any time through coughing or nose to nose contact. Boarding, grooming and or showing dogs can have incresased risk of exposure....please be sure to have your pet boosted every 12 months.					
05-19-22		1	CANINE RABIES / 1YEAR	45.50	28.25	17.25 **
05-19-22		1	OHE Canine - Town of Newburgh	126.00	21.25	104.75 **
05-19-22		1	Anesthesia- Isoflurane	324.00	324.00	0.00 **
05-19-22		1	---BloodPressureMonitoring w/anes			0.00
05-19-22		1	---PulseOximeterMonitoring w/Anes			0.00
05-19-22		1	-CapnographMonitoring w/Anesthe			0.00
05-19-22		1	----Recovery in Heated Cage			0.00
05-19-22		1	----Warm Water Blanket in Surgery			0.00
05-19-22		0.12	Hydromorphone 2mg/ml Inject/ml	31.71	31.71	0.00 **
05-19-22		2.10	Penicillin G Inject / ml (in hosp)	31.76	15.88	15.88 **
05-19-22		1.70	Rimadyl Inject / ml (in hosp)	61.28	30.64	30.64 **
05-19-22		1.15	TelazolInject Control Log / ml			0.00
05-19-22		1	PEDICURE	16.60	16.60	0.00 **
05-19-22		1	Weight Monitoring			0.00
05-19-22		5	Vetprofen Tablets 75mg Individual	21.90	19.30	2.60 **
05-19-22		15	Trazodone 100mg tablets #319377	21.75	20.78	0.97 **
05-19-22		10	Amoxicillin 250mg capsule #31937	19.55	8.50	11.05 **

Total charges, this invoice...

255.14

**Total discount included: 680.91

Your invoice total reflects our **13Stray Cat Accounts** discount.

COPY

TOWN OF NEWBURGH

1496 Route 300
Newburgh, New York 12550
(845) 564-4552

DO NOT WRITE IN THIS BOX

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

NEWBURGH VETERINARY HOSPITAL
1716 Route 300
Newburgh, NY 12550
Tel: (845) 564-2660
www.newburghvet.com

Date Voucher Received		VOUCHER NO.
FUND - APPROPRIATION	AMOUNT	
Total		
Abstract #		

TERMS Net 30 Days

Invoice # _____

Feline

Dates	Quantity	Description of Materials or Services	Unit Price	Amount
13/22	809662	COPY		13.25 ✓
13/22	809663		43.25 ✓	
7/22	810141		168.25 ✓	
19/22	811485		294.00 ✓	
24/22	812087		62.05 ✓	
TOTAL				580.80

CLAIMANT'S CERTIFICATION

Dora M Cast certify that the above account in the amount of \$ 580.80 is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or retained; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

5/24/22
DATE

Dora M Cast
SIGNATURE

Office Manager
TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.

6-2-22
Date

[Signature]
Authorized Official

APPROVAL FOR PAYMENT

This claim is approved and ordered for paid from the appropriations indicated above

Date

Auditing Board

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - Feline
645 Gidney Ave.
Newburgh, NY 12550
(845) 561-3344

Printed: 05-03-22 at 12:33p
Date: 05-03-22
Account: 4417
Invoice: 809662

Date	For	Qty	Description	Price	Discount	Net Price
05-03-22	21K	1	Blood Draw Fee	26.50	13.25	13.25 **

Total charges, this invoice...

13.25

**Total discount included: 13.25

Your invoice total reflects our **13Stray Cat Accounts** discount.

Reminders for: **21K**

Last done

04/27	Consultation/Exam- Bi-annual
10/22	FECAL EXAM
08/22	Rabies/Purevax Feline 1yr
08/22	Spay your pet at 5-6 months
05/22	Feline Rhino/Panleuk/Calici #

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In compliance with New York State law, all medications are non-refundable. We regret any inconveniences.

COPY

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - Feline
645 Gidney Ave.
Newburgh, NY 12550
(845) 561-3344

Printed: 05-03-22 at 12:34p
Date: 05-03-22
Account: 4417
Invoice: 809663

Date	For	Qty	Description	Price	Discount	Net Price
05-03-22	22K	1	FelV/ FIV Elisa SA260	124.00	80.75	43.25 **

Total charges, this invoice... 43.25

**Total discount included: 80.75

Your invoice total reflects our **13Stray Cat Accounts** discount.

Reminders for: **22K**

Last done

04/27	Consultation/Exam- Bi-annual
10/22	FECAL EXAM
08/22	Rabies/Purevax Feline 1yr
08/22	Neuter your pet at 5-6 months
05/22	Feline Rhino/Panleuk/Calici #

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COPY

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - Feline
645 Gidney Ave.
Newburgh, NY 12550
(845) 561-3344

Printed: 05-07-22 at 12:04p
Date: 05-07-22
Account: 4417
Invoice: 810141

Date	For	Qty	Description	Price	Discount	Net Price
05-05-22	22K	1	Feline Leukemia Elisa Negative			0.00
05-05-22		1	FIV Elisa Negative			0.00
05-04-22	23c-22 Sweethea	1	FeLV/FIV ELISA in hosp	158.00	107.00	51.00 **
05-04-22	24k-22 Crocus	1	FeLV/FIV ELISA in hosp	158.00	107.00	51.00 **
05-04-22		1	Blood Draw Fee	26.50	13.25	13.25 **
05-04-22	25k-22 Perry	1	Blood Draw Fee	26.50	13.25	13.25 **
05-04-22	25k-22 Rose	1	Blood Draw Fee	26.50	13.25	13.25 **
05-04-22	27k-22 Blue	1	Blood Draw Fee	26.50	13.25	13.25 **
05-04-22	28k-22 Iris	1	Blood Draw Fee	26.50	13.25	13.25 **

Total charges, this invoice...

168.25

**Total discount included: 280.25

Your invoice total reflects our **13Stray Cat Accounts** discount.

Reminders for: **28k-22 Iris** (Weight: 1.5 lbs - 7w) Last done

03/27 Consultation/Exam- Bi-annual
03/23 Pro-Heart 12 (51-100lbs)
03/23 Pro-Heart 12 (26-50lbs)
03/23 Pro-Heart 12 (1-25lb)
09/22 HEARTWORM TEST
09/22 FECAL EXAM
07/22 CANINE RABIES / 1YEAR
07/22 Spay your pet at 5-6 months
05/22 Canine Kennel Cough Vacc -1 ye
04/22 VANGUARD PUPPY 5 #1

COPI

INVOICE

Newburgh Veterinary Hospital

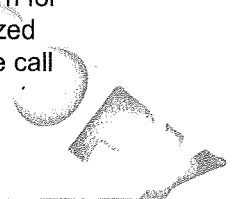
1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

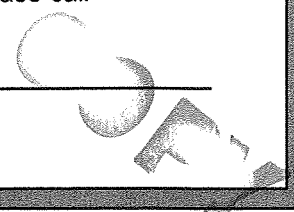
FOR: Town of Newburgh - Feline
645 Gidney Ave.
Newburgh, NY 12550
(845) 561-3344

Printed: 05-19-22 at 4:03p
Date: 05-19-22
Account: 4417
Invoice: 811485

Date	For	Qty	Description	Price	Discount	Net Price		
05-19-22	21K22 Mishu	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50	**	
05-19-22		1	Pet Insurance Review			0.00		
			Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50	**	
			Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					
05-19-22	22K22 Lilly	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50	**	
05-19-22		1	Pet Insurance Review			0.00		
			Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50	**	
			Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					
05-19-22	24k-22 Crocus	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50	**	
05-19-22		1	Pet Insurance Review			0.00		
			Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50	**	
			Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					



05-19-22	25k-22 Perry	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50 **
05-19-22		1	Pet Insurance Review			0.00
	Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50 **
	Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					
05-19-22	26k-22 Rose	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50 **
05-19-22		1	Pet Insurance Review			0.00
	Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50 **
	Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					
05-19-22	27k-22 Blue	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50 **
05-19-22		1	Pet Insurance Review			0.00
	Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50 **
	Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					
05-19-22	28k-22 Iris	1	CONSULT / EXAM - first pup/kitten	77.00	49.50	27.50 **
05-19-22		1	Pet Insurance Review			0.00
	Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans					
05-19-22		1	Feline Rhino/Panleuk/Calici #1	36.50	22.00	14.50 **
	Your cat has received the first in a series of immunizations to protect him/her against feline distemper, rhinotracheitis, and calicivirus. It is important to return for a followup booster in 3-4 weeks. Occasionally listlessness, lethargy, or localized discomfort may occur. If there is severe listlessness or facial swelling, please call us for advice.					



Total charges, this invoice...

294.00

**Total discount included: 500.50

Your invoice total reflects our **13Stray Cat Accounts** discount.

Reminders for: **28k-22 Iris** (Weight: 2.1 lbs - 9w) Last done ✓

03/27 Consultation/Exam- Bi-annual
09/22 FECAL EXAM
07/22 Rabies/Purevax Feline 1yr
07/22 Spay your pet at 5-6 months
06/22 FVRCP Feline #2

Reminders for: **27k-22 Blue** (Weight: 2.5 lbs - 9w) Last done ✓

03/27 Consultation/Exam- Bi-annual
09/22 FECAL EXAM
07/22 Rabies/Purevax Feline 1yr
07/22 Neuter your pet at 5-6 months
06/22 FVRCP Feline #2

Reminders for: **26k-22 Rose** (Weight: 1.7 lbs - 9w) Last done ✓

03/27 Consultation/Exam- Bi-annual
09/22 FECAL EXAM
07/22 Rabies/Purevax Feline 1yr
07/22 Spay your pet at 5-6 months
06/22 FVRCP Feline #2

Reminders for: **25k-22 Perry** (Weight: 2.2 lbs - 9w) Last done

03/27 Consultation/Exam- Bi-annual
09/22 FECAL EXAM
07/22 Rabies/Purevax Feline 1yr
07/22 Neuter your pet at 5-6 months
06/22 FVRCP Feline #2

Reminders for: **24k-22 Crocus** (Weight: 2.4 lbs - 9w) Last done

03/27 Consultation/Exam- Bi-annual
09/22 FECAL EXAM
07/22 Rabies/Purevax Feline 1yr
07/22 Neuter your pet at 5-6 months
06/22 FVRCP Feline #2

Reminders for: **22K22 Lilly** (Weight: 2.0 lbs - 6w) Last done

04/27 Consultation/Exam- Bi-annual
10/22 FECAL EXAM
08/22 Rabies/Purevax Feline 1yr
08/22 Neuter your pet at 5-6 months
06/22 FVRCP Feline #2

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INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

"Your pet is part of our family too." Visit us at www.newburghvet.com

FOR: Town of Newburgh - Feline
645 Gidney Ave.
Newburgh, NY 12550
(845) 561-3344

Printed: 05-25-22 at 2:50p
Date: 05-24-22
Account: 4417
Invoice: 812087

Date	For	Qty	Description	Price	Discount	Net Price
05-24-22	18C - 22 cleo	1	Pro Pectalin Gel 15ml #319743			29.50
05-24-22		1	Azithromycin 100mg/5ml suspensio			32.55
Total charges, this invoice...						62.05

Reminders for: **18C - 22 cleo** (Weight: 5.0 lbs - 13y) Last done

10/22	Rabies/Purevax Feline 1yr
10/22	Spay your pet at 5-6 months
10/22	FECAL EXAM

18C - 22 cleo's weight history (in lbs)

04-18-22	5.00
----------	------

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In compliance with New York State law, all medications are non-refundable. We regret any inconveniences.

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#12A



Rider Weiner & Frankel P.C.
ATTORNEYS & COUNSELORS AT LAW

MEMORANDUM

P: 845.562.9100

F: 845.562.9126

655 Little Britain Road
New Windsor, NY 12553

P.O. Box 2280
Newburgh, NY 12550

TO: HON. GILBERT J. PIAQUADIO, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: ELMHURST AVENUE OVER BUSHKILL CREEK
CULVERT REPLACEMENT PROJECT; P.I.N. 8762.74

ATTORNEYS

David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider
William E. Podszus

M. J. Rider
(1906-1958)
Elliott M. Weiner
(1915-1990)

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

OUR FILE NO. 800.1(B)(24)(2020); 800.1(B)() (2022);
801._____

DATE: JUNE 7, 2022

Enclosed please find the following draft resolution for the Town Board's consideration in connection with the above referenced project as requested by Engineer's Representative Pat Hines:

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY FUNDS: ELMHURST AVENUE OVER BUSHKILL CREEK CULVERT REPLACEMENT PROJECT; P.I.N. 8762.74

Please note that the source of Highway funds which are appropriated by the Resolution must be completed prior to adoption.

Should you have any questions in this regard, please feel free to contact me.

MCT:sel
Enclosure

cc: Lisa M. Vance Ayers, Town Clerk (via e-mail)
Ronald Clum, Town Accountant (via e-mail)
James Osborne, Town Engineer (via e-mail)
Pat Hines, McGoey, Hauser & Edsall (via e-mail)

At 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 June, 2022 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor
Elizabeth J. Greene, Councilwoman
Paul I. Ruggiero, Councilman
Scott M. Manley, Councilman
Anthony R. LoBiondo, Councilman

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY FUNDS:
ELMHURST AVENUE OVER BUSHKILL CREEK CULVERT REPLACEMENT IN THE TOWN OF NEWBURGH, ORANGE COUNTY; P.I.N. 8762.74

Councilman/woman _____ presented the following resolution which was seconded by Councilman/woman _____.

WHEREAS, a project for the Elmhurst Avenue over the Bushkill Creek Culvert Replacement in the Town of Newburgh, Orange County, P.I.N. 8762.74 (the "Project") is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of 100% Bridge NY funds and 0% non-Bridge NY funds; and

WHEREAS, the Town of Newburgh will design, let, and administer all phases of the Project.

WHEREAS, the Town of Newburgh desires to advance the Project by making a commitment of 100% of the costs of design, right-of-way, and construction work for the Project or portions thereof.

NOW, THEREFORE, the Newburgh Town Board, duly convened does hereby

RESOLVE, that the Newburgh Town Board hereby approves the Project; and it is hereby further

RESOLVED, that the Newburgh Town Board hereby authorizes the Town of Newburgh to pay 100% of the cost of design, right-of-way, and construction work for the Project or portions thereof, with the understanding that qualified costs will be reimbursed from Bridge NY funding; and it is further

RESOLVED, that the sum of \$1,106 is hereby appropriated from Highway Account Number _____ and \$525,000 has heretofore been authorized to be financed by the issuance of bonds pursuant to the provisions of the Local Finance Law pursuant to a Bond Resolution duly adopted by the Town Board on October 20, 2020, and accordingly the total sum of \$526,106 shall be made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that the Newburgh Town Board hereby agrees that the Town of Newburgh shall be responsible for all costs of the Project, including costs which exceed the amount of reimbursement available from the NY Bridge Funding awarded to the Town of Newburgh; and it is further

RESOLVED, that in the event the costs of the Project exceed the amount appropriated above, the Newburgh Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Supervisor thereof, and it is further

RESOLVED, that the Newburgh Town Board hereby agrees that the Town of Newburgh hereby commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Newburgh Town Supervisor be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests with NYSDOT for State Aid and/or Bridge NY funding on behalf of the Town of Newburgh in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs, and it is further

RESOLVED, that the Town of Newburgh will be responsible for all maintenance of the Project; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Scott M. Manley, Councilman</u>	<u>voting</u>
<u>Anthony R. LoBiondo, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
COUNTY OF ORANGE) SS:
TOWN OF NEWBURGH)

I, Lisa M. Vance Ayers, Town Clerk of the Town of Newburgh, DO HEREBY CERTIFY that I have compared the foregoing resolution, duly adopted by the Town Board of the Town of Newburgh on the ___th day of June, 2022, and entered in the minutes of the proceedings of said Board, and that the foregoing is a true and correct copy of said resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my name and the seal of said Town on this _____ day of June, 2022.

Lisa M. Vance Ayers, Town Clerk

SAMPLE BRIDGE NY RESOLUTION BY MUNICIPALITY

(Culvert Project – Municipality Administered)

RESOLUTION NUMBER: _____

Authorizing the implementation and funding of 100% of the costs of a transportation project, of which qualified costs may be reimbursed from Bridge NY funds.

WHEREAS, a project for the Elmhurst Avenue over the Bushkill Creek Culvert Replacement in the Town of Newburgh, Orange County, P.I.N. 8762.74 (the "Project") is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of 100% Bridge NY funds and 0% non-Bridge NY funds; and

WHEREAS, the Town of Newburgh will design, let, and administer all phases of the Project.

WHEREAS, the Town of Newburgh desires to advance the Project by making a commitment of 100% of the costs of design, right-of-way, and construction work for the Project or portions thereof.

NOW, THEREFORE, the Newburgh Town Board, duly convened does hereby

RESOLVE, that the Newburgh Town Board hereby approves the Project; and it is hereby further

RESOLVED, that the Newburgh Town Board hereby authorizes the Town of Newburgh to pay 100% of the cost of design, right-of-way, and construction work for the Project or portions thereof, with the understanding that qualified costs will be reimbursed from Bridge NY funding; and it is further

RESOLVED, that the sum of **\$526,106** is hereby appropriated from _____ [or, appropriated pursuant to _____] and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that the Newburgh Town Board hereby agrees that the Town of Newburgh shall be responsible for all costs of the Project, including costs which exceed the amount of reimbursement available from the NY Bridge Funding awarded to the Town of Newburgh; and it is further

RESOLVED, that in the event the costs of the Project exceed the amount appropriated above, the Newburgh Town Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Supervisor thereof, and it is further

RESOLVED, that the Newburgh Town Board hereby agrees that the Town of Newburgh hereby commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and it is further

RESOLVED, that the Newburgh Town Supervisor be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests with NYSDOT for State Aid and/or Bridge NY funding on behalf of the Town of Newburgh in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs, and it is further

RESOLVED, that the Town of Newburgh will be responsible for all maintenance of the Project; and it is further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

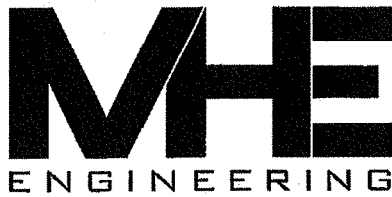
RESOLVED, this Resolution shall take effect immediately.

STATE OF NEW YORK)
) SS:
COUNTY OF ORANGE)

I, _____, Clerk of the Town of Newburgh, New York, do hereby certify that I have compared the foregoing copy of this Resolution with the original on file in my office, and that the same is a true and correct transcript of said original Resolution and of the whole thereof, as duly adopted by said _____ at a meeting duly called and held at the _____ on _____ by the required and necessary vote of the members to approve the Resolution.

WITNESS My Hand and the Official Seal of the Town of Newburgh, New York, this _____ day of _____, 2022.

Clerk, Town of Newburgh



#12B

June 8, 2022

Town of Newburgh
1496 Route 300
Newburgh, NY 12550

ATTENTION: GILBERT PIAQUADIO, TOWN SUPERVISOR AND TOWN BOARD MEMBERS

SUBJECT: MATRIX LOGISTICS CENTER CLEARING AND GRADING SECURITY RELEASE
PB# 2020-17

Dear Supervisor Piaquadio and Town Board Members,

The project sponsor Matrix Development Corporation has requested the release of the Clearing and Grading Performance Security posted for activities on the site undertaken prior to Final Approval of the Site Plan. On 12 October 2021 Matrix Newburgh- Route 300, LLC posted cash security and Inspection Fees for the Clearing and Grading aspects of the project. The applicant's representatives are requesting the cash security be released as the project has received Final Approval from the Planning Board and has posted a subdivision/site Stormwater Erosion and Sediment Control Bond in the amount of \$5,157,063.45 (Bond # S282628).

Based on the applicant's obtaining final signed Site Plans and posting of the security for the Stormwater/ Erosion Sediment Control for the entire project, this office takes no exception to the Town Board releasing the cash security originally posted in the amount of \$169,750.00 for the Clearing and Grading Phase of the project.

I have attached copies of the original checks for the security as well as the Bond posted for the entire project. This release of security requires Town Board action.

Respectfully Submitted,

MHE Engineering, D.P.C.

A handwritten signature in black ink that reads 'Patrick J. Hines'.

Patrick J. Hines
Principal
PJH/kbw

Enclosures: Copies of original Security checks posted

NEW YORK OFFICE

33 Airport Center Drive, Suite 202, New Windsor, NY 12553
845-567-3100 | F: 845-567-3232 | mheny@mhepc.com

PENNSYLVANIA OFFICE

111 Wheatfield Drive, Suite 1, Milford, PA 18337
570-296-2765 | F: 570-296-2767 | mhapa@mhepc.com

INVOICE NO. 1093 INVOICE DATE 10/12/2021 REFERENCE BANK: Matrix Newburgh Route 300, LLC (Newburgh, NY)
 DATE: 10/12/2021 C.A.M. 1093 TOTAL: \$169,750.00
 PAYEE: Town of Newburgh (vtownme)

Property Address - Code	Invoice - Date	Description	Amount
Matrix Newburgh Route 300 LLC	10.11.21 - 10/11/2021	Clearing & Grading Permit Performance	169,750.00
TOTAL			169,750.00

Matrix Newburgh Route 300, LLC
 CN 4000 Forsgate Drive
 Cranbury NJ 08512


Bank of America
 5 Centre Drive
 Monroe Township, NJ 08831 VENDOR NO.

CHECK NO. 1093 CHECK DATE 10/12/2021

SUM OF ***** ONE HUNDRED SIXTY NINE THOUSAND SEVEN HUNDRED FIFTY AND 00/100 DOLLARS

\$169,750.00*

PAY TO THE ORDER OF
 Town of Newburgh
 1496 Route 300
 Newburgh, NY 12550


 AUTHORIZED SIGNATURE

⑆001093⑆ ⑆0212003391⑆ ⑆381032794345⑆

INVOICE NO. 1092 DATE: 10/12/2021
 INVOICE DATE: 10/12/2021
 REFERENCE: BANK: Matrix Newburgh Route 300, LLC
 GROSS: 3,500.00
 DISCOUNT: 0.00
 NET AMOUNT: 3,500.00

Property Address - Code	Invoice - Date	Description	Amount
Matrix Newburgh Route 300 LLC - n 101121 - 10/11/2021	10/11/2021	Cleaning & Grading Permit App Fee	3,500.00
			3,500.00



THIS FACE OF THIS CHECK HAS A SECURITY VOID BACKGROUND PATENTED BY BANK OF AMERICA. IF YOU SEE THIS WORD VOID IN ANY AREA, IT IS A SECURITY VOID.

Matrix Newburgh Route 300, LLC
 CN 4000 Forsgate Drive
 Cranbury NJ 08512

Bank of America
 5 Centre Drive
 Monroe Township, NJ 08831
 55-33/212

CHECK NO. 1092
 CHECK DATE 10/12/2021

SUM OF ***** THREE THOUSAND FIVE HUNDRED AND 00/100 DOLLARS *****

\$3,500.00****

PAY TO THE ORDER OF
 Town of Newburgh
 1496 Route 300
 Newburgh, NY 12550

AUTHORIZED SIGNATURE

⑆001092⑆ ⑆021200339⑆ ⑆381032794346⑆

SUBDIVISION/SITE STORMWATER/EROSION AND SEDIMENT CONTROL BOND

Bond No. 5282628

KNOW ALL MEN BY THESE PRESENTS, that we, MATRIX NEWBURGH ROUTE 300, LLC, as Principal, and NGM Insurance Company, authorized to do business in the State of New York, as Surety, are held and firmly bound unto the Town of Newburgh, New York, a New York municipal corporation, as Obligee, in the penal sum of FIVE MILLION ONE HUNDRED FIFTY-SEVEN THOUSAND SIXTY-THREE AND 45/100 DOLLARS (\$5,157,063.45), lawful money of the United States of America, for the payment of which well and truly made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly to these presents.

WHEREAS, the Principal or its predecessor in property interest has made application to the Town of Newburgh Planning Board in accordance with the Town of Newburgh zoning code, subdivision regulations and stormwater management law for approval of a site plan, dated OCTOBER 21, 2021, known as MATRIX LOGISTICS CENTER AT NEWBURGH and a subdivision, dated OCTOBER 21, 2021, known as MATRIX LOGISTICS CENTER AT NEWBURGH, both located at NEW YORK STATE ROUTE 300 IN THE TOWN OF NEWBURGH, ORANGE COUNTY, NEW YORK and the related stormwater pollution prevention plan, dated OCTOBER 21, 2021, and

WHEREAS, the Principal is required to furnish a good and sufficient bond to complete the proper installation of erosion and sediment control and/or stormwater management measures and permanent stabilization or restoration requirements for the land disturbance to be carried out in conjunction with the development of the approved site plan and subdivision (hereinafter collectively the "stormwater improvements") at the Principal's own expense within three (3) years of the date hereof and in the manner specified in the Town of Newburgh Code and/or the plans approved by the Town of Newburgh Planning Board, with such modifications and conditions, if any, as have been imposed by the Obligee, including but not limited to the condition, if stated in the approval, that if full implementation of the approved erosions and sediment control or stormwater management plan does not provide for effective erosion and sediment control or stormwater management measures, the Principal shall implement such additional erosion and sediment control measures as will control or treat the sediment source, and the delivery of "as built" drawings (said conditions hereinafter referred to as the "Agreement")

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall properly and satisfactorily install, or have installed, erosion and sediment control measures and permanently stabilize or restore the Site in accordance the Agreement and complete the proper installation of the stormwater improvements within three (3) years of the date hereof and in the manner specified in the Town of Newburgh Code and/or the plans approved by the Town of Newburgh Planning Board, with such modifications and conditions, if any, as have been imposed by the Obligee, including but not limited to the condition, if stated in the approval, that if full implementation of the approved erosions and sediment control or stormwater management plan does not provide for effective erosion and sediment control or stormwater management measures, the Principal shall implement such additional erosion and

sediment control measures as will control or treat the sediment source and the delivery of "as built" drawings, and shall save the Obligee harmless from any loss, cost, or damage by reason of the Principal's failure to complete said stormwater improvements, then this obligation shall be null and void; otherwise to remain in full force and effect and the Surety, upon receipt of a resolution of the Obligee indicating that the improvements have not been properly installed or completed, will properly complete the improvements or pay the Obligee such amount up to the Principal amount of this bond which will allow the Obligee to complete the improvements, and if suit is brought on this bond, the Principal and Surety will pay to the Obligee such reasonable attorneys' fees as shall be fixed by the court.

Signed, sealed, and dated this 4th day of March 2022.

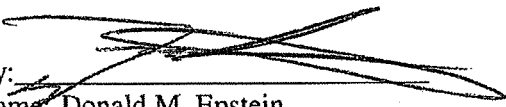
PRINCIPAL

MATRIX NEWBURGH ROUTE 300, LLC,
a New York limited liability company

By: Matrix/PPF Newburgh Route 300 Holdings, LLC,
a Delaware limited liability company

By: Matrix Development Group Associates, L.L.C.,
a New Jersey limited liability company,
its administrative member

By: Taylor/Epstein Investment Fund, L.L.C.,
a New Jersey limited liability company,
its manager

By: 
Name: Donald M. Epstein
Title: Manager

STATE OF New Jersey)
) ss.:
COUNTY OF Middlesex)

On the 4th day of March in the year 2022, before me, the undersigned, personally appeared Donald M. Epstein, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument, and that such individual made such appearance before the undersigned in the Township/City of Middlesex and State of New Jersey.

Donna M. Papkin
Notary Public

Donna M. Papkin
Notary Public of New Jersey
ID# 50090750
My Commission Expires October 1, 2023



NGM INSURANCE COMPANY
A member of The Main Street America Group

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That NGM Insurance Company, a Florida corporation having its principal office in the City of Jacksonville, State of Florida, pursuant to Article IV, Section 2 of the By-Laws of said Company, to wit:

"SECTION 2. The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them. "

does hereby make, constitute and appoint Donna M. Chiancone its true and lawful Attorney-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bond number S282628 dated March 4, 2022

on behalf of Matrix Newburgh Route 300, LLC

in favor of Town of Newburgh, New York

and to bind NGM Insurance Company thereby as fully and to the same extent as if such instrument was signed by the duly authorized officers of the NGM Insurance Company; the acts of said Attorney are hereby ratified and confirmed.

This power of attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Directors of NGM Insurance Company at a meeting duly called and held on the 2nd day of December 1977.

Voted: That the signature of any officer authorized by the By-Laws and the company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof; such signature and seal, when so used being hereby adopted by the company as the original signature of such officer and the original seal of the company, to be valid and binding upon the company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, NGM Insurance Company has caused these presents to be signed by its Vice President, General Counsel and Secretary and its corporate seal to be hereto affixed this 7th day of January, 2020.

NGM INSURANCE COMPANY By:

Kimberly K. Law

Kimberly K. Law
Vice President,
General Counsel and Secretary

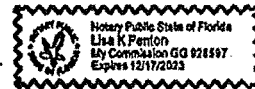


State of Florida,
County of Duval.

On this 7th day of January, 2020, before the subscriber a Notary Public of State of Florida in and for the County of Duval duly commissioned and qualified, came Kimberly K. Law of the NGM Insurance Company, to me personally known to be the officer described herein, and who executed the preceding instrument, and she acknowledged the execution of same, and being by me fully sworn, deposed and said that she is an officer of said Company, aforesaid: that the seal affixed to the preceding instrument is the corporate seal of said Company, and the said corporate seal and her signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company; that Article IV, Section 2 of the By-Laws of said Company is now in force.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Jacksonville, Florida this 7th day of January, 2020.

Lisa K. Penton



I, Nancy Giordano-Ramos, Vice President of the NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this 4th day of March, 2022.

Nancy Giordano-Ramos



WARNING: Any unauthorized reproduction or alteration of this document is prohibited.

TO CONFIRM VALIDITY of the attached bond please call 1-603-358-1343..

TO SUBMIT A CLAIM: Send all correspondence to 55 West Street, Keene, NH 03431 Attn: Bond Claim Dept. or call our Bond Claim Dept. at 1-603-358-1229.

SURETY

NGM Insurance Company

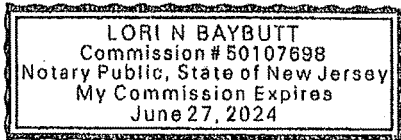
By: Donna M. Chiancone

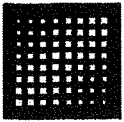
Donna M. Chiancone, Attorney-In-Fact

STATE OF New Jersey)
) ss.:
COUNTY OF Camden)

On the 4th day of March in the year 2022, before me, the undersigned, personally appeared Donna M. Chiancone, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that she executed the same in her capacity(ies), and that by her signature(s) on the instrument, the individual(s) or the person upon behalf of which the individual(s) acted, executed the instrument, and that such individual made such appearance before the undersigned in the Township/City of Camden and State of New Jersey.

Lori N. Baybutt
Notary Public
Lori N. Baybutt





MATRIX

VIA: FedEx

October 14, 2021

Mr. Gerald Canfield
Code Enforcement Officer
Township of Newburgh
21 Hudson Valley Professional Plaza
Newburgh, NY 12550

Re: Matrix Logistics Center
Clearing and Grading Permit

Dear Mr. Canfield,

Enclosed please find checks for \$3500 for inspections and \$169,750 for bonding as required by the recently issued Clearing and Grading Permit. Please let me know if you have any questions.

Very truly yours,

Kenneth Griffin
Principal

cc: Ray Aquino
Pat Hines – email
Chuck Utschig - email

Matrix Development Group
Forsgate Drive, CN4000
Cranbury, NJ 08512
Tel: (732) 521-2900
Fax: (609) 395-8289
www.matrixcompanies.com

#12C



June 8, 2022

Town of Newburgh
1496 Route 300
Newburgh, NY 12550

ATTENTION: GILBERT PIAQUADIO, TOWN SUPERVISOR AND TOWN BOARD MEMBERS

SUBJECT: UNIFIRST AMENDED SITE PLAN
PB# 2021-14
STORMWATER MANAGEMENT & EROSION SEDIMENT CONTROL COST ESTIMATE SECURITIES

Dear Supervisor Piaquadio and Town Board Members,

This office has reviewed a cost estimate prepared Pitingaro and Doetsch Engineers for the Soil Erosion Sediment Control and Stormwater Management Facilities. Project consists of a building addition parking lot modification and access improvements for the subject site. Attached under cover of this letter is a copy of the cost estimate prepared by the applicant's Engineer. Unit cost utilized to calculate the erosion and sediment control Stormwater Management Securities are based on cost provided to the applicant's representative by MHE Engineering.

Based on the review of this cost estimate this office takes no exception to the Town Board accepting Erosion and Sediment Control and Stormwater Security in the amount of \$151,836.00 A Stormwater and Erosion Control Inspection Fee in the amount of \$6,073.44 is also required to be posted. This action requires Town Board approval for the establishment of the Stormwater erosion Control Securities in the amount \$151,836.00 and the initial inspection fee.

Very Truly yours,

MHE Engineering, D.P.C.

A handwritten signature in cursive script, appearing to read 'Patrick J. Hines'.

Patrick J. Hines
Principal
PJH/em

Cc: Jerry Canfield, Code Enforcement
John P. Ewasutyn, Town Planning Board Chairman
Lisa Ayers, Town Clerk

NEW YORK OFFICE

33 Airport Center Drive, Suite 202, New Windsor, NY 12553
845-567-3100 | F: 845-567-3232 | mheny@mhepc.com

PENNSYLVANIA OFFICE

111 Wheatfield Drive, Suite 1, Milford, PA 18337
570-296-2765 | F: 570-296-2767 | mhepa@mhepc.com

Unifirst Site Work							Unit Price			Total
Description	Quantity	U/M	Cost	Overhead	Profit	Subtotal	Total			
							Cost	Overhead	Profit	Subtotal
Site Work										
Mobilization	1	LS	\$5,000.00	\$500	\$550	\$6,050	\$6,050			\$6,050
Asphalt Pavement 3" binder, 2" top	3725	SY	\$20.00	\$2	\$2	\$24	\$24			\$90,145
Curbing	230	LF	\$45.00	\$5	\$5	\$54	\$54			\$12,524
Curbing with gutter	155	LF	\$60.00	\$6	\$7	\$73	\$73			\$11,253
Sidewalk	70	SY	\$186.30	\$19	\$20	\$225	\$225			\$15,780
Pump Chambers	1	EA	\$7,500.00	\$750	\$825	\$9,075	\$9,075			\$9,075
Septic Pumps	2	EA	\$3,000.00	\$300.00	\$330.00	\$3,630.00	\$3,630.00			\$7,260
4" PVC SDR-26 Septic Forcemain	220	LF	\$40.00	\$4.00	\$4.40	\$48.40	\$48.40			\$10,648
6" Ductile iron water main	130	LF	\$62.50	\$6.25	\$6.88	\$75.63	\$75.63			\$9,831
Site Work Sub Total							\$75.63			\$172,565
Drainage										
Contech Infiltration System	1	EA	\$4,000.00	\$4,000	\$4,400	\$4,400	\$4,400			\$48,400
Pump Chambers	1	EA	\$7,500.00	\$750	\$825	\$825	\$825			\$9,075
Drainage Pump	2	EA	\$12,000.00	\$1,200.00	\$1,320.00	\$1,320.00	\$1,320.00			\$29,040
15" HDPE Pipe	400	LF	\$33.00	\$3.30	\$3.63	\$39.93	\$39.93			\$15,972
12" HDPE Pipe	260	LF	\$28.00	\$2.80	\$3.08	\$33.88	\$33.88			\$8,809
8" HDPE Pipe	50	LF	\$20.00	\$2.00	\$2.20	\$24.20	\$24.20			\$1,210
4" PVC SDR-26 Forcemain	40	LF	\$40.00	\$4.00	\$4.40	\$48.40	\$48.40			\$1,936
Catch Basin	9	EA	\$3,000.00	\$300.00	\$330.00	\$330.00	\$330.00			\$32,670
Trench Drains	28	LF	\$126.00	\$12.60	\$13.86	\$152.46	\$152.46			\$4,269
Septic System (Tank, d-box, etc)	1	LS	\$35,000.00	\$3,500.00	\$3,850.00	\$42,350.00	\$42,350.00			\$42,350
Drainage Sub Total										\$193,731
Landscaping										
Topsoil and Grading	800	SY	\$4.80	\$0.48	\$0.53	\$5.81	\$5.81			\$4,646
Seeding	800	SY	\$0.58	\$0.06	\$0.06	\$0.70	\$0.70			\$561
Landscaping Sub Total										\$5,208
Erosion and Sediment Control measures										
Silt Fence	200	LF	\$1.88	\$0.19	\$0.21	\$2.27	\$2.27			\$455
Erosion and Sediment Control Sub Total										\$455
Escrow	1	LS	\$2,000.00	\$200.00	\$220.00	\$2,420.00	\$2,420.00			\$2,420
								Subtotal		\$374,379
								Construction Subtotal		\$374,379
								Opinion of Probable Construction Cost		\$374,379

#12D



June 8, 2022

Town of Newburgh
1496 Route 300
Newburgh, NY 12550

ATTENTION: GILBERT PIAQUADIO, TOWN SUPERVISOR AND TOWN BOARD MEMBERS

SUBJECT: NEWBURGH COMMERCE CENTER- SCANNELL MS-4 5 ACRE WAIVER REQUEST
PB# 2021-21

Dear Supervisor Piaquadio and Town Board Members,

The subject project has received conditional final approval from the Town of Newburgh Planning Board. The project involves the construction of a 132,000 square foot office/warehouse facility with associated car and truck parking spaces. A Stormwater Pollution Prevention Plan has been prepared for the subject project addressing Town of Newburgh and NYSDEC requirements. The applicants are requesting a waiver to disturb greater than 5 acres of land at any one time. Project includes construction of off-site improvements within the DOT Right-of-Way.

Based on the proposed site disturbance and off-site work within the Right-of-Way the applicants are requesting to disturb 15.6 +/- acres of property at a single time. The applicants have identified due to the building size and the need to preform grading activities for on-site and off-site improvements that the 5 acre waiver would be a hardship for the project. The project SWPPP provides for additional controls regarding the 5 acre waiver including a requirement that 2 site inspections be conducted every 7 calendar days that all disturbed areas which meet final grading must be stabilized within 7 calendar days.

Based on a review of the SWPPP prepared for the project which incorporates additional Stormwater Quality Controls as the project is located in the Washington Lake Watershed. Along with the additional requirements for the 5 acre waiver this office takes no exception to the Town Board granting the project a waiver of the 5 acre maximum disturbance requirement.

Please feel free to contact the undersigned should you have any questions, comments or require any additional information regarding this matter.

Very Truly yours,

MHE Engineering, D.P.C.

Patrick J. Hines
Principal
PJH/em

NEW YORK OFFICE

33 Airport Center Drive, Suite 202, New Windsor, NY 12553
845-567-3100 | F: 845-567-3232 | mheny@mhepc.com

PENNSYLVANIA OFFICE

111 Wheatfield Drive, Suite 1, Milford, PA 18337
570-296-2765 | F: 570-296-2767 | mhepa@mhepc.com

May 19, 2022

MS-4 Administrator
Town of Newburgh
C/O Patrick Hines, PE
Consulting Engineer for the Town of Newburgh
1496 Route 300
Newburgh, NY 12550

**Re: Land Disturbance Waiver Request
Newburgh Commerce Center
124 Route 17K, Newburgh (Tax ID: 95-1-58)
Langan Project No.: 190071901**

Dear Mr. Hines:

On behalf of the Applicant, Scannell Properties, LLC, we are requesting written approval to disturb greater than five (5) acres of land at any one time for the above referenced project. The current project includes disturbing up to sixteen (16) acres in a single phase.

Project Description

The Applicant, Scannell Properties, LLC, is proposing to develop a ± 13.8 acre parcel located along NYS Route 17K in the Town of Newburgh, New York. The project, Newburgh Commerce Center, is a commercial development that consists of single-story mixed-use facility – one 132,000 square foot building, with associated car and trailer parking spaces. The project will require the addition of a left turn lane on NYS Route 17K, which will require a road-way widening and the construction of retaining walls and drainage swales in the right-of-way.

Waiver Request

The applicant is applying for a 5-acre waiver to disturb up to 16-acres at any one given time. Construction will consist of a single phase. Onsite disturbance will consist of ± 13.4 -ac and offsite disturbance in the right-of-way will consist of ± 2.2 -ac. (Total disturbance of ± 15.6 -ac).

An erosion and sediment control plan has been prepared. It includes temporary sediment traps, diversion swales, silt fence, orange construction fence, inlet protection, and a stabilized construction entrance.

The limits of disturbance will be flagged prior to the commencement of construction to ensure over disturbance does not occur. Areas that are disturbed and graded will be immediately stabilized with appropriate stabilization measures while construction is occurring in other portions of the site. Stabilization methods will include, but not limited to, hydro-seeding, mulching, haying, and spreading wood chips over the disturbed areas once construction within those areas are complete. Stone will be used to stabilize the building pad. Exposed rock areas

shall be considered to be stabilized and will be determined by the certified onsite inspector during construction.

The unique characteristics of this site and the proposed development that includes a single building pad of approximately 3 acres, make it impractical to limit disturbance to less than 5 acres. Due to these unique site characteristics, development of the site cannot be achieved in 5-acre segments. However, the SWPPP provides significant controls and erosion control measures to ensure that the disturbance of more than 5 acres does not result in any adverse environmental impact.

A minimum of 2 site inspections will be conducted every 7 calendar days by a qualified inspector to ensure the stability and effectiveness of all protective measures and practices during construction for as long as more than 5.0 acres of land remains disturbed.

Considering the above information, we believe there is sufficient information in support of our request to disturb greater than five (5) acres of land at any one time. Please do not hesitate to contact this office, should you have any questions or require any additional information. Thank you.

Sincerely,
**Langan Engineering, Environmental, Surveying
and Landscape Architecture, D.P.C.**



Charles Utschig, PE
Associate

cc: L. McMahon

\\Langan.com\data\WPW\data9\190071901\Project Data\Correspondence\Letter\2022-05-19 5-Acre Waiver Letter.docx

#12E

KALA

Karen Arent Landscape Architect

Memorandum

To: Gil Piaquadio

From: Karen Arent, Landscape Architect

Date: May 17, 2022

Subject: Newburgh Commerce Center, Landscape Bond

Town Project Number: 2021-21

Consultant: Langan Engineering

Cc: Chairman John Ewasutyn and the Town of Newburgh Planning Board, Pat Hines, Dominick Cordisco, Gerald Canfield, Chuck Utschig and Meredith Juliana with Langdon Engineering

COMMENTS:

The landscape cost estimate for Newburgh Commerce Center was reviewed. Unit costs are reasonable and the landscape bond is recommended for approval. We recommend that the board approve a landscape security in the amount of \$212,754. The landscape inspection escrow amount for this project is \$4,000

12 Old Minisink Trail, Goshen, New York 10924

Phone (845) 294-9958, Fax (845) 294-6545, Email: KarenArentDesign@Frontier.com

#13

TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550



Lisa M. Vance Ayers
Town Clerk

845-564-4554
Fax: 845-564-8589
e-mail: lisaayers@townofnewburgh.org

To: Supervisor Piaquadio
Town Board

From: Lisa M. Vance Ayers Town Clerk

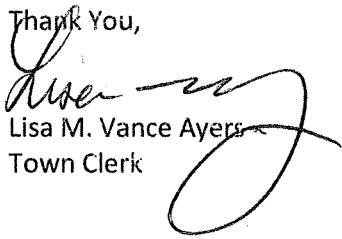
Date: June 8, 2022

Re: Deputy Registrar of Vital Statistics

Mr. Supervisor and Town Board,

I'm asking for Town Board approval to appoint Rachel Vazquez to the position of Deputy Registrar of Vital Statistics. The position is vacant due to the resignation of the previous deputy Tiffany Ray. The stipend for this position is \$30.46 per week, which totals \$1,583.92 yearly.

Thank You,


Lisa M. Vance Ayers
Town Clerk



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

#14A

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Supervisor Piaquadio
Town Board

From: Charlene M Black, Personnel

Date: June 13, 2022

Re: Full-time Laborer

Please find attached a letter and Employee Request form from Highway Superintendent Mark Hall, requesting the approval of Full Time laborer, Constantino DeSousa. Approval is pending the outcome of all the necessary paperwork, fingerprints and physical and drug/alcohol testing, with a hire date on or after June 27, 2022.



HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

MARK HALL
HIGHWAY SUPERINTENDENT

TO: Charlene Black, Personnel Department

FROM: Mark Hall, Highway Superintendent *MH*

DATE: June 9, 2022

RE: Laborer

After interviewing the candidates for the position of Laborer with Paul Ruggiero, Charlene Black & myself we feel the following is the best qualified for the position:

Constantino DeSousa

I am requesting that a start date on or about June 27, 2022 Thank you.

MH:ch

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: CONSTANTINO DESOUSA

DEPARTMENT: HIGHWAY

TITLE OF POSITION: LABORER

FULL TIME OR PART TIME: FULL TIME


HOURLY RATE: \$ 17.1882

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 5110.100

PROPOSED HIRE DATE: on or after 6/27/22

NOTE: CANDIDATE CANNOT BEGIN WORK WITHOUT PRE-EMPLOYMENT PHYSICAL AND COMPLETION OF ALL REQUIRED PAPERWORK.


DEPARTMENT HEAD SIGNATURE

6/8/22
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT

COPY TO ACCOUNTING DEPARTMENT
5-22-2017

#14B



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

PERSONNEL DEPT.

PH: 845-566-7785
Fax: 845-564-2170

To: Supervisor Piaquadio
Town Board

From: Charlene M Black, Personnel

Date: June 13, 2022

Re: MEO 1A

Please find attached a letter and Employee Request form from Highway Superintendent Mark Hall, requesting the approval of MEO 1A, Alphonso Crudale. Approval is pending the outcome of all the necessary paperwork, fingerprints and physical and drug/alcohol testing, with a hire date on or after June 27, 2022.



HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

MARK HALL
HIGHWAY SUPERINTENDENT

TO: Charlene Black, Personnel Department
FROM: Mark Hall, Highway Superintendent *M*
DATE: June 9, 2022
RE: Meo 1A Interviews

After interviewing the candidates for the position of MEO 1A with Paul Ruggiero, Charlene Black & myself we feel the following is the best qualified for the position:

Alphonso Crudale

I am requesting that a start date on or about June 27, 2022 Thank you.

MH:ch

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: ALPHONSO CRUIDALE

DEPARTMENT: HIGHWAY

TITLE OF POSITION: MEU 1A

FULL TIME OR PART TIME: FULLTIME


HOURLY RATE: \$ 24.8728

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 5110.100

PROPOSED HIRE DATE: on or after 6/27/22

NOTE: CANDIDATE CANNOT BEGIN WORK WITHOUT PRE-EMPLOYMENT PHYSICAL AND COMPLETION OF ALL REQUIRED PAPERWORK.


DEPARTMENT HEAD SIGNATURE

6/9/22
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT

COPY TO ACCOUNTING DEPARTMENT
5-22-2017