

AGENDA

AUDIT/WORKSHOP TOWN COUNCIL MEETING
Wednesday, October 2, 2013
7:00 p.m.

1. ROLL CALL
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. MOMENT OF SILENCE
4. CHANGES TO AGENDA
5. APPROVAL OF AUDIT
6. TOWN CLERK: Submission of Tentative Budget
7. UNSAFE BUILDING(S): Update on 408 Carter Avenue
8. ZONING:
 - A. IB Zone Text Change Request
 - B. Cargo Container Local Law
9. RECEIVER OF TAXES: 2013 Chargebacks
10. FLEET MAINTENANCE: Building Extension
11. RESOLUTION(S) Determining Unhealthy, Hazardous or Dangerous Conditions
12. ASSESSOR—TAX CERTIORARI:
 - A. United Rental (5311 Route 9W)
 - B. Bergey Realty (Governor Drive)
13. ACCOUNTING:
 - A. Purchasing Policy
 - B. Budget Transfer
 - C. Tentative 2013 Budget
 - D. Authorization for Payment for Litigation Defense (VHB Engineering)
14. POLICE:
 - A. Hiring of Part Time Police Officer(s)
 - B. Authorization to Hire Full Time Officer(s)
15. DPW/HIGHWAY: Hiring of Seasonal Employees
16. ENGINEERING:
 - A. Inspection Services for Laurle Lane & Grandview Water Main Extensions
 - B. US Communities
17. ZONING: Approval of Payment for Re-zoning Litigation
18. DATA PROCESSING:
 - A. Conversion from Time Warner to Fios
 - B. Surplus Equipment
19. ADJOURNMENT

5. APPROVAL OF AUDIT

OCT 2 2013

AUDIT # 18
10/2/2013
VOUCHERS: 133899 to 134113

5

Audit Date: October 2, 2013

To the Supervisor:

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

I acknowledge the following vouchers are in violation of New York State's General Municipal Law section 103 (Competitive Bidding Laws) and approve payment thereof.

<u>Voucher</u>	<u>Vendor Name</u>	<u>Amount</u>
133900	Arkel motors	2,711.62
133923	Grainger	3,899.00
133931	Mid hudson mack	157.37
133932	Mid hudson mack	126.31
133933	Mid hudson mack	328.00
133934	Mid hudson mack	4,388.01
133935	Mid hudson mack	1,197.17
133936	Mid hudson mack	31.00
133941	Newburgh winwater	1,068.17
133942	Newburgh winwater	71.28
133943	NY Communication	180.00
133987	Grainger	234.24
134001	Newburgh winwater	1,205.44
134002	NY Communication	3,725.00
134005	Schmidts wholesale	8,388.16
134006	Schmidts wholesale	13,359.21
134007	Schmidts wholesale	26.64
134008	Schmidts wholesale	2,995.30
134056	MC electric	1,350.00
134057	MC electric	345.00
134058	MC electric	225.00
134087	Val u office	836.38
134088	Val u office	733.18

Dated: _____

Andrew J. Zarutskie, Town Clerk

Town Board:

Exceptions:

AUDIT # 18

October 2, 2013

VOUCHERS: 133899 to 134113

FUND	REGULAR	PREPAID
GENERAL	\$ 164,666.12	\$ 241,221.87
TRUST & AGENCY	6,608.13	399.33
STREET LIGHTING	-	-
HIGHWAY	182,662.54	59,470.86
WATER	60,102.04	37,882.95
SEWER	3,136.58	7,968.66
WATER CAPITAL	283,954.22	-
SEWER CAPITAL	-	50,217.00
HIGHWAY CAPITAL	-	-
GENERAL CAPITAL	950.00	-
SPECIAL DISTRICT	-	-
TOTAL	\$ 702,079.63	\$ 397,160.67
GRAND TOTAL	<u>\$ 1,099,240.30</u>	

10-2-13

add on



TOWN OF NEWBURGH JUSTICE COURT
311 ROUTE 32
NEWBURGH, NEW YORK 12550

TELEPHONE (845) 564-7161
FACSIMILE (845) 564-7171

HON. RICHARD CLARINO
TOWN JUSTICE

DEBRA A. MURPHY
COURT CLERK TO TOWN JUSTICE

September 26, 2013

Hon. Wayne C. Booth
Supervisor of the Town of Newburgh
1496 Route 300
Newburgh, New York 12550

Dear Supervisor Booth:

This is to respectfully request approval to permit some of the employees at the Justice Court to donate time from their annual leave to Debra A. Murphy to be used by her for her time off from work resulting from the sudden death of her husband on September 15th, 2013.

Thank you for your usual cooperation and courtesies.

Very truly yours,

RICHARD CLARINO
Town Justice

cc: Gilbert Piaquadio, Member of Town Board
Charlene Black, Department of Personnel

10-2-13

add on

Andrew G. Finkelstein, P.C. (NY & NJ) *
 George M. Levy (NY)
 Duncan W. Clark (NY)
 Ronald Rosenkranz (NY) *
 Robert J. Camera (NY & NJ)
 Joseph P. Rones (NY)
 Steven Lim (NY)
 George A. Kohl, II (NY & MA)
 Eleanor L. Pollimeni (NY)
 Andrew J. Genna, LLM (NY & PA)
 Thomas C. Yatto (NY)
 Elyssa M. Fried-DeRosa (NY)
 Mary Ellen Wright, R.N. (NY) *
 Kenneth B. Fromson (NY, NJ & PA) *
 Nancy Y. Morgan (NY, NJ & PA)
 Andrew L. Spitz (NY)
 James W. Shuttleworth, III (NY)
 Lawrence D. Lissauer (NY)
 David E. Gross (NY & NJ) *
 Victoria Lieb Lightcap (NY & MA) *
 Ann R. Johnson (NY & CT)

Finkelstein & Partners ^{LLP}
 THE INJURY ATTORNEYS TM

John F. Dowd (NY & CT)
 Michael T. McGarry (NY)
 Marshall P. Richer (NY)
 Thomas J. Pronti (NY)
 Edward M. Steves (NY)
 Kara L. Campbell (NY & CT)
 Silvia Fermanian (NY)
 Marie M. DuSault (NY)
 Melody A. Gregory (NY & CT)
 Gail Schlanger (NY)

Elizabeth A. Wolff (NY & MA)
 Robert E. Borrero (NY)
 Christine Khalil-Borna Clemens (CA only)
Of Counsel
 Cynthia M. Maurer (NY & NJ)
 Michael Feldman (NY & NJ)
 Raye D. Futerfas (NJ)
 Linda Armatti-Epstein (NY)
 Kenneth Cohen (NJ)
 David Akerit (NY)

Frances M. Bova, R.N. (NY & NJ)
 Mark B. Hudoba (NY)
 Gustavo W. Alzugaray (NY)
 Sharon A. Scanlan (NY & CT)
 Marc S. Becker (NY)
 Antonio S. Grillo (NY & NJ)
 Jonathan Davis (NY)
 Maurice J. Recchia (NY)
 Vincent J. Rossillo (NY)
 Pamela Thomas (NY & CT)
 Donald A. Crouch (NY & CT)

Karen O'Brien (NY)
 Jennifer Saifer (NY & NJ)
 Thomas P. Welch (NY)
 David Stauber (NY)
 Marjorie T. Richemard (NY)
 Annie Ma (NY & NJ)
 Howard S. Lipman (NY)
 Teresa E. Cipollone (NY & CT)
 Jared Baker (NY & DC)
 Noreen Tuller, R.N. (NY)
 Cristina L. Dulay (NY)
 Justin M. Cinnamon (NY & CT)
 Robert Seidner (NY)
 Robin N. D'Amore (NY)
 Nicole Murphy (NY)
 Frank R. Massaro (NY)
 Kenneth G. Barlett (CT & NJ)
 * The NeuroLaw Trial Group

REFER TO OUR FILE #: 104376

July 23, 2013

Wayne Booth, Town Supervisor
 Town of Newburgh
 1496 Route 300
 Newburgh, NY 12550

RE: Sunnyside Development – Fletcher Street (94-1-1.2,9 and 93-1-60.2)


Dear Supervisor Booth:

I represent Sunnyside Development, LLC which has previously presented proposals for a residential subdivision of the above parcels. We understand that there may be increased interest in bringing a sanitary sewer line to the area, and wish to present plans to accomplish that.

Would you be so kind as to set up a work session for a preliminary presentation to the Board and its consultants to explore Sunnyside's proposal?

Please advise.

Very truly yours,

FINKELSTEIN & PARTNERS, LLP

 By: JOSEPH P. RONES

cc: Robert Logan; George Cronk
 John Ewasutyn, Chairman, Town Planning Board

6. TOWN CLERK: Submission of Tentative Budget

7. UNSAFE BUILDING(S): Update on 408 Carter Avenue

Discussion

8. ZONING:

A. IB Zone Text Change Request

B. Cargo Container Local Law

OCT 2 2013
GERALD N. JACOBOWITZ
DAVID B. GUBITS
JOHN H. THOMAS JR.
GERALD A. LENNON
PETER R. ERIKSEN
HOWARD PROTTER
DONALD G. NICHOL
LARRY WOLINSKY
ROBERT E. DINARDO
J. BENJAMIN GAILEY
MARK A. KROHN*
JOHN C. CAPPELLO
GEORGE W. LITHCO
MICHELE L. BABCOCK
* L.L.M. IN TAXATION

JACOBOWITZ AND GUBITS, LLP

COUNSELORS AT LAW

158 ORANGE AVENUE
POST OFFICE BOX 367
WALDEN, NEW YORK 12586-0367

(845) 778-2121 (845) 778-5173 FAX

Writer' s Email: rmc@jacobowitz.com

SANFORD R. ALTMAN
MARK T. STARKMAN
GARY M. SCHUSTER
WILLIAM E. DUQUETTE
ALYSE D. TERHUNE
KARA J. CAVALLO
TOBIAS A. LAKE
MICHAEL L. FOX
MARCIA A. JACOBOWITZ
F. BRYAN PAZ
ANDREA L. DUMAIS
ANTOINETTE M. CARUSO
JASON C. SCOTT
CARMEE G. MURPHY**

**OF COUNSEL

za

September 18, 2013

Via Federal Express # 8035 7113 5417

Hon. Wayne Booth, Supervisor and Town Council
Members
Town of Newburgh Town Board
1496 Route 300
Newburgh, New York 12550

Re: The Old Little Britain Road, LLC
Rezoning Petition
Our file no. 1733-124

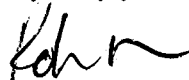
Dear Supervisor Booth and Town Council Members:

Enclosed please find an original and eleven (11) copies of a Rezoning Petition of The Old Little Britain Road, LLC requesting text change amendment of your zoning code to permit a bank use in the IB zoning district.

I respectfully request that the Board place this matter on its next meeting agenda to discuss this Petition. We understand that once you have determined to move forward with the Petition, the Petitioner may be required to post an escrow fee to cover publication expenses as well as professional fees incurred by the Town Board in review of this Petition.

Thank you in advance, I look forward to presenting this Petition to your Board.

Very truly yours,



Robert E. DiNardo

RED/rmc
enc

cc: Angelo J. Danza

-----X
In the Matter of

In the Petition of The Old Little Britain Road, LLC
For an Amendment of the Table of Use and Bulk
Requirements for the Interchanged Business (IB)
District to Allow Banks As a Use Permitted Subject
To Site Plan Review By the Planning Board.
-----X

**REZONING
PETITION**

The undersigned Petitioner respectfully petitions the Supervisor and Town Council members to amend the Table of Use and Bulk requirements for the Interchange Business (IB) District to include "banks" as a permitted use subject to site plan review by the Planning Board in the D(2) category for the following reasons:

1. Petitioner is the owner of certain real property located at 1690 Little Britain Rd., at the intersection of 300, being town of Newburgh tax lots 97 - 3 - 1 and 2. A location map depicting petitioner's property is attached as exhibit "A."
2. Petitioner's property consists of approximately .625 acres.
3. Petitioner's property currently contains the former Simoni Tailor building.
4. The reasons supporting this request include the following:
 - A. Banks are only permitted in the IB zone as part of a shopping center. The B zone permits banks as a stand-alone use. There is a strong similarity between the uses permitted in the B zone and the IB zone.
 - B. The uses which are common to both zones include retail stores, convenience stores, gasoline filling stations, health clubs and fitness facilities, eating and drinking businesses, restaurants and fast food establishments, and offices for businesses, research and professional use.


- C. A bank use is less intensive use than most of the uses permitted in the IB and the B zoning districts. For example retail stores, convenience stores, service stations, restaurants and fast food establishments typically involve greater demands on traffic, water and sewer usage, than a bank use.
- D. There are existing, stand-alone banks in the IB's zone in the immediate Route 300 corridor in the town. These uses have shown to be compatible with the uses in the IB zone.
- E. Petitioner's property is located in an area which contains existing compatible uses with the uses of the B zone and the IB zone. Further, the property immediately adjacent to the petition's property is expected to be the subject of a site plan application for a commercial use. Functionally, while not owned by the same owners, the area will present and function from a land use point of view as an integrated shopping and commercial area.

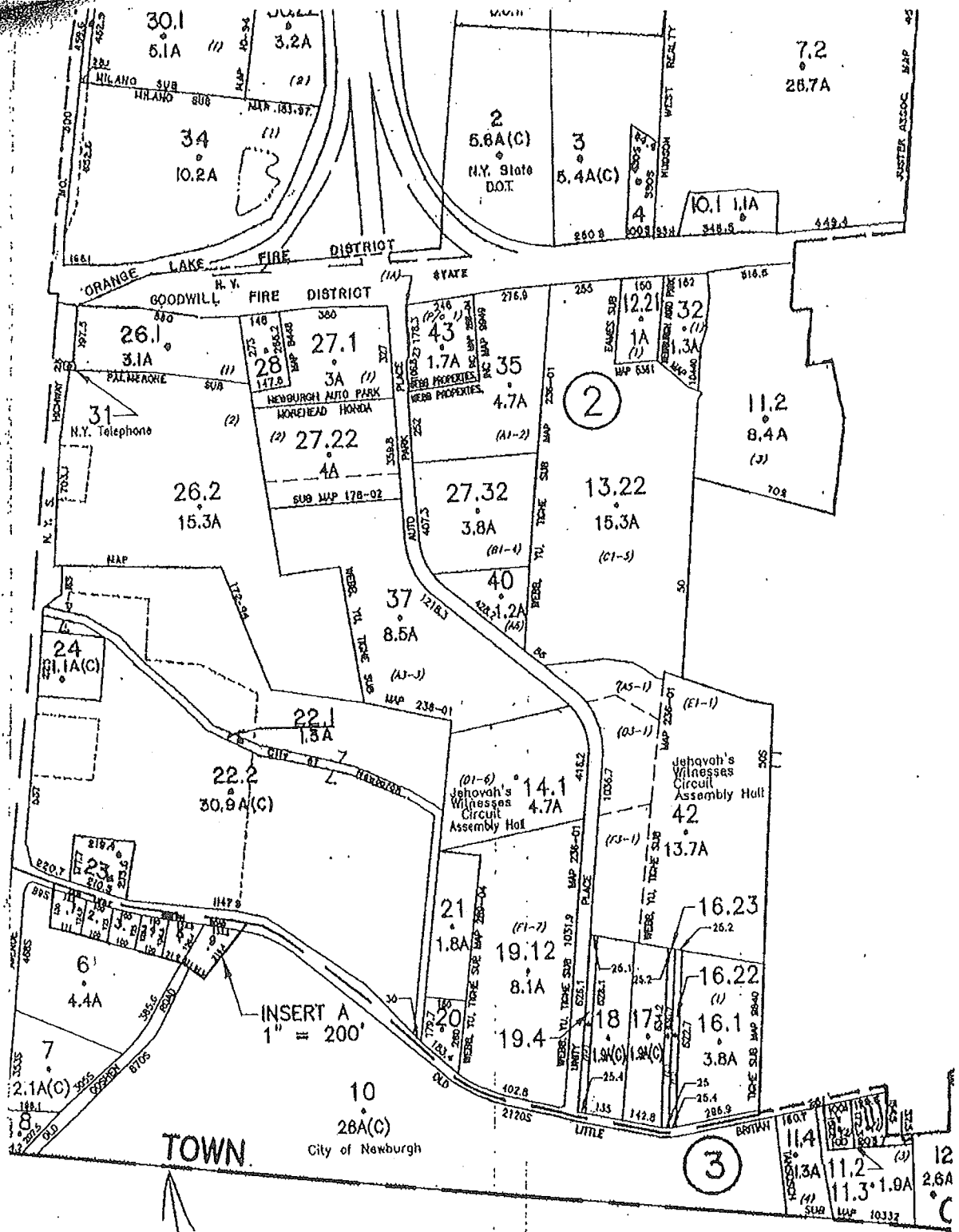
5. For the foregoing reasons it is respectfully submitted that this text change amendment petition is consistent with the town's zoning ordinance, is appropriate, and is in the best interests of the town of Newburgh and the Petitioner.

Dated: Walton, New York
September 3, 2013

Respectfully submitted:

Old Little Britain Road, LLC

By: 
Angelo J. Danza, Managing Member



ORANGE COUNTY - N

(2) (4)
 (3) or (P/O 2)
 STATE HWY NO 17
 COUNTY ROAD NO 4

Prepared by
 Orange County Tax Map Department
 124 Main Street, Goshen, N.Y. 10924
 FAX 848.981.2499

NOTICE
 MAINTENANCE, ALTERATION, SALE OR DISTRIBUTION
 OF ANY PORTION OF THE ORANGE COUNTY TAX
 MAP IS PROHIBITED WITHOUT WRITTEN PERMISSION
 OF THE O.C. REAL PROPERTY TAX SERVICE AGENCY

**INTRODUCTORY LOCAL LAW #__ OF 2013
 A LOCAL LAW AMENDING CHAPTER 185 ENTITLED
 "ZONING"
 OF THE CODE OF THE TOWN OF NEWBURGH
 TO ADD CARGO STORAGE CONTAINERS AS A
 PERMITTED ACCESSORY USE TO CERTAIN USES
 IN THE B, IB AND I DISTRICTS
 AND THE LHI OVERLAY DISTRICT
 AND TO ADD STORAGE BUILDINGS AS A
 PERMITTED ACCESSORY USE TO
 OFFICES FOR BUSINESS, RESEARCH AND PROFESSIONAL USES
 IN THE IB DISTRICT**

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

SECTION 1 – TITLE

This Local Law shall be referred to as "A Local Law Amending Chapter 185 entitled 'Zoning' of the Code of the Town of Newburgh to add Cargo Storage Containers as a Permitted Accessory Use to Certain Uses in the B, IB and I Districts and the LHI Overlay District and to add Storage Buildings as a Permitted Accessory Use to Offices for Business, Research and Professional Uses in the IB District".

SECTION 2 – PURPOSE AND INTENT

The purpose of this local law is to regulate the use of cargo containers for storage on properties in the Town, which regulations are adopted to protect the public health, safety, and welfare, and to promote convenience, economy, aesthetics and the general welfare of the Town. The Town Board declares its intent to regulate the use of Cargo Containers for storage on properties in the Town

SECTION 3 – AMENDMENTS TO CHAPTER 185

1. Section 185-3 entitled "Definitions; word usage" is hereby amended by the addition of the following definition:

"CARGO CONTAINER - a standardized reusable metal vessel that was:

1. Originally designed for or used in the packing, shipping, movement or transportation of freight, articles, goods or commodities; and/or

2. Originally designed for or capable of being mounted or moved by rail, truck or ship by

means of being mounted on a chassis or similar transport device. This definition includes the terms “transport containers” and “portable site storage containers” having a similar appearance to and similar characteristics of cargo containers.

For purposes of this chapter, cargo containers originally built for purposes other than the storage of goods and materials are not accessory buildings. For purposes of this chapter, trailers, as defined by the Vehicle and Traffic Law, including those with mounted containers, are not cargo containers.”

2. A new Subsection 185-15.1 entitled “Cargo Container Use for Storage” is hereby added to Chapter 185 to read as follows:

“§ 185-15.1 Cargo Container Use for Storage.

A. Permitted Locations. The placement of a cargo container as an accessory storage use is limited to the following zoning districts and overlay district:

1. Business (B).

2. Interchange Business (IB).

3. Industrial (I).

4. Light and Heavy Industrial Equipment and Recreational Vehicle Sales, Service and Repair Overlay (LHI)

The placement of cargo containers for storage is further limited to lots in the above-identified zoning districts only if the lot upon which the cargo container is proposed to be located falls within a use classification in the applicable Table of Use and Bulk Requirements for which cargo storage container is identified as a permitted accessory use and does not contain an accessory storage building.

B. Cargo containers are not permitted to be used for accessory storage on property zoned residential or on property the primary use of which is residential.

C. Notwithstanding the provisions set forth in subsection B of this section, the

temporary placement of transport containers and/or portable site storage containers on residentially zoned properties, or on properties the primary use of which are residential, for the limited purpose of loading and unloading household contents shall be permitted for a period of time not exceeding 30 90 days per residence in any one calendar year.

D. Notwithstanding the provisions set forth in subsection A, and B and C of this section, construction contractors may use cargo containers for the temporary location of equipment and/or materials storage structure during the period the contractor is engaged in construction which is taking place on the property where the cargo container is located. If construction ceases or is abandoned, the cargo container must be removed from the property.

E. A permitted accessory cargo storage container may be located in any required side or rear yard provided that:

1. Such cargo storage container shall not exceed 15 10 feet in height
2. Such cargo storage container shall be set back at least 20 feet from any side or rear lot line or 50 feet from a side or rear lot line adjacent to a residence district or lot in residential use and at least 10 feet from the main building.
3. Such cargo storage container shall not occupy more than 10% of the required yard area in which it is proposed to be situated.
4. A maximum of one (1) cargo storage container shall be permitted on each lot.
5. Accessory cargo storage containers shall have a maximum of 500 320 square feet of floor area.
6. Yards having a line bounding on the right of way of Interstate 87 or Interstate Route 84 shall not be considered front yards for purposes of this §185-15.1

7. ~~Vegetative screening at least 10 feet in width shall be provided between the cargo storage container and any side or rear lot line within 50 feet of the container. If visible from any adjoining lot or any bounding street right of way at any time during the year, an accessory cargo storage container shall be appropriately screened with either landscaping so as to provide an opaque sight barrier at least equal to the height of the container or by an opaque fence or similar barrier of equal height, and vegetative screening or a barrier shall be installed to prevent the container from being visible from any bounding street right of way.~~
8. **A solid, firm base surface shall be provided for the cargo storage container capable of sustaining the load of the cargo storage container and its contents.**
9. The cargo storage container shall have exterior doors or a roll up door which shall be kept closed except during the placement and removal of stored items.
10. The siting of the cargo storage container shall comply with Chapter 157, Stormwater Management and the cargo storage container shall not be placed so as to negatively impact drainage on any adjacent lot by diversion or impoundment of storm water flows.
11. No additions or attachments shall be affixed to the cargo storage container, including but not limited decks or "lean to's."
12. The color of the exterior walls of the cargo storage container shall closely resemble the main color of the principal building.
13. The cargo storage container shall not be used to store hazardous materials and no refuse or debris shall be placed in, against, on or under the cargo storage container.

14. The cargo storage container may not occupy any required off-street parking spaces or loading/unloading areas or fire lanes in any district.

F. A permit shall be required prior to the placement of an accessory cargo storage container on a lot, except for the temporary placement of transport containers and/or portable site storage containers on properties the primary uses of which are residential, for the limited purpose of loading and unloading household contents pursuant to Subsection C above. An application for a permit shall be made to the Code Compliance Department. The application shall be accompanied by the following:

1. Five (5) copies of a detailed plan showing the proposed location of the accessory cargo storage container including but not limited to setbacks from the property lines and other structures on the property.
2. Details regarding the cargo container including but not limited to height, width, length, floor area and color.
3. Method of screening.
4. Such other information as the Code Compliance Supervisor may require to adequately review an application.
5. Permit fee, as adopted by resolution of the Town Board.

G. Nothing herein shall be construed to restrict the use of cargo containers for agricultural operations.”

3. The Table of Use and Bulk Requirements for the B District-Schedule 7 as referenced by Section 185-10 “Utilization of Use Table” is hereby amended to add the following to Column A “Accessory Uses” and Column B “Permitted with”:

A. Accessory Uses

B. Permitted with:

“18. Cargo storage containers

“D2 and 11”

in accordance with §185.15.1”

4. The Table of Use and Bulk Requirements for the IB District-Schedule 8 as referenced by Section 185-10 “Utilization of Use Table” is hereby amended to add the following to

Column A "Accessory Uses" and Column B "Permitted with":

A. Accessory Uses	B. Permitted with:
<u>"18. Cargo storage containers</u> <u>in accordance with §185.15.1"</u>	<u>"C1, D5, 7, 11 and</u> <u>13"</u>

5. The Table of Use and Bulk Requirements for the I District-Schedule 9 as referenced by Section 185-10 "Utilization of Use Table" is hereby amended to add the following to Column A "Accessory Uses" and Column B "Permitted with":

A. Accessory Uses	B. Permitted with:
<u>"13. Cargo storage containers</u> <u>in accordance with §185.15.1"</u>	<u>"D1, 2, 3, 10 and 12"</u>

6. The Table of Use and Bulk Requirements for the LHI District-Schedule 7A as referenced by Section 185-10 "Utilization of Use Table" is hereby amended to add the following to Column A "Accessory Uses" and Column B "Permitted with":

A. Accessory Uses	B. Permitted with:
<u>"3. Cargo storage containers</u> <u>in accordance with §185.15.1"</u>	<u>"D1"</u>

7. The Table of Use and Bulk Requirements for the IB District-Schedule 8 as referenced by Section 185-10 "Utilization of Use Table" is hereby additionally amended to add "D5", the use classification for "Offices for business, research and professional use" to Column B "Permitted with" for item 1 "Storage buildings up to 50% of the floor area of the principal building" as follows:

A. Accessory Uses	B. Permitted with:
<u>"1. Storage Buildings up to 50% of</u> <u>the floor area of the principal building"</u>	<u>"C1, D5, 7, 11 and 13"</u>

SECTION 5 - CURRENT VIOLATIONS – TIME TO COMPLY.

All owners of property within the Town shall have 120 days from the effective date of this Local Law to bring properties which currently contain accessory cargo storage containers that are in violation of the terms of this Local Law, into full compliance with the provisions of this Local Law.

SECTION 6 – VALIDITY

If any word, clause, sentence, paragraph, section or part of this local law or the application thereof to any person or circumstance shall be adjudged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof or the application thereof to any other persons or circumstances but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which such judgment shall have been rendered. The Town Board hereby declares that it would have enacted this Local Law or the remainder thereof if the invalidity of such provision or application thereof had been apparent.

SECTION 7 – EFFECTIVE DATE

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

9. RECEIVER OF TAXES: 2013 Chargebacks

OCT 2 2013

9

Town of Newburgh
Crossroads of the Northeast
1496 Route 300
Newburgh, New York 12550
Receiver of Taxes
Mary Lou Venuto
845-564-4553

Date: September 26, 2013
To: Wayne Booth
From: Mary Lou Venuto
Subject: 2013 Charge Backs

Please put me on the October 2, 2013 Agenda for the 2013 Chargebacks

Thanks, Mary Lou

Town of Newburgh
Crossroads of the Northeast
1496 Route 300
Newburgh, New York 12550
Receiver of Taxes
Mary Lou Venuto
845-564-4553
845-566-1432 fax

Date: October 2, 2014
To: Town Board
From: Mary Lou Venuto, Receiver of Taxes
Subject: Charge backs for 2013

Total Charge backs to the Town of Newburgh for the property year 2013 are as follows:

Town:	\$ 417,083.31
Highway:	260,856.77
Consol light	14,223.83
Cons. Wtr 1	58,659.58
Cons. Wtr 2	72,938.77
Lakeside Road Lt	15.21
Orange Lake Lt	14.49
Manzo Credit on Relevy	(1589.53)
Total	\$ 822,202.43

It is the board's decision whether pay it through a voucher or to have it deducted from our 2014 tax warrant. Attached is a list of charge backs that I have received from the County as of September 27, 2013. I have also attached a voucher to be signed by three board members if you choose to pay this.

Cc: Jackie Calarco, Accountant
Mark Taylor, Attorney

10. FLEET MAINTENANCE: Building Extension

OCT 2 2013

LO

**TOWN OF NEWBURGH
FLEET MAINTENANCE
88 GARDNERTOWN ROAD
NEWBURGH, NY 12550
(845) 561-2288 Fax# (845) 561-3975**

TO: Wayne Booth, Supervisor

FROM: James LaColla, Head Mechanic-Fleet Maintenance

DATE: September 30, 2013

RE: Agenda Item, Building Extension

**CC: Jacqueline Calarco, Accountant
Andrew Zarutskie, Town Clerk**



I have price quotes for the Building Extension at Fleet Maintenance, and would like to present them at the October 2nd Audit meeting.

11. RESOLUTION(S) Determining Unhealthy, Hazardous or Dangerous Conditions

OCT 2 2013

At a meeting of the Town Board
held at 1496 Rte. 300, in the Town of
Newburgh on the ___th day of
September, 2013 at 7:00 pm

Present:

Wayne C. Booth, Supervisor

George Woolsey, Councilman

Gilbert Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernest C. Bello, Jr., Councilman

RESOLUTION DETERMINING
UNHEALTHFUL, HAZARDOUS
OR DANGEROUS CONDITIONS
DUE TO GROWTH OR
ACCUMULATION OF
BRUSH, GRASS, RUBBISH OR
WEEDS, COSTS AND EXPENSES
OF ABATEMENT TO BE
ASSESSED UPON FAILURE TO
COMPLY WITH ORDER TO
REMOVE

Councilman/woman _____ presented the following resolution which

was seconded by Councilman/woman _____.

WHEREAS, the owner of a property addressed as 78 Susan Drive in the Town of Newburgh, designated on the tax map as Section 45 Block 1, Lot 1, was duly served by the Code Compliance Department with notice that the condition of the property was unhealthful, hazardous or dangerous due to the level of growth of brush, grass, or weeds, or the growth of poisonous shrubs or weeds or the depositing, maintenance, scattering or accumulation of rubbish and was ordered to abate and remove the violation within a time period of not less than 10 days after the service of the notice; and

WHEREAS, the owner(s) of the property at the time of service was Martin and Doris Krue; and

WHEREAS, the owner did not eliminate or remove the cited conditions within the time period specified in the notice; and

WHEREAS, upon the owner's neglect or failure to comply with such notice within the time provided therein, the Town authorized the work to be done and entered or caused its agent to enter onto such premises where such violation existed to remedy such violation

in order to protect the public health, safety and general welfare of the residents of this Town, and

WHEREAS, an itemization of the costs and expenses has been provided to the Town Board by the Town Code Compliance Department; and

WHEREAS, the Town Board has carefully considered the Code Compliance Department's report and itemization.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Town Board of the Town of Newburgh hereby declares that unhealthful, hazardous or dangerous conditions of the property located at 78 Susan Drive and designated as Section 4/5, Block 1, Lot 1, the owner(s) served with notice, December 17, 2012, having failed to remedy said conditions in violation of Chapter 95, Section 95-11, of the Town of Newburgh Municipal Code, are to be abated and made safe by the Town of Newburgh and that the work has been completed; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the total cost of said abatement work to be \$ 500.00, said amount to be assessed and levied against the property in the same manner and at the same time as other Town charges

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

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

WAYNE C. BOOTH
Supervisor

845-564-4552
Fax 845-566-9486
email: townsupervisor@hvc.rr.com

Martin and Doris Krug
78 Susan Drive
Newburgh, N.Y. 12550

December 17, 2012

Dear Mr. and Mrs. Krug,

You are the owner of record for the property and residence located at **78 Susan Drive (Section 45, Block 1, Lot 1)** in the Town of Newburgh.

On October 9, 2012 the Town of Newburgh while enforcing the housing maintenance laws of the Town and State of New York contracted Quality Lawns Inc. to bring the above mentioned property into compliance.

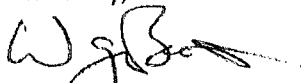
The Town paid the contractor at the completion of the work required to meet the compliance of the law and the Town hereby demands the remittance of this cost (\$500.00) within 30 days of receipt of this notice. Please make checks payable to: The Town of Newburgh

1496 Route 300
Newburgh, N.Y. 12550

If payment is not received within 30 days the expense incurred to the Town will be levied on the parcels next property tax bill.

If you have any questions or require further information please call me at your convenience.

Sincerely,


Wayne C. Booth

TOWN OF NEWBURGH

1496 ROUTE 300
NEWBURGH, N.Y. 12550

VOUCHER

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

*Quality Lawn, Inc.
P.O. Box 10653
Newburgh, N.Y. 12552 -
0653*

TERMS _____

Order No. **Q00162**

DO NOT WRITE IN THIS BOX

Date Voucher Received		VOUCHER NO. 124903
FUND - APPROPRIATION	AMOUNT	
3620 497	\$500.00	
TOTAL	\$500.00	
Abstract No.		

Vendor's
Ref. No.

32988

Date	Quantity	Description of Materials or Services	Unit Price	Amount
1/15/12	10/9/12	Inv # 32988 Lawn Service #78 Susan M. (45-1-1) Relief on Property Taxes		500.00
(See Instructions on Reverse Side)			TOTAL	\$500.00

*Have we done
Resolutions
so that these
can be pd by
land owners?*

NOV 27 2012
nm

CLAIMANT'S CERTIFICATION

I, _____, certify that the above account in the amount of \$ 500.00 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.

11/16/12
DATE

[Signature]
SIGNATURE

MESINA
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.

1/15/12
DATE

[Signature]
AUTHORIZED OFFICIAL

APPROVAL FOR PAYMENT

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

[Signature]

DEC 12 2012
DATE

DATE

AUDITING BOARD



45-1-1

OWNERSHIP & MAILING ADDRESS
 2330 N.W.S. Route 32, LLC
 52 N. Plank Road
 Newburgh, NY 12550

RECORD OF OWNERSHIP

Brother Dietrich Barber
 Krug, Martin A. & Doris
 County of Orange

PROPERTY IDENTIFICATION
 324600 45 1 1
 SWIS S B L SUFFIX

CLASS CODE 810 OF 1 E GRID COORDINATE
 PROPERTY ADDRESS 324600 45 1 1
 DATE MO. YR. 07 77 1 23 70520 1 2 3 4 5 1 2
 02 13 1 2 3 100000 1 2 3 4 5 1 2

DATE	MO.	YR.	1 LAND 2 BLDG. 3 L&B	SALE PRICE	1 UNCONFIRMED 2 BUYER 4 FEE 3 SELLER 5 AGENT	VALIDITY 1 YES 2 NO
07 77	07	77	1 2 3	70520	1 2 3 4 5	1 2
02 13	02	13	1 2 3	100000	1 2 3 4 5	1 2

SITE DESCRIPTION SITE NUMBER 40123 PROPERTY CLASS (PROCLAS) 910

NEIGHBORHOOD I.D. 40123

ZONING: 01 - NONE 04 - FARM 07 - MIXED
 02 - SINGLE RES. 05 - COMMERCIAL 08 - GOVERNMENT
 03 - MULTI RES. 06 - INDUSTRIAL

TOPOGRAPHY RATING: 1-GOOD 2-FAIR 3-POOR 4-VERY POOR
 VIEW: 1-DETRIMENTAL 2-TYPICAL 3-ENHANCING
 LAYOUT (FARMS ONLY) 1-POOR 2-AVERAGE 3-GOOD

FLOOD RATING: 1-ALWAYS 2-MIXED 3-OFTEN 4-SOME 5-NEVER
 MUCK: 1 2 3 4

SITE ELEVATION: 1-BELOW GRADE 2-LEVEL 3-ABOVE GRADE
 DWELLING SETBACK: NEAREST 10 FEET

ROAD: 1-NONE 2-UNIMPROVED 3-IMPROVED
 WATER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
 SEWER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
 OTHER UTILITIES: 1-NONE 2-GAS 3-ELECTRIC 4-GAS AND ELECTRIC

NEIGHBORHOOD 1-RURAL 2-SUBURBAN 3-URBAN 4-COMMERCIAL

SITE DESIRABILITY: 1-INFERIOR 2-TYPICAL 3-SUPERIOR

LOT LANDSCAPING: 1 EXCELLENT 2 GOOD 3 FAIR 4 POOR 5 NONE

DRIVEWAY: 1-NONE 2-UNIMPROVED 3-IMPROVED

FRONTING TRAFFIC: 1- HEAVY 2- MEDIUM 3- LIGHT

BUILDING PERMIT RECORD			
DATE	TYPE	AMOUNT	NUMBER
MO. YR.	1 DEMOL. 2 ADDN.		

ASSESSMENT	19 84	19 98	19	19	SPECIAL DISTRICTS
LAND	15320	15300			SCHOOL 29100 FIRE PD005
IMPROVEMENTS					WATER 20882 SEWER
TOTAL	90100	90100			LIGHT 4004 PARK
EXEMPTION		V41131			
TAXABLE					

- 04 - TILL
- 05 - PASTURE
- 06 - WOODLAND
- 07 - WASTELAND
- 08 - MUCK
- 09 - WATERFRONT
- 10 - ORCHARD
- 11 - REAR
- 12 - VINEYARD
- 13 - WETLAND
- 14 - LEASED LAND

ACREAGE	INFLUENCE CODES:	INFLUENCE	ADJUSTED FF PRICE	DEPTH FACTOR	UNIT PRICE	LOCATION DEPTH
() A	1-CORNER					
() A	2-TOPOGRAPHY					
() A	3-UNIMPROVED					
() A	4-EXCESSIVE FRONT					
() A	5-SHAPE OR SIZE					
() A	6-RESTRICTIONS					
() A	7-ECONOMIC MISIMPROVED					
() A	8-VIEW					
() A	9-OTHER					
() A	10-NONE					

RESIDENCE DESCRIPTION

STYLE: 05
 01 RANCH 06 CONTEMPORARY 11 LOG CABIN
 02 RAISED RANCH 07 MANSION 12 DUPLEX
 03 SPLIT LEVEL 08 OLD STYLE 13 BUNGALOW
 04 CAPE COD 09 COTTAGE 14 OTHER
 05 COLONIAL 10 ROW 15 TOWN HOUSE

NUMBER OF STORIES: 2.0
 EXTERIOR WALLS: 4 COMPOSITION 7 STONE
 1 WOOD/FRAME 5 CONCRETE
 2 BRICK 6 STUCCO
 3 ALUM/VINYL

AGE: YEAR BUILT 1974
 REMODELED
 EFFECTIVE YR BUILT

ROOMS: BED 4 BATH 1.5
 FAMILY 1 TOTAL 5
16 SQA. TOTAL

BASEMENT: 1 PIERS/SLAB 2 CRAWL 3 PARTIAL 4 FULL
 BASEMENT GARAGE CAPACITY 4

HEAT TYPE: 1 NO CENTRAL 2 HOT AIR
 3 STEAM/HOT WATER 4 ELECTRIC 2

FUEL TYPE: 1 NONE 3 ELECTRIC 5 WOOD 7 COAL 4
 2 GAS 4 OIL 6 SOLAR

AIR CONDITIONING: 1 YES 1

PLUMBING: 1 YES 1
 NUMBER OF KITCHENS: 1
 STYLE OF KITCHEN: 3
 KITCHEN QUALITY: 3
 STYLE OF BATH: 3
 BATH QUALITY: 3
 STYLE: 1 OLD 2 SEMI-MODERN 3 MODERN
 QUALITY: 1 POOR 2 AVERAGE 3 GOOD

OTHER FACTORS: MASONRY TRIM (SF) 240 FIREPLACES 1
 STONE/BRICK 1 YES 0

INTERIOR CONDITION
 EXTERIOR CONDITION
 1 POOR 2 FAIR 3 NORMAL
 4 GOOD 5 EXCELLANT

COST FACTORS
 GRADE PERCENT GOOD 0 GRADE ADJ. +0
 FUNCTIONAL/ECONOMIC OBSOLESCENCE
 CDU (EX, VG, G, AV, P, VP, UN) DE

LIVING AREA: FIRST FLOOR (SF) 922
 SECOND FLOOR (SF) 906
 ADDITIONAL FLOOR (SF)
 HALF STORY FINISHED (SF)
 HALF STORY UNFINISHED (SF)
 THREE QUARTER STORY FIN. (SF)
 THREE QUARTER STORY UNFIN. (SF)
 FINISHED BASEMENT (SF)
 FINISHED ATTIC (SF)
 FINISH OVER GARAGE (SF)
 UNFINISHED ROOM (SF)
 TOTAL LIVING AREA (SF) 1838
 UNFINISHED ATTIC (SF)
 RECREATION ROOM (SF)

NOTES:

ATTACHED IMPROVEMENTS

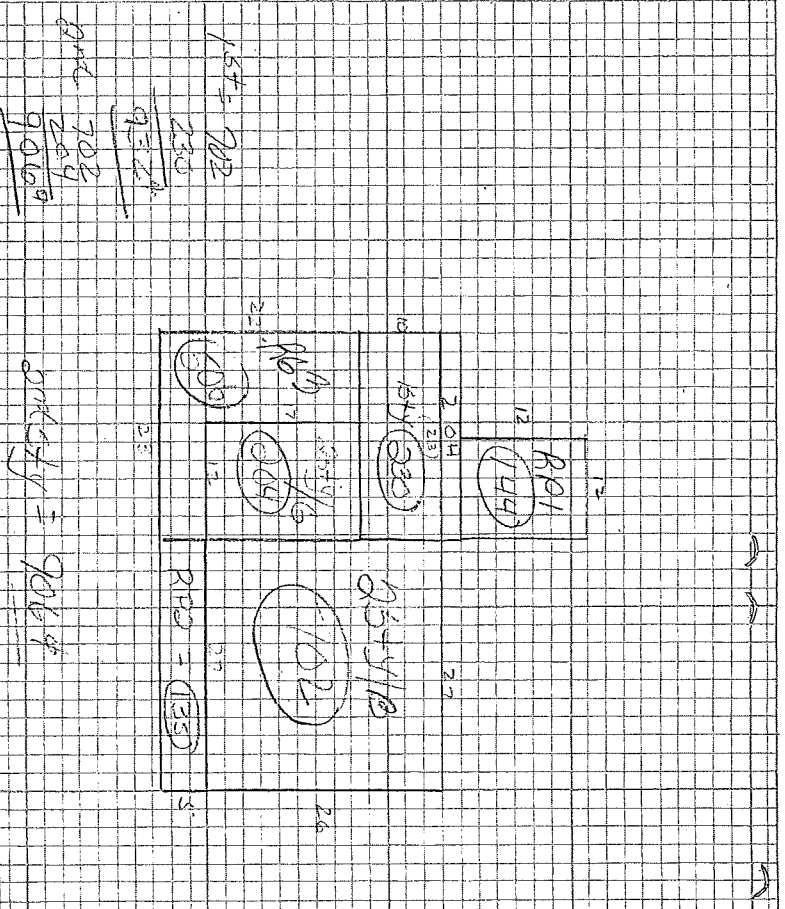
STR. CODE	MOD. CODE	U	MEASURE	MEASURE	QUAN	GR	YEAR	RATE	C	FUNG	TOTAL
			1	2	TITY	**	BUILT		†	OBSD	
1	RP2		3	125	1	01	1974	3			
2	RP1		3	144	1	01	1974	3			
3	RP3		3	506	1	01	1974	3			
4											
5											
6											

BASE PRICE	
PLUMBING	
BASEMENT	
BSMT FINISH	
ATTIC	
HEATING/AC	
TOTAL BASE	
GRADE ADJ.	
TOTAL	
DEPRECIATION	
TOTAL	
ATT. IMPROV.	
DET. IMPROV.	
TOTAL	
FACTOR UPDATE	
TOTAL	

DETACHED IMPROVEMENTS

STR. CODE	MOD. CODE	U	MEASURE	MEASURE	QUAN	GR	YEAR	RATE	C	FUNG	TOTAL
			1	2	TITY	**	BUILT		†	OBSD	
1											
2											
3											
4											
5											
6											
7											
8											
9											
10											

• UNITS: 1 QUANTITY 2 DIMENSIONS 3 SQUARE FEET 4 DOLLARS (MS1 ONLY)
 † CONDITION: 1 POOR 2 FAIR 3 NORMAL 4 GOOD 5 EXCELLENT
 ** GRADE: A EXPENSIVE B GOOD C AVERAGE D ECONOMY E MINIMUM



OCT 2 2013

At a meeting of the Town Board
held at 1496 Rte. 300, in the Town of
Newburgh on the ___th day of
September, 2013 at 7:00 pm

Present:

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

RESOLUTION DETERMINING
UNHEALTHFUL, HAZARDOUS
OR DANGEROUS CONDITIONS
DUE TO GROWTH OR
ACCUMULATION OF
BRUSH, GRASS, RUBBISH OR
WEEDS, COSTS AND EXPENSES
OF ABATEMENT TO BE
ASSESSED UPON FAILURE TO
COMPLY WITH ORDER TO
REMOVE

Councilman/woman _____ presented the following resolution which

was seconded by Councilman/woman _____.

WHEREAS, the owner of a property addressed as 54 Sloan Rd in the Town of Newburgh, designated on the tax map as Section 27, Block 3, Lot 23 was duly served by the Code Compliance Department with notice that the condition of the property was unhealthful, hazardous or dangerous due to the level of growth of brush, grass, or weeds, or the growth of poisonous shrubs or weeds or the depositing, maintenance, scattering or accumulation of rubbish and was ordered to abate and remove the violation within a time period of not less than 10 days after the service of the notice; and

WHEREAS, the owner(s) of the property at the time of service was John and Babette Strong; and

WHEREAS, the owner did not eliminate or remove the cited conditions within the time period specified in the notice; and

WHEREAS, upon the owner's neglect or failure to comply with such notice within the time provided therein, the Town authorized the work to be done and entered or caused its agent to enter onto such premises where such violation existed to remedy such violation

in order to protect the public health, safety and general welfare of the residents of this Town, and

WHEREAS, an itemization of the costs and expenses has been provided to the Town Board by the Town Code Compliance Department; and

WHEREAS, the Town Board has carefully considered the Code Compliance Department's report and itemization.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Town Board of the Town of Newburgh hereby declares that unhealthful, hazardous or dangerous conditions of the property located at 54 Slocum Rd and designated as Section 27 Block 3, Lot 22, the owner(s) served with notice, December 17²⁰¹², having failed to remedy said conditions in violation of Chapter 95, Section 95-11, of the Town of Newburgh Municipal Code, are to be abated and made safe by the Town of Newburgh and that the work has been completed; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the total cost of said abatement work to be \$ 500.00, said amount to be assessed and levied against the property in the same manner and at the same time as other Town charges

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

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

WAYNE C. BOOTH
Supervisor

845-564-4552
Fax 845-566-9486
email: townsupervisor@hvc.rr.com

John and Babetle Strong
54 Sloane Road
Newburgh, N.Y. 12550

December 17, 2012

Dear Mr. and Mrs. Strong,

You are the owner of record for the property and residence located at **54 Sloane Road (Section 27, Block 3, Lot 22)** in the Town of Newburgh.

On **October 9, 2012** the Town of Newburgh while enforcing the housing maintenance laws of the Town and State of New York contracted Quality Lawns Inc. to bring the above mentioned property into compliance.

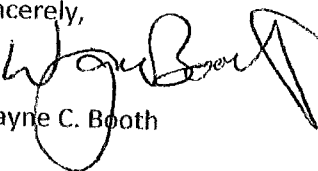
The Town paid the contractor at the completion of the work required to meet the compliance of the law and the Town hereby demands the remittance of this cost (\$500.00) within 30 days of receipt of this notice. Please make checks payable to: The Town of Newburgh

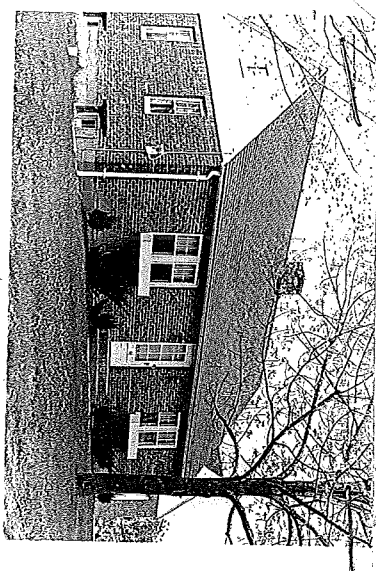
1496 Route 300
Newburgh, N.Y. 12550

If payment is not received within 30 days the expense incurred to the Town will be levied on the parcels next property tax bill.

If you have any questions or require further information please call me at your convenience.

Sincerely,


Wayne C. Booth



2-3-22

OWNERSHIP & MAILING ADDRESS

Strong John A. & Barbara E.
54 Stone Rd.
Newburgh NY 12550

RECORD OF OWNERSHIP

Richardell
Amorosi

PROPERTY IDENTIFICATION

334600 07 3 00
SWIS S B L SUFFIX

CLASS CODE 210 OF 1 E
PROPERTY ADDRESS 1234567890
DATE MO. 08 YR. 87
CARD NUMBER 1234567890
SALE PRICE 90000
GRID COORDINATE 1234567890
1 UNCONFIRMED BUYER 4 FEE 3 SELLER 5 AGENT
VALIDITY 1 YES 2 NO

MEASURED BY:	DATE	DATE	DATE	DATE	DATE	
LISTED BY:	1-OWNER	2-SPOUSE	3-TENANT	4-OTHER	5-ESTIMATE	6-REFUSAL

LAND CODES	LOT	VALUATION FRONTAGE	VALUATION DEPTH	UNIT PRICE	DEPTH FACTOR	ADJUSTED FF PRICE	INFLUENCE CODE =	%	LAND VALUE	SPECIAL DISTRICTS	
										SCHOOL	FIRE
01 - PRIMARY										33100	FD0025
02 - SECONDARY											
03 - UNDEVELOPED											
04 - RESIDUAL											
05 - TILLABLE											
06 - PASTURE											
07 - WOODLAND											
08 - WASTELAND											
09 - MUCK											
10 - WATERFRONT											
11 - ORCHARD											
12 - REAR											
13 - VINEYARD											
14 - WETLAND											
15 - LEASED LAND											
TOTAL											
ASSESSMENT	19 84	19	19	19	19	19					
LAND	7200										
IMPROVEMENTS											
TOTAL	42,000										
EXEMPTION											
TAXABLE											

SITE DESCRIPTION
NEIGHBORHOOD I.D. 40113
ZONING: 01 - NONE 04 - FARM 07 - MIXED
02 - SINGLE RES. 05 - COMMERCIAL 08 - GOVERNMENT
03 - MULTI RES. 06 - INDUSTRIAL

TOPOGRAPHY RATING: 1-GOOD 2-FAIR 3-POOR 4-VERY POOR
VIEW: 1-DETRIMENTAL 2-TYPICAL 3-ENHANCING
LAYOUT (FARMS ONLY) 1-POOR 2-AVERAGE 3-GOOD
FLOOD RATING: 1-ALWAYS 2-MIXED 3-OFTEN 4-SOME 5-NEVER
MUCK: 1 2 3 4
SITE ELEVATION: 1-BELOW GRADE 2-LEVEL 3-ABOVE GRADE
DWELLING SETBACK: NEAREST 10 FEET

ROAD: 1-NONE 2-UNIMPROVED 3-IMPROVED
WATER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
SEWER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
OTHER UTILITIES: 1-NONE 2-GAS 3-ELECTRIC 4-GAS AND ELECTRIC
NEIGHBORHOOD TYPE: 1-RURAL 2-SUBURBAN 3-URBAN 4-COMMERCIAL

SITE DESIRABILITY: 1-INFERIOR 2-TYPICAL 3-SUPERIOR
LOT LANDSCAPING: 1 EXCELLENT 2 GOOD 3 FAIR 4 POOR 5 NONE
DRIVEWAY: 1- NONE 2- UNIMPROVED 3- IMPROVED
FRONTING TRAFFIC: 1- HEAVY 2- MEDIUM 3- LIGHT

BUILDING PERMIT RECORD

DATE	TYPE	AMOUNT	NUMBER
MO. YR.	1 DEMOL 2 ADDN		

RESIDENCE DESCRIPTION

STYLE: 02
 01 RANCH 06 CONTEMPORARY 11 LOG CABIN
 02 RAISED RANCH 07 MANSSION 12 DUPLEX
 03 SPLIT LEVEL 08 OLD STYLE 13 BUNGALOW
 04 CAPE COD 09 COTTAGE 14 OTHER
 05 COLONIAL 10 ROW 15 TOWN HOUSE

NUMBER OF STORIES: 1.0

EXTERIOR WALLS:
 1 WOOD/FRAME 4 COMPOSITION 7 STONE
 2 BRICK 5 CONCRETE
 3 ALUM/VINYL 6 STUCCO

AGE: YEAR BUILT 1941
 REMODELED _____
 EFFECTIVE YR BUILT _____

ROOMS: BED 2 BATH 1.0
 FAMILY _____ TOTAL 4

BASEMENT:
 1 PIERS/SLAB 2 CRAWL 3 PARTIAL 4 FULL
 BASEMENT GARAGE CAPACITY _____

HEAT TYPE: 3
 1 NO CENTRAL 2 HOT AIR
 3 STEAM/HOT WATER 4 ELECTRIC

FUEL TYPE: 4
 1 NONE 3 ELECTRIC 5 WOOD 7 COAL
 2 GAS 4 OIL 6 SOLAR

AIR CONDITIONING: 0

PLUMBING: 1

NUMBER OF KITCHENS: 1
 STYLE OF KITCHEN: _____
 KITCHEN QUALITY: _____
 STYLE OF BATH: _____
 BATH QUALITY: _____
 STYLE: 1 OLD 2 SEMI-MODERN 3 MODERN
 QUALITY: 1 POOR 2 AVERAGE 3 GOOD

OTHER FACTORS:
 MASONRY TRIM (SF) _____ FIREPLACES 1
 STONE/BRICK 1 YES _____

INTERIOR CONDITION
 EXTERIOR CONDITION
 1 POOR 2 FAIR 3 NORMAL
 4 GOOD 5 EXCELLANT

COST FACTORS
 GRADE _____
 PERCENT GOOD 0 GRADE ADJ. 4
 FUNCTIONAL/ECONOMIC OBSOLESCENCE 70
 CDU (EX. VG, G, AV, P, VP, UN) AV

LIVING AREA: FIRST FLOOR (SF) 1026
 SECOND FLOOR (SF) _____
 ADDITIONAL FLOOR (SF) _____
 HALF STORY FINISHED (SF) _____
 HALF STORY UNFINISHED (SF) _____
 THREE QUARTER STORY UNFIN. (SF) _____
 FINISHED BASEMENT (SF) _____
 FINISHED ATTIC (SF) _____
 FINISH OVER GARAGE (SF) _____
 UNFINISHED ROOM (SF) _____
 TOTAL LIVING AREA (SF) 1026
 UNFINISHED ATTIC (SF) _____
 RECREATION ROOM (SF) _____

NOTES:

ATTACHED IMPROVEMENTS

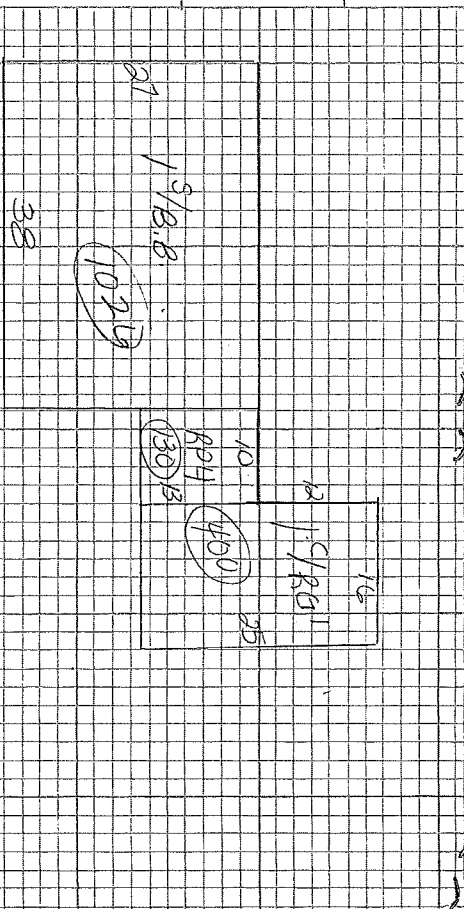
STR. CODE	MOD. CODE	U	MEASURE 1	MEASURE 2	QUAN. TITY	GR **	YEAR BUILT	RATE	C FUNG +	TOTAL
1	RP4		3130		01					
2	RG1		3400		01					
3										
4										
5										
6										

BASE PRICE	
PLUMBING	
BASEMENT	
BSMT FINISH	
ATTIC	
HEATING/AC	
TOTAL BASE	
GRADE ADJ.	
TOTAL	
DEPRECIATION	
TOTAL	
ATT. IMPROV.	
DET. IMPROV.	
TOTAL	
FACTOR UPDATE	
TOTAL	

DETACHED IMPROVEMENTS

STR. CODE	MOD. CODE	U	MEASURE 1	MEASURE 2	QUAN. TITY	GR **	YEAR BUILT	RATE	C FUNG +	TOTAL
1										
2										
3										
4										
5										
6										
7										
8										
9										
10										

* UNITS: 1 QUANTITY 2 DIMENSIONS 3 SQUARE FEET 4 DOLLARS (MS1 ONLY)
 † CONDITION: 1 POOR 2 FAIR 3 NORMAL 4 GOOD 5 EXCELLANT
 ** GRADE: A EXPENSIVE B GOOD C AVERAGE D ECONOMY E MINIMUM



TOWN OF NEWBURGH

1496 ROUTE 300
NEWBURGH. N.Y. 12550

Order No. **000162**

DO NOT WRITE IN THIS BOX

VOUCHER

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

Quality Lawn, Inc.
P.O. Box 10653
Newburgh, N.Y. 12552-0653

TERMS _____

Date Voucher Received

FUND - APPROPRIATION

AMOUNT

3620 497

\$ 500.00

TOTAL

\$ 500.00

124904
VOUCHER NO.

Abstract No. _____

Vendor's
Ref. No.

32989

Date	Quantity	Description of Materials or Services	Unit Price	Amount
<i>11/15/12</i>	<i>10/9/12</i>	<i>Inv # 32989 Lawn Service #54 Sloane Road Relay on Property Taxes (27-3-22)</i>		<i>\$ 500.00</i>
TOTAL				<i>\$ 500.00</i>

** Have we done Resolutions so that these can be paid by land owners?*

NOV 27 2012
am

(See Instructions on Reverse Side)

CLAIMANT'S CERTIFICATION

I, _____, certify that the above account in the amount of \$ *500.00* 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.

11/16/12
DATE

[Signature]
SIGNATURE

President
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.

11/15/12
DATE

[Signature]
AUTHORIZED OFFICIAL

APPROVAL FOR PAYMENT

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

DEC 12 2012
DATE

[Signature]
AUDITING BOARD

DATE

AUDITING BOARD

007 2 2013

At a meeting of the Town Board
held at 1496 Rte. 300, in the Town of
Newburgh on the ___th day of
September, 2013 at 7:00 pm

Present:

Wayne C. Booth, Supervisor

George Woolsey, Councilman

Gilbert Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernest C. Bello, Jr., Councilman

RESOLUTION DETERMINING
UNHEALTHFUL, HAZARDOUS
OR DANGEROUS CONDITIONS
DUE TO GROWTH OR
ACCUMULATION OF
BRUSH, GRASS, RUBBISH OR
WEEDS, COSTS AND EXPENSES
OF ABATEMENT TO BE
ASSESSED UPON FAILURE TO
COMPLY WITH ORDER TO
REMOVE

Councilman/woman _____ presented the following resolution which

was seconded by Councilman/woman _____.

WHEREAS, the owner of a property addressed as 540 Center St. in the Town of Newburgh, designated on the tax map as Section 37, Block 4, Lot 29 was duly served by the Code Compliance Department with notice that the condition of the property was unhealthful, hazardous or dangerous due to the level of growth of brush, grass, or weeds, or the growth of poisonous shrubs or weeds or the depositing, maintenance, scattering or accumulation of rubbish and was ordered to abate and remove the violation within a time period of not less than 10 days after the service of the notice; and

WHEREAS, the owner(s) of the property at the time of service was Estate of Henry and Kathryn Warren;
and

WHEREAS, the owner did not eliminate or remove the cited conditions within the time period specified in the notice; and

WHEREAS, upon the owner's neglect or failure to comply with such notice within the time provided therein, the Town authorized the work to be done and entered or caused its agent to enter onto such premises where such violation existed to remedy such violation

in order to protect the public health, safety and general welfare of the residents of this Town, and

WHEREAS, an itemization of the costs and expenses has been provided to the Town Board by the Town Code Compliance Department; and

WHEREAS, the Town Board has carefully considered the Code Compliance Department's report and itemization.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Town Board of the Town of Newburgh hereby declares that unhealthful, hazardous or dangerous conditions of the property located at 570 center st and designated as Section 37 Block 4, Lot 20, the owner(s) served with notice, July 24, 2013, having failed to remedy said conditions in violation of Chapter 95, Section 95-11, of the Town of Newburgh Municipal Code, are to be abated and made safe by the Town of Newburgh and that the work has been completed; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the total cost of said abatement work to be \$500, said amount to be assessed and levied against the property in the same manner and at the same time as other Town charges

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

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

WAYNE C. BOOTH
Supervisor

845-564-4552
Fax 845-566-9486
email: townsupervisor@hvc.rr.com

The estate of Henry and Kathryn Warren
540 Center Street
Newburgh, N.Y. 12550

July 24, 2013

Dear Sir/Madam,

You are the owner of record for the property and residence located at **540 Center St. (Section 37, Block 4, Lot 20)** in the Town of Newburgh.

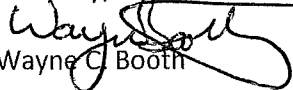
On **June 15, 2013** the Town of Newburgh while enforcing the housing maintenance laws of the Town and State of New York contracted Quality Lawns Inc. to bring the above mentioned property into compliance.

The Town paid the contractor at the completion of the work required to meet the compliance of the law and the Town hereby demands the remittance of this cost (\$500.00) within 30 days of receipt of this notice. Please make checks payable to: The Town of Newburgh
1496 Route 300
Newburgh, N.Y. 12550

If payment is not received within 30 days the expense incurred to the Town will be levied on the properties next property tax bill.

If you have any questions or require further information please call me at your convenience.

Sincerely,


Wayne C. Booth

JUL 08 2013

Q00162

Sign x

[Signature]

TOWN OF NEWBURGH

308 Gardnertown Road
Newburgh, New York 12550
(845) 564-7804

DO NOT WRITE IN THIS BOX	
DATE VOUCHER RECEIVED:	
FUND - APPROPRIATION	AMOUNT
3620-497	300
TOTAL	\$500.00
ABSTRACT #	

VOUCHER NO. 132863

DEPARTMENT CODE COMPLIANCE

CLAIMANTS NAME AND ADDRESS
QUALITY COMPLIANCE
P.O. Box 10653
NEWBURGH, N.Y. 12552

TERMS 30 DAYS INVOICE # 33528

DATES	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
6/15/13		540 CENTA ST - SBL 37-4-20 COMPLAINT # 37-4-20 - CUT DOWN ALL 1 1/2" BODASS - HAUL AWAY - REMOVE ALL LIMBS + DEBRIS - WESO WITACK ALL AREAS		500
JUL 08 2013		cc: code comp		
TOTAL				500

CLAIMANT'S CERTIFICATION

I ROBERT BARN certify that the above account in the amount of \$ 500 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.

7/2/13 DATE [Signature] SIGNATURE PRESIDENT TITLE

(SPACE BELOW FOR MUNICIPAL USE)

<p>DEPARTMENT APPROVAL</p> <p>The above services or materials were rendered or furnished to the municipality on the dates stated and the charges are correct.</p> <p><u>[Signature]</u> AUTHORIZED OFFICIAL</p> <p>DATE: <u>7-3-13</u></p>	<p>APPROVAL FOR PAYMENT</p> <p>This claim is approved and ordered for paid from the appropriations indicated above.</p> <p><u>[Signature]</u> AUDITING BOARD</p> <p>DATE</p>
---	---



9/10

37-4-20

OWNERSHIP & MAILING ADDRESS
 WARREN HENRY + KATHRYN
 540 Center St.
 NEWBURGH NY 10950

RECORD OF OWNERSHIP
 ROLL WILLIAM + WALTER

INFLUENCE CODES:	ADJUSTED FF PRICE	INFLUENCE CODE =	INFLUENCE %	LAND VALUE
1-CORNER				
2-TOPOGRAPHY				
3-UNIMPROVED				
4-EXCESSIVE FRONT				
5-SHADE OR SIZE				
6-RESTRICTIONS				
7-ECONOMIC MISIMPROVED				
8-VIEW				
9-OTHER				
10-NONE				

ASSESSMENT	19 92	19 96	19 2012	19	19	SPECIAL DISTRICTS
LAND	3500	3500	3500			SCHOOL 331100
IMPROVEMENTS			49,100			FIRE Fd008
TOTAL	37200	37300	52600			WATER Wd0012
EXEMPTION (✓)	4/131/11/14/1					SEWER
TAXABLE						LIGHT LT004
						PARK

PROPERTY IDENTIFICATION
 334600 37 4 30
 SWIS S B L SUFFIX

CLASS CODE	GRID COORDINATE	DATE	1 LAND	SALE PRICE	1 UNCONFIRMED	VALIDITY
210	E 571771 N 561839	03 89	2 BLDG. 3 LAB	38500	2 BUYER 4 FEE 3 SELLER 5 AGENT	1 YES 2 NO

PROPERTY ADDRESS	MO.	YR.	1 LAND	2 BLDG.	3 LAB	1 UNCONFIRMED	2 BUYER	4 FEE	3 SELLER	5 AGENT	1 YES	2 NO
540 CENTER STREET												

SITE DESCRIPTION
 NEIGHBORHOOD I.D. 40833

ZONING: 01 - NONE 04 - FARM 07 - MIXED
 02 - SINGLE RES. 05 - COMMERCIAL 08 - GOVERNMENT
 03 - MULTI RES. 06 - INDUSTRIAL

TOPOGRAPHY RATING: 1-GOOD 2-FAIR 3-POOR 4-VERY POOR
 VIEW: 1-DETIMENTAL 2-TYPICAL 3-ENHANCING
 LAYOUT (FARMS ONLY) 1-POOR 2-AVERAGE 3-GOOD

FLOOD RATING: 1-ALWAYS 2-MIXED 3-OFTEN 4-SOME 5-NEVER
 MUCK: 1 2 3 4
 SITE ELEVATION: 1-BELOW GRADE 2-LEVEL 3-ABOVE GRADE
 DWELLING SETBACK: NEAREST 10 FEET

ROAD: 1-NONE 2-UNIMPROVED 3-IMPROVED
 WATER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
 SEWER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
 UTILITIES: 1-NONE 2-GAS 3-ELECTRIC 4-GAS AND ELECTRIC
 NEIGHBORHOOD

SITE DESIRABILITY:	1- INFERIOR	2- TYPICAL	3- SUPERIOR
LOT LANDSCAPING:	1 EXCELLENT	2 GOOD	3 FAIR 4 POOR 5 NONE
DRIVEWAY:	1- NONE	2- UNIMPROVED	3- IMPROVED
FRONTING TRAFFIC:	1- HEAVY	2- MEDIUM	3- LIGHT
BUILDING PERMIT RECORD			
DATE	TYPE	AMOUNT	NUMBER
MO. YR.	1 DEMOL 2 ADDN		

RESIDENCE DESCRIPTION

STYLE: 3
 01 RANCH 06 CONTEMPORARY 11 LOG CABIN
 02 RAISED RANCH 07 MANSION 12 DUPLEX
 03 SPLIT LEVEL 08 OLD STYLE 13 BUNGALOW
 04 CAPE COD 09 COTTAGE 14 OTHER
 05 COLONIAL 10 ROW 15 TOWN HOUSE

EXTERIOR WALLS:
 1 WOOD/FRAME 4 COMPOSITION 7 STONE
 2 BRICK 5 CONCRETE
 3 ALUM/INYL 6 STUCCO

AGE: YEAR BUILT 1958
 REMODELED _____
 EFFECTIVE YR BUILT _____

ROOMS: BED 3 BATH 1.5
 FAMILY 2.1 TOTAL 4.6

BASEMENT:
 1 PIERS/SLAB 2 CRAWL 3 PARTIAL 4 FULL
 BASEMENT GARAGE CAPACITY 3

HEAT TYPE:
 1 NO CENTRAL 2 HOT AIR
 3 STEAM/HOT WATER 4 ELECTRIC 3

FUEL TYPE:
 1 NONE 3 ELECTRIC 5 WOOD 7 COAL 4
 2 GAS 4 OIL 6 SOLAR

AIR CONDITIONING: 1 YES 1
 PLUMBING: 1 YES 1

NUMBER OF KITCHENS: 1
 STYLE OF KITCHEN: 3
 KITCHEN QUALITY: 2
 STYLE OF BATH: 2
 BATH QUALITY: 2
 STYLE: 1 OLD 2 SEMI-MODERN 3 MODERN
 QUALITY: 1 POOR 2 AVERAGE 3 GOOD

OTHER FACTORS:
 MASONRY TRIM (SF) _____ FIREPLACES _____
 STONE/BRICK 1 YES _____

INTERIOR CONDITION
 EXTERIOR CONDITION 3
 1 POOR 2 FAIR 3 NORMAL
 4 GOOD 5 EXCELLANT

COST FACTORS
 GRADE PERCENT GOOD C GRADE ADJ. +
 FUNCTIONAL/ECONOMIC OBSOLESCENCE FIV
 CDU (EX. VG, G, AV, P, VP, UN)

LIVING AREA: FIRST FLOOR (SF) 1056
 SECOND FLOOR (SF) _____
 ADDITIONAL FLOOR (SF) _____
 HALF STORY FINISHED (SF) _____
 HALF STORY UNFINISHED (SF) _____
 THREE QUARTER STORY FIN. (SF) _____
 THREE QUARTER STORY UNFIN. (SF) _____
 FINISHED BASEMENT (SF) 864
 FINISHED ATTIC (SF) _____
 FINISH OVER GARAGE (SF) _____
 UNFINISHED ROOM (SF) _____
 TOTAL LIVING AREA (SF) 1056
 UNFINISHED ATTIC (SF) _____
 RECREATION ROOM (SF) 144

NOTES:
 WOODSTONE
 ACCRUM 144 \$
 F.B.S 112 bath
 Family Rm.
 Laundry
 "No Permit"
 "2010"

ATTACHED IMPROVEMENTS

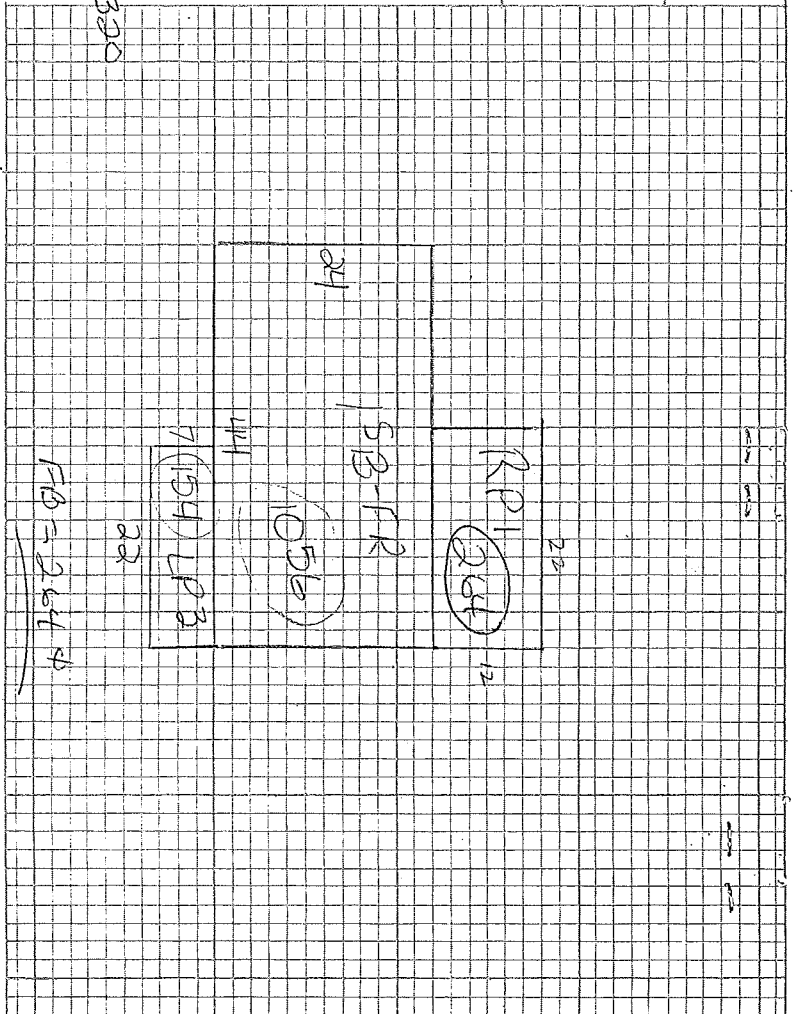
STR. CODE	MOD. CODE	U	MEASURE	MEASURE	QUAN	GR	YEAR	RATE	C	FUNC	TOTAL
			1	2	TITY	**	BUILT	+	†	OBSO	
1	LP3		3154	-	01		7	4	No Permit		
2	RP1		264	/	01		1				
3											
4											
5											
6											

BASE PRICE	
PLUMBING	
BASEMENT	
BSMT FINISH	
ATTIC	
HEATING/AC	
TOTAL BASE	
GRADE ADJ.	
TOTAL	
DEPRECIATION	
TOTAL	
ATT. IMPROV.	
DET. IMPROV.	
TOTAL	
FACTOR UPDATE	
TOTAL	

DETACHED IMPROVEMENTS

STR. CODE	MOD. CODE	U	MEASURE	MEASURE	QUAN	GR	YEAR	RATE	C	FUNC	TOTAL
			1	2	TITY	**	BUILT	+	†	OBSO	
1	RP1		3120	/	01		1994	3			
2											
3											
4											
5											
6											
7											
8											
9											
10											

* UNITS: 1 QUANTITY 2 DIMENSIONS 3 SQUARE FEET 4 DOLLARS (MS1 ONLY)
 † CONDITION: 1 POOR 2 FAIR 3 NORMAL 4 GOOD 5 EXCELLANT
 ** GRADE: A EXPENSIVE B GOOD C AVERAGE D ECONOMY E MINIMUM



OCT 2 2013

At a meeting of the Town Board
held at 1496 Rte. 300, in the Town of
Newburgh on the ___th day of
September, 2013 at 7:00 pm

Present:

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

RESOLUTION DETERMINING
UNHEALTHFUL, HAZARDOUS
OR DANGEROUS CONDITIONS
DUE TO GROWTH OR
ACCUMULATION OF
BRUSH, GRASS, RUBBISH OR
WEEDS, COSTS AND EXPENSES
OF ABATEMENT TO BE
ASSESSED UPON FAILURE TO
COMPLY WITH ORDER TO
REMOVE

Councilman/woman _____ presented the following resolution which

was seconded by Councilman/woman _____.

WHEREAS, the owner of a property addressed as 30 Linden Drive in the Town of Newburgh, designated on the tax map as Section 41, Block 3, Lot 5, was duly served by the Code Compliance Department with notice that the condition of the property was unhealthful, hazardous or dangerous due to the level of growth of brush, grass, or weeds, or the growth of poisonous shrubs or weeds or the depositing, maintenance, scattering or accumulation of rubbish and was ordered to abate and remove the violation within a time period of not less than 10 days after the service of the notice; and

WHEREAS, the owner(s) of the property at the time of service was Joel and Yvette Bernard; and

WHEREAS, the owner did not eliminate or remove the cited conditions within the time period specified in the notice; and

WHEREAS, upon the owner's neglect or failure to comply with such notice within the time provided therein, the Town authorized the work to be done and entered or caused its agent to enter onto such premises where such violation existed to remedy such violation

in order to protect the public health, safety and general welfare of the residents of this Town, and

WHEREAS, an itemization of the costs and expenses has been provided to the Town Board by the Town Code Compliance Department; and

WHEREAS, the Town Board has carefully considered the Code Compliance Department's report and itemization.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Town Board of the Town of Newburgh hereby declares that unhealthful, hazardous or dangerous conditions of the property located at 30 Linden Drive and designated as Section 91, Block 3, Lot 5, the owner(s) served with notice, July 24, 2013, having failed to remedy said conditions in violation of Chapter 95, Section 95-11, of the Town of Newburgh Municipal Code, are to be abated and made safe by the Town of Newburgh and that the work has been completed; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the total cost of said abatement work to be \$ 500, -, said amount to be assessed and levied against the property in the same manner and at the same time as other Town charges

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

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

WAYNE C. BOOTH
Supervisor

845-564-4552
Fax 845-566-9486
email: townsupervisor@hvc.rr.com

Joel and Yuetle Bernard
30 Linden Drive
Newburgh, N.Y. 12550

July 24, 2013

Dear Mr. and Mrs. Bernard,

You are the owner of record for the property and residence located at **30 Linden Drive (Section 91, Block 3, Lot 5)** in the Town of Newburgh.

On June 19, 2013 the Town of Newburgh while enforcing the housing maintenance laws of the Town and State of New York contracted Quality Lawns Inc. to bring the above mentioned property into compliance.

The Town paid the contractor at the completion of the work required to meet the compliance of the law and the Town hereby demands the remittance of this cost (\$500.00) within 30 days of receipt of this notice. Please make checks payable to: The Town of Newburgh

1496 Route 300
Newburgh, N.Y. 12550

If payment is not received within 30 days the expense incurred to the Town will be levied on the properties next property tax bill.

If you have any questions or require further information please call me at your convenience.

Sincerely,

Wayne C. Booth

000162

JUL 02 2013
Sign x

TOWN OF NEWBURGH

308 Gardnertown Road
Newburgh, New York 12550
(845) 564-7804

DEPARTMENT CODE COMPLIANCE

CLAIMANTS NAME AND ADDRESS
QUALITY LAWN SERVICE
P.O. BOX 10653
NEWBURGH, NY 12552

TERMS 30 DAYS

DO NOT WRITE IN THIS BOX		VOUCHER NO. 132864
DATE VOUCHER RECEIVED:		
FUND - APPROPRIATION	AMOUNT	
3620 497	500	
TOTAL	500.00	
ABSTRACT #		

INVOICE # 33529

DATES	QUANTITY	DESCRIPTION OF MATERIALS OR SERVICES	UNIT PRICE	AMOUNT
6/19/13 M.R.		30 LINDON DRIVE SBL 91-3-5 COMPLAINT # 13-0130 - CUT DOWN ALL HIGH GRASSES + HAUL AWAY - REMOVE ALL LIMBS + DEBRIS - WEED WHACK ALL AREAS X see code comp		500
			TOTAL	500

CLAIMANT'S CERTIFICATION

I ROBERT BARR certify that the above account in the amount of \$ 500 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.

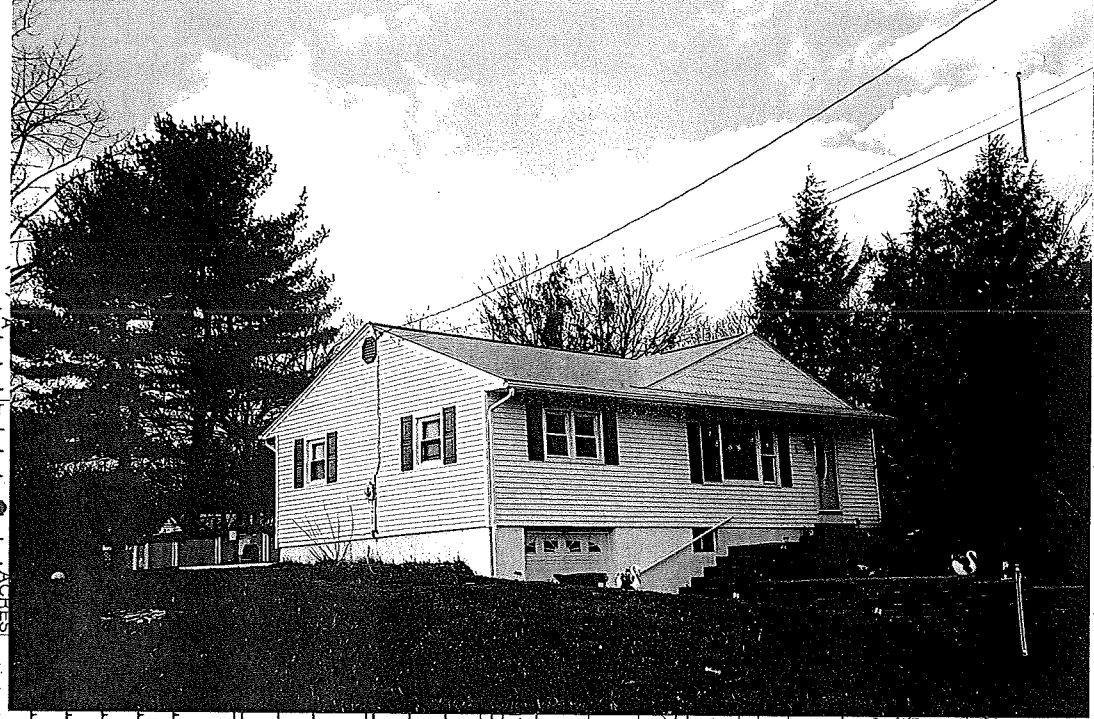
7/2/13 DATE [Signature] SIGNATURE PRESIDENT TITLE
(SPACE BELOW FOR MUNICIPAL USE)

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

[Signature]
AUTHORIZED OFFICIAL
DATE: 7-3-13

APPROVAL FOR PAYMENT
This claim is approved and ordered for paid from the appropriations indicated above.

[Signature]
AUDITING BOARD
DATE



OWNERSHIP & MAILING ADDRESS

Barnack Joel + Yvette
 30 Linden Dr
 Newburgh NY 12550

RECORD OF OWNERSHIP

to own camp trail / Eddie
 ohwald & William Do many
 rna aff: Davis & Violet

PROPERTY IDENTIFICATION

2040000 91 3 5
 SWIS S B L SUFFIX

CLASS CODE 01 OF 11 E 595482 N 978478
 PROPERTY ADDRESS 30 Linden Dr.
 GRID COORDINATE

DATE MO. YR.	1 LAND 2 BLDG 3 L&B	SALE PRICE	1 UNCONFIRMED 2 BUYER 3 SELLER 4 FEE 5 AGENT	VALIDITY 1 YES 2 NO
02 78	1 2 3	33500	1 2 3 4 5	1 2
09 01	1 2 3	131000	1 2 3 4 5	1 2
11 05	1 2 3	249000	1 2 3 4 5	1 2

SITE DESCRIPTION	SITE NUMBER	PROPERTY CLASS (PROCLAS)
1 2 3		1 2 3 4 5 1 2

NEIGHBORHOOD I.D. 11403

ZONING: 01 - NONE 04 - FARM 07 - MIXED
 02 - SINGLE RES. 05 - COMMERCIAL 08 - GOVERNMENT
 03 - MULTI RES. 06 - INDUSTRIAL

TOPOGRAPHY RATING: 1-GOOD 2-FAIR 3-POOR 4-VERY POOR
 VIEW: 1-DETRIMENTAL 2-TYPICAL 3-ENHANCING
 LAYOUT (FARMS ONLY) 1-POOR 2-AVERAGE 3-GOOD

FLOOD RATING: 1-ALWAYS 2-MIXED 3-OFTEN 4-SOME 5-NEVER
 MUCK: 1 2 3 4

SITE ELEVATION: 1-BELOW GRADE 2-LEVEL 3-ABOVE GRADE
 DWELLING SETBACK: NEAREST 10 FEET

ROAD: 1-NONE 2-UNIMPROVED 3-IMPROVED
 WATER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
 SEWER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC
 OTHER UTILITIES: 1-NONE 2-GAS 3-ELECTRIC 4-GAS AND ELECTRIC

NEIGHBORHOOD TYPE: 1-RURAL 2-SUBURBAN 3-URBAN 4-COMMERCIAL

SITE DESIRABILITY: 1-INFERIOR 2-TYPICAL 3-SUPERIOR
 LOT LANDSCAPING: 1 EXCELLENT 2 GOOD 3 FAIR 4 POOR 5 NONE

DRIVEWAY: 1-NONE 2-UNIMPROVED 3-IMPROVED
 FRONTING TRAFFIC: 1-HEAVY 2-MEDIUM 3-LIGHT

BUILDING PERMIT RECORD

DATE MO. YR.	TYPE 1 DEMOL 2 ADDN.	AMOUNT	NUMBER

TOTAL	19 84	19 07	19 77	19 77	19 77	8900
ASSESSMENT	19 84	19 07	19 77	19 77	19 77	8900
LAND	8900	8500	8500	8500	8500	
IMPROVEMENTS		45700				
TOTAL	41,500	54,500	54,500	54,500	54,500	
EXEMPTION	A-5 41,800 5.1%					
TAXABLE						

SPECIAL DISTRICTS	SCHOOL	FIRE	WATER	SEWER	LIGHT	PARK
	B34001	FD007	WD001		LT003	

RESIDENCE DESCRIPTION

STY. E: 01
 01 RANCH 06 CONTEMPORARY 11 LOG CABIN
 02 RAISED RANCH 07 MANSION 12 DUPLEX
 03 SPLIT LEVEL 08 OLD STYLE 13 BUNGALOW
 04 CAPE COD 09 COTTAGE 14 OTHER
 05 COLONIAL 10 ROW 15 TOWN HOUSE

NUMBER OF STORIES: 1.0
 EXTERIOR WALLS:
 1 WOOD/FRAME 4 COMPOSITION 7 STONE
 2 BRICK 5 CONCRETE
 3 ALUM/INVL 6 STUCCO

AGE: YEAR BUILT 1958
 REMODELED _____
 EFFECTIVE YR BUILT _____

ROOMS: BED 3 BATH 1.0
 FAMILY 3 TOTAL 5

BASEMENT:
 1 PERS/SLAB 2 CRAWL 3 PARTIAL 4 FULL
 BASEMENT GARAGE CAPACITY 4

HEAT TYPE:
 1 NO CENTRAL 2 HOT AIR 2
 3 STEAM/HOT WATER 4 ELECTRIC

FUEL TYPE:
 1 NONE 3 ELECTRIC 5 WOOD 7 COAL
 2 GAS 4 OIL 6 SOLAR 2

AIR CONDITIONING: 1 YES 1/2

PLUMBING: 1 YES 1

INTERIOR CONDITION
 EXTERIOR CONDITION
 1 POOR 2 FAIR 3 NORMAL
 4 GOOD 5 EXCELLANT

COST FACTORS:
 GRADE PERCENT GOOD 1.0
 FUNCTIONAL/ECONOMIC OBSOLESCENCE
 CDU (EX, VG, G, AV, P, VP, UN) AV
 GRADE ADJ. 1.0

LIVING AREA: FIRST FLOOR (SF) 760
 SECOND FLOOR (SF) _____
 ADDITIONAL FLOOR (SF) _____

HALF STORY FINISHED (SF) _____

HALF STORY UNFINISHED (SF) _____

THREE QUARTER STORY FIN. (SF) _____

THREE QUARTER STORY UNFIN. (SF) _____

FINISHED BASEMENT (SF) 520

FINISHED ATTIC (SF) _____

FINISH OVER GARAGE (SF) _____

UNFINISHED ROOM (SF) 760

TOTAL LIVING AREA (SF) 1480

UNFINISHED ATTIC (SF) _____

RECREATION ROOM (SF) _____

NOTES:

2057

10/1/2008

BASE PRICE

PLUMBING

BASEMENT

BSMT FINISH

ATTIC

HEATING/AC

TOTAL BASE

GRADE ADJ.

TOTAL

DEPRECIATION

TOTAL

ATT. IMPROV.

DET. IMPROV.

TOTAL

FACTOR UPDATE

TOTAL

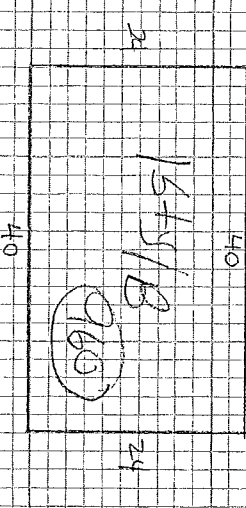
ATTACHED IMPROVEMENTS

STR. CODE	MOD. CODE	U	MEASURE 1	MEASURE 2	QUAN	GR	YEAR BUILT	RATE	C FUNG	TOTAL
					TITY	**			+ OBSO	
1	QPS		3	160	/	01	1958	3		
2	LPB		3	160	/	01	1958	3		
3	LPB		3	60	/	01	1958	3		
4										
5										
6										

DETACHED IMPROVEMENTS

STR. CODE	MOD. CODE	U	MEASURE 1	MEASURE 2	QUAN	GR	YEAR BUILT	RATE	C FUNG	TOTAL
					TITY	**			+ OBSO	
1	LS5		3	576	/	01	2010	4		
2	LPB		3	160	/	01	2010	4		
3										
4										
5										
6										
7										
8										
9										
10										

* UNITS: 1 QUANTITY 2 DIMENSIONS 3 SQUARE FEET 4 DOLLARS (MS1 ONLY)
 + CONDITION: 1 POOR 2 FAIR 3 NORMAL 4 GOOD 5 EXCELLENT
 ** GRADE: A EXPENSIVE B GOOD C AVERAGE D ECONOMY E MINIMUM



OCT 2 2013

At a meeting of the Town Board
held at 1496 Rte. 300, in the Town of
Newburgh on the ___th day of
September, 2013 at 7:00 pm

Present:

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

RESOLUTION DETERMINING
UNHEALTHFUL, HAZARDOUS
OR DANGEROUS CONDITIONS
DUE TO GROWTH OR
ACCUMULATION OF
BRUSH, GRASS, RUBBISH OR
WEEDS, COSTS AND EXPENSES
OF ABATEMENT TO BE
ASSESSED UPON FAILURE TO
COMPLY WITH ORDER TO
REMOVE

Councilman/woman _____ presented the following resolution which

was seconded by Councilman/woman _____.

WHEREAS, the owner of a property addressed as 625 South Platte Rd in the Town of Newburgh, designated on the tax map as Section 48 Block 3, Lot 12, was duly served by the Code Compliance Department with notice that the condition of the property was unhealthful, hazardous or dangerous due to the level of growth of brush, grass, or weeds, or the growth of poisonous shrubs or weeds or the depositing, maintenance, scattering or accumulation of rubbish and was ordered to abate and remove the violation within a time period of not less than 10 days after the service of the notice; and

WHEREAS, the owner(s) of the property at the time of service was Victor and Evelyn Linda Rodriguez; and

WHEREAS, the owner did not eliminate or remove the cited conditions within the time period specified in the notice; and

WHEREAS, upon the owner's neglect or failure to comply with such notice within the time provided therein, the Town authorized the work to be done and entered or caused its agent to enter onto such premises where such violation existed to remedy such violation

in order to protect the public health, safety and general welfare of the residents of this Town, and

WHEREAS, an itemization of the costs and expenses has been provided to the Town Board by the Town Code Compliance Department; and

WHEREAS, the Town Board has carefully considered the Code Compliance Department's report and itemization.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED, that the Town Board of the Town of Newburgh hereby declares that unhealthful, hazardous or dangerous conditions of the property located at 625 South Plank Rd and designated as Section 48 Block 3, Lot 12, the owner(s) served with notice, December 17 2013, having failed to remedy said conditions in violation of Chapter 95, Section 95-11, of the Town of Newburgh Municipal Code, are to be abated and made safe by the Town of Newburgh and that the work has been completed; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that the total cost of said abatement work to be \$ 500 -, said amount to be assessed and levied against the property in the same manner and at the same time as other Town charges

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

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

WAYNE C. BOOTH
Supervisor

845-564-4552
Fax 845-566-9486
email: townsupervisor@hvc.rr.com

Victor and Euelynlinda Rodriguez
625 South Plank Road
Walden, N.Y. 12586

December 17, 2012

Dear Mr. and Mrs. Rodriquez,

You are the owner of record for the property and residence located at **625 South Plank Road (Section 48, Block 3, Lot 12)** in the Town of Newburgh.

On October 10, 2012 the Town of Newburgh while enforcing the housing maintenance laws of the Town and State of New York contracted Quality Lawns Inc. to bring the above mentioned property into compliance.

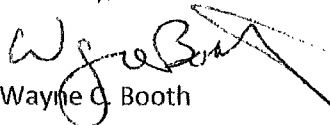
The Town paid the contractor at the completion of the work required to meet the compliance of the law and the Town hereby demands the remittance of this cost (\$500.00) within 30 days of receipt of this notice. Please make checks payable to: The Town of Newburgh

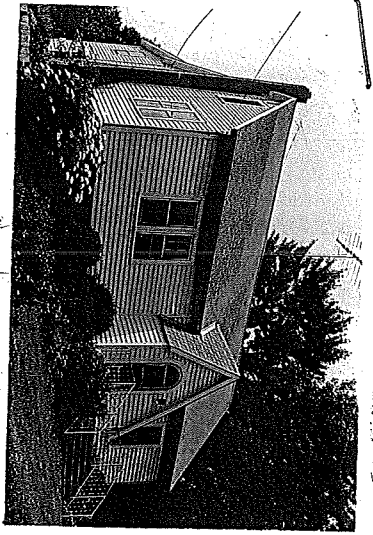
1496 Route 300
Newburgh, N.Y. 12550

If payment is not received within 30 days the expense incurred to the Town will be levied on the parcels next property tax bill.

If you have any questions or require further information please call me at your convenience.

Sincerely,


Wayne C. Booth



48-3-12

OWNERSHIP & MAILING ADDRESS

Rodriguez, Evelyninda & Victor M. Jr.
 1625 S. Plank Road
 Walden, NY 13586

PROPERTY IDENTIFICATION

334600 48 3 12
 SWIS S B L SUFFIX

RECORD OF OWNERSHIP

Jackson Paul & Mary
 Rodriguez, Evelyninda & Norma
 Rodriguez, Evelyninda

LISTED BY: _____ DATE _____

SOURCE: 1-OWNER 2-SPOUSE 3-TENANT
 4-OTHER 5-ESTIMATE 6-REFUSAL

LAND CODES	LOT	VALUATION FRONTAGE	VALUATION DEPTH	UNIT PRICE	DEPTH FACTOR	ADJUSTED FF PRICE	INFLUENCE CODE	INFLUENCE %	LAND VALUE
01 - PRIMARY	L								
02 - SECONDARY	L								
03 - UNDEVELOPED	L								
04 - RESIDUAL	L								
05 - TILLABLE	S		SQ. FT.						
06 - PASTURE	S		SQ. FT.						
07 - WOODLAND	S		SQ. FT.						
08 - WASTELAND	S		SQ. FT.						
09 - MUCK									
10 - WATERFRONT									
11 - ORCHARD	() A		ACRES	8500					
12 - REAR	() A		ACRES	1000					
13 - VINEYARD	() A		ACRES						
14 - WETLAND	() A		ACRES						
15 - LEASED LAND	() A		ACRES						
TOTAL	() A		ACRES						

SITE DESCRIPTION

NEIGHBORHOOD I.D. _____

ZONING: 01 - NONE 04 - FARM 07 - MIXED
 02 - SINGLE RES. 05 - COMMERCIAL 08 - GOVERNMENT
 03 - MULTI RES. 06 - INDUSTRIAL

TOPOGRAPHY RATING: 1-GOOD 2-FAIR 3-POOR 4-VERY POOR

VIEW: 1-DETRIMENTAL 2-TYPICAL 3-ENHANCING

LAYOUT (FARMS ONLY) 1-POOR 2-AVERAGE 3-GOOD

FLOOD RATING: 1-ALWAYS 2-MIXED 3-OFTEN 4-SOME 5-NEVER

MUCK: 1 2 3 4

SITE ELEVATION: 1-BELOW GRADE 2-LEVEL 3-ABOVE GRADE

DWELLING SETBACK: NEAREST 10 FEET

ROAD: 1-NONE 2-UNIMPROVED 3-IMPROVED

WATER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC

SEWER: 1-NONE 2-PRIVATE 3-COMM/PUBLIC

OTHER UTILITIES: 1-NONE 2-GAS 3-ELECTRIC 4-GAS AND ELECTRIC

NEIGHBORHOOD TYPE: 1-RURAL 2-SUBURBAN 3-URBAN 4-COMMERCIAL

SITE DESIRABILITY: 1-INFERIOR 2-TYPICAL 3-SUPERIOR

LOT LANDSCAPING: 1 EXCELLENT 2 GOOD 3 FAIR 4 POOR 5 NONE

DRIVEWAY: 1-NONE 2-UNIMPROVED 3-IMPROVED

FRONTING TRAFFIC: 1-HEAVY 2-MEDIUM 3-LIGHT

BUILDING PERMIT RECORD

DATE	TYPE	AMOUNT	NUMBER
MO. YR.	1 DEMOL 2 ADDN.		

ASSESSMENT	19	18	19	19	SPECIAL DISTRICTS
LAND	84	04	2009		SCHOOL 234001
IMPROVEMENTS	9,000		9,200		FIRE 10030
TOTAL	49,900	58,700	59,000		WATER
EXEMPTION					SEWER
TAXABLE					LIGHT
					PARK

ASSESSMENT

19 84 18 04 19 2009 19

LAND

9,000 9,200

IMPROVEMENTS

49,900 58,700 59,000

TOTAL

EXEMPTION

TAXABLE

RESIDENCE DESCRIPTION

STYLE: 04
 01 RANCH 06 CONTEMPORARY 11 LOG CABIN
 02 PANCHED RANCH 07 MANSION 12 DUPLEX
 03 SPLIT LEVEL 08 OLD STYLE 13 BUNGALOW
 04 CAPE COD 09 COTTAGE 14 OTHER
 05 COLONIAL 10 ROW 15 TOWN HOUSE

NUMBER OF STORIES: 1.5
 EXTERIOR WALLS:
 1 WOOD/FRAME 4 COMPOSITION 7 STONE
 2 BRICK 5 CONCRETE
 3 ALUMINUM 6 STUCCO

AGE: YEAR BUILT 1936
 REMODELED
 EFFECTIVE YR BUILT

ROOMS: BED 3 BATH 1.0
 FAMILY 1 TOTAL 4.0

BASEMENT:
 1 PIERS/SLAB 2 CRAWL 3 PARTIAL 4 FULL
 BASEMENT GARAGE CAPACITY

HEAT TYPE:
 1 NO CENTRAL 2 HOT AIR 3
 3 STEAM/HOT WATER 4 ELECTRIC

FUEL TYPE:
 1 NONE 3 ELECTRIC 5 WOOD 7 COAL
 2 GAS 4 OIL 6 SOLAR 4

AIR CONDITIONING: 1 YES 0

PLUMBING: 1 YES 1

NUMBER OF KITCHENS: 1
 STYLE OF KITCHEN:
 KITCHEN QUALITY: 1
 STYLE OF BATH:
 BATH QUALITY: 1
 STYLE: 1 OLD 2 SEMI-MODERN 3 MODERN
 QUALITY: 1 POOR 2 AVERAGE 3 GOOD

OTHER FACTORS:
 MASONRY TRIM (SF) _____ FIREPLACES _____
 STONE/BRICK 1 YES _____

INTERIOR CONDITION
 EXTERIOR CONDITION
 1 POOR 2 FAIR 3 NORMAL
 4 GOOD 5 EXCELLANT

COST FACTORS
 GRADE PERCENT GOOD C GRADE ADJ. +05
 FUNCTIONAL/ECONOMIC OBSOLESCENCE 0
 CDU (EX. VG. G. AV. P. VP. UN) 0

LIVING AREA: FIRST FLOOR (SF) 948/188
 SECOND FLOOR (SF)
 ADDITIONAL FLOOR (SF)
 HALF STORY FINISHED (SF) 612
 HALF STORY UNFINISHED (SF)
 THREE QUARTER STORY FIN. (SF)
 THREE QUARTER STORY UNFIN. (SF)
 FINISHED BASEMENT (SF)
 FINISHED ATTIC (SF)
 FINISH OVER GARAGE (SF)
 UNFINISHED ROOM (SF)
 TOTAL LIVING AREA (SF) 1540/1800
 UNFINISHED ATTIC (SF)
 RECREATION ROOM (SF)

NOTES:
 FG
 3 dump near house
 alum siding

BASE PRICE

PLUMBING

BASEMENT

BSMT FINISH

ATTIC

HEATING/AC

TOTAL BASE

GRADE ADJ.

TOTAL

DEPRECIATION

TOTAL

ATT. IMPROV.

DET. IMPROV.

TOTAL

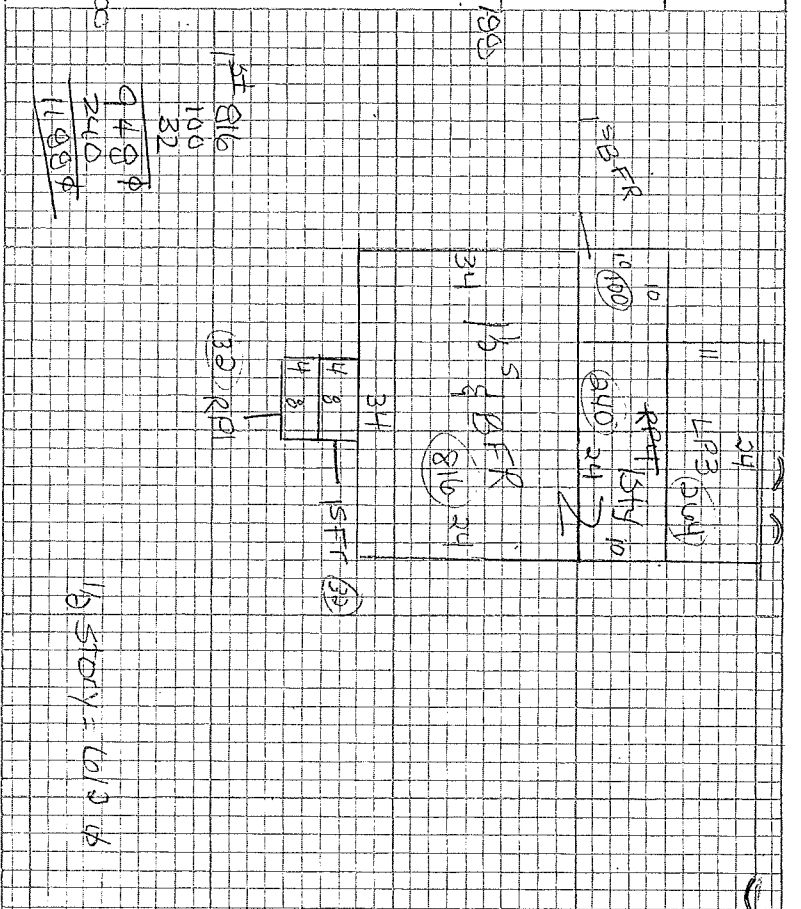
FACTOR UPDATE

TOTAL

DETACHED IMPROVEMENTS

STR. CODE	MOD. CODE	U	MEASURE	MEASURE	QUAN	GR	YEAR	RATE	C FUNC	TOTAL
			1	2	TITY	**	BUILT	+	OBSSO	
1	PG4	2	18	20	0		2007	5.00	4	
2	FD	3	288		01					
TOTAL										

* UNITS: 1 QUANTITY 2 DIMENSIONS 3 SQUARE FEET 4 DOLLARS (MS1 ONLY)
 + CONDITION: 1 POOR 2 FAIR 3 NORMAL 4 GOOD 5 EXCELLENT
 ** GRADE: A EXPENSIVE B GOOD C AVERAGE D ECONOMY E MINIMUM



12. ASSESSOR—TAX CERTIORARI:

- A. United Rental (5311 Route 9W)**
- B. Bergey Realty (Governor Drive)**

OCT 2 2013

12a

HACKER MURPHY, LLP
ATTORNEYS AT LAW
7 AIRPORT PARK BOULEVARD
LATHAM, NEW YORK 12110-1429
TELEPHONE (518) 783-3843
FACSIMILE (518) 783-8101
WWW.HACKERMURPHY.COM

September 20, 2013

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

RE: United Rentals v. Town of Newburgh
Index Nos. 2012-006145; 2013-005373
File No. 5018.104

Dear Mark:

Enclosed please find the proposed Order and Stipulation of Settlement in reference to the above-entitled proceedings. The property is a 13,848 square foot building located at 5311 Route 9W consisting of primarily warehouse space with a small office area. This settlement was negotiated with the petitioner's attorney after John Venezia's review of the property. The reduction is \$40,000 per year. There are currently two (2) years pending. We feel that it is a good settlement.

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. Please advise me once the Resolution passes and I will sign the original Order and Stipulation of Settlement and forward it to the petitioner's attorney for filing.


I have also enclosed for your review a copy of the refund liability chart which shows the potential liability versus the proposed settlement refund liability.

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

Very truly yours,

HACKER & MURPHY, LLP

By:


Cathy L. Drobny
cdrobny@hackermurphy.com
Direct Dial: (518) 213-0116

CLD:kah
Enclosures
cc: John Venezia, Assessor

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ORANGE

In the Matter of

UNITED RENTALS

Petitioner,

-against-

THE ASSESSOR AND THE BOARD OF ASSESS-
MENT REVIEW OF THE TOWN OF NEWBURGH AND
THE TOWN OF NEWBURGH, ORANGE COUNTY,
NEW YORK,

Respondent.

ORDER

Index Numbers

2012-006145

2013-005373

Petitioner, having commenced tax assessment review proceedings against respondents pursuant to Article 7 of the Real Property Tax Law relating to Town of Newburgh tax map parcel set forth below and the parties having executed a Stipulation of Settlement providing for the voluntary settlement and discontinuance of these proceedings;

NOW, THEREFORE, based upon the terms of the Stipulation of Settlement, it is

ORDERED, that the said proceedings be and the same hereby are discontinued with prejudice, on the merits; and it is further

ORDERED, that for assessment years 2012-13 through 2013-14, respondents' assessments of petitioner's parcel of real property identified as tax map parcel 20-2-60 (5311 ROUTE 9W NORTH) are hereby corrected and reduced as follows:

20-2-60 (5311 ROUTE 9W NORTH):

<u>Assessment Year</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>	<u>Assessment Difference</u>
2012-13	\$280,000	\$240,000	\$40,000
2013-14	\$280,000	\$240,000	\$40,000

and the Assessor of the Town of Newburgh is hereby directed to reduce said parcel's assessments accordingly; and it is further

ORDERED, that these revised and corrected assessments shall be administered in accordance with Section 726 of the Real Property Tax Law and in accordance with paragraph "3" of the Stipulation of Settlement annexed hereto; and it is further

ORDERED, that if any cash refunds are due to petitioner, said refund checks due to petitioner as a result of this Order shall be made payable to "Janata, LaCap & Associates, As Attorneys" and shall be mailed to 155 North Main Street, New City, New York 10956. Accompanying such refund checks shall be a statement setting forth the manner in which the refund has been calculated.

Dated:

At: _____, New York

Justice of the Supreme Court

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ORANGE

In the Matter of

UNITED RENTALS

Petitioner,

-against-

STIPULATION
OF
SETTLEMENT

Index Numbers

2012-006145

2013-005373

THE ASSESSOR AND THE BOARD OF ASSESS-
MENT REVIEW OF THE TOWN OF NEWBURGH AND
THE TOWN OF NEWBURGH, ORANGE COUNTY,
NEW YORK,

Respondent.

This matter having been commenced by Notice of Petition and Petition for Review of Tax Assessment for Assessment Years 2012-13 through 2013-14 and the parties having reached a stipulation in settlement of these proceedings;

NOW, THEREFORE, it is hereby stipulated and agreed by and between the parties hereto and their respective attorneys that these proceedings be and hereby are settled upon the following terms and conditions:

1. The proceedings pursuant to Article 7 of the Real Property Tax Law by petitioner against respondents and currently pending in this Court, namely those relating to Town of Newburgh tax map parcel 20-2-60 (5311 ROUTE 9W NORTH) set forth below are hereby discontinued with prejudice, on the merits.

2. The parties stipulate and agree to the entry of an Order reducing the tax assessments for the referenced parcel as follows:

20-2-60 (5311 ROUTE 9W NORTH):

Assessment Year	Original Assessment	Reduced Assessment	Assessment Difference
2012-13	\$280,000	\$240,000	\$40,000
2013-14	\$280,000	\$240,000	\$40,000

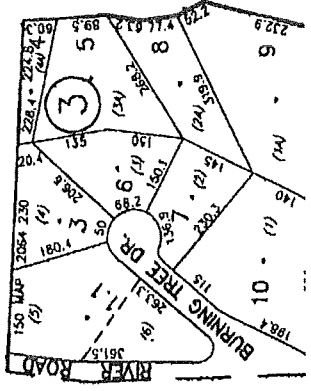
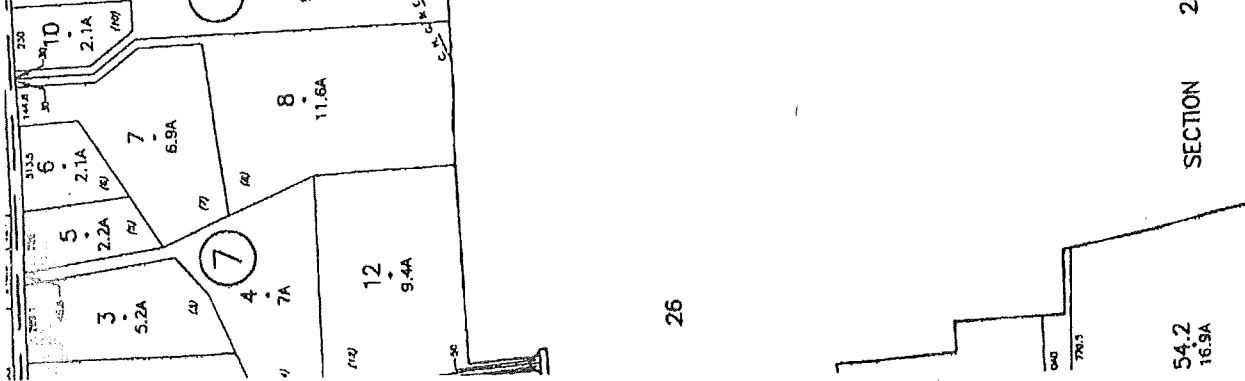
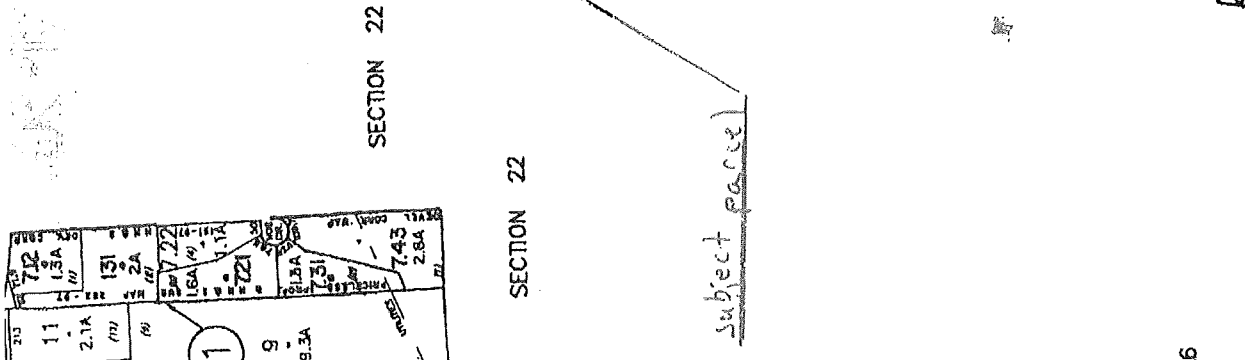
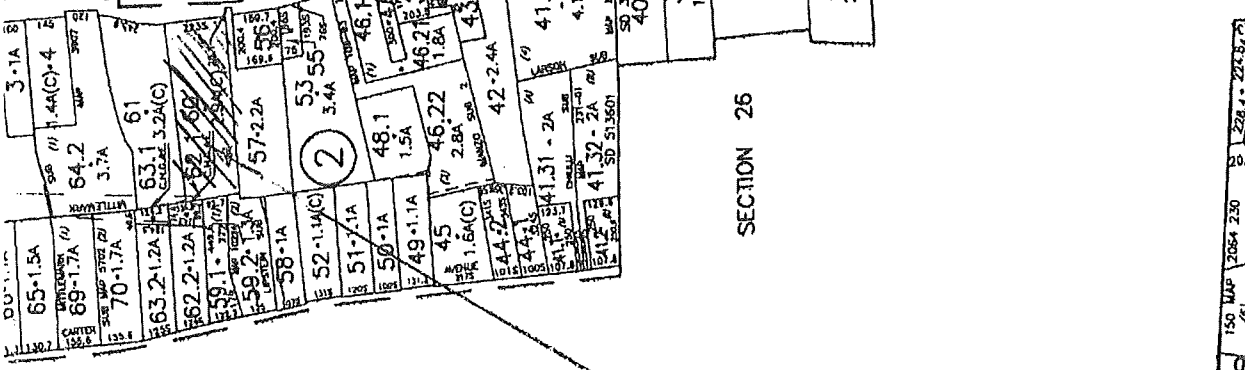
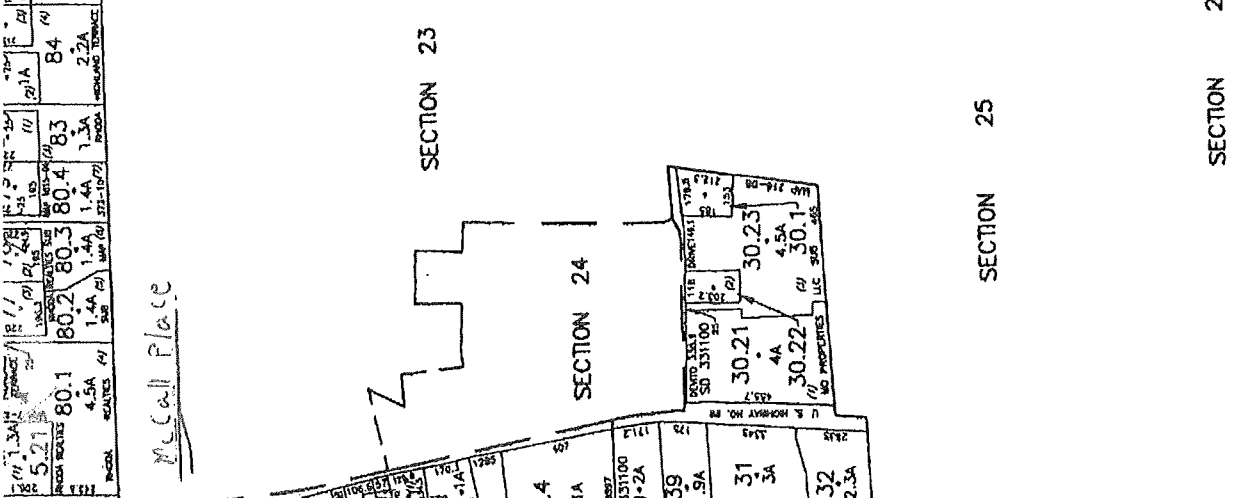
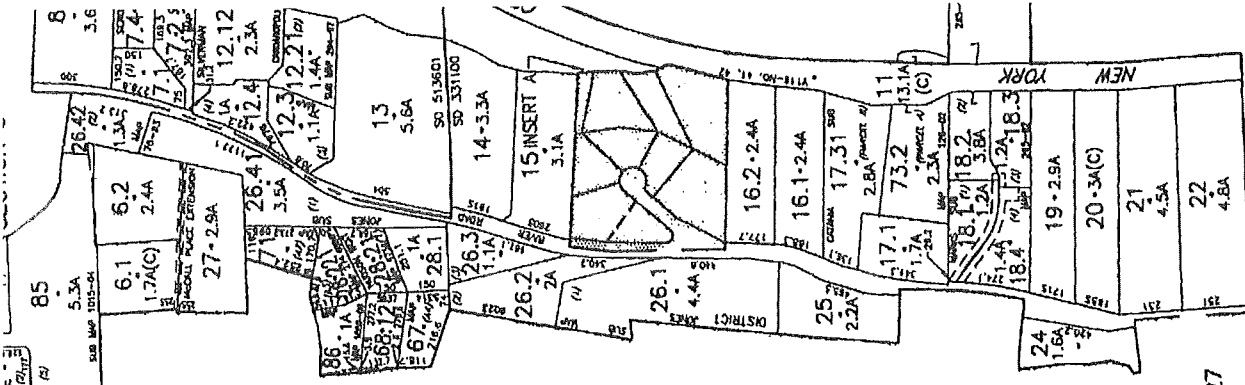
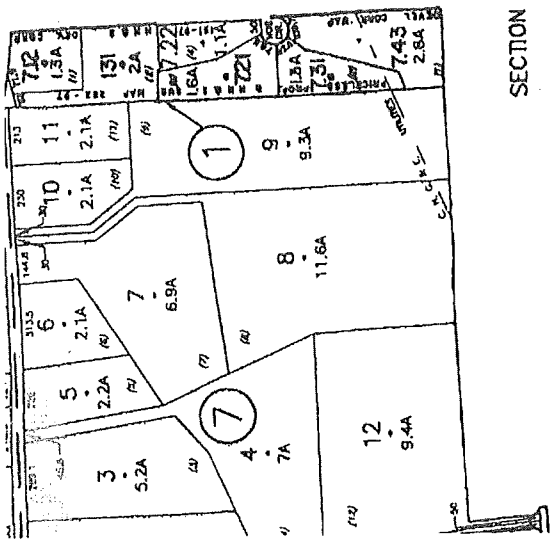
3. These revised and corrected assessments shall be administered in accordance with the provisions of Section 726 of the Real Property Tax Law provided that any refunds due to petitioner shall be without interest so long as payment is made within forty-five (45) days of service by mail of a copy of this Stipulation of Settlement and accompanying Order with Notice of Entry and no refund shall be made of any interest paid by Petitioner.

4. If any cash refunds are due to petitioner as a result of this Stipulation of Settlement, said refund checks shall be made payable to "Janata, LaCap & Associates, As Attorneys" and shall be mailed to 155 North Main Street, New City, New York 10956. Accompanying such refund checks shall be a statement setting forth the manner in which the amount of the refund has been calculated.

Dated:

Janata, LaCap & Associates, P.C.
Attorneys for Petitioner
By: Henry LaCap, Esq.
155 North Main Street
New City, New York 10956

Hacker & Murphy
Attorneys for Respondent
By: Cathy L. Drobny, Esq.
7 Airport Park Blvd.
Latham, NY 12110-1429



26

subject parcel

54.2
16.9A

SECTION 26

SECTION 43

DRAFT

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 October, 2013 at 7:00 o'clock p.m.

PRESENT:

Wayne C. Booth, Supervisor

George Woolsey, Councilman

Gilbert J. Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernest C. Bello, Jr., Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING SETTLEMENT OF
PROCEEDING UNDER ARTICLE
7 OF THE REAL PROPERTY
TAX LAW:
SBL # 20-2-60
UNITED RENTALS
(5311 ROUTE 9W),
INDEX NUMBERS 2012-6145, 2013-5373

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

WHEREAS, United Rentals ("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 certain real property in the Town of Newburgh, Orange County, New York located on Route 9W (Section 20-Block 2-Lot 60) on the tax assessment rolls for the tax years 2012 and 2013; and

WHEREAS, special counsel to the Town, Hacker & Murphy, LLP, has negotiated a settlement of the proceeding with the Petitioners, the terms of which are embodied in a proposed Order and Stipulation of Settlement annexed hereto and recommended that the Town Board authorize the settlement; and

WHEREAS, the Town's Sole Assessor has also recommended that the settlement be authorized; 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 Hacker & Murphy, LLP to execute and deliver the Order and Stipulation of Settlement on behalf of the Town; and

BE IT FURTHER RESOLVED, that Hacker & Murphy, LLP, the Town 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:

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

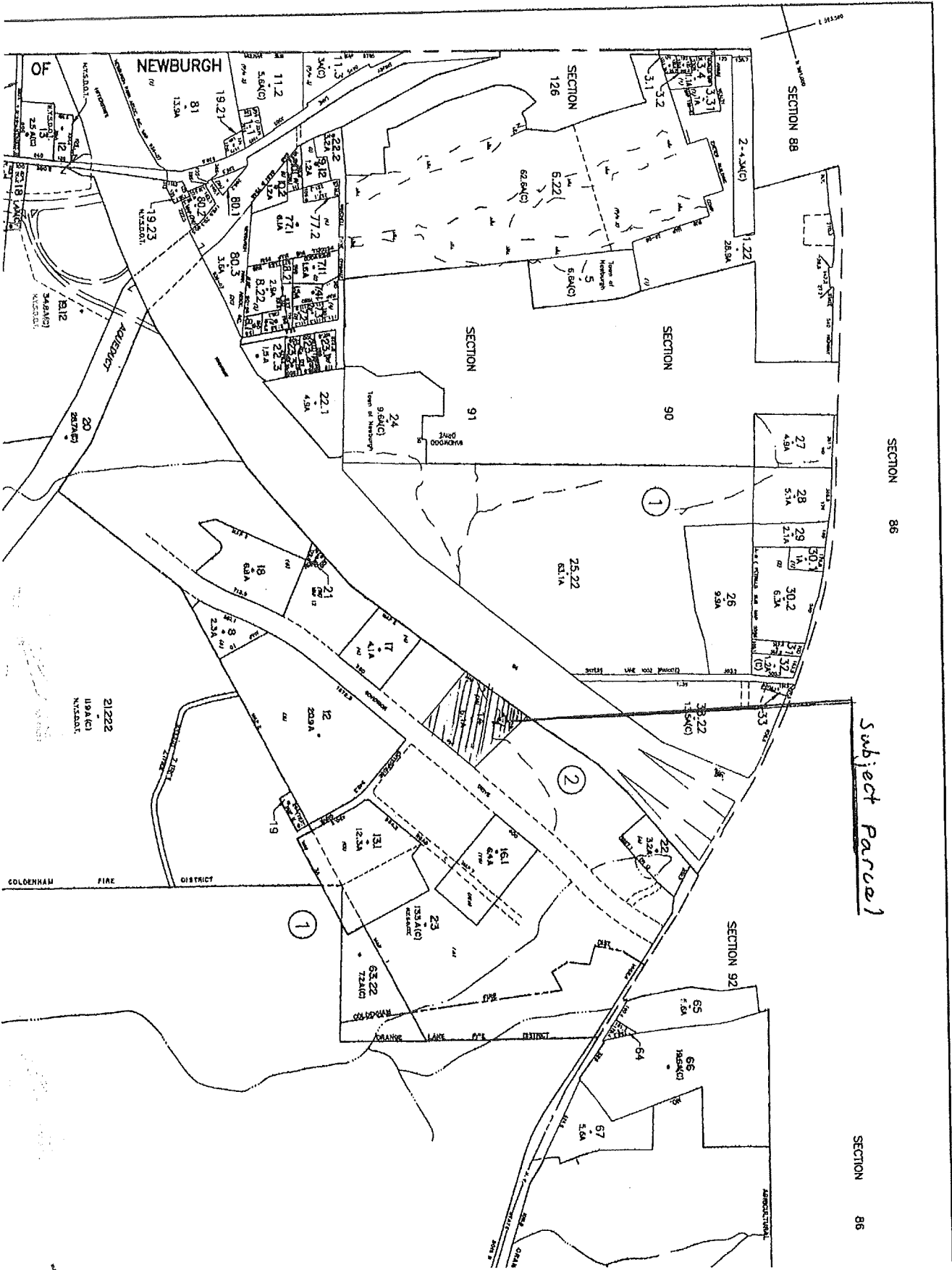
The resolution was thereupon declared duly adopted.

United Rentals v. T/O Newburg - Settlement

Year	Parcel Number	Assessed Value	Reduced Assessed Value	Eq. Rate	FMV	Reduced FMV	Difference	Tax Rate	Refund Liability
2012	20-2-60	\$ 280,000	\$ 240,000	39.02%	\$ 717,581	\$ 615,069	\$ 40,000	County 9.1063 Town 11.6477	\$ 364.25 \$ 465.91
								Fire-Mi 2.1324 Sp.Dist. 3.8115	\$ 85.30 \$ 152.46
2013	80-5-20	\$ 280,000	\$ 240,000	39.50%	\$ 708,861	\$ 607,595	\$ 40,000	County 61.5763 County	\$ 2,463.05 \$ -
								Town	\$ -
								Fire-Cron	\$ -
								Sp.Dist.	\$ -
								School	\$ 2,703.10

United Rentals v. T/O Newburgh

Year	Parcel Number	Assessed Value	Claimed Assessed Value	Eq. Rate	FMV	Claimed FMV	Difference	Tax Rate	Refund Liability
2012	20-2-60	\$ 280,000	\$ 195,100	39.02%	\$ 717,581	\$ 500,000	\$ 84,900	County 9.1063 Town 11.6477	\$ 773.12 \$ 988.89
								Fire-Mi 2.1324	\$ 181.04
								Sp.Dist. 3.8115	\$ 323.60
2013	80-5-20	\$ 280,000	\$ 197,500	39.50%	\$ 708,861	\$ 500,000	\$ 82,500	School 61.5763 County	\$ 5,227.83 \$ -
								Town	\$ -
								Fire-Cron	\$ -
								Sp.Dist.	\$ -
								School	\$ 5,575.14



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ORANGE

In the Matter of

BERGEY REALTY

Petitioner,

-against-

THE ASSESSOR AND THE BOARD OF ASSESS-
MENT REVIEW OF THE TOWN OF NEWBURGH AND
THE TOWN OF NEWBURGH, ORANGE COUNTY,
NEW YORK,

Respondent.

ORDER

Index Numbers

2007-6749
2008-7849
2009-7639
2010-7172
2011-6575

In the Matter of

ALCO ENTERPRISES, LLC
(SUCCESSOR IN INTEREST TO BERGEY REALTY)

Petitioner,

-against-

THE ASSESSOR AND THE BOARD OF ASSESS-
MENT REVIEW OF THE TOWN OF NEWBURGH AND
THE TOWN OF NEWBURGH, ORANGE COUNTY,
NEW YORK,

Respondent.

ORDER

Index Numbers

2012-6140
2013-5366

Petitioner, having commenced tax assessment review proceedings against respondents pursuant to Article 7 of the Real Property Tax Law relating to TOWN OF NEWBURGH tax map

parcel set forth below and the parties having executed a Stipulation of Settlement providing for the voluntary settlement and discontinuance of these proceedings;

NOW, THEREFORE, based upon the terms of the Stipulation of Settlement, it is

ORDERED, that the said proceedings be and the same hereby are discontinued with prejudice, on the merits; and it is further

ORDERED, that for assessment years 2007-08 through 2013-14, respondents' assessments of petitioner's parcel of real property identified as tax map parcel 89-2-14, (7 Governor Dr.) are hereby corrected and reduced as follows:

89-2-14 (7 Governor Dr.):

<u>Assessment Year</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Amount of Reduction</u>
2007-08	\$700,000	\$700,000	-0-
2008-09	\$700,000	\$191,450	\$508,550
2009-10	\$700,000	\$200,760	\$499,240
2010-11	\$700,000	\$229,600	\$470,400
2011-12	\$700,000	\$249,200	\$450,800
2012-13	\$700,000	\$273,140	\$426,860
2013-14	\$700,000	\$276,500	\$423,500

The Assessor of the TOWN OF NEWBURGH is hereby directed to reduce said parcel's assessments accordingly; and it is further

ORDERED, that these revised and corrected assessments shall be administered in accordance with Section 726 of the Real Property Tax Law and in accordance with paragraph "3" of the Stipulation of Settlement annexed hereto; and it is further

ORDERED, that if any cash refunds are due to petitioner, said refund checks due to petitioner as a result of this Order shall be made payable to "Janata, LaCap & Associates, PC, As

Attorneys" and shall be mailed to 155 North Main Street, New City, New York 10956. Accompanying such refund checks shall be a statement setting forth the manner in which the refund has been calculated.

Dated:

At: , New York

Justice of the Supreme Court

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ORANGE

In the Matter of

BERGEY REALTY

STIPULATION

Petitioner,

-against-

THE ASSESSOR AND THE BOARD OF ASSESS-
MENT REVIEW OF THE TOWN OF NEWBURGH AND
THE TOWN OF NEWBURGH, ORANGE COUNTY,
NEW YORK,

Respondent.

Index Numbers

2007-6749

2008-7849

2009-7639

2010-7172

2011-6575

In the Matter of

ALCO ENTERPRISES, LLC
(SUCCESSOR IN INTEREST TO BERGEY REALTY)

STIPULATION

Petitioner,

-against-

THE ASSESSOR AND THE BOARD OF ASSESS-
MENT REVIEW OF THE TOWN OF NEWBURGH AND
THE TOWN OF NEWBURGH, ORANGE COUNTY,
NEW YORK,

Respondent.

Index Numbers

2012-6140

2013-5366

This matter having been commenced by Notice of Petition and Petition for Review of
Tax Assessment for Assessment Years 2007-08 through 2013-14 and the parties having reached
a stipulation in settlement of these proceedings;

NOW, THEREFORE, it is hereby stipulated and agreed by and between the parties hereto and their respective attorneys that these proceedings be and hereby are settled upon the following terms and conditions:

The proceedings pursuant to Article 7 of the Real Property Tax Law by petitioner against respondents and currently pending in this Court, namely those relating to TOWN OF NEWBURGH tax map parcel 89-2-14, (7 Governor Dr.) set forth below are hereby discontinued with prejudice, on the merits.

1. The parties stipulate and agree to the entry of an Order reducing the tax assessments for the referenced parcel as follows:

89-2-14 (7 Governor Dr.):

<u>Assessment Year</u>	<u>Original Assessment</u>	<u>Revised Assessment</u>	<u>Amount of Reduction</u>
2007-08	\$700,000	\$700,000	-0-
2008-09	\$700,000	\$191,450	\$508,550
2009-10	\$700,000	\$200,760	\$499,240
2010-11	\$700,000	\$229,600	\$470,400
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2012-13	\$700,000	\$273,140	\$426,860
2013-14	\$700,000	\$276,500	\$423,500

3. These revised and corrected assessments shall be administered in accordance with the provisions of Section 726 of the Real Property Tax Law provided that any refunds due to petitioner shall be without interest so long as payment is made within sixty (60) days of service by mail of a copy of this Stipulation of Settlement and accompanying Order with Notice of Entry and no refund shall be made of any interest paid by Petitioner.

4. If any cash refunds are due to petitioner as a result of this Stipulation of Settlement, said refund checks shall be made payable to "Janata, LaCap & Associates, P.C. As Attorneys" and shall be mailed to 155 North Main Street, New City, New York 10956. Accompanying such refund checks shall be a statement setting forth the manner in which the amount of the refund has been calculated.

Dated:

Janata, Lacap & Associates, P.C.
Attorneys for Petitioner
By: Henry LaCap, Esq.
155 North Main Street
New City, New York 10956

HACKER MURPHY, LLP
Attorneys for Respondent
By: Cathy L. Drobny, Esq.
7 Airport Park Boulevard
Latham, NY 12110-1429

Bergy Realty LLC v. Newburgh - CLAIMED REFUND

Year	Parcel Number	Assessed Value	Claimed Assessed Value	Eq. Rate	FMV	Claimed FMV	Difference	Tax Rate	Refund Liability	Interest	Total Refund Liability
2007	89-2-14	\$ 700,000	\$ 150,000	31.50%	\$ 2,222,222	\$ 476,190	\$ 550,000	County	9.40	\$ 5,170.00	\$ 5,170.00
								Town	9.15	\$ 5,032.50	\$ 5,032.50
								Fire-Cold	4.67	\$ 2,568.50	\$ 2,568.50
2008	89-2-14	\$ 700,000	\$ 150,000	27.35%	\$ 2,559,415	\$ 548,446	\$ 550,000	School	41.9785	\$ 23,088.18	\$ 23,088.18
								County	10.83	\$ 5,956.50	\$ 5,956.50
								Town	10.73	\$ 5,901.50	\$ 5,901.50
								Fire-Cold	5.32	\$ 2,926.00	\$ 2,926.00
2009	89-2-14	\$ 700,000	\$ 150,000	28.68%	\$ 2,440,725	\$ 523,013	\$ 550,000	Sp.Dist.	2,8049	\$ 1,542.70	\$ 1,542.70
								School	51.1562	\$ 28,135.91	\$ 28,135.91
								County	10.34	\$ 5,687.00	\$ 5,687.00
								Town	11.29	\$ 6,209.50	\$ 6,209.50
2010	89-2-14	\$ 700,000	\$ 150,000	32.80%	\$ 2,134,146	\$ 457,317	\$ 550,000	Fire-Cold	5.46	\$ 3,003.00	\$ 3,003.00
								Sp.Dist.	2.95	\$ 1,622.50	\$ 1,622.50
								School	54.7495	\$ 30,112.23	\$ 30,112.23
								County	9.46	\$ 5,203.00	\$ 5,203.00
2011	89-2-14	\$ 700,000	\$ 150,000	35.60%	\$ 1,966,292	\$ 421,348	\$ 550,000	Town	11.5	\$ 6,325.00	\$ 6,325.00
								Fire-Cold	5.88	\$ 3,223.00	\$ 3,223.00
								Sp.Dist.	3.2018	\$ 1,760.99	\$ 1,760.99
								School	54.1801	\$ 29,799.06	\$ 29,799.06
2012	89-2-14	\$ 700,000	\$ 150,000	39.02%	\$ 1,793,952	\$ 384,418	\$ 550,000	County	9.31	\$ 5,120.50	\$ 5,120.50
								Town	11.40	\$ 6,272.70	\$ 6,272.70
								Fire-Cold	5.77	\$ 3,173.50	\$ 3,173.50
								Sp.Dist.	3.3501	\$ 1,842.56	\$ 1,842.56
2013	89-2-14	\$ 700,000	\$ 150,000	39.02%	\$ 1,793,952	\$ 384,418	\$ 550,000	Valley Cen	56.0309	\$ 30,817.00	\$ 30,817.00
								County	9.11	\$ 5,010.50	\$ 5,010.50
								Town	11.65	\$ 6,407.50	\$ 6,407.50
								Fire-Cold	5.63	\$ 3,096.50	\$ 3,096.50
2013	89-2-14	\$ 700,000	\$ 150,000	39.02%	\$ 1,793,952	\$ 384,418	\$ 550,000	Sp.Dist.	3.4811	\$ 1,914.61	\$ 1,914.61
								Valley Cen	54.1392	\$ 29,775.56	\$ 29,775.56
								County		\$	\$
								Town		\$	\$
2013	89-2-14	\$ 700,000	\$ 150,000	39.02%	\$ 1,793,952	\$ 384,418	\$ 550,000	Fire-Cold		\$	\$
								Sp.Dist.		\$	\$
								Valley Cen		\$	\$
								School		\$	\$
2013	89-2-14	\$ 700,000	\$ 150,000	39.02%	\$ 1,793,952	\$ 384,418	\$ 550,000	Valley Cen	58.96453	\$ 32,430.49	\$ 32,430.49
								County		\$	\$
								Town		\$	\$
								Fire-Cold		\$	\$

Bergy Realty LLC v. Newburgh - Settlement

Year	Parcel Number	Assessed Value	Reduced AV	Eq. Rate	FMV	Reduced FMV	Difference	Tax Rate	Refund Liability
2007	89-2-14	\$ 700,000	\$ 700,000	31.50%	\$ 2,222,222	\$ 2,222,222	\$	County 9.40 \$ Town 9.15 \$ Fire-Cold 4.67 \$ Sp.Dist. \$ School 41,9785 \$	
2008	89-2-14	\$ 700,000	\$ 191,450	27.35%	\$ 2,559,415	\$ 700,000	\$ 508,560	County 10.83 \$ Town 10.73 \$ Fire-Cold 5.32 \$ Sp.Dist. 2,8049 \$ School 51,1562 \$	5,507.60 5,456.74 2,705.49 1,426.43 26,015.49
2009	89-2-14	\$ 700,000	\$ 200,760	28.68%	\$ 2,440,725	\$ 700,000	\$ 499,240	County 10.34 \$ Town 11.29 \$ Fire-Cold 5.46 \$ Sp.Dist. 2.95 \$ School 54,7495 \$	5,162.14 5,836.42 2,725.85 1,472.76 27,333.14
2010	89-2-14	\$ 700,000	\$ 229,600	32.80%	\$ 2,134,146	\$ 700,000	\$ 470,400	County 9.46 \$ Town 11.5 \$ Fire-Cold 5.86 \$ Sp.Dist. 3,2018 \$ School 54,1801 \$	4,449.98 5,409.60 2,756.54 1,506.13 25,486.32
2011	89-2-14	\$ 700,000	\$ 249,200	35.60%	\$ 1,966,292	\$ 700,000	\$ 450,800	County 9.31 \$ Town 11.40 \$ Fire-Cold 5.77 \$ Sp.Dist. 3,3501 \$ School 56,0309 \$	4,196.95 5,141.33 2,601.12 1,510.28 25,258.73
2012	89-2-14	\$ 700,000	\$ 273,140	39.02%	\$ 1,793,952	\$ 700,000	\$ 426,860	County 9.11 \$ Town 11.65 \$ Fire-Cold 5.63 \$ Sp.Dist. 3,4811 \$ School 54,1392 \$	3,888.69 4,972.92 2,403.22 1,485.94 23,109.86
2013	89-2-14	\$ 700,000	\$ 276,500	39.50%	\$ 1,772,152	\$ 700,000	\$ 423,500	County \$ Town \$ Fire-Cold \$ Sp.Dist. \$ School 58,96453 \$	\$ \$ \$ \$ 24,971.48
									Refund due from Town \$ 26,617.01

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 October, 2013 at 7:00 o'clock p.m.

PRESENT:

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

RESOLUTION OF TOWN BOARD AUTHORIZING SETTLEMENT OF PROCEEDING UNDER ARTICLE 7 OF THE REAL PROPERTY TAX LAW: SBL # 89-2-14 BERGEY REALTY AND ALCO ENTERPRISES LLC, SUCCESSOR IN INTEREST TO BERGEY REALTY (7 GOVERNOR DRIVE), INDEX NUMBERS 2007-6749, 2008-7849, 2009-7639, 2010-7172, 2011-6575, 2012-6140 AND 2013-5366

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

WHEREAS, Bergey Realty and its successor in interest, ALCO Enterprises, LLC (together "Petitioners") have instituted proceedings under Article 7 of the Real Property Tax Law by which Petitioners seek to obtain judicial review and reduction of the assessment of certain real property in the Town of Newburgh, Orange County, New York located on Governor Drive (Section 89-Block 2-Lot 14) on the tax assessment rolls for the tax years 2007, 2008, 2009, 2010, 2011, 2012 and 2013; and

WHEREAS, special counsel to the Town, Hacker & Murphy, LLP, has negotiated a settlement of the proceeding with the Petitioners, the terms of which are embodied in a proposed Stipulation and Order annexed hereto and recommended that the Town Board authorize the settlement; and

WHEREAS, the Town's Sole Assessor has also recommended that the settlement be authorized; 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 Hacker & Murphy, LLP to execute and deliver the Stipulation and Order on behalf of the Town; and

BE IT FURTHER RESOLVED, that Hacker & Murphy, LLP, the Town 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:

George Woolsey, Councilman voting _____

Gilbert J. Piquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.

13. ACCOUNTING:

A. Purchasing Policy

B. Budget Transfer

C. Tentative 2013 Budget

D. Authorization for Payment for Litigation Defense (VHB Engineering)

Presented at meeting

OCT 2 2013

13a

**TOWN OF NEWBURGH
PURCHASING AND ACCOUNTING
MANUAL**

TABLE OF CONTENTS

Section I	Purchasing Policy
Section II	Completion of Vouchers and Accounts Payable Process
Section III	Voucher Sample
Section IV	Non-Bid Procurements
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Section VI	Competitive Bidding
Section VII	Competitive Bidding, Duties of Town Clerk's Office and Duties of Department Heads
Section VIII	Annual Review, Failure to Comply, and Resolution

Section I
TOWN OF NEWBURGH PURCHASING POLICY

1. The Town Board shall be responsible for developing and administering the purchasing program of the Town of Newburgh.
2. The purchasing procedures employed shall comply with all applicable laws and regulations of the state.
3. The Town Clerk shall maintain adequate records of bids.
4. Purchase contracts for materials, equipment and supplies involving an estimated annual expenditure of over \$20,000 and public works contracts involving over \$35,000 shall be awarded only after public advertising soliciting formal bids (Section 103 of the General Municipal Law). The Town Clerk is authorized to open and record bids.
5. Opportunity shall be provided to all responsible suppliers to do business with the Town. To this end, the Town Clerk shall develop and maintain lists of potential bidders for various types of materials, equipment and supplies. Such lists shall be used in the development of a mailing list for distribution of specifications and invitations to bid. Any Supplier may be included in the list upon request.
6. When soliciting bids, a statement of general conditions shall be included with all specifications submitted to suppliers. These general conditions shall be incorporated in all contracts awarded for the purchase of materials, equipment and supplies.
7. All contracts which require public advertising and competitive bidding shall be awarded as provided by law and the rules and regulations of the Board. Recommendations for awarding contracts shall be submitted by the appropriate officer, department head and/or employee.
8. Where formal bidding procedures are not required by law, quotations shall be solicited, as detailed in Section IV of this manual.
9. Purchases should be made through available state contracts of the Office of General Services, Division of Purchasing, or under county contract pursuant to Section 408-a of the County Law, whenever such purchases are in the best interest of the Town.
10. Supplies used by various officers and departments should be uniform whenever consistent with operational goals and in the interest of efficiency or economy.
11. No official or employee shall be interested financially in any contract entered into by the Town.* This also precludes acceptance of gratuities, financial or otherwise, by the above persons, from any supplier of materials or services to the town.

*As defined in Sections 800 through 808 of the General Municipal Law

SECTION II
COMPLETION OF VOUCHERS AND ACCOUNTS PAYABLE PROCESS

1. All payments to vendors must be substantiated by a completed Town of Newburgh voucher. As the following example indicates, each voucher must include
 - a. Originating Department
 - b. Name, Address and Signature of Claimant. In instances when the voucher is from another Municipality, Regulatory Agency or other Governmental Entity, the Town Supervisor may approve the voucher without the Claimant's signature. Vouchers under \$5,000 may utilize signatures copied by the original signatory using electronic technology (i.e. faxed signatures, or emailed signatures). All vouchers over \$5,000 require original claimant signatures.
 - c. Account(s) to be charged and amounts chargeable
 - d. Total amount due vendor
 - e. Description of goods or services rendered with applicable dates
 - f. Department head's signature and date
 - g. Any attached documentation (invoices, receiving copy, etc.)

ANY VOUCHERS NOT COMPLETED IN FULL WILL NEED TO BE RETURNED TO THE ISSUING DEPARTMENT. THIS MAY RESULT IN DELAYED PAYMENT TO THE VENDOR.

2. When goods are received by a department, the employee receiving the goods should verify that the order has been received in full. If the order is short, it should be noted on the receiving copy. All receiving copies should bear a notation similar to "Received" followed by the employee's signature and date. Receiving copies should be attached to the voucher.
3. All vouchers should be submitted directly to the Accountant's office. After vouchers are reviewed by the Audit Clerk, where they will be reviewed for compliance with any purchasing requirements outlined in this manual. After review, the vouchers will be forwarded to the Town Supervisor's office for further review.
4. Audit dates are established by the Town Board.
5. In special cases, "Prior-to-Audit" vouchers may be paid. Vouchers should be directed to the Supervisor's office where they will require three board members signatures before being forwarded to the Accounting Department for payment.

Section IV
DOCUMENTING ACTIONS FOR NON-BID PROCUREMENTS

In order to be sure that we are making a reasonable effort to obtain necessary goods and services at the best possible price, we are instituting the following policy regarding anticipated purchases.

If the anticipated expenditure for a particular good or service:

Under \$5,000	No action required
\$5,000 - \$8,000	Generally, complete written "Summary of Quotation Form" Attach 3 written quotations. Any single item purchase of \$5,000 or more must be approved by the Town Board prior to purchase. When a Town Board Member duly designated as a Department's Liaison or the Town Supervisor deems acceptable, a written approval <u>prior</u> to the purchase by the Liaison or the Town Supervisor can be used as a substitute to three written quotes. In these instances, verbal quotes shall be obtained and documented where practical.
\$8,001 - \$19,999	Complete written "Summary of Quotation Form" Attach 3 written quotations. Any single item purchase of \$5,000 or more must be approved by the Town Board prior to purchase.

Items that have not been budgeted for cannot be purchased without prior Board Approval, regardless of cost.

Complete, for each vendor contacted, the vendor's name, address, telephone number, name of individual contacted, price quoted, the date to which quote is effective and the item or service you intend to purchase. Sign and date the form retain a photo-copy for your records and submit the original to the Accounting Office. If three price quotes are not obtained for a particular purchase, your reasons for having fewer prices must be written in a separate memo to the Town Board. Attach quotations and/or memo to the summary form and to the voucher before it is submitted for audit.

When vouchers are processed for audit during the year, they will be reviewed for compliance with these quotation requirements by the Accounting Department.

SECTION VI COMPETITIVE BIDDING

General Municipal Law (Sec. 103) requires purchase contracts exceeding \$20,000, and public works contracts exceeding \$35,000, be awarded to the lowest responsible bidder after public advertising requesting submission of sealed bids.

In determining the necessity for competitive bidding, the **aggregate** cost of an item or commodity estimated to be purchased in a **calendar year** would have to be considered.

The term public works contract would apply to those items or projects involving labor or both material and labor.

The opening of bids is conducted at a public meeting and all interested parties may attend. A reasonable period should elapse between the public opening and announcement of the successful bidder to permit careful examination of the bids.

For those items not subject to competitive bidding such as professional services, emergencies, purchases under State or County contracts or procurements from sole sources, documentation should include a memo to and approval of the Board which details why the procurement is not subject to competitive bidding and include:

- a. a description of the facts giving rise to the emergency and that they meet the statutory criteria
- b. a description of the professional services (see FMG, Section 8.0060, p. 12)
- c. copies of state or county contracts
- d. opinions of municipal attorney
- e. a description of sole source items and how such determinations were made

PROCUREMENTS FROM OTHER THAN "LOWEST RESPONSIBLE DOLLAR OFFERER"

Section 104-b, Subdivision 2 paragraph (e) requires that the policies and procedures "require justification and documentation of any contract awarded to other than the lowest responsible dollar offered setting forth the reasons such an award furthers the purpose of this section."

The policies and procedures should address this provision and the documentation must be adequate to meet this provision.

Anytime a purchase is made from other than the lowest responsible vendor or contractor submitting a quotation or proposal, there must be justification and documentation of the reason why the purchase was in the best interest of the governmental unit and otherwise further the purposes of Section 104-b.

For example, if a vendor submitting the lowest proposal has a history of not making deliveries on time or of delivering goods of inferior quality, such facts might be justification for taking other than the lowest offer, but such decision must be documented with facts.

NON-COLLUSION STATEMENT

If competitive bidding is required by law, each bid must contain the following statement subscribed by the bidder and affirmed by such bidder as true under the penalty of perjury.

Non-collusion bidding certification:

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

STANDARDIZATION

Section 103 of the General Municipal Law makes it possible for the Town Board to standardize on a particular type of material or equipment. The resolution, approved by at least two thirds of all board members, shall state that, for reasons of efficiency or economy, there is a need for standardization. It shall contain a full explanation supporting such action.

The adoption of such a resolution does not eliminate the necessity for conformance to the competitive bidding requirement.

Standardization, as the word implies, restricts a purchase to a specific model or type of equipment or supply. For example, to limit the purchase of trucks to a particular make or model on the basis of past performance and/or future plans.

Previous experience may indicate that a certain vehicle is more economical to operate or functions more efficiently. A preventive maintenance program, undertaken by a central garage, may operate more efficiently and economically because of the ability to interchange parts.

The make or model may be stated in the specifications, and anyone who can furnish the item may bid.

STATE DIVISION OF PURCHASING

State laws make it possible for municipalities to procure materials, supplies or equipment through the State Division of Standards and Purchase without a formal bid. However, such exemption does not apply where purchases are made at equal to or less than the State price from vendors other than the holder of the state contract.

“PIGGYBACKING” PURCHASES

State law allows for the purchase of apparatus, materials, equipment and supplies, and contracting for services related to the installation, maintenance or repair of those items, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein, including other political subdivisions of New York State.* The contract must be let in a manner that constitutes competitive bidding consistent with the General Municipal Law's bidding provisions, and must be made available for use by other governmental entities. In order to determine whether the contract was let in a manner consistent with State law, background information on the procedures used to let the contract should be reviewed, if necessary in consultation with counsel, to determine whether this prerequisite is met. Generally, the contract let by the other entity must contain a clause extending the terms and conditions of the contract to other governmental entities. A cost-benefit analysis should be performed before utilizing this exception.

*This exception is currently due to expire August 1, 2017.

SECTION VII
DUTIES OF TOWN CLERK'S OFFICE REGARDING FORMAL BIDDING PROCEDURE

The Town Clerk's office will:

Maintain vendor lists. The lists will be used to be sure that the greatest number of bids are obtained. Notice of Intention to obtain bids will be sent to all vendors listed by the Town Clerk's office.

Maintain a calendar, showing all items which should be bid annually and the beginning and ending date each bid is effective.

Place legal notice in the official Town newspaper. All departments initiating the bid process should contact the Town Clerk's office to be sure the ad is placed within the legally required amount of time.

Distribute bid specifications to bidders.

Officiate at bid openings.

Collect bid deposits.

Maintain a file of all Town bids and related documents.

DUTIES OF DEPARTMENT HEADS REGARDING FORMAL BIDDING PROCEDURE

All bid documents should be compiled by the department head with the assistance of any experts available. The department head is responsible for compiling bidding packets and for forwarding one packet to the Accounting Office and enough packets to the Town Clerk's office for all interested vendors. The Town Attorney must first approve bidding packet before the department head can issue them to the Town Clerk's office or the Accounting Department.

**Section VIII
ANNUAL REVIEW**

The governing board shall annually review these policies and procedures. The Town Board shall be responsible for conducting an annual review of the procurement policy and for an evaluation of the internal control structure established to ensure compliance with the procurement policy.

UNINTENTIONAL FAILURE TO COMPLY

The unintentional failure to fully comply with the provisions of this General Municipal Law, Section 104-b shall not be grounds to void action taken or give rise to a cause of action against the Town of Newburgh or any officer or employee thereof.

RESOLUTION

Adopted on September 1, 2010, revised October 02, 2013, by unanimous vote of the governing board of the Town of Newburgh.

_____	Wayne C. Booth, Supervisor,
_____	George A. Woolsey, Sr., Councilman
_____	Elizabeth J. Greene, Councilwoman
_____	Gilbert Piaquadio., Council
_____	Ernest Bello, Councilman

13a

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 October, 2013 at 7:00 o'clock p.m.

PRESENT:

Wayne C. Booth, Supervisor

George Woolsey, Councilman

Gilbert J. Piaquadio, Councilman

Elizabeth J. Greene, Councilwoman

Ernest C. Bello, Jr., Councilman

RESOLUTION OF TOWN BOARD
AMENDING CERTIFICATION
REQUIREMENT FOR
VOUCHERS

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

WHEREAS, the Town Board of the Town of Newburgh has heretofore determined pursuant to Town Law Section 118 that submitted vouchers must be certified.

NOW, THEREFORE, Be It Resolved that the Town Board further determines that the certifications on vouchers may be signed by electronic signature when the amount is less than \$5,000; 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:

George Woolsey, Councilman voting _____

Gilbert J. Piaquadio, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Ernest C. Bello, Jr., Councilman voting _____

Wayne C. Booth, Supervisor voting _____

The resolution was thereupon declared duly adopted.

OCT 2 2013



TOWN OF NEWBURGH

1496 Route 300, Newburgh New York 12550

138

JACQUELINE M. CALARCO, CPA
ACCOUNTANT

845-564-5220
Fax 845-566-1432
E-Mail: townacct@frontiernet.net

To: Wayne C. Booth, Supervisor
CC: Board Members
From: Jacqueline M. Calarco, Town Accountant *Jm*
Date: September 23, 2013
RE: Budget Transfers

Please approve the following budget transfers:

General Fund:

From:	To:	Amount:
Interfund Transfer (001.9902.0900)	Police Retirement (001.9015.0800)	\$300,000

This is the extra amount due to the Retirement system for the retroactive pay raises that we made to our PBA members.

Water Fund:

Insurance (040.1910.0499)	Refund of Real Prop (040.1964.0499)	\$13,000
Interfund Transfer (040.9902.0900)	Refund of Real Prop (040.1964.0499)	\$85,000
Salaries (040.8330.0100)	Refund of Real Prop (040.1964.0499)	\$20,000

This is the amount of Tax Certiorari costs above the amount budgeted.

TOWN OF NEWBURGH

1496 ROUTE 300
NEWBURGH, N.Y. 12550

Order No. V00175 130

DO NOT WRITE IN THIS BOX

Date Voucher Received		FUND - APPROPRIATION	AMOUNT	VOUCHER NO.
		TOTAL	\$460.28	
Abstract No.				

VOUCHER

DEPARTMENT _____

CLAIMANT'S NAME AND ADDRESS
 VHB Engineering, Surveying and Landscape Architecture, PC
 101 Walnut Street, P.O. Box 9151
 Watertown, MA 02471

TERMS _____

Vendor's Ref. No. 15213 Mapping

Date	Quantity	Description of Materials or Services	Unit Price	Amount
9/16/13		Invoice #0015213 VHB Project #28693.00 Professional Services From 8/4/13 to 8/31/13 Adult Oriented Use Mapping		
			TOTAL	\$460.28

9/26/13 - Approval?

(See Instructions on Reverse Side)

CLAIMANT'S CERTIFICATION

I, David Smith, certify that the above account in the amount of \$ 460.28 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.

9/6/13
DATE

Shanemarie Vaughn
SIGNATURE
for David Smith
(Space Below for Municipal Use)

Project Manager
TITLE

DEPARTMENT APPROVAL

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

9-20-13
DATE

[Signature]
AUTHORIZED OFFICIAL

APPROVAL FOR PAYMENT

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

[Signature]



VHB Engineering, Surveying and Landscape Architecture, P.C. | Affiliated with Vanasse Hangen Brustlin, Inc.

Planning
Transportation
Land Development
Environmental

September 6, 2013

Ref: 28693.00

Honorable Wayne Booth, Supervisor
Town of Newburgh
1406 Route 300
Newburgh, NY 12550

Re: Town of Newburgh Adult Use Mapping
28693.00 – Task 00003

Dear Mr. Booth:

Attached please find an invoice for services performed from August 4, 2013 to August 31, 2013 on the subject project.

Work performed this reporting period included:

- Review and collect materials in response to request related to subpoena issued

Thank you for giving VHB the opportunity to work on this project. If you have any questions regarding these matters, please do not hesitate to call.

Very truly yours,

VHB Engineering, Surveying and Landscape Architecture, P.C.

David B. Smith
Enclosure



VHB Engineering, Surveying and Landscape Architecture, P.C.

remit to: 101 Walnut Street ■ PO Box 9151 ■ Watertown, Massachusetts 02471
617.924.1770 ■ FAX 617.924.2286

Invoice

Invoice No: 0015213
September 06, 2013

Honorable Wayne Booth
Supervisor
Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

VHB Project # 28693.00

Adult Oriented Use Mapping
Professional Services from August 04, 2013 to August 31, 2013

Task	00000	Reimbursables		
Fee				
Total Fee		4,000.00		
Percent Complete		94.87	Total Earned	3,794.80
			Previous Fee Billing	3,794.80
			Current Fee Billing	0.00
			Total Fee	0.00
			Total this Task	0.00

Task	00003	Supplemental Analysis		
Fee				
Total Fee		7,400.00		
Percent Complete		92.22	Total Earned	6,824.28
			Previous Fee Billing	6,364.00
			Current Fee Billing	460.28
			Total Fee	460.28
			Total this Task	\$460.28
			Total this Invoice	\$460.28

remit to: 101 Walnut Street ■ PO Box 9151 ■ Watertown, Massachusetts 02471

Payment Due Upon Receipt.

Original Copy



VHB Engineering, Surveying and Landscape Architecture, P.C.

remit to: 101 Walnut Street ■ PO Box 9151 ■ Watertown, Massachusetts 02471
617.924.1770 ■ FAX 617.924.2286

Invoice

Invoice No: 0015213
September 06, 2013

Honorable Wayne Booth
Supervisor
Town of Newburgh
Town Hall
1496 Route 300
Newburgh, NY 12550

VHB Project # 28693.00

**Adult Oriented Use Mapping
Professional Services from August 04, 2013 to August 31, 2013**

Task	00000	Reimbursables		
Fee				
Total Fee		4,000.00		
Percent Complete		94.87	Total Earned	3,794.80
			Previous Fee Billing	3,794.80
			Current Fee Billing	0.00
			Total Fee	0.00
			Total this Task	0.00

Task	00003	Supplemental Analysis		
Fee				
Total Fee		7,400.00		
Percent Complete		92.22	Total Earned	6,824.28
			Previous Fee Billing	6,364.00
			Current Fee Billing	460.28
			Total Fee	460.28
			Total this Task	\$460.28
			Total this Invoice	\$460.28

14. POLICE:

- A. Hiring of Part Time Police Officer(s)**
- B. Authorization to Hire Full Time Officer(s)**

14a



TOWN OF NEWBURGH POLICE DEPARTMENT

300 Gardnertown Road, Newburgh, New York 12550

Michael Clancy
Chief Michael Clancy

(845) 564-1100

September 26, 2013

To: Town Board

From: Chief Michael Clancy

Subject: Authorization to Hire Part-Time Police Officer

Ronald Stroh has passed a physical, drug test, background check and psychological exam. Therefore I am requesting authorization to hire him as part-time police officer at the starting salary of \$24.00 an hour.

Respectfully Submitted,


Chief Michael Clancy

cc: Charlene Black

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Ronald Stroh

DEPARTMENT: Police

TITLE OF POSITION: P/T Police Officer

FULL TIME OR PART TIME: P/T

HOURLY RATE: \$24.00/hr.

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 3120.000

PROPOSED HIRE DATE: As soon as possible

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

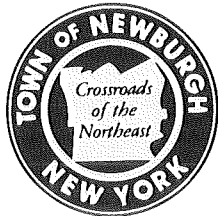
R. P. Clancy
DEPARTMENT HEAD SIGNATURE

9/27/13
DATE

**ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT**

COPY TO ACCOUNTING DEPARTMENT
11/15/2010

OCT 2 2013



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

14 B

PERSONNEL DEPT.

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

To: Wayne C Booth, Town Supervisor
Town Board

From: Charlene M Black, Personnel

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

Date: October 2, 2013

Re: Authorization to Hire Full Time Police Officers

Chief Clancy had requested from the Town Board to authorize him to start the process of hiring Full Time Police Officers a few months ago. He is again requesting the Board to authorize me to get the list from the County to start filling some of the vacant positions. The process can be very lengthy, as you may know. Thank you in advance for your consideration.

15. DPW/HIGHWAY: Hiring of Seasonal Employees



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

15
Deb

PERSONNEL DEPT.

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

To: Wayne C Booth, Town Supervisor
Town Board
Jackie Calarco, Town Accountant

From: Charlene M Black, Personnel

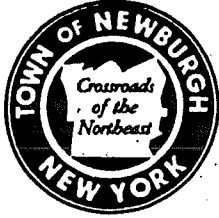
Date: September 16, 2013

Re: Seasonal Workers

The following people have been interviewed for Seasonal Full time:

Mark Mazzarelli
Michele Fornal
Frank Maher III

If approved all need to complete their paperwork, be fingerprinted and Drug and Alcohol tested. Tentative start date is October 10, 2013 until April 10, 2014.



HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

DARRELL BENEDICT
HIGHWAY SUPERINTENDENT

TODD DEPEW
DEPUTY HIGHWAY SUPERINTENDENT

Deb

TO: Charlene Black, Personnel Department
FROM: Darrell Benedict, Highway Superintendent
DATE: September 30, 2013
RE: Seasonal Employees

I am recommending the following candidate for full time seasonal work at the Town of Newburgh Highway Department. His title will be seasonal laborer and the rate of pay will be \$12.00 per hour, with a tentative start date of October 10, 2013. Thank you.

Mark Mazzarelli has called and said Thank you but he has now found a full time job. We would like to replace him with:

Felton G. Newkirk

DB:ch

TOWN OF NEWBURGH
EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Felton G Newkirk

DEPARTMENT: HIGHWAY

TITLE OF POSITION: LABORER

FULL TIME OR PART TIME: Seasonal

HOURLY RATE: \$12⁰⁰

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 5110.100

PROPOSED HIRE DATE: October 10, 2013

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

Samuel Bennett
DEPARTMENT HEAD SIGNATURE

9/30/13
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT

COPY TO ACCOUNTING DEPARTMENT
11/15/2010

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Michele Fornal

DEPARTMENT: Highway

TITLE OF POSITION: Laborer

FULL TIME OR PART TIME: Seasonal


HOURLY RATE: \$12.00

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 5110.100

PROPOSED HIRE DATE: Oct 10, 2013

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


DEPARTMENT HEAD SIGNATURE

9/16/13
DATE

**ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT**

COPY TO ACCOUNTING DEPARTMENT
11/15/2010

TOWN OF NEWBURGH
EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Frank Maher III

DEPARTMENT: Highway

TITLE OF POSITION: Laborer

FULL TIME OR PART TIME: Seasonal

HOURLY RATE: \$12⁰⁰

IS POSITION FUNDED IN CURRENT BUDGET: YES OR NO

FUND APPROPRIATION NUMBER: 5110.100

PROPOSED HIRE DATE: Oct. 10, 2013

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

Paul Benedict
DEPARTMENT HEAD SIGNATURE

9/10/13
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL
DEPARTMENT

COPY TO ACCOUNTING DEPARTMENT
11/15/2010

16. ENGINEERING:

- A. Inspection Services for Laurie Lane & Grandview Water Main Extensions**
- B. US Communities**

16a

TOWN OF NEWBURGH
TOWN ENGINEER
1496 Rte. 300
Newburgh, NY 12550
(845) 564-7814

MEMORANDUM

TO: Wayne Booth, Town Supervisor & Town Board
FROM: James W. Osborne, Town Engineer *JWO*
DATE: September 24, 2013
RE: W \ LAURIE LANE – GRANDVIEW DRIVE
WATER MAIN EXTENSIONS

Attached for the Town Board's review and approval is a proposal from Maser Consulting Engineer for engineering services during the construction for the above project. Two tasks are included under this proposal. The first is for Support Service and is a Lump Sum Not-to-Exceed Fee of \$4,700. The second is for Construction Observation and is an estimated fee of \$20,000. The final cost for this task is heavily dependent on the contractor's performance in the field.

Based on my review, I recommend acceptance of this proposal. As the above requires Town Board action, I am requesting that this item be placed on the next available agenda for approval. If you have any questions or comments, I am available to discuss them with you.

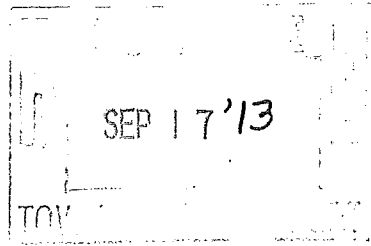
JWO/id

Attachment

cc: J. Platt, DPW Comm.
D. Benedict, Hwy. Supt.
J. Calarco, Accountant



Engineers
 Planners
 Surveyors
 Landscape Architects
 Environmental Scientists



1607 Route 300, Suite 101
 Newburgh, NY 12550
 T: 845.564.4495
 F: 845.564.0278
 www.maserconsulting.com

September 17, 2013

VIA Hand Delivery

James Osborne, P.E.
 Town Engineer
 Town of Newburgh Town Hall
 1496 Route 300
 Newburgh, NY 12550

Re: Watermain Extension and Road Improvement at:
 Laurie Lane - Bens Way - Dees Way
 and Watermain Extension at
 Commonwealth Ave. - Grandview Drive
 Town of Newburgh, Orange County, New York
MC Project No. 13000065P

Dear Mr. Osborne:

Maser Consulting P.A. is pleased to submit this proposal to provide professional services for Construction Support and Inspection of the above referenced project.

SECTION I – SCOPE OF SERVICES

Based on our conversations and information noted above, we propose to complete the following:

TASK 1.0 – CONSTRUCTION SUPPORT SERVICES

Maser Consulting shall review shop drawings and other submittals for their compliance with the original design intent.

Maser Consulting shall respond to Contractor’s RFI’s and issue clarification letters as needed.

Maser Consulting shall review payment requests and forward same to Town Engineer’s office for processing.

Task 1.0 Lump Sum Fee \$ 4,700.00

TASK 2.0- PART-TIME CONSTRUCTION INSPECTION SERVICES

Maser Consulting shall provide part-time inspection services for a two month duration (40 working days) at an average of 4 hours/day.

Task 2.0 Lump Sum Fee (Estimated) \$ 20,000.00



SCHEDULE OF FEES

For your convenience, we have broken down the total estimated cost of the project into the categories identified within the scope of services.

TASK 1.0	CONSTRUCTION SUPPORT	\$ 4,700.00
TASK 2.0	PART-TIME CONSTRUCTION INSPECTION SERVICES (EST.)	\$ 20,000.00

EXCLUSIONS:

Services relating to the following items are not anticipated for the project or cannot be quantified at this time. Therefore, any service associated with the following items is specifically excluded from the scope of professional services within this agreement:


- Preparation of as-built plans.
- Material testing of any kind.
- Equipment rental is not anticipated for this project.
- Coordination meetings with the Town are not anticipated, and therefor are not included in the scope of the Proposal.

If an item listed herein, or otherwise not specifically mentioned within this Proposal is deemed necessary, Maser Consulting shall then prepare an addendum to this agreement for your review, outlining the scope of additional services and associated professional fees with regard to the extra work.

We very much appreciate the opportunity of submitting this proposal and look forward to performing these services for you.

Very truly yours,

MASER CONSULTING P.A.


Joseph A. Dopico, P.E.
Senior Principal

JAD/jm

OCT 2 2013

day

16B

TOWN OF NEWBURGH
TOWN ENGINEER
1496 Rte. 300
Newburgh, NY 12550
(845) 564-7814

MEMORANDUM

TO: Wayne Booth, Town Supervisor & Town Board
FROM: James W. Osborné, Town Engineer *JWO*
DATE: September 4, 2013
RE: M \ U.S. COMMUNITIES

Recent NYS Legislation has made it possible to utilize certain public contracts for goods and services bid by other public entities. This opens the door to a group known as U.S. Communities – a non-profit government purchasing cooperative that assists public agencies.

Attached for your review is a fact sheet concerning U.S. Communities as it relates to a roofing materials supply company. There is no cost to register with U.S. Communities and no commitment to use their services. However, participation may shorten and streamline the procurement of certain goods and services.

JWO/id

Attachment

cc: M. Taylor, Attorney
J. Calarco, Accountant

FAQ'S ABOUT U.S. COMMUNITIES



What is U.S. Communities™?

U.S. Communities is a nonprofit government purchasing cooperative that assists public agencies in reducing the cost of purchased goods and services through pooling the purchasing power of public agencies nationwide. This is accomplished through competitively solicited contracts for quality products and services through lead public agencies.

What are the advantages of participating in U.S. Communities?

- Competitively solicited contracts by a lead public agency
- Most favorable public agency pricing from supplier
- No cost to participate
- Nationally sponsored by leading associations and purchasing organizations
- Broad range of high quality products and services
- Aggregates purchasing power of public agencies nationwide
- Managed by public purchasing professionals nationwide

Does U.S. Communities have professional public purchasing advisors?

Yes. The Advisory Board consists of public purchasing professionals that provide leadership and overall direction for the U.S. Communities.

Can my public agency use the program without going out for solicitation?

Yes, in most states. All U.S. Communities contracts have been competitively solicited by a lead public agency in accordance with their public purchasing rules and regulations. Each solicitation contains language, which advises all suppliers the subsequent contract may be used by other government agencies throughout the United States. This language is based on the lead jurisdiction "Joint Powers Authority" or "Cooperative Procurement" Authority. Although each government may have different purchasing procedures to follow, applying these competitive principles satisfies the competitive solicitation requirements of most state and local government agencies. You may review the Legal Authority to use this contract by selecting your state on the map and reading the relevant linked material.

What is a Joint Powers or Cooperative Procurement Authority?

State statutes and, if applicable, local ordinances generally allow one government agency to purchase from contracts competitively solicited by another government agency ("Lead Public Agency"). This, of course, would require the consent of all parties including the supplier, the Lead Public Agency and government agency purchasing from the Lead Public Agency contract. U.S. Communities contracts are established to meet both the competitive solicitation and consent requirements. Generally, a public body may participate in, sponsor, conduct or administer a cooperative procurement agreement with one or more other public bodies, or agencies of the United States, for the purpose of combining requirements to increase efficiency or reduce administrative expenses. In some states, this power is not passed on to localities.



HOW TO REGISTER

If you have a customer interested in participating in the U.S. Communities program, it will only take a few minutes to walk them through the registration process:

1. Verify that the organization is a non-profit corporation or a public agency with the ability to purchase from another public agency's competitively solicited contract.
 2. Ask them to review and agree to the general terms and conditions related to the Master Intergovernmental Cooperative Purchasing Agreement (MICPA), as posted on the U.S. Communities Web site.
 3. Make sure they have their Federal Tax ID (TIN) number or a Federal Employer Identification Number (EIN) to complete the registration process. This information should be available from their payables department. They will also need a valid e-mail address.
 4. Click on to the on-line registration page of the U.S. Communities Web site.
 5. Within two minutes, an e-mail verifying successful registration will be on its way.
-

The Garland/DBS, Inc. Advantage

- Providing quality solutions for the commercial building envelope since 1895
- Offering an integrated selection of roofing materials and services to meet the performance specification requirements of a full spectrum of roofing projects
- Ensuring single-source accountability for material-only or turnkey projects
- Delivering quality services through 200 locally based, employee-owner field representatives across the U.S., Canada, and the U.K.
- Delivering quality installation through our network of locally based Garland approved contractors

Our Solutions

Garland leads the industry with innovative products and services designed to maximize the life expectancy of your roofing assets, with a full product and service offering that includes but is not limited to:

- High-performance modified roofing and built-up systems
- Architectural and structural standing seam metal roof and wall systems
- Sustainable roofing solutions, such as vegetative and photovoltaic systems
- Fluid-applied urethane, acrylic, coal tar, and asphalt restoration coatings
- Maintenance and repair products
- Engineering services
- Ten-step process for identifying and resolving roof problems
- Computerized roof-asset management services
- Design-build construction management

To arrange a visit from your local Garland/DBS, Inc. representative, contact:

Karl Sooy
Lead Referral Manager
uscommunities@garlandind.com
Fax: 216.883.2527
Phone: 800.321.9336 ext. 3645

17. ZONING: Approval of Payment for Re-zoning Litigation

No information available at this
time

18. DATA PROCESSING:

- A. Conversion from Time Warner to Fios**
- B. Surplus Equipment**

October 2nd Audit Meeting Data Processing

1....Replacement of Time Warner Cable with Verizon Fios for Computer Data

Location	Time Warner Monthly Cost	Speed	Fios Monthly Cost	Speed
Animal Control	\$ 64.98	2mega bite	\$ 84.99	50/25
Code Compliance	\$ 64.98	To be cancelled has been joined to Town Hall		
*Town Hall	\$ 229.99	35/5	\$ 174.99	150/65
Court & DWP	\$ 64.98	Done	\$ 124.99 \$ 194.99	75/35 150/65
Recreation	\$ 64.98 <i>to be disconnected & joined with Court & DPW</i>			
Highway	\$ 64.98	2mega bite	\$ 84.99	50/25
Police	\$ 240.90	35/5	\$ 174.99	150/65
Chadwick Lake Camera system	\$ 199.95	35/5	\$ 194.99 <i>Static IP Address</i>	150/65
Fleet Maintenance	\$ 65.95	2mega bite	\$ 84.99	50/25
*Filter Plant	\$ 359.99 This cost must be analyzed this connection is used for the new filter plant VPN (Virtual Private Network)			

*Contract may be in place with Time Warner Cable

With FIOS speeds can be increased at any time

Speeds available: 50/25.....\$ 84.99 month
 75/35.....\$ 104.99 month
 150/65...\$ 174.99 month
 300/65...\$ 264.99 month

Static IP additional \$ 20.00 per month

Verizon Fios charges a onetime installation charge of \$ 149.00 which includes modem.

2..... Declare computer equipment surplus

Discussion:

Employee Portal on Web Page

Data wiring at Justice Court

Computer Equipment to be declared surplus

Inventory#		
15877	computer	29B9501
10927	computer	123BZ61
16449	monitor	
15655	computer	4LFMT41
15880	monitor	
15765	computer	79B9501
15881	computer	FDQP501
16006	computer	GZFTV31
15867	monitor	
15876	monitor	
10892	monitor	
10914	monitor	
11138	monitor	
10939	monitor	
11002	monitor	
10939	monitor	
10915	computer	1269501
19B9501	Dell Optiplex	
11688	computer	CZMX521
11056	computer	9NX2H
15347	computer	JQQTY01
15894	computer	8LFMT41
15339	computer	HZMX521
11137	computer	HLFMT41
15343	computer	8HDV521
11123	computer	1LFMT41
15572	computer	89B9501
15978	computer	G13BZ61
11003	computer	49B9501
15328	computer	DZMX521
15783	monitor	
11122	monitor	
11057	monitor	
15863	printer	
15793	monitor	
11055	dictaphone	
11052	dictaphone	
15825	monitor	