

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

AGENDA

AUDIT/WORKSHOP TOWN COUNCIL MEETING

Wednesday, October 24, 2012

(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. PETITIONS to Convert Laurie Lane to a Town Road and PETITIONS to Extend the Consolidated Water District to the Remainder of Laurie Lane
7. ADULT ENTERTAINMENT LAW
8. INTRODUCTORY LOCAL LAW Amending Chapter 40 Entitled "Recreation Advisory Board of the Code of the Town of Newburgh: Membership Reduction"
9. ENGINEERING:
 - A. Town Hall Proposal for Analysis of Standby Generator Options
 - B. Delaware Aqueduct Tap Water Treatment Plant: Temporary Bypass Pumping
10. SCHEDULE PUBLIC HEARING for 2013 Special Districts Assessments, Rolls, Benefit Formulas and Budgets Public Hearing: Special Meeting on Monday, November 19 at 7:00 p.m.
11. INTRODUCTORY LOCAL LAW Amending the Application and Public Hearing Notification Provisions of Chapters 83, 125, 163, 168 and 185.
12. ANIMAL CONTROL:
 - A. T-93 Withdrawal
 - B. T-94 Withdrawal
13. JUSTICE COURT:
 - A. Justice Court Unclaimed Bail
 - B. Budget Transfer
14. HIGHWAY DEPARTMENT:
 - A. Fall Leaf and Brush Pick-up
 - B. Authorization to Hire Seasonal Employees
15. DATA PROCESSING: Extension of Server Warrantee
16. POSSIBILITY OF EXECUTIVE SESSION: Schedule Interviews
 - A. Certiorari for Newburgh Capital Group (Newburgh Mall)
 - B. Certiorari for Mid Valley Mall
17. ADJOURNMENT

5. APPROVAL OF AUDIT

OCT 24 2012

AUDIT # 21

10/24/2012

VOUCHERS: 124215 to 124458

3

Audit Date: October 24, 2012

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> |
|----------------|---------------------|---------------|
| 124235 | Electric Inc. | 2,003.77 |
| 124240 | Freedom ford | 2,716.47 |
| 124256 | NY Communication | 3,725.00 |
| 124278 | Arkel Motors | 296.41 |
| 124305 | Mid hudson mack | 798.23 |
| 124306 | Mid hudson mack | 88.96 |
| 124313 | Newburgh winwater | 1,053.34 |
| 124314 | Newburgh winwater | 1,689.74 |
| 124315 | Newburgh winwater | 1,530.71 |
| 124316 | NY Communication | 9,340.00 |
| 124317 | NY Communication | 74.50 |
| 124322 | Peckham materials | 52,629.45 |
| 124382 | NY Communication | 27.00 |
| 124435 | Spagnoli excavating | 825.00 |

Dated: _____

Andrew J. Zarutskie, Town Clerk

Town Board:

Exceptions:

AUDIT # 21

October 24, 2012

VOUCHERS: 124215 to 124458

| FUND | REGULAR | PREPAID |
|------------------|------------------------|---------------|
| GENERAL | \$ 345,509.68 | \$ 82,991.51 |
| TRUST & AGENCY | 16,391.17 | - |
| STREET LIGHTING | - | 1,811.72 |
| HIGHWAY | 244,963.87 | 44,054.90 |
| WATER | 302,464.02 | 38,169.42 |
| SEWER | 462,313.73 | 2,049.89 |
| WATER CAPITAL | 110,060.11 | 277.50 |
| SEWER CAPITAL | - | - |
| HIGHWAY CAPITAL | 8,307.41 | - |
| GENERAL CAPITAL | - | - |
| SPECIAL DISTRICT | - | - |
| TOTAL | \$ 1,490,009.99 | \$ 169,354.94 |
| GRAND TOTAL | <u>\$ 1,659,364.93</u> | |

- 6. PETITIONS to Convert Laurie Lane to a Town Road and PETITIONS to Extend the Consolidated Water District to the Remainder of Laurie Lane**

OCT 24 2012

6

JOHN POGGIOLI

Attorney At Law

178 Grand Street
Newburgh, New York 12550
Phone (845) 565-5252
Fax (845) 565-1436

September 20, 2012

Mark C. Taylor, Esq.
Rider, Weiner & Frankel, P.C.
655 Little Britain Road
New Windsor, New York 12553

Re: Laurie Lane, Dee's Way, Ben's Way
Petition For Construction of Street Improvement
Petition For Construction of Lateral Water Main

Dear Mark:

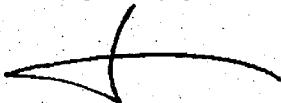
Enclosed please find Petitions for each of the above-captioned. Kindly note that, with respect to the Street Improvement, we easily have over 50% of the frontage of each street and over 50% of the aggregate frontages. All signatories are residents.

We certainly have sufficient signatures for the Water Main if you count in the aggregate. I am not sure how you will calculate (for water) if you need 50% of Laurie Lane in addition to the aggregate. I believe the Armbristers and Bankers failed to sign the Water Main Petition inadvertently. I can probably get their signatures if we need them. In that event, the Street and Water Petitions will have the same signatures.

There will probably be several more signatures for both Street and Water that will straggle in (and more still if we need to twist some arms) but I wanted you to start with the enclosed rather than wait any longer. Please confirm that you have received the enclosed and that same is sufficient to start the ball rolling. Winter is coming.

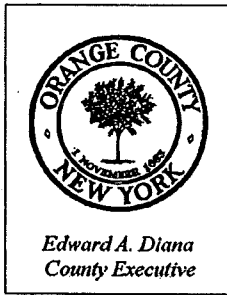
Thanks for all your help.

Very truly yours,



7. ADULT ENTERTAINMENT LAW

OCT 24 2012



RECEIVED
ORANGE COUNTY DEPARTMENT OF PLANNING

DAVID CHURCH, AICP
COMMISSIONER

OCT 22 2012

Town of Newburgh

124 MAIN STREET
GOSHEN, NEW YORK 10924-2124

www.orangecountygov.com/planning
planning@orangecountygov.com

TEL: (845) 615-3840
FAX: (845) 291-2533

**County Reply – Mandatory Review of Local Planning Action
as per NYS General Municipal Law §239-l, m, & n**

Local Referring Board: Town of Newburgh Town Board

Referral ID #: NBT39-12M

Applicant: own of Newburgh Town Board

Tax Map #: N/A

Proposed Action: Local Law amending the zoning code to provide for regulation of Adult-Oriented Businesses

Local File #: N/A

Reason for County Review: Project is within 500 feet of municipal boundaries.

Date of Full Statement: September 24, 2012

Comments:


County Planning is in receipt of the GML §239 referral for the above referenced Local Law and has found no evidence that significant inter-municipal or county-wide impacts would result from its approval. Our office would like to include the following as advisory comments:

1. County Planning recommends that the Board fully evaluate the potential effects from a fully approved site Plan application that is directly affected by the change in the Local Law.

County Recommendation: Local Determination

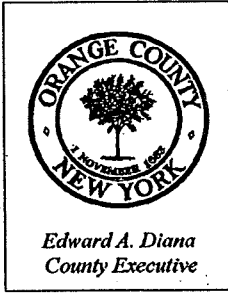
Date: September 28, 2012

Prepared by: Chad M. Wade, R.L.A.
Planner



David Church, AICP
Commissioner of Planning

As per NYS General Municipal Law 239-m & n, within 30 days of municipal final action on the above referred project, the referring board must file a report of the final action taken with the County Planning Department. For such filing, please use the final action report form attached to this review or available online at www.orangecountygov.com/planning.



ORANGE COUNTY DEPARTMENT OF PLANNING

DAVID CHURCH, AICP
COMMISSIONER

124 MAIN STREET
GOSHEN, NEW YORK 10924-2124
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FAX: (845) 291-2533

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planning@orangecountygov.com

**Report of Final Action by Local Board
as per NYS General Municipal Law §239-l, m, &n**

As stated in Section 239 of the General Municipal Law of the State of New York State, within thirty days of taking final action in regard to a required referral to the Orange County Planning Department, the local referring agency shall file a report as to the final action taken.

Local Board: Town of Newburgh Town Board

County Referral ID #: NBT39-12M

Project Name:

Date of Local Action: ____ / ____ / ____

#Ayes: ____ **# Nays:** ____

In regard to the proposed action described above, the following final action was taken (*check one*):

_____ Our local board approved this action.

_____ Our local board approved this action **with modifications**. *Briefly describe the modifications below.*

_____ Our local board **disapproved** this action.

Reasons for acting contrary to County Planning Department's recommendation(s), if applicable:

_____ Project **withdrawn** by sponsor

Please return to: Orange County Dept. of Planning 124 Main St. Goshen, NY 10924
Questions or comments? Call: 845-615-3840

**8. INTRODUCTORY LOCAL LAW Amending Chapter 40 Entitled
"Recreation Advisory Board of the Code of the Town of Newburgh:
Membership Reduction"**

INTRODUCTORY LOCAL LAW #__ OF 2012
A LOCAL AMENDING
CHAPTER 40 ENTITLED
"RECREATION ADVISORY BOARD"
OF THE CODE OF THE TOWN OF NEWBURGH:
MEMBERSHIP REDUCTION

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 40 entitled 'Recreation Advisory Board' of the Code of the Town of Newburgh: Membership Reduction".

SECTION 2 - AMENDMENT TO CHAPTER 40.

A. Section 40-1 entitled "Composition" of Chapter 40 entitled "Recreation Advisory Board" of the Code of the Town of Newburgh is hereby amended to read as follows:

"§ 40-1. Composition.

The Town of Newburgh Recreation Advisory Board shall consist of ~~15~~ 5 persons who are residents of the Town of Newburgh."

B. Section 40-9 entitled "Membership" of Chapter 40 entitled "Recreation Advisory Board" of the Code of the Town of Newburgh is hereby amended to read as follows:

"§ 40-9. Membership.

A. Members of the Recreation Advisory Board shall be appointed by the Town Board. The Board shall consist of ~~15~~ 5 members.

B. Any member of the Advisory Board who misses three consecutive meetings without just cause will be relieved of his or her duty. Written notification to the Chairperson with acceptable reason shall constitute just cause.

C. Members shall serve at the pleasure of the Town Board for terms of three (3) years each, except that the members initially appointed on or before January _____, 2013 shall be appointed as follows: two (2) for three (3) years, two (2) for two (2) years and one (1) for one (1) year.

C. Section 40-11 entitled "Meetings" of Chapter 40 entitled "Recreation Advisory Board" of the Code of the Town of Newburgh is hereby amended to read as follows:

"§ 40-11. Meetings.

- A. Meetings shall be held at the time and place scheduled by the Chairperson. Meetings shall be held no less often than once each month. They may be called more often by the call of the Chairperson or the call of any ~~seven~~ three members of the Board upon notice of the entire Board whenever possible.
- B. ~~Seven~~ Three members shall constitute a quorum.
- C. In all votes simple majority of those voting will rule. No proxy voting shall be allowed."

SECTION 3 - VALIDITY

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

SECTION 4 - 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. ENGINEERING:

A. Town Hall Proposal for Analysis of Standby Generator Options

**B. Delaware Aqueduct Tap Water Treatment Plant: Temporary
Bypass Pumping**

OCT 24 2012

9A

FELLENZER III

ENGINEERING LLP

www.fellp.com

Principals:
Archie D. Fellenzer Jr., P.E.
Mark D. Fellenzer, P.E.
John D. Fellenzer, P.E.
Eric D. Fellenzer, P.E.

October 17, 2012

Town of Newburgh
1496 Route 300
Newburgh, NY 12550

Attn: James Osborne, PE

Re: Proposal /Contract for Engineering Services
Generator Study - System Sizing & Alternatives
New and Old Town Halls, Police Station
FE Project No. 12-257

Dear Mr. Osborne:

Thank you for considering Fellenzer Engineering, LLP for your project.

This letter proposal is pursuant to our recent discussions regarding the subject project, and provides a contract for engineering services in accordance with your request. It is our understanding that the project consists of the analysis, study and alternative recommendations to provide back-up power generation to the New Town Hall, Police Station and Old Town Hall campus buildings.

Our service will be for the engineering study of the project, limited to the following scope of work:

ELECTRICAL

1. Emergency generator service sizing available – 3 buildings.
2. Review of existing service entrances.
3. Review of existing utility services.
4. Analysis of required building loads.
5. Tabulations of building loads.
6. Development of alternative system proposals.
7. Cost estimate for each of 3 alternatives.
8. Recommendations and presentation.
9. Review and Install.

Our design work will be based on the following codes and standards:

□ 22 Mulberry Street, Suite 2A
Middletown, NY 10940
t 845-343-1481 * fx 1-855-320-8735

□ 181 Church Street, Suite 100
Poughkeepsie, NY 12601
t 845-454-9704 * fx 1-855-320-8735

**GENERATOR STUDY – SYSTEM SIZING AND ALTERNATIVES
TOWN OF NEWBURGH – OLD & NEW TOWN HALLS, POLICE STATION
FE PROJECT NO. 12-257**

1. Building Code of New York State.
2. NFPA 70
3. NFPA 101

Engineering fees for these items can be provided at additional cost per our standard per diem rates.

Professional fees for the services outlined above are as follows:

| | |
|--|-------------------|
| Emergency Generator System Study and Alternatives..... | \$2,400.00 |
| Board Presentation of Alternative Solutions/Recommendations..... | \$ 500.00 |
| Total..... | \$2,900.00 |

We will provide complete Study and Presentation as follows:

Architectural Desktop (AUTOCAD) graphics of all design work. Study to be provided in written form on 8 1/2" by 11" copy.

Major changes in the scope of the study after completion of submittals as required by Owner to be made at our standard per diem rates in addition to fee range noted above. (See attached schedule).

It is understood that the attached fee schedule and general terms and conditions are hereby made part of this agreement.

Payments shall be per monthly billings and are to be made within fifteen (15) days of invoicing. The retainer shall be applied to the final billings.

Thank you for this opportunity to assist you. If you have any questions about this proposal/contract, please contact us and we will be happy to discuss these items in more depth. If this proposal is acceptable, please return a signed copy of this document to us, and we will begin the work.

Very truly yours,

John D. Fellenzer, P.E.
Principal

James Osborne, P.E.

Date

Date

JDF/emh

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Engineering fees for these items can be provided at additional cost per our standard per diem rates.

Professional fees for the services outlined above are as follows:

| | |
|--|-------------------|
| Emergency Generator System Study and Alternatives..... | \$2,400.00 |
| Board Presentation of Alternative Solutions/Recommendations..... | \$ 500.00 |
| Total..... | \$2,900.00 |

We will provide complete Study and Presentation as follows:

Architectural Desktop (AUTOCAD) graphics of all design work. Study to be provided in written form on 8 1/2" by 11" copy.

Major changes in the scope of the study after completion of submittals as required by Owner to be made at our standard per diem rates in addition to fee range noted above. (See attached schedule).

It is understood that the attached fee schedule and general terms and conditions are hereby made part of this agreement.

Payments shall be per monthly billings and are to be made within fifteen (15) days of invoicing. The retainer shall be applied to the final billings.

Thank you for this opportunity to assist you. If you have any questions about this proposal/contract, please contact us and we will be happy to discuss these items in more depth. If this proposal is acceptable, please return a signed copy of this document to us, and we will begin the work.

Very truly yours,

John D. Fellenzer, P.E.
Principal

James Osborne, P.E.

Date

Date

JDF/emh

Principals:
Archie D. Fellenzer Jr., P.E.
Mark D. Fellenzer, P.E.
John D. Fellenzer, P.E.
Eric D. Fellenzer, P.E.

October 17, 2012

Town of Newburgh
1496 Route 300
Newburgh, NY 12550

Attn: James Osborne, PE

Re: Proposal /Contract for Engineering Services
Generator Study - System Sizing & Alternatives
New and Old Town Halls, Police Station
FE Project No. 12-257

Dear Mr. Osborne:

Thank you for considering Fellenzer Engineering, LLP for your project.

This letter proposal is pursuant to our recent discussions regarding the subject project, and provides a contract for engineering services in accordance with your request. It is our understanding that the project consists of the analysis, study and alternative recommendations to provide back-up power generation to the New Town Hall, Police Station and Old Town Hall campus buildings.

Our service will be for the engineering study of the project, limited to the following scope of work:

ELECTRICAL

1. Emergency generator service sizing available – 3 buildings.
2. Review of existing service entrances.
3. Review of existing utility services.
4. Analysis of required building loads.
5. Tabulations of building loads.
6. Development of alternative system proposals.
7. Cost estimate for each of 3 alternatives.
8. Recommendations and presentation.
9. Review and Install.

Our design work will be based on the following codes and standards:

**GENERATOR STUDY – SYSTEM SIZING AND ALTERNATIVES
TOWN OF NEWBURGH – OLD & NEW TOWN HALLS, POLICE STATION
FE PROJECT NO. 12-257**

-
1. Building Code of New York State.
 2. NFPA 70
 3. NFPA 101

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OCT 24 2012

**GENERATOR STUDY – SYSTEM SIZING AND ALTERNATIVES
TOWN OF NEWBURGH – OLD & NEW TOWN HALLS, POLICE STATION
FE PROJECT NO. 12-257**

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John D. Fellenzer, P.E.
Principal

James Osborne, P.E.

Date

Date

JDF/emh

OCT 24 2012

9B

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: 22 October 2012
RE: W \ DELAWARE AQUEDUCT TAP WTP

Attached for the Town Board's review and approval are the following documents:

1. Letter to Paul Aggarwal, NYCDEP requesting approval of temporary bypass pumping of the Delaware Aqueduct Tap supply.
2. Letter quote from Xylem Dewatering for the rental of a temporary bypass pump and related piping and accessories.
3. Quote on a time & materials basis for providing temporary electric power to the bypass pump based on Engineer's Field Order No. EC-005.

As previously discussed with the Town Board, current conditions at the Chadwick Lake Filter Plant raise questions regarding its ability to run reliably at full production capacity. This proposal for temporary bypass pumping of the Delaware Aqueduct supply would provide a back-up supply to Chadwick Lake while allowing the contractors to complete the required mechanical and electrical renovations to the Town's Delaware Aqueduct Tap Facility. This work will require approximately three months of continuous down time for the Tap Facility.

The cost proposals are as follows:

1. Rental of temporary bypass pump: \$15,867 per month with a one time delivery, chlorination and pick-up charges of \$1,800.
2. Temporary electric service by Rondout Electric at a not-to-exceed cost of \$26,900 (unless connecting the pump controls to the bypass pump are exceedingly complicated, this cost will be closer to \$21,000).
3. Purchase of liquid chlorine for disinfection will be from Appropriation 8330-0459 Chemicals in the Town's current 2012 operating budget.

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.

Attachment

cc: J. Platt, DPW Commissioner
J. Egitto – J. Guido, CAMO Pollution Control
J. Calarco, Town Accountant

October 15, 2012

NYC – Dept. of Environmental Protection
465 Columbus Avenue
Valhalla, NY 10595
Attn: Paul Aggarwal
Community Supplies Engineering

RE: W\ DELAWARE AQUEDUCT TAP FACILITY at Shaft 5A

Dear Mr. Aggarwal:

As we discussed on the phone recently, the Town of Newburgh needs to install temporary bypass pumping at its Delaware Aqueduct Tap Facility while this station is renovated with the installation of new electrical and mechanical equipment. There are two major components necessary to successfully implement the required bypass pumping. The first is hydrant to hydrant pumping using a skid mounted bypass pump. The second is the replacement of the existing gas chlorine disinfection with a temporary liquid chlorine feed system.

The temporary bypass pump will be located on the driveway of the Marlborough Tap Building (see attached sketch). Suction and discharge piping will be flexible pipe laid on the ground and attached to fire hydrants maintained by the Town. The pump will be electric driven and powered from the existing tap facility (i.e. no diesel fuel required). The proposed layout allows the Town of Newburgh to continue to supply the Town of Marlborough through their existing facility and NYC approved meter.

For the replacement of the gas chlorine with liquid chlorine, it is intended to utilize a low volume (275 gallon) tote for the sodium hypochlorite. The tote measures approximately 38 x 38 x 44 inches and would sit on the floor of the facility. Because of its size and temporary nature, NYSDEC does not require secondary containment. A chemical feed pump would utilize the same injection point. The tote would be located in the open floor space just inside the roll-up overhead door, as indicated in the attached sketch.

During this time period, the Town would discontinue the storage and chemical feed systems for fluoride and caustic soda, removing these chemicals from the building. It is anticipated that this temporary set-up would be used for approximately three to four months.

TO: Paul Aggarwal
RE: W\ Delaware Aqueduct Tap Facility at Shaft 5A

October 15, 2012
Page 2

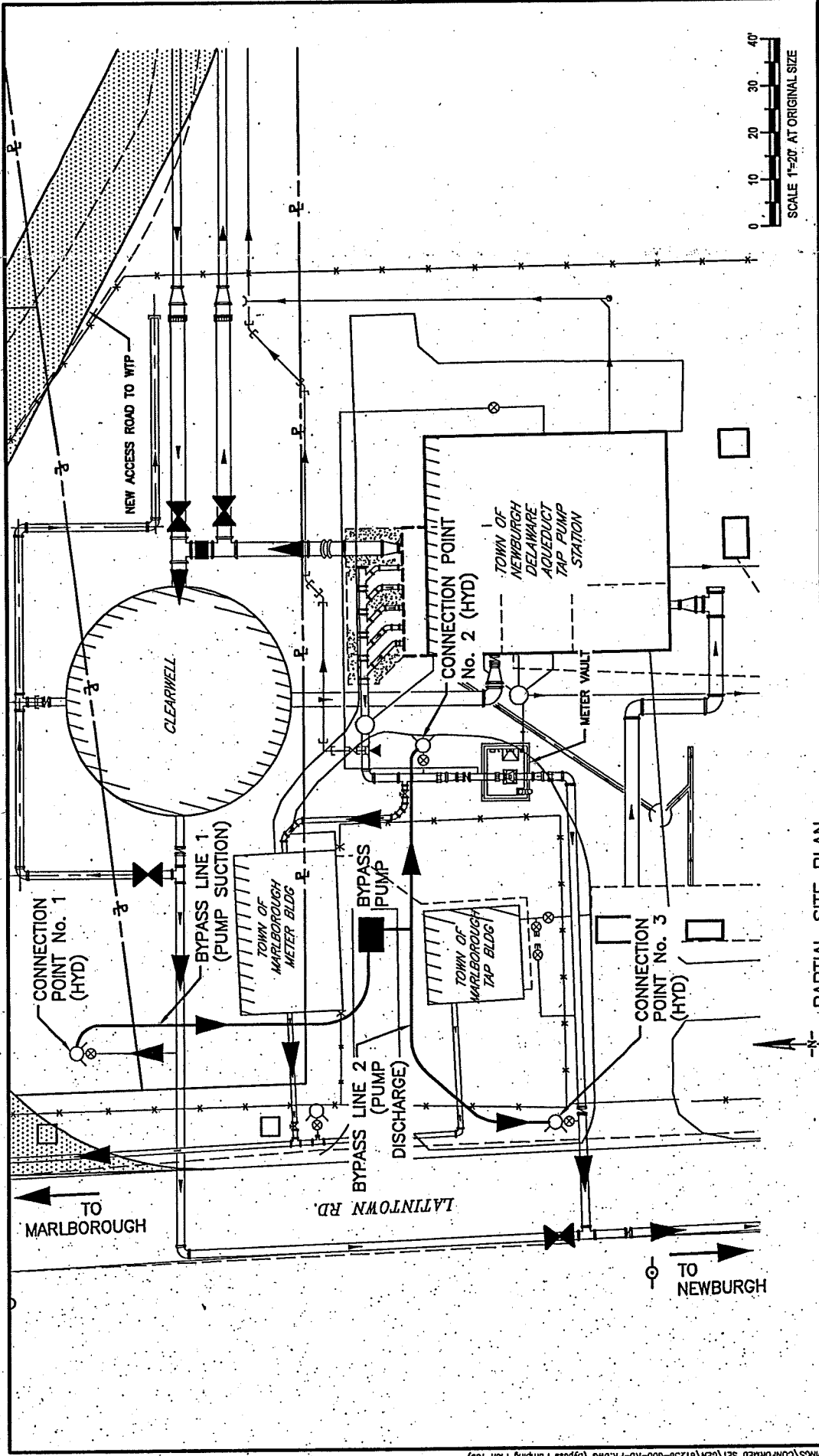
We are in the process of coordinating the necessary steps to implement the bypass pumping and hope to have it in place by November 1, 2012. Please let me know if you have any questions.

Respectfully,

James W. Osborne
Town Engineer

JWO/id

Attachment



SCALE 1"=20' AT ORIGINAL SIZE

PARTIAL SITE PLAN
SCALE: 1"=20'

TOWN OF NEWBURGH, NEW YORK
DELAWARE AQUEDUCT TAP TREATMENT PLANT

DRAWN BY: MRY
DATE: 10/12
JOB No.: 8612141

GHD Consulting Engineers, LLC
The information provided herein is for the use of the client only. It is not to be used for any other purpose.

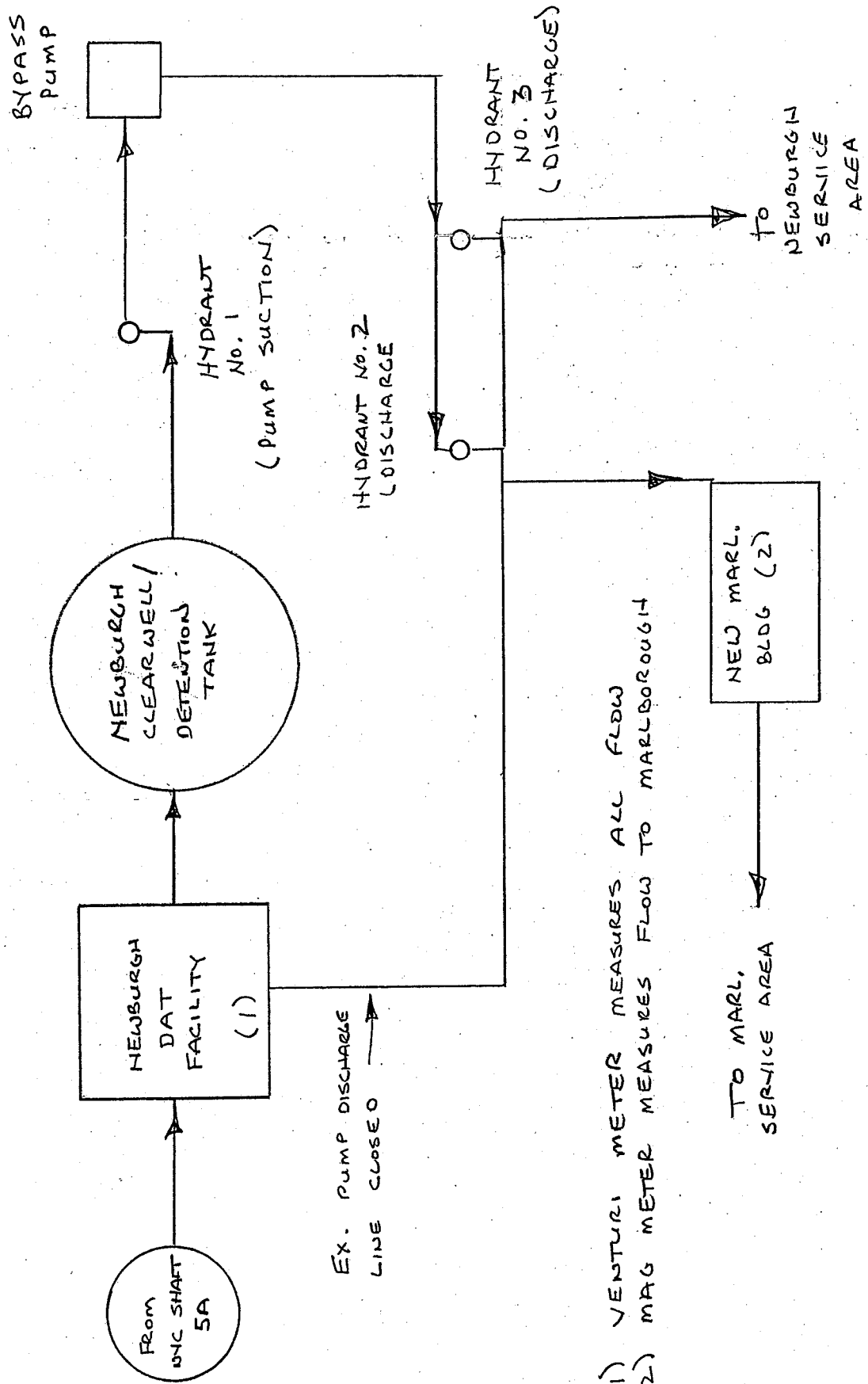
CLIENTS | PEOPLE | PERFORMANCE
GHD
11135 47th Ave., Suite 400
New York, NY 11355
www.ghd.com

FIGURE No. 1

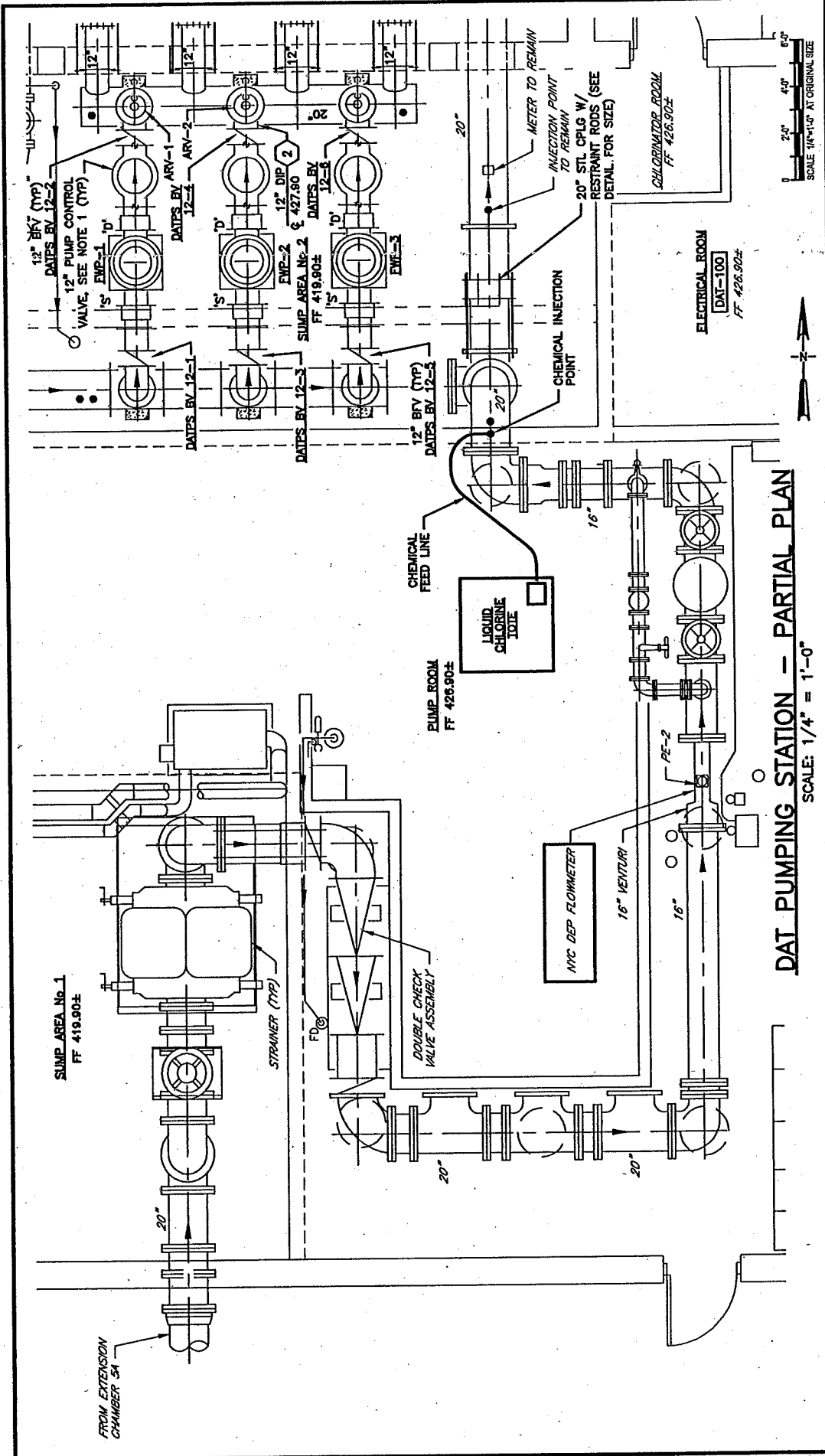
TEMPORARY BYPASS PUMPING

TOWN OF NEWBURGH
DAT WTA

FIGURE 1A
TEMP BYPASS PUMPING
FLOW SCHEME



(1) VENTURI METER MEASURES ALL FLOW
(2) MAG METER MEASURES FLOW TO MARLBOROUGH

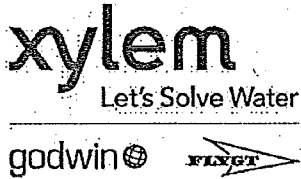


DAT PUMPING STATION - PARTIAL PLAN

SCALE: 1/4" = 1'-0"

| | |
|---|---------------|
| TOWN OF NEWBURGH, NEW YORK DELAWARE AQUEDUCT TAP TREATMENT PLANT | |
| DRAWN BY MRY | DATE 10/12 |
| JOB No. 8612141 | |
| FIGURE No. 2 DAT FACILITY - TOTE LOCATION | |

| | |
|--|--|
| | CLIENTS PEOPLE PERFORMANCE |
| | GHD Consulting Engineers, LLC One World Trade Center, 15th Floor New York, NY 10048 Tel: 212 512 2000 Fax: 212 512 2007 ghd.com ghd.com |
| | GHD has approved this plan for the existing project. We warrant that the information provided herein is accurate. We warrant that we will not be held liable for any errors. Please refer to the original drawings for details. |
| | GHD is not responsible for the design or construction of the project. GHD is not responsible for the safety of the project. GHD is not responsible for the environmental impact of the project. |



6 Connerty Court
East Brunswick, NJ 08816-1633
Tel: 732-390-2166
Fax: 732-390-2156
www.godwinpumps.com

October 12, 2012

Mr. Jim Osbourne
Town of Newburgh
Attn: Old Town Hall
132 Gardnertown Road
Newburgh, NY 12550

Phone: 845-564-7814
Fax: 845-564-7802
Email: engineering@hvc.rr.com

**RE: Temporary Pump
Rental Quotation 123007418**

Dear Mr. Osbourne:

Thank you for contacting Xylem Dewatering regarding the above referenced project.

Our proposal lists weekly and monthly rental rates for the equipment required for your application. The specified duty point is 1,100 GPM @ 200' TDH with a 24 PSI positive suction pressure. The system being offered will use our Godwin Dri-Prime model HL200M six inch electric driven pump. This pump will be operated via a pressure transducer tied to a VFD. Also included are hose and fittings to complete the system. This equipment list represents our best approximation of what will be required for your project. Additional equipment may be necessary to complete your system.

We are pleased to be able to provide this information and look forward to serving your needs in the near future. If you have any questions or need any additional information, please do not hesitate to call.

Sincerely,

James Reid
Outside Sales Representative

JR / jb

Home Office:

84 Floodgate Road, Bridgeport, NJ 08014 • www.godwinpumps.com • (856) 467-3636 • (856) 467-4841

October 12, 2012
 Town of Newburgh
 Attention: Mr. Jim Osborne
 Rental Quotation # 123007418
 Page 2 of 6

RENTAL QUOTATION

1,000 GPM @ 200' TDH

| ITEM | QTY | DESCRIPTION | WEEKLY UNIT | WEEKLY TOTAL | MONTHLY UNIT | MONTHLY TOTAL |
|------|-----|---|-------------|--------------|--------------|---------------|
| A | 1 | Godwin Dri-Prime HL6M Electric Pump • 6" 150# Flange Suction and Discharge • 150HP 3 Phase 230/460V Electric Motor • Skid-mounted • **Blank Priming**, Replace seal oil with vegetable oil, chlorinate pump | \$ 1,566.00 | \$ 1,566.00 | \$ 4,698.00 | \$ 4,698.00 |
| B | 1 | Godwin VFD Control Panel • Maximum Overload 240 Amps • 3 Phase | 1,038.00 | 1,038.00 | 3,114.00 | 3,114.00 |
| C | 1 | Godwin PrimeGuard Pressure Transducer • PXT-300 | 240.00 | 240.00 | 720.00 | 720.00 |
| D | 8 | 6" X 20' Composite Hose with 150# Flange Fittings | 174.00 | 1,392.00 | 522.00 | 4,176.00 |
| E | 1 | 6" 150# Flanged Tee • Blind Flange on Branch with port for Pressure Transducer | 21.00 | 21.00 | 63.00 | 63.00 |
| F | 1 | 4" Pressure Relief Valve with 150#Flange | 186.00 | 186.00 | 558.00 | 558.00 |
| G | 1 | 4" Check Valve with 150# Flange | 33.00 | 33.00 | 99.00 | 99.00 |

This pricing information is for internal use only. We ask that these items and terms be kept confidential. All applicable tax and freight charges will be added to invoices. All quotations are subject to credit approval. All quotations are valid for 90 days. All prices quoted in US dollars. See attached Terms and Conditions which are part of this quote.

October 12, 2012
 Town of Newburgh
 Attention: Mr. Jim Osbourne
 Rental Quotation # 123007418
 Page 3 of 6

RENTAL QUOTATION
 1,000 GPM @ 200' TDH

| ITEM | QTY | DESCRIPTION | WEEKLY | WEEKLY | MONTHLY | MONTHLY |
|------|-----|--|--------|--------|---------|---------|
| | | | UNIT | TOTAL | UNIT | TOTAL |
| H | 2 | 6" 150# Flange x 4" 150# Flange Concentric Adapter | 21.00 | 42.00 | 63.00 | 126.00 |
| I | 2 | 6" 150# Flanged Tee • For Recirculation Line | 21.00 | 42.00 | 63.00 | 126.00 |
| J | 1 | Air Release Valve Val-Matic VM48S | 72.00 | 72.00 | 216.00 | 216.00 |
| K | 1 | 6" 150# Flanged Tee • Blind Flange on Branch w/Port for Air Release Valve | 21.00 | 21.00 | 63.00 | 63.00 |
| L | 30 | 6" Flange Gasket | 0.00 | 0.00 | 0.00 | 0.00 |
| M | 240 | 3/4" x 4-1/2" Full Thread Stud w/Nuts | 0.00 | 0.00 | 0.00 | 0.00 |
| N | 10 | 4" Flange Gasket | 0.00 | 0.00 | 0.00 | 0.00 |
| O | 80 | 5/8" x 4-1/2" Full Thread Stud w/Nuts | 0.00 | 0.00 | 0.00 | 0.00 |
| P | 1 | 6" 150# Flanged Tee | 21.00 | 21.00 | 63.00 | 63.00 |

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 Page 4 of 6

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1,000 GPM @ 200' TDH

| ITEM | QTY | DESCRIPTION | WEEKLY | WEEKLY | MONTHLY | MONTHLY |
|----------------------------------|-----|---|--------------------|--------|---------------------|---------|
| | | | UNIT | TOTAL | UNIT | TOTAL |
| Q | 1 | 6" Check Valve with 150# Flange | 48.00 | 48.00 | 144.00 | 144.00 |
| R | 4 | 4" X 10' Composite Hose with 150# Flange Fittings | 48.00 | 192.00 | 144.00 | 576.00 |
| S | 4 | 6" X 10' Composite Hose with 150# Flange Fittings | 78.00 | 312.00 | 234.00 | 936.00 |
| T | 3 | 4-1/2" FNST X 6" 150# Flange | 21.00 | 63.00 | 63.00 | 189.00 |
| <u>REQUIRED EXTRA:</u> | | | | | | |
| U | 1 | Chlorination Charge | 400.00 | 400.00 | 400.00 | 400.00 |
| ESTIMATED RENTAL TOTAL | | | \$ 5,289.00 | | \$ 15,867.00 | |
| ESTIMATED DELIVERY CHARGE | | | \$ 700.00 | | \$ 700.00 | |
| ESTIMATED PICKUP CHARGE | | | \$ 700.00 | | \$ 700.00 | |
| REQUIRED EXTRAS | | | \$ 400.00 | | \$ 400.00 | |

All Items to be Chlorinated!

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Xylem Dewatering Solutions, Inc.
 d/b/a Godwin Pumps of America
 84 Floodgate Road, Bridgeport, NJ 08014
 Tel +1.856.467.3636 Fax +1.856.467.4428



TERMS AND DEFINITIONS

Rental Day: One Calendar day not exceeding eight (8) hours running.
 Rental Week: Seven (7) calendar days not exceeding 48 hours running.
 Rental Month: Twenty-eight (28) calendar days not exceeding 192 hours running.
 Standby Rate: The Standby Rate is 75% of the scheduled rate. Standby is for a "second" or additional back-up pump to be run in the event the primary pump cannot. If the standby pump operates for any reason other than failure of a primary Godwin Rental pumpset, the standard rate will apply.

Overtime Running: All scheduled rates are based on an 8 hour per day shift. If equipment is used for a double shift, the 8-hour rate will be multiplied by 1½ times. If used for a triple shift, the rate will be multiplied by 2 times the scheduled rate. Diesel units only.

| | | | |
|---|--------------|---|--------------------|
| Billing Cycles Based on Open Terms Approval | 3 - 7 Days | = | 1 Week |
| | 8 Days | = | 1 Week and 1 Day |
| | 9 Days | = | 1 Week and 2 Days |
| | 10 - 14 Days | = | 2 Weeks |
| | 15 Days | = | 2 Weeks and 1 Day |
| | 16 Days | = | 2 Weeks and 2 Days |
| | 17 - 28 Days | = | 1 Month |

Billing Cycle - COD Customers 3 - 7 Days = 1 Week

Off Rent: It is the responsibility of the Customer to call into the local branch and obtain an Off Rent Call Confirmation Number. This serves as notification that equipment is disassembled, properly decontaminated, and stockpiled in one readily-accessible area available for immediate pick-up. Rental and/or labor charges will accrue if equipment is not cleaned and staged for removal.

IMPORTANT: Obtaining an Off Rent Call Confirmation Number does not release Customer from its obligations to safeguard and secure the equipment, including maintaining required insurance coverages, while the equipment remains under Customer's care, custody or control pending return of all rented equipment to the Company. Customer shall remain responsible for all loss or damage arising from Customer's failure to safeguard and secure equipment while awaiting pick up.

TERMS AND CONDITIONS

1. This quotation is valid for 30 days, however, prices may change without written notification.
2. This quotation is our estimate of equipment and material required. Actual installation may vary in cost due to site requirements. Additional equipment or time to set-up will be charged at the above itemized rates or based upon our published rental rate schedule.
3. Payment terms: Net 30 based on credit approval.
4. Taxes are not included in any rental, sale or labor quotes. Lessee is responsible for paying applicable taxes on the equipment and services, including sales and use tax. Lessee will only be considered exempt when a valid Sales Tax Exemption Certificate is received when ordering any rental equipment, pumping services and/or sale goods.
5. Delivery and Pick-Up available via XDS Godwin Truck.
6. Customer must provide adequate labor on site to set up and break down equipment, including adequate lifting equipment with chains or cables of sufficient capacity on site to unload the equipment along with cribbing material to support pumps, piping and accessories.
7. Customer responsible for daily monitoring of all equipment on site, including but not limited to cleaning of suction screen(s) as necessary. Diesel driven pumps require routine service including changing oil, oil filter, fuel filter, and performing general maintenance every 250 hours of running time, and also replacing the air filter every 500 hours of running time. Godwin Pumps will service the equipment for an additional charge, if requested.
8. Customer responsible for any required secondary containment around and under each pump to contain possible fuel spills during refueling.

SUPPLEMENTAL CONTRACT TERMS AND CONDITIONS

This Contract is binding on Xylem Dewatering Solutions, Inc. (Supplier) only when signed by an authorized representative of Supplier. Supplier and Customer agree that the terms and conditions printed below are material elements of this contract (the "Contract").

OWNERSHIP: FOR RENTED GOODS, RIGHTS AND TITLE SHALL REMAIN WITH THE SUPPLIER AT ALL TIMES. FOR SALE GOODS, RIGHTS AND TITLE SHALL PASS TO CUSTOMER ON THE EARLIER OF SUPPLIER'S RECEIPT OF PAYMENT IN FULL OR CUSTOMER'S RECEIPT OF GOODS AT THE FOB POINT SPECIFIED IN THIS CONTRACT.

ACCEPTANCE/MODIFICATION: Customer's notice to proceed or possession of the goods shall be deemed agreement to and acceptance of the Contract. Any purchase order or other document submitted by Customer with differing terms or conditions applicable to the goods is hereby rejected. This Contract contains the entire agreement between the Supplier and the Customer. No modification of this Contract shall be binding upon Supplier unless such modifications are in writing and signed by both parties.

SHIPMENT: Customer shall obtain goods at Supplier's facility unless Supplier agrees to ship goods or to make delivery. If goods are to be shipped or delivered by Supplier, prices are exclusive of the costs thereof, and unless different terms are stated by Supplier in this Contract, all prices are F.O.B. Supplier's facility.

REMOVAL: Customer agrees not to remove rented goods from the original delivery location without the prior written consent of the Supplier, which shall not be unreasonably withheld.

RENTAL CHARGES: Customer will be charged rental from delivery date up to and including date Customer obtains an Off Rent Call Confirmation Number from Supplier. All rental charges are based on an eight hour working day, 48 hour working week, or 28 day month, and no reduction in rental charges will be made for any time the goods are not used while in Customer's possession and control. Customer agrees to report and pay for any overtime use of the goods in any day, or week or month, at the proportional rental charge specified in this Contract. If no time is fixed for rental period, or if rental is extended beyond the fixed period of time, the Customer agrees to give the Supplier four full business days notice of termination of rental in writing. The rented goods are furnished F.O.B. Supplier's facility and all handling and transportation charges to and from Supplier's facility, unless otherwise specified herein, shall be paid by Customer.

CREDIT/PAYMENT TERMS: Credit terms are subject to the approval of Supplier's credit department. If credit terms are not approved, sale will be C.O.D. Rentals shall be payable in advance for each rental period, and, after the expiration of the minimum guaranteed rental period, rents shall be payable per the Contract until the rented goods are returned by Customer. Standard terms of payment are net 30 days from date of invoice. A late fee of 1½ percent per month shall be charged on all balances over 30 days. Customer agrees to pay all costs, including reasonable attorneys' fees, incurred as a result of Customer's breach of this Contract including the failure to pay any amounts due hereunder.

INSURANCE: Customer must maintain specific insurance coverages when renting goods from Supplier: Statutory Workers' Compensation and Employers' Liability in compliance with state laws; Automobile Liability including owned, hired, and non-owned vehicles; and Commercial General Liability on a primary and non-contributory basis including broad form contractual liability coverage. Minimum per occurrence limits of \$1MM must be per location/job and defense cost must be supplementary payments. Claims-made policies are not acceptable. Rented/leased equipment must be covered by a Contractor's Equipment policy for the full replacement value of the equipment. Customer must provide a Certificate of Insurance with endorsements naming Supplier as the Certificate Holder and must state that Supplier is named as additional insured and loss payee. Expiration dates, limits, and deductibles for each policy must also be noted, along with a provision for notice of cancellation, non renewal, or material change to the certificate holder of not less than 30 days. Customer shall provide a Certificate of Insurance with endorsements as evidence of coverage before Supplier will release the goods. Failure to maintain adequate insurance will result in an additional automatic surcharge of 15% to the total equipment charge and Customer shall remain subject to the Loss/Damages provisions below whether insured or not.

LOSS/DAMAGES: Customer shall be responsible for all loss or damage to rented goods occurring in excess of ordinary wear and tear, or by theft or fault, negligence or shortages up to the full replacement value of the goods. Supplier's pick-up receipt for rental goods shall not be construed as Supplier's final clearance to Customer. Customer may be invoiced separately for loss or damages to goods.

OPERATION/INSPECTION: Customer agrees to operate the goods in accordance with the manufacturer's manuals and instructions. Customer further agrees to place a competent operator in charge of the goods. The operator shall be responsible for conducting a personal inspection of the goods to reveal any apparent defects in the goods and shall immediately notify Supplier of such defects to allow for repair or replacement of the goods at Supplier's sole discretion. Customer shall operate the equipment at Customer's own risk.

SERVICE/MAINTENANCE: Customer shall be responsible for all fuel and add oils necessary to operate the goods, and to check same daily to ensure proper operation of the equipment. Normal equipment maintenance is completed after 250 hours of running time, which can be provided by Supplier for an additional charge. For rentals, Supplier shall have the right to enter the premises where the rented goods are located and be given free access thereto and afforded necessary services and facilities for safely and readily inspecting the goods. Supplier reserves the right to conduct equipment maintenance if Customer has not completed maintenance by a qualified individual. Customer expressly agrees to maintain rental equipment and return it in the same condition as when received, normal wear and tear accepted, or to pay for any repairs that may be necessary, including cleaning.

WARRANTY: EXCEPT FOR WRITTEN WARRANTIES ON GOODS SOLD, SUPPLIER MAKES NO WARRANTIES, EITHER EXPRESS OR IMPLIED, INCLUDING AS TO MERCHANTABILITY OR FITNESS FOR ANY PARTICULAR PURPOSE.

INDEMNIFICATION: TO THE FULLEST EXTENT PERMITTED BY LAW, CUSTOMER AGREES TO DEFEND, INDEMNIFY AND HOLD HARMLESS SUPPLIER FROM AND AGAINST ANY AND ALL POTENTIAL CLAIMS, LIABILITIES, DEMANDS, SUITS JUDGMENTS, AND THE ASSOCIATED COSTS AND EXPENSE (INCLUDING REASONABLE ATTORNEYS' FEES), WHICH SUPPLIER MAY INCUR, BECOME RESPONSIBLE FOR OR PAY OUT AS A RESULT OF DEATH OR PERSONAL INJURY TO ANY PERSON OR DESTRUCTION OR DAMAGE TO ANY PROPERTY, CAUSED IN WHOLE OR IN PART, BY THE OPERATION, MAINTENANCE, HANDLING OR TRANSPORTATION OF THE GOODS, LOSS OF USE, BUSINESS INTERRUPTION OR EXTRA EXPENSE DUE TO EQUIPMENT BREAKDOWN WHILE IN THE CUSTOMER'S CARE, CUSTODY OR CONTROL, OR WHILE IT IS BEING USED FOR CUSTOMER'S WORK. THESE PROVISIONS SHALL SURVIVE TERMINATION OR EXPIRATION OF THE CONTRACT.

LIMITATION OF LIABILITY: UNDER NO CIRCUMSTANCES SHALL SUPPLIER BE LIABLE TO CUSTOMER OR ANY THIRD-PARTY FOR AND INDIRECT, SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES.

DEFAULT/DAMAGES: If Customer is in breach of or default in any terms and conditions of this Contract, Supplier may terminate this Contract and without demand or notice take immediate possession of, and remove any or all of, the goods and return it to Supplier's facility, without liability for damages in trespass or otherwise, and without thereby waiving any claim Supplier may have against Customer. Customer shall be responsible for all direct and indirect costs along with general and consequential damages, including reasonable attorney's fees and court costs, from Customer's breach of or default in any of the terms and conditions of this Contract.

JURISDICTION/VENUE: This Contract shall be governed by the laws of the State of New Jersey, without regard to its principles of conflicts of laws. Any action against Supplier shall be filed in the Federal or State Courts of the State of New Jersey. Supplier, at its option, may prosecute collections where debts accrue.

WAIVER: Supplier's waiver of any right under this agreement shall not affect future application of any such provision or any other provision.

SEVERABILITY: The provisions of this contract shall be severable so that the invalidity, unenforceability or waiver of any provision shall not affect the remaining provisions.

RONDOUT ELECTRIC INCORPORATED

ELECTRICAL CONTRACTORS

33 Arlington Avenue

Telephone: (845) 471-4810
Fax: (845) 471-1903

Poughkeepsie, NY 12603

October 15, 2012

CHANGE ESTIMATE

GHD Consulting Engineers
One Remington Park Drive
Cazenovia, NY
Attn: Andrew Weiss

REI CE#07
REI JOB: 11-781000
Job Name:
Proposal Request No:

Description of Work: Below is the T&M not to exceed cost for work described in attached EC-005

| | | | | | |
|--------------------|--------|-------------|------------|--------------|--------------------|
| Materials | | \$9,596.00 | \$959.60 | \$959.60 | \$11,515.20 |
| Labor | Hours | Cost | | | |
| Electrician | 153.00 | \$11,791.71 | \$1,179.17 | \$1,179.17 | \$14,150.05 |
| Foreman | 10.00 | \$807.10 | \$80.71 | \$80.71 | \$968.52 |
| Premium Labor | Hours | Cost | | | |
| Electrician | | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Special Conditions | | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| | | \$0.00 | \$0.00 | \$0.00 | \$0.00 |
| Subcontractor | | \$0.00 | | \$0.00 | \$0.00 |
| | | \$0.00 | | \$0.00 | \$0.00 |
| | | \$0.00 | | \$0.00 | \$0.00 |
| | | \$0.00 | | \$0.00 | \$0.00 |
| | | | | Subtotal | \$26,633.77 |
| | | | | Bond | \$266.34 |
| | | | | Total | \$26,900.11 |

Note:

Any questions please contact this office immediately.

Sincerely,
Rondout Electric, Inc.


Ken Schupp
President



ENGINEER'S FIELD ORDER NO. EC-005

| | | | |
|---------------|---|----------------------|--------------------|
| To: | Mr. Ken Schupp, Rondout Electric Inc. | Date: | September 25, 2012 |
| Project: | Delaware Aqueduct Tap Water Treatment Plant | Engineer's File No.: | 8612141.20.3 |
| Contract No.: | 3 - Electrical and Instrumentation | | |

In accordance with the General Conditions, you are hereby directed to execute this field order, which interprets the contract documents or orders minor changes in the work.

Provide pricing for the following:

Intent: Provide temporary power for a bypass pumping system located adjacent to the existing DAT P.S. on Town property.

Description:

- 1) Connect temporary bypass pump feeder to existing lugs on Pump #___ fused switch. See Figure A. Feeder shall be 3-#4/0 w/ 1#2 GRD. Feeder length is approximately 225 feet. Bypass pump skit to be located near Marlborough meter building. Final location to be determined by Town.
- 2) Replace existing Pump #___ fuses with new 300 amp fuses. (MCC for Pump #3 or #4 could be utilized since neither pump exists in the station. If these MCC's are not serviceable, utilize MCC for Pump #2 for bypass power, maintaining Pump #1 in service until bypass system is started up). Connection assumes bypass pump skid is equipped with a starter and VFD.
- 3) Relocate existing control enclosure temporarily. Extend wiring as required. Coordinate timing with the Town/CAMO.
- 4) Connect start/stop signal from relocated existing controls to bypass pump control panel.
- 5) Connect contact closure signal from existing PRV valve to temporary chemical feed system for start/stop signal. Field locating of signals will be required.
- 6) Provide temporary 120V, single phase, power for chemical feed system from and existing lighting panel (not scheduled for demolition). Maintain power feed to the panel.
- 7) Construct all new work including generator, ATS, MCCs, VFDs, and new feeder back to existing MCC-A. Do not connect feeder to bus at this time. (Bus shown in Figure B attached)
- 8) Start-up DAT P.S. generator. Utilize new DAT P.S. generator to power and test new DAT pumps.
- 9) Contract No 3: Demolish existing MCC complete bus connection (Figure B)

Attachments: Figure A, Figure B, Figure C, and Figure D

cc: James Osborne, P.E., Town of Newburgh
Kevin Castro, P.E., GHD
Frank Zmitrowitz, GHD
FILE

Signed:

Andrew J. Weiss

Andrew J. Weiss, P.E.
Project Manger

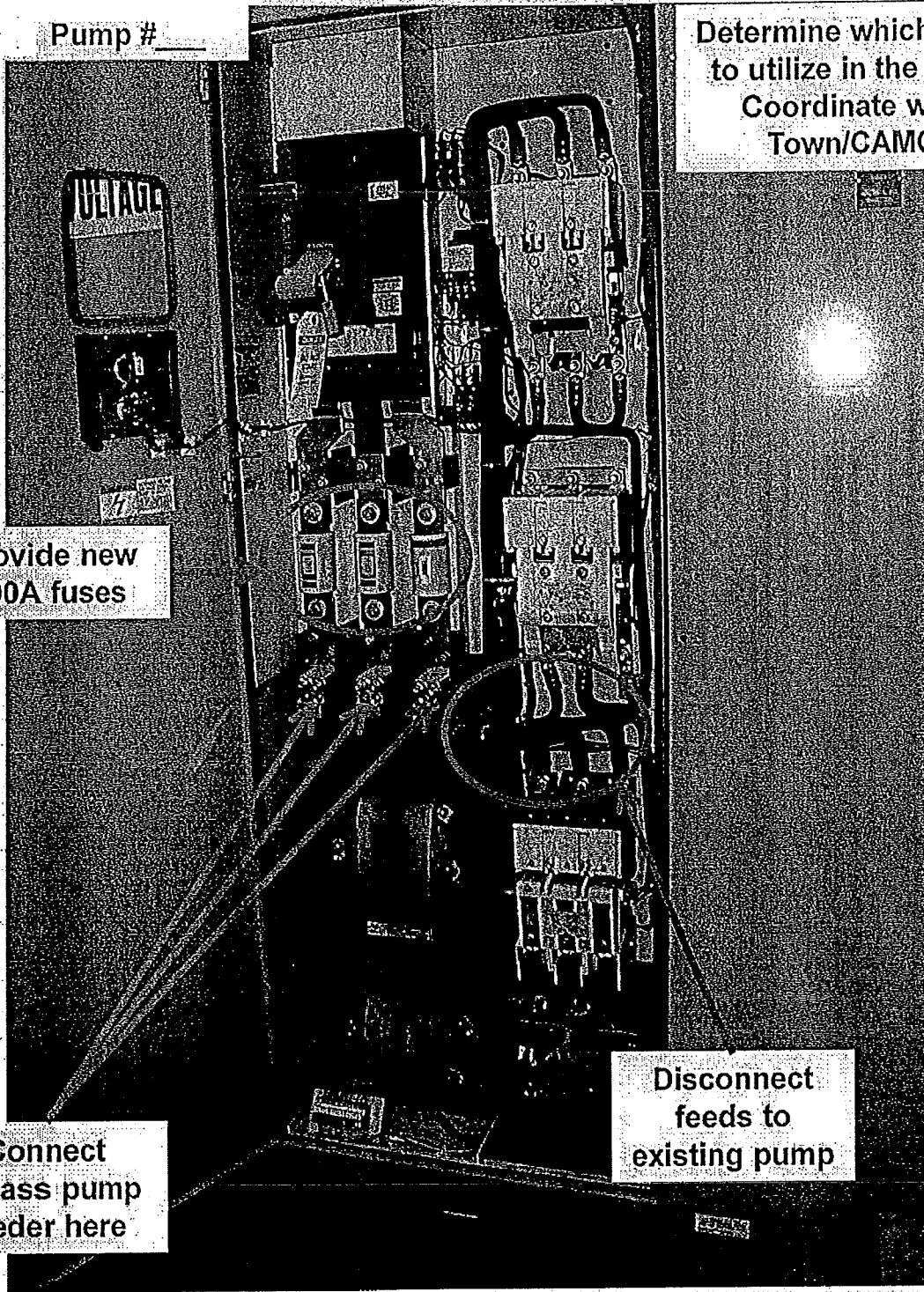
Pump # _____

Determine which MCC
to utilize in the field.
Coordinate with
Town/CAMO

Provide new
300A fuses

Connect
bypass pump
feeder here

Disconnect
feeds to
existing pump

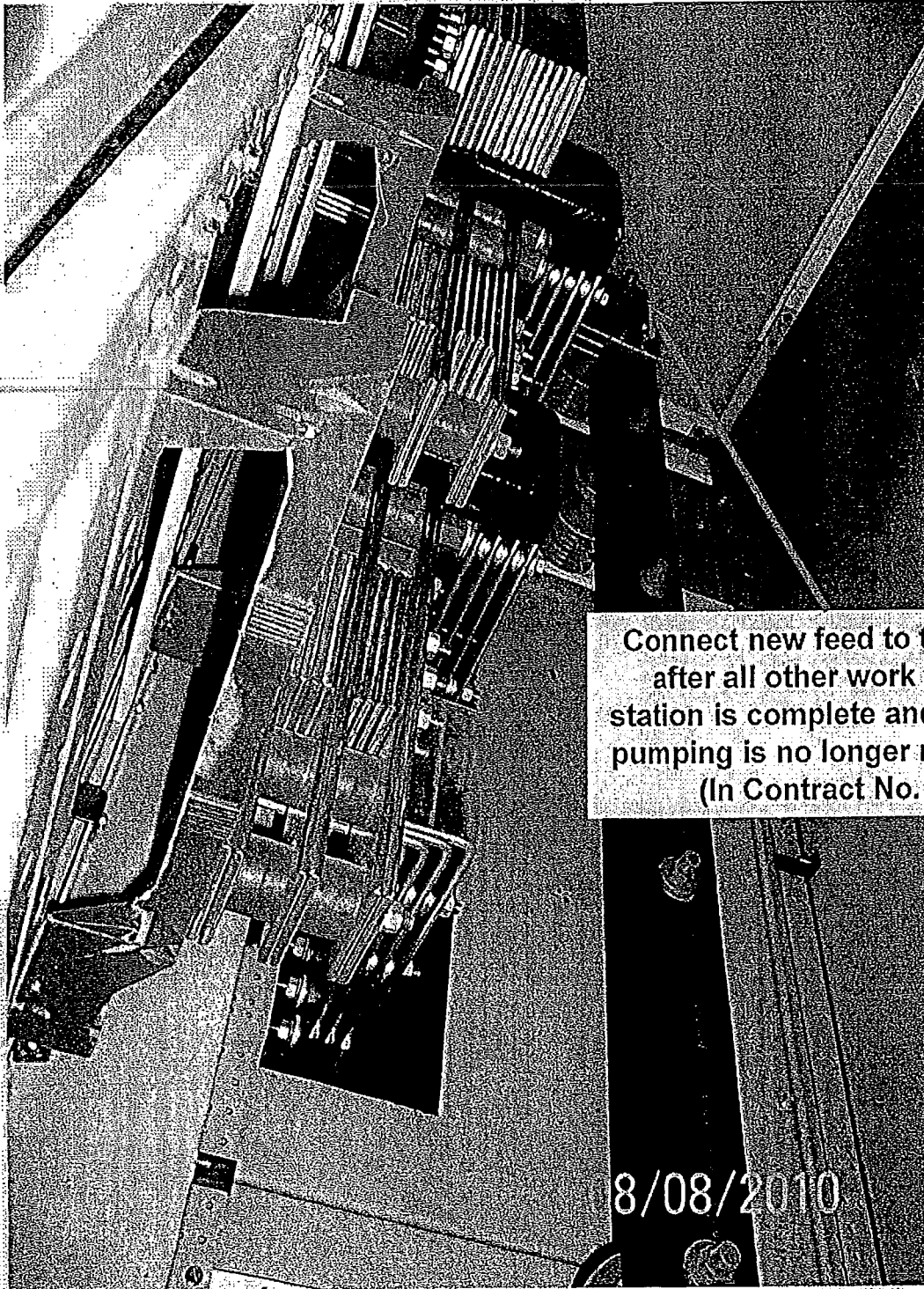


CAZENOVIA, NEW YORK

DATE: 9/25/2012 JOB No.: 8612141

Delaware Aqueduct Tap Water Treatment Plant
Town of Newburgh, New York

Figure A
Temporary Power for Bypass Pumping



Connect new feed to this bus
after all other work at the
station is complete and bypass
pumping is no longer required.
(In Contract No. 3)

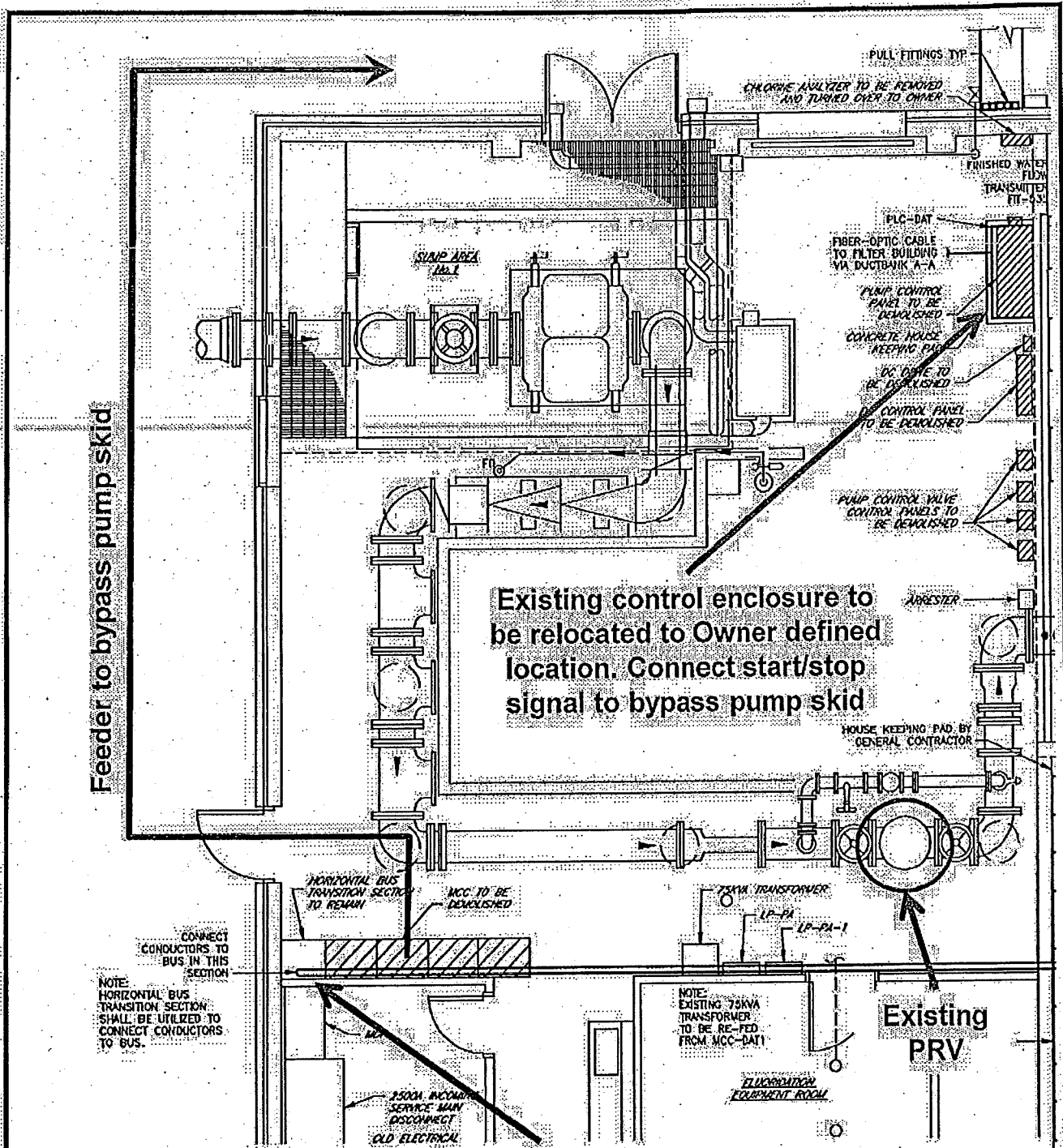


CAZENOVIA, NEW YORK

DATE: 9/25/2012 JOB No.: 8612141

Delaware Aqueduct Tap Water Treatment Plant
Town of Newburgh, New York

Figure B
Bus Connection for Completed Works



Run feed for new work to this location as shown on Drawing E-6, do not connect to existing bus until all other work is complete and bypass pumping is not required

Notes: Excerpt from GHD Drawing E-6, Not to Scale

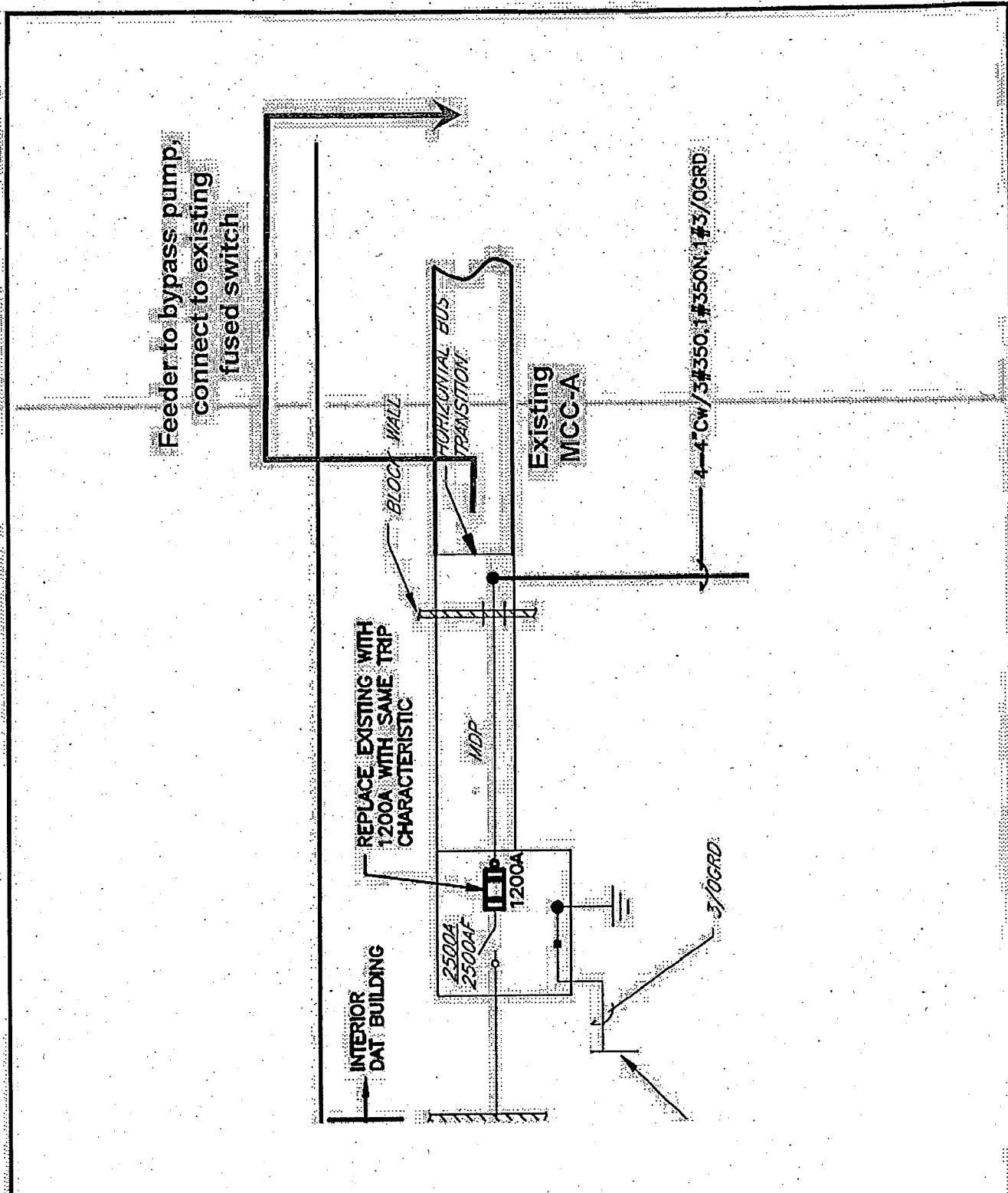


CAZENOVIA, NEW YORK

DATE: 9/25/2012 JOB No.: 8612141

Delaware Aqueduct Tap Water Treatment Plant
Town of Newburgh, New York

Figure C
Bypass Feeder Routing



Notes: Excerpt from GHD Drawing E-11, DAT Pump Station One-Line Diagram, Not to Scale



CAZENOVIA, NEW YORK

DATE: 9/25/2012 JOB No.: 8612141

Delaware Aqueduct Tap Water Treatment Plant
Town of Newburgh, New York

Figure D
Bypass Feeder Connection

Job ID: NEWBURGH DELAWARE AQUEDUCT TAP
 Project: NEWBURGH DELAWARE AQUEDUCT TAP



Audit Trail Complete

10/15/2012 10:11:19AM

| Item No | Qty | U/M | Q/M | Size | Description | Level 1: | | | Level 2: | | | Labor Result |
|---------|-------|-----|-----|---------|------------------------|---------------|-----------------|-----------------|------------|--------------|--------------|--------------|
| | | | | | | Material Unit | Material Factor | Material Result | Labor Unit | Labor Factor | Labor Result | |
| 1216 | 225 | FT | M | 2 | PVC SCH 40 | 1.15 | 1.00 | 259.54 | 0.0400 | 1.00 | 9.00 | |
| 7056 | 720 | FT | M | 4/0 | THIN/THWN STR CU | 9.25 | 1.00 | 6,663.48 | 0.0300 | 1.00 | 21.60 | |
| 7051 | 240 | FT | M | 2 | THIN/THWN STR CU | 2.94 | 1.00 | 706.14 | 0.0170 | 1.00 | 4.08 | |
| 4280 | 1 | EA | M | 2 | PVC LB CONDUIT BODY | 26.54 | 1.00 | 26.54 | 0.5300 | 1.00 | 0.55 | |
| 3546 | 1 | EA | M | 2 | PVC MALE ADAPTER | 1.99 | 1.00 | 1.99 | 0.1550 | 1.00 | 0.16 | |
| 50134 | 1 | EA | M | 3 | DRILL HOLE & PATCH-L | 0.00 | 1.00 | 0.00 | 1.8000 | 1.00 | 1.80 | |
| 50132 | 1 | EA | M | 2 | DRILL HOLE & PATCH-L | 0.00 | 1.00 | 0.00 | 1.5000 | 1.00 | 1.50 | |
| 10264 | 3 | EA | M | 4/0 | WIRE TERM LABOR | 0.00 | 1.00 | 0.00 | 0.2200 | 1.00 | 0.66 | |
| 1214 | 190 | FT | M | 1 1/4 | PVC SCH 40 | 0.78 | 1.00 | 149.02 | 0.0300 | 1.00 | 5.70 | |
| 7044 | 2,940 | FT | M | 1 1/4 | THIN/THWN STR CU | 0.19 | 1.00 | 548.55 | 0.0070 | 1.00 | 20.58 | |
| 4278 | 1 | EA | M | 1 1/4 | PVC LB CONDUIT BODY | 14.15 | 1.00 | 14.15 | 0.4000 | 1.00 | 0.46 | |
| 23347 | 3 | EA | M | 300 AMP | CLASS J 600V FUSE | 291.51 | 1.00 | 874.53 | 0.0800 | 1.00 | 0.24 | |
| 1006 | 10 | FT | M | 2 | GRC | 10.33 | 1.00 | 103.27 | 0.0800 | 1.00 | 0.80 | |
| 1004 | 10 | FT | M | 1 1/4 | GRC | 7.70 | 1.00 | 76.97 | 0.0600 | 1.00 | 0.60 | |
| 4487 | 1 | EA | M | 2 | GROUNDING BUSHING-INS | 27.49 | 1.00 | 27.49 | 0.3000 | 1.00 | 0.30 | |
| 4485 | 1 | EA | M | 1 1/4 | GROUNDING BUSHING-INS | 23.50 | 1.00 | 23.50 | 0.2550 | 1.00 | 0.25 | |
| 4413 | 2 | EA | M | 2 | LOCKNUTS | 2.79 | 1.00 | 5.58 | 0.0500 | 1.00 | 0.10 | |
| 4411 | 2 | EA | M | 1 1/4 | LOCKNUTS | 1.45 | 1.00 | 2.90 | 0.0500 | 1.00 | 0.10 | |
| 7042 | 48 | FT | M | 12 | THIN/THWN SOL CU | 0.25 | 1.00 | 11.85 | 0.0080 | 1.00 | 0.38 | |
| 16211 | 4 | EA | M | 1/4" | SELF DRILLING ANCHOR | 0.79 | 1.00 | 3.16 | 0.1000 | 1.00 | 0.40 | |
| 15004 | 1 | EA | M | | 4"SQ X 1-1/2D CMB KO | 9.99 | 1.00 | 9.99 | 0.1200 | 1.00 | 0.12 | |
| 14005 | 1 | EA | M | 20A | DX REC SPEC GRADE | 15.16 | 1.00 | 15.16 | 0.2000 | 1.00 | 0.20 | |
| 16372 | 2 | EA | M | 3/4 | EMT 1-HOLE STRAP-STEEL | 0.92 | 1.00 | 1.83 | 0.0320 | 1.00 | 0.06 | |
| 3362 | 2 | EA | M | 3/4 | STEEL EMT SS CONN | 0.66 | 1.00 | 1.33 | 0.0500 | 1.00 | 0.10 | |
| 3242 | 2 | EA | M | 3/4 | STEEL-SS EMT COUPLING | 0.82 | 1.00 | 1.63 | 0.0250 | 1.00 | 0.05 | |
| 1062 | 15 | FT | M | 3/4 | EMT | 1.16 | 1.00 | 17.45 | 0.0350 | 1.00 | 0.53 | |
| 15070 | 1 | EA | M | 4"SQ | 20A RECEPT SURF COVER | 4.91 | 1.00 | 4.91 | 0.0500 | 1.00 | 0.05 | |
| 1062 | 20 | FT | M | 3/4 | EMT | 1.16 | 1.00 | 23.27 | 0.0350 | 1.00 | 0.70 | |
| 3242 | 2 | EA | M | 3/4 | STEEL-SS EMT COUPLING | 0.82 | 1.00 | 1.63 | 0.0250 | 1.00 | 0.05 | |
| 16024 | 2 | EA | M | 3/4 | MINERALLAC STRAPS | 0.83 | 1.00 | 1.66 | 0.0250 | 1.00 | 0.05 | |
| 16046 | 2 | EA | M | 1/4 | BEAM CLAMP-STEEL | 1.04 | 1.00 | 2.08 | 0.1500 | 1.00 | 0.30 | |
| 7045 | 60 | FT | M | 12 | THIN/THWN STR CU | 0.29 | 1.00 | 17.18 | 0.0080 | 1.00 | 0.48 | |
| 39 | 80 | FT | M | | CONTROL PANEL LABOR | 0.00 | 1.00 | 0.00 | 1.0000 | 1.00 | 80.00 | |
| 40 | 1 | M | M | | CONNECT PUMP | 0.00 | 1.00 | 0.00 | 2.0000 | 1.00 | 2.00 | |

33 Arlington Ave
 Poughkeepsie, NY 12603
 Phone: 845-471-4810
 Fax: 845-471-1903

Rondout Electric, Inc.

33 Arlington Ave

ContEst Software Systems

| Phase: E5 | | Sub Phase: | | Level 1: | | Level 2: | | | | | |
|-----------|-----|------------|-----|----------|-------------|---------------|-----------------|-----------------|------------|--------------|--------------|
| Item No | Qty | U/M | Q/M | Size | Description | Material Unit | Material Factor | Material Result | Labor Unit | Labor Factor | Labor Result |
| | | | | | | | | \$9,596.79 | | | 153.95 |

**10. SCHEDULE PUBLIC HEARING for 2013 Special Districts Assessments,
Rolls, Benefit Formulas and Budgets Public Hearing: Special Meeting
on Monday, November 19 at 7:00 p.m.**

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 ___ day of October, 2012 at 7:00 P.M., Prevailing Time.

PRESENT:

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

RESOLUTION CALLING PUBLIC HEARINGS; RE: SPECIAL DISTRICT ASSESSMENTS, ROLLS AND BENEFIT FORMULAS FOR THE YEAR 2013

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

WHEREAS, the Town Board of the Town of Newburgh has met and considered the establishment or rates and benefit units for each of the Town's special districts and special improvement areas; and

WHEREAS, the Town Board of the Town of Newburgh desires to set a date for the Public Hearing on the Budgets, Assessments and Benefit Formulas for all special districts and special improvement areas of the Town of Newburgh for the fiscal year beginning January 1, 2013 to be held on November _____, 2012 at 7:00 p.m.

WHEREAS, the Assessment Rolls have been filed in the Office of the Town Clerk of the Town of Newburgh.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That in accordance with the Sections 202-a and 239 of the Town Law, the Town Board of the Town of Newburgh shall meet on November _____, 2012 at 7:00 p.m. at the Town Hall, 1496 Route 300, Newburgh, New York and then and there hold a Public Hearing on the following special districts and special improvement area Budgets,

Assessment Rolls and Benefit Formulas, each to be heard separately in the order as listed:

Colden Park Lighting District, Consolidated Lighting District, Fleetwood Lighting District, Lakeside Road Lighting District, Orange Lake Lighting District,

Consolidated Water #1, Consolidated Water #2, (inclusive of Consolidated, Colden Park and Fleetwood-Holiday Park Water Districts as applicable), Lateral N Water (Thornwood), Gidney Sewer District, Nob Hill Sewer District, Meadow Hill North Sewer District, Meadow Hill South Sewer District, Algonquin Sewer District, Crossroads Sewer District, Fleetwood Sewer District, 17K UA Sewer District, Wintergreen Sewer District, Amber Fields Drainage District, Cox Drainage District, Stonewall Estates Drainage District, Mountain Lake Drainage District and Greenshire Way Highway Improvement Area.

2. The Town Clerk of the Town of Newburgh shall give Notice of such Public Hearing by Publishing Notice thereof in a newspaper published within the Town of Newburgh not less than ten (10) days nor more than twenty (20) days prior to November __, 2012, and cause a copy of such notice to be posted on the sign board of the Town of Newburgh not later than ten (10) days before November __, 2012, and notices shall be mailed as required.

3. This resolution 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.

I, Andrew J. Zarutskie, the duly elected and qualified Town Clerk of the Town of Newburgh, New York, do hereby certify that the following resolution was adopted at a regular meeting of the Town Board held on the _____ day of October, 2012 and is on file and of record and that said resolution has not been altered, amended or revoked and is in full force and effect.

Andrew J. Zarutskie, Town Clerk
Town of Newburgh

11. INTRODUCTORY LOCAL LAW Amending the Application and Public Hearing Notification Provisions of Chapters 83, 125, 163, 168 and 185.

OCT 24 2012

RIDER, WEINER & FRANKEL, P.C.

ATTORNEYS & COUNSELLORS AT LAW

DAVID L. RIDER
CHARLES E. FRANKEL
MICHAEL J. MATSLER
MARK C. TAYLOR
DEBORAH WEISMAN-ESTIS (NY AND NJ)
M. JUSTIN RIDER (NY AND FL)
SHAY A. HUMPHREY
JEFFREY S.E. SCULLEY (NY AND IL)
DONNA M. BADURA
DARREN H. FAIRLIE

655 LITTLE BRITAIN ROAD
NEW WINDSOR, NEW YORK 12553

(MAILING ADDRESS:)

POST OFFICE BOX 2280
NEWBURGH, NEW YORK 12550

TEL. (845) 562-9100

FAX (845) 562-9126

firm@riderweiner.com

www.riderweiner.com

M.J. RIDER (1906-1968)
ELLIOTT M. WEINER (1915-1990)

STEPHEN P. DUGGAN, III
COUNSEL

CRAIG F. SIMON
OF COUNSEL

1289 RT. 9
SUITE #3
WAPPINGERS FALLS, NY 12590
(845) 632-6094

MEMORANDUM

TO: HON. WAYNE C. BOOTH, SUPERVISOR
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: INTRODUCTORY LOCAL LAW AMENDING THE APPLICATION AND
PUBLIC HEARING NOTIFICATION PROVISIONS OF CHAPTER 83
ENTITLED "CLEARING AND GRADING", CHAPTER 125 ENTITLED
"NOISE AND ILLUMINATION", CHAPTER 163 ENTITLED
"SUBDIVISION OF LAND", CHAPTER 168 ENTITLED
"TELECOMMUNICATIONS FACILITIES, WIRELESS" AND CHAPTER 185
ENTITLED "ZONING" OF THE CODE OF THE TOWN OF NEWBURGH

OUR FILE NO. 800.1(B)(7)(2012)

DATE: OCTOBER 19, 2012

Enclosed please find a further revised version of the above-referenced introductory local law. The local law is re-amended to require posted notices of public hearing be updated with amended information if there is any change to the information contained in the original notice. As you may recall, during its last discussion of the introductory local law, the Board considered when it would require that the public be notified of modifications in projects which are undergoing review by the Planning Board. Not having received any other suggested provision, the following is added to the provisions related to Planning Board reviews of this version of the local law for your consideration:

In the event a modification to an application requires the amendment of the Environmental Assessment Form, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification.

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

cc: Town Clerk Andrew J. Zarutskie
Town Engineer James Osborne (via e-mail)
Code Compliance Supervisor Gerald Canfield (via e-mail)
Planning Board Chairman, John Ewasutyn (via e-mail)
Zoning Board of Appeals Chair, Grace Cardone (via e-mail)

[date]
Page 2

Planning Board Attorney, Michael Donnelly, Esq. (via e-mail)
Zoning Board of Appeals Attorney, David Donovan, Esq. (via e-mail)
Planning Board Planner, Bryant Cocks (via e-mail)

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

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

SECTION 1 - TITLE

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

SECTION 2 – PURPOSE

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

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

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

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

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

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

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

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

§125-10. Variances.

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

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

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

§ 163-5. Minor subdivision.

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

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

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

§ 163-5. Minor subdivision.

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

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

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

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

§ 163-5. Minor subdivision.

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

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

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

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

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

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

a modification to an application requires the amendment of the Environmental Assessment Form, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification.”

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

§ 163-8. Final plat for major subdivision.

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

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

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

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

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

“H. When officially submitted. The time of submission of the lot line change plat shall be considered to be the date of the regular meeting of the Planning Board at which the complete application is to be considered, except where a later date is provided for by law, rule or regulation, in which case the later date shall apply. The application for lot line change plat approval may be placed on the agenda for consultation and discussion at the sole discretion of the Planning Board Chairperson even if the application is incomplete. Within ten business days following the applicant’s first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land

involved in the application, as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plat and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town's Assessor. The applicant shall thereafter submit a duly executed, notarized affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered.

”

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

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

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

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

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

A. Prior to the approval of any application for a special use permit for wireless telecommunications facilities, a public hearing shall be held by the Board, notice of which shall be published in the official newspaper of the town no less than 10 calendar

days prior to the scheduled date of the public hearing. In order that nearby landowners are provided notice of the hearing, the applicant, at least three weeks prior to the date of said public hearing, shall be required to provide names and address of all landowners whose property is located within ~~300~~ 500 feet of any property line of the lot on which the new wireless telecommunications facilities are proposed to be located, or such additional distance as the Planning Board may deem advisable. ~~The list of property owners shall be obtained by the applicant from the Town's Assessor. Further, the applicant shall send notice of the public hearing to the adjoining identified in this section, via certified or registered mail, at least 10 days prior to the scheduled date of the public hearing and shall submit to the Board at the public hearing proof of mailing of the notice of public hearing. The applicant shall additionally be required to post a copy of the notice in accordance with the requirements for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185. In addition to publication, the notice shall be subject to the same mailing and posting requirements established for hearings by the Zoning Board of Appeals in § 185-55 of Chapter 185.~~

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

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

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

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

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

A. Public hearings.

(1) The Zoning Board of Appeals shall not grant any appeal ~~for a~~ or variance or issue any special or temporary permit or interpretation without first holding a public hearing, notice of which hearing and of the substance of the appeal or application shall be given by publication in the official newspaper of the Town at least five days before the date of such hearing. In addition to such published notice, ~~the applicant shall cause notice to~~ shall be given of the substance of every appeal ~~for a~~ and variance and of every application for a special permit, together with notice of the hearing thereon, by ~~causing~~ notices thereof to be mailed at least 10 days before the date of said hearing to the owners of all property abutting that held by the applicant in the immediate area (whether or not involved in such appeal or application) and to all other owners within ~~300~~ 500 feet, or such additional distance as the Zoning Board of Appeals may deem advisable, from the exterior

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

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

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

Within ten business days following the applicant’s first appearance before the Planning Board, the applicant shall forward a letter prepared by the Planning Board or an authorized agent of the Planning Board to all property owners within 500 feet of the land involved in the application, as the names of such owners appear on the last completed assessment roll of the Town, notifying the property owners of the receipt of the plan and application, by first class mail. The list of property owners shall be obtained by the applicant from the Town’s Assessor. The

applicant shall thereafter submit a duly executed, notarized affidavit of mailing to the Planning Board. Further appearances before the Planning Board shall be prohibited until an affidavit meeting the requirements has been delivered. In the event a modification to an application requires the amendment of the Environmental Assessment Form, then a supplementary letter shall be required to be forwarded in the same manner advising of the modification. ”

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

“§ 185-57. Application procedure.

K. Public hearings.

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

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

Notwithstanding anything to the contrary contained in this local law, applications which are pending before the Planning Board and Zoning Board of Appeals as of the effective date of this Local Law for which a notice of public hearing has already been submitted to the official newspapers of the town shall be exempt from additional or expanded mailing, posting and content requirements set forth herein.

SECTION 7-9 - VALIDITY

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

SECTION 8 10 - EFFECTIVE DATE

This Local Law shall take effect immediately when it is filed in the Office of the

New York State Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

- 12. ANIMAL CONTROL:**
- A. T-93 Withdrawal**
 - B. T-94 Withdrawal**

OCT 24 2012

RECEIVED

OCT 17 2012

12a



TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER
645 Gidney Ave. Newburgh, NY 12550

Town of Newburgh

October 11, 2012

To: Town Board

Subject: Authorization to Pay Veterinarian Services Utilizing T-93 Account

I am requesting authorization to use the T-93 account to pay for veterinarian services from Newburgh Veterinary Hospital for September and for your authorization for payment of this voucher in the total amount of \$212.

Sincerely,

Chantel Haight

Animal Control Supervisor

Cc: Accounting

TOWN OF NEWBURGH

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

DO NOT WRITE IN THIS BOX

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

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

| Date Voucher Received | | VOUCHER NO. |
|-----------------------|--------|-------------|
| FUND - APPROPRIATION | AMOUNT | |
| T-93 | 212. | |
| | | |
| | | |
| | | |
| | | |
| Total | | 212. |
| Abstract # | | |

TERMS Net 30 Days

Invoice # _____

Feline

| Dates | Quantity | Description of Materials or Services | Unit Price | Amount |
|---------|----------|--------------------------------------|--------------|---------------|
| 9/12/12 | 530235 | | | 55.00 |
| 9/12/12 | 530233 | | | 157.00 |
| | | | TOTAL | 212.00 |

CLAIMANT'S CERTIFICATION

I, Dora M Cast certify that the above account in the amount of \$ 212.00 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.

9/28/12
DATE

Dora M Cast
SIGNATURE

Bookkeeper
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.

Date

Authorized Official

APPROVAL FOR PAYMENT

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

Date

Auditing Board

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 09-28-12 at 11:30a
Date: 09-12-12
Account: 4417
Invoice: 530235

| Date | For | Qty | Description | Price | Discount | Net Price |
|-------------|------------|------------|------------------------------------|--------------|-----------------|------------------|
| 08-03-12 | Stray | 1 | Shelter euthanasia and body care f | | | 55.00 |
| | | | Total charges, this invoice... | | | 55.00 |

VISIT US ON FACEBOOK.COM!

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

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

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 09-28-12 at 11:29a
Date: 09-12-12
Account: 4417
Invoice: 530233

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------------------------------|--------------------|-----|------------------------------------|-------|----------|-----------|
| 08-04-12 | HBC 8/4/12 | 1 | Shelter euthanasia and body care f | | | 55.00 |
| 08-23-12 | Stone 23 | 1 | Shelter board feline | | | 10.50 |
| 08-23-12 | | 1 | Shelter euthanasia and body care f | | | 55.00 |
| 09-10-12 | Felines "Alpha" | 1 | FelV/FIV ELISA in hosp | 73.00 | 36.50 | 36.50 ** |
| Total charges, this invoice... | | | | | | 157.00 |
| **Total discount included: 36.50 | | | | | | |

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

VISIT US ON FACEBOOK.COM!

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

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

OCT 24 2012

123

RECEIVED

OCT 17 2012



TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER Town of Newburgh
645 Gidney Ave. Newburgh, NY 12550

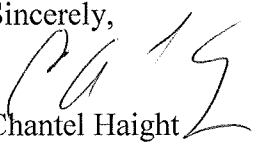
October 11, 2012

To: Town Board

Subject: Authorization to Pay Veterinarian Services Utilizing T-94 Account

I am requesting authorization to use the T-94 account to pay for veterinarian services from Newburgh Veterinary Hospital for the months of August and September and for your authorization for payment of this voucher in the total amount of \$1086.14.

Sincerely,


Chantel Haight
Animal Control Supervisor

Cc: Accounting

TOWN OF NEWBURGH

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

DO NOT WRITE IN THIS BOX

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

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

| Data Voucher Received | | VOUCHER NO. |
|-----------------------|---------|-------------|
| FUND - APPROPRIATION | AMOUNT | |
| T-94 | 1086.14 | |
| | | |
| | | |
| | | |
| Total | 1086.14 | |
| Abstract # | | |

TERMS

Net 30 Days

Invoice # _____

Canine

| Dates | Quantity | Description of Materials or Services | Unit Price | Amount |
|---------|----------|--------------------------------------|--------------|----------------|
| 8/27/12 | 529007 | | | 317.50 |
| 9/4/12 | 529571 | | | 247.12 |
| 9/8/12 | 529909 | | | 521.50 |
| | | | TOTAL | 1086.14 |

CLAIMANT'S CERTIFICATION

I, Dora M Cast certify that the above account in the amount of \$ 1086.14 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.

9/28/12
DATE

Dora M Cast
SIGNATURE

Bookkeeper
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.

Date

Authorized Official

APPROVAL FOR PAYMENT

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

Date

Auditing Board

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 09-28-12 at 11:07a
Date: 08-27-12
Account: 19984
Invoice: 529007

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------|--------------|-----|--|-------|----------|-----------|
| 08-01-12 | Rain | 1 | BATH/HYDROTHERAPYBasic 55- Your pet has received a Hydrosurge bath today. This unit's unique massaging technique allows shampoo to be delivered deeply and rinsed accurately, as well as giving a soothing, relaxing body treatment. Ear cleaning w/bath Pedicure w/bath | 28.00 | 14.00 | 14.00 ** |
| 08-01-12 | Storm | 1 | BATH/HYDROTHERAPYBasic 55- Your pet has received a Hydrosurge bath today. This unit's unique massaging technique allows shampoo to be delivered deeply and rinsed accurately, as well as giving a soothing, relaxing body treatment. Ear cleaning w/bath Pedicure w/bath | 28.00 | 14.00 | 14.00 ** |
| 08-09-12 | Daisy 8/9/12 | 1 | CONSULT /EXAM - Wellness/Prev | 46.50 | 23.25 | 23.25 ** |
| 08-09-12 | | 1 | Pet Insurance Review Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans | | | 0.00 |
| 08-09-12 | | 1 | Lyme,HW,Ehrlichia Accu Plus4(AC | 49.50 | 24.75 | 24.75 ** |
| 08-09-12 | | 1 | Drontal Plus Intestinal Wormer 41- | 30.00 | 15.00 | 15.00 ** |
| 08-09-12 | | 1 | CANINE RABIES / 1YEAR | 25.00 | 12.50 | 12.50 ** |
| 08-09-12 | | 1 | CANINE RESPIR.COMPLEX(Bord Canine Kennel Cough is A HIGHLY contagious respiratory infection. Dogs can be exposed at any time through coughing or nose to nose contact. Boarding, grooming and or showing dogs can have increased risk of exposure....please be sure to have your pet boosted every 12 months. | 25.00 | 12.50 | 12.50 ** |
| 08-09-12 | | 1 | Canine Dist/A2/PI/Parvo/Lepto1YR Your pet has been vaccinated with Pfizer's new 5 in 1 DA2PPI , the best available protection against Distemper,Adenovirus, Parvovirus, Parainfluenza,and Leptosiprosis | 25.00 | 12.50 | 12.50 ** |
| 08-20-12 | Canine | 1 | CANINE RABIES / 3 YEAR | 25.00 | 12.50 | 12.50 ** |

| | | | | | |
|---|--------------|------------------------------------|--------|--------|-----------|
| 08-21-12 | #77 | 1 Lyme,HW,Ehrlichia Accu Plus4(AC | 49.50 | 24.75 | 24.75 ** |
| 08-21-12 | | 1 Canine Dist/A2/PI/Parvo/Lepto1YR | 25.00 | 12.50 | 12.50 ** |
| Your pet has been vaccinated with Pfizer's new 5 in 1 DA2PPI , the best available protection against Distemper,Adenovirus, Parvovirus, Parainfluenza,and Leptosiprosis | | | | | |
| 08-21-12 | Muffin | 1 CANINE RABIES / 1YEAR | 25.00 | 12.50 | 12.50 ** |
| 08-22-12 | #77 | 1 Heartworm Elisa Negative | | | 0.00 |
| 08-22-12 | | 4 Amoxicillin 500 mg x 14 #157112 | 44.03 | 22.01 | 22.02 ** |
| 08-23-12 | | 1 Pet Insurance Review | | | 0.00 |
| Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans | | | | | |
| 08-27-12 | Daisy 8/9/12 | 1 OHE Canine In Heat | 209.50 | 104.75 | 104.75 ** |
| 08-27-12 | | 0.43 Telazol Injectable / 1 ml | | | 0.00 |
| 08-27-12 | | 1 Morphine Inject / ml | | | 0.00 |
| Total charges, this invoice... | | | | | 317.52 |
| **Total discount included: 317.51 | | | | | |

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

| Reminders for: Storm (Weight: 88.0 lbs - 8y) | | Last done |
|---|--------------------------------------|-----------|
| 07/13 | HEARTWORM TEST | 07-26-12 |
| 07/13 | CANINE RABIES / 3 YEAR | |
| 07/13 | CanineDist/Aden/Para/Parvo/Lep | |
| 01/13 | Canine Kennel Cough Vacc -1 ye | |
| 01/13 | FECAL EXAM | 07-26-12 |
| 09/12 | Wellness Blood Screen (SA040) | |
| 07/09 | Consultation/Exam- Bi-annual | |
| Reminders for: Rain | | Last done |
| 07/13 | CanineDist/Aden/Para/Parvo/Lep | |
| 07/13 | HEARTWORM TEST | 07-26-12 |
| 07/13 | CANINE RABIES / 3 YEAR | |
| 07/13 | lyme,HW,Ehrlichia Accu Plus4(A | 07-26-12 |
| 01/13 | Canine Kennel Cough Vacc -1 ye | |
| 01/13 | FECAL EXAM | 07-26-12 |
| 01/13 | Spay your pet at 5-6 months | |
| 09/12 | Wellness Blood Screen (SA040) | |
| 07/07 | Consultation/Exam- Bi-annual | |
| Reminders for: Canine (Weight: 34.2 lbs - 16m) | | Last done |

| Reminders for: Canine (Weight: 34.2 lbs - 16m) | | Last done |
|---|--------------------------------|-----------|
| 08/15 | CANINE RABIES / 3 YEAR | 08-20-12 |
| 09/12 | Wellness Blood Screen (SA040) | |
| 04/12 | HEARTWORM TEST | 04-18-11 |
| 02/12 | Consultation/Exam- Bi-annual | 08-23-11 |
| 01/12 | Canine Lepto Booster | |
| 11/11 | lyme,HW,Ehrlichia Accu Plus4(A | |
| 09/11 | Neuter your pet at 5-6 months | |
| 07/11 | Canine Kennel Cough Vacc -1 ye | |
| 07/11 | Canine Borrelia (LYME) 1 of 2 | |
| 06/11 | FECAL EXAM | |

Canine's weight history (in lbs)

07-03-11 34.20

VISIT US ON FACEBOOK.COM!

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

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

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 09-28-12 at 11:13a
Date: 09-04-12
Account: 19984
Invoice: 529571

| Date | For | Qty | Description | Price | Discount | Net Price |
|--|-------|------|-----------------------------------|--------|----------|-----------|
| 08-29-12 | Nikki | 0.80 | Morphine Inject / ml | | | 0.00 |
| 08-29-12 | | 0.50 | Telazol Injectable / 1 ml | | | 0.00 |
| 08-29-12 | | 1 | OHE Canine In Heat | 209.50 | 104.75 | 104.75 ** |
| 08-29-12 | | 1 | Canine Dist/A2/PI/Parvo/Lepto1YR | 25.00 | 12.50 | 12.50 ** |
| Your pet has been vaccinated with Pfizer's new 5 in 1 DA2PPI , the best available protection against Distemper,Adenovirus, Parvovirus, Parainfluenza,and Leptosiprosis | | | | | | |
| 08-29-12 | | 1 | CANINE RABIES / 3 YEAR | 25.00 | 12.50 | 12.50 ** |
| 08-29-12 | | 1 | Lyme,HW,Ehrlichia Accu Plus4(AC | 49.50 | 24.75 | 24.75 ** |
| 08-29-12 | | 1 | Lyme,HW,Ehrlichia Accu Plus4(AC | 49.50 | 49.50 | 0.00 ** |
| 08-30-12 | | 1 | I.V. FLUIDS 1st day | 77.00 | 77.00 | 0.00 ** |
| 08-30-12 | | 1 | I.V. CATHETER 1 + placement | 70.50 | 70.50 | 0.00 ** |
| Sterile prep, I.V.Placement, Heparinized Flush, Maintenance | | | | | | |
| 08-30-12 | | 1 | NYS MANDATED BIOLOGICAL W | 5.10 | 5.10 | 0.00 ** |
| 08-30-12 | | 1 | I.V. INFUSION PUMP | 25.50 | 25.50 | 0.00 ** |
| 08-30-12 | | 0.75 | Buprenex Inject / ml | | | 0.00 |
| 08-30-12 | | 1 | Hospitalized Blood Monitoring (SA | 39.00 | 39.00 | 0.00 ** |
| 08-31-12 | | 1 | Hospitalization+Dr.Care Dog/Day | 82.50 | 82.50 | 0.00 ** |
| Doctor's Inpatient examinations Doctor's Treatment Planning Ward Occupancy and Sanitizing | | | | | | |
| 08-31-12 | | 1 | NYS MANDATED BIOLOGICAL W | 5.10 | 5.10 | 0.00 ** |
| 08-31-12 | | 1 | MEDICATIONS Daily Level 2 | 47.50 | 47.50 | 0.00 ** |
| 08-31-12 | | 1 | Nursing/ General/day | 12.30 | 12.30 | 0.00 ** |
| 08-31-12 | | 0.25 | Buprenex Inject / ml | | | 0.00 |
| 08-31-12 | | 4 | Shelter board run | | | 80.00 |
| 09-04-12 | | 14 | Cephalexin 500mg individual caps | 25.25 | 12.63 | 12.62 ** |

Total charges, this invoice...

247.12

**Total discount included: 581.13

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

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 09-28-12 at 11:09a
Date: 09-08-12
Account: 19984
Invoice: 529909

| Date | For | Qty | Description | Price | Discount | Net Price | |
|---|---------|-----|------------------------------------|--------|----------|-----------|----|
| 09-05-12 | Buddy | 1 | CONSULT / EXAM - Sick | 53.00 | 26.50 | 26.50 | ** |
| 09-05-12 | | 1 | Pet Insurance Review | | | 0.00 | |
| Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans | | | | | | | |
| 09-05-12 | | 1 | Clip and Prep Skin- minor | 37.00 | 18.50 | 18.50 | ** |
| 09-05-12 | | 1 | -ANTIINFLAMMATORY INJECTIO | 41.50 | 20.75 | 20.75 | ** |
| Antiinflammatories will occasionally cause increased water consumption and urination. This should subside within a few days after any home prescriptions are finished. | | | | | | | |
| 09-05-12 | | 1 | Rec. fungassay and skin cyto | | | 0.00 | |
| 09-05-12 | | 84 | Cephalexin 500mg individual capsul | 63.75 | 31.87 | 31.88 | ** |
| 09-05-12 | | 84 | Cephalexin 250mg individual capsul | 53.67 | 26.83 | 26.84 | ** |
| 09-05-12 | | 1 | Prednisolone 5mg tablets x 20 #15 | 18.21 | 9.11 | 9.10 | ** |
| 09-05-12 | | 1 | Genesis Topical spray (16oz)* #15 | 56.05 | 18.00 | 38.05 | ** |
| 09-06-12 | | 1 | Shelter board run | | | 20.00 | |
| 09-07-12 | Crumpet | 1 | X-RAY SURVEY RADIOGRAPH: | 169.50 | 84.75 | 84.75 | ** |
| 09-07-12 | | 1 | Sedation | 109.50 | 59.75 | 49.75 | ** |
| 09-07-12 | | 1 | NYS MANDATED BIOLOGICAL W | 5.10 | 2.55 | 2.55 | ** |
| 09-07-12 | | 1 | -ANTIINFLAMMATORY INJECTIO | 41.50 | 20.75 | 20.75 | ** |
| Antiinflammatories will occasionally cause increased water consumption and urination. This should subside within a few days after any home prescriptions are finished. | | | | | | | |
| 09-07-12 | | 4 | Vetprofen Tablets 100mg #157848 | 20.91 | 10.45 | 10.46 | ** |
| 09-07-12 | | 20 | Tramadol HCl 50 mg tablets #1578 | | | 27.35 | |
| 09-07-12 | | 1 | CONSULT / EXAM - Sick | 53.00 | 26.50 | 26.50 | ** |
| 09-07-12 | | 1 | Pet Insurance Review | | | 0.00 | |
| Please visit www.petinsurancereview.com and dogtime.com for an independent review of all national pet health insurance plans | | | | | | | |
| 09-07-12 | | 1 | Lyme,HW,Ehrlichia Accu Plus4(AC | 49.50 | 24.75 | 24.75 | ** |
| 09-08-12 | | 14 | Metronidazole 500mg (Flagyl) #157 | 26.79 | 13.39 | 13.40 | ** |
| 09-08-12 | | 2 | Amoxicillin 250mg x14 #157890 | 31.25 | 15.63 | 15.62 | ** |
| 09-08-12 | | 1 | Panacur dewormer 41-65 lb 6 pack | | | 54.00 | |

Total charges, this invoice...

521.50

**Total discount included: 410.08

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

VISIT US ON FACEBOOK.COM!

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

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

13. JUSTICE COURT:

- A. Justice Court Unclaimed Bail**
- B. Budget Transfer**

OCT 24 2012



TOWN OF NEWBURGH

1496 Route 300, Newburgh New York 12550

13A

JACQUELINE M. CALARCO, CPA
ACCOUNTANT

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

To: Wayne C. Booth, Supervisor
CC: Town Board
From: Jackie Calarco, Town Accountant
Date: October 22, 2012
RE: Justice Court Unclaimed Bail

Attached is a list of the Unclaimed Exonerated Bail accounts (T-89) that are over six years old. Justice Court made a good faith effort to locate the persons that posted bail before the funds were turned over to the Accounting Department. These funds are still unclaimed 6 years later. At this time the bail becomes the property of the municipality. Please approve the transfer of these funds amounting to \$4,027.11 to the general fund.

**Town of Newburgh
T-89 Escrow - Justice Court Unclaimed Bail
2012**

| <u>Date Received</u> <u>in Accounting</u> | <u>Name</u> | <u>Balance</u> |
|--|-------------------------|-----------------|
| 3/21/2006 | Nevarez, Hector | 1,000.00 |
| 3/21/2006 | Orellana, Matthew | 250.00 |
| 3/21/2006 | Hendricks, David | 48.50 |
| 3/21/2006 | Hegmann George | 48.50 |
| 3/21/2006 | Hobbib Diana | 485.00 |
| 3/21/2006 | Hubbard Brian | 194.00 |
| 3/21/2006 | Ruiz Demetrio | 97.00 |
| 3/21/2006 | Sanders, Paul | 150.00 |
| 3/21/2006 | Balance in Bail Account | 38.00 |
| 7/7/2006 | Drennen, Jeffrey | 80.00 |
| 7/7/2006 | Kurkland, Sarah | 35.00 |
| 7/7/2006 | Gutierrez, David | 10.00 |
| 8/4/2006 | Roldan, Joseph | 1,000.00 |
| 8/4/2006 | Mejia, Roberto | 97.00 |
| 8/4/2006 | Jason ,Cruz | 2.50 |
| 8/4/2006 | Sampson, B | 6.61 |
| 8/4/2006 | Faitak, Joanne | 65.00 |
| 10/11/2006 | Harris, Javon | 194.00 |
| 10/11/2006 | Flood, Brian | 6.00 |
| 10/11/2006 | Coffin David | 150.00 |
| 10/11/2006 | Brown, Keenan | 1.00 |
| 10/11/2006 | Perez, Cutberto | 17.00 |
| 10/11/2006 | Fleck, Anna O. | 2.00 |
| 10/11/2006 | Torres, Policarpo | 50.00 |
| Total | | <u>4,027.11</u> |



OCT 24 2012

NEWBURGH TOWN COURT
311 ROUTE 32
NEWBURGH, NEW YORK 12550

13 B

TELEPHONE (845) 564-7165
FACSIMILE (845) 564-7171

HON. JUDE T. MARTINI
TOWN JUSTICE

FRANCES BOCKEMUHL
COURT CLERK TO TOWN JUSTICE

MEMORANDUM

TO: Wayne Booth, Supervisor

CC: ✓ Members of the Town Board
Jackie Calarco, Town Accountant

FROM: Hon. Richard Clarino, Town Justice *RC*
Hon. Jude T. Martini, Town Justice *JTM*

DATE: October 19, 2012

RE: Budget Transfer

We are requesting your approval of the following transfers to our 2012 budget due to unforeseen expenditures incurred to date:

| | | |
|-----------------------------------|--------------------------------|------------|
| From: 1110-0190 Personal Services | To: 1110-0499 Other Expenses | \$3,245.00 |
| 1110-0461 Office Supplies | 1110-468 Membership/Subscript. | 360.00 |
| 1110-0461 Office Supplies | 1110-469 Travel/Conf. | 22.00 |

If you have any questions or need additional information, please feel free to contact Court Clerk Frances Bockemuhl.

Thank you.

Attachment

SMUAP18/V03/L061
TERMINAL NO: 000

TOWN OF NEWBURGH, NY
DISPLAY ACCT DETAIL LEDGER

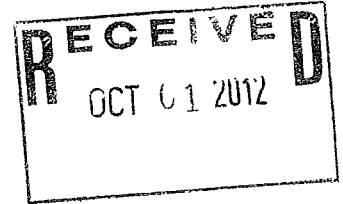
DATE: 09/28/12
TIME: 10:15

<C>urr/<N>ext Year? C Fiscal Year: 2012
01/01/1900 To 12/31/9999 Period: 01 To 12

Sort By Date: OFF
Incl. Pr.13 Enc.? Y

001-1110-0468- - |GENERAL FUND |APPROPR: 2100.00
JUSTICE COURTS |MEMBERSHIP DUES/SUBSCRIPTION |

| LN | DATE | VENDOR | TRANS# | PO# | VOUCH# | CHECK# | ENCUMBRANCE |
|----|---------|------------|--------|-----|--------|--------|-------------|
| 01 | 7/10/12 | MATTHEW BE | 7434 | | 122869 | 58600 | 104.00 |
| 02 | 7/30/12 | MATTHEW BE | 7479 | | 123187 | 58765 | 104.00 |
| 03 | 9/12/12 | MATTHEW BE | 7535 | | 123823 | 59173 | 104.00 |
| 04 | 9/28/12 | MATTHEW BE | 7560 | | 124121 | | 103.98 |



TOTALS: 2146.77
BUDGET BALANCE: 46.77-
C To Cont _

Need budget transfer

Thanks

nm

M04050

TOWN OF NEWBURGH

Public Services Building
Newburgh, New York 12550.
(845) 564-5220

DO NOT WRITE IN THIS BOX

DEPARTMENT Justice Court

| | | |
|-----------------------|----------|-------------|
| Date Voucher Received | | VOUCHER NO. |
| FUND - APPROPRIATION | AMOUNT | |
| A1110. 468 | \$103.98 | |
| | | |
| | | |
| | | |
| | | |
| Total | \$103.98 | |
| Abstract # | | |

CLAIMANT'S NAME Matthew Bender & Co., Inc.
 AND Lexis Nexis
 ADDRESS P.O. Box 7247-0178 Philadelphia, PA 19170-0178

TERMS _____

Invoice # 2378624 K

| Dates | Quantity | Description of Materials or Services | Unit Price | Amount |
|---------|---------------|--------------------------------------|--------------|-----------------|
| 9/28/12 | - over budget | Pymt #12 Acct # 0834583001 | | |
| | | | TOTAL | \$103.98 |

SEP 27 2012
nm

Due

CLAIMANT'S CERTIFICATION

I, _____ certify that the above account in the amount of \$ 103.98 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.

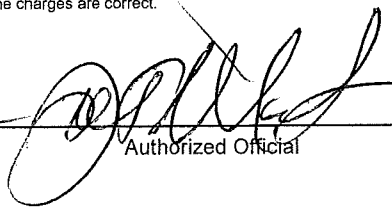
See Attached

DATE SIGNATURE 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.

9/24/12 
Date Authorized Official

APPROVAL FOR PAYMENT

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

Date Auditing Board



Matthew Bender & Co., Inc. Practice Management
SEE REVERSE SIDE FOR IMPORTANT INFORMATION



BILL TO ACCOUNT 0834583001

SHIP TO ACCOUNT 0834583001

TOWN OF NEWBURGH
JUSTICE COURT
311 ROUTE 32
NEWBURGH NY 12550

TOWN OF NEWBURGH
JUSTICE COURT
311 ROUTE 32
NEWBURGH NY 12550

Questions?
CALL CUSTOMER SERVICES
(800)-833-9844
MON - FRI 8AM-8PM(ET)

INVOICE
September 14, 2012

Fed ID# 14-0499170
Gst# R124610999

Summary of Installment Charges

This document reflects your installment charges ONLY. Please refer to your monthly statement for FULL account activity.

| INV # | ORIG INV # | DESCRIPTION | SERVICE PERIOD | TERM | AMT DUE |
|----------|------------|--------------------------------------|----------------|-------------|----------|
| 2378624K | 23786248 | RENEWAL NY CLS FULL SET W/SERVICE | 10-11 - 09-12 | INSTALLMENT | \$103.98 |

MAKE CHECK PAYABLE TO:

Matthew Bender & Co., Inc.
P.O. Box 7247-0178
Philadelphia, PA 19170-0178

BILL TO ACCOUNT 0834583001

Date:14-SEP-12

TOTAL Installment Charges \$ 103.98

ATTN: FRAN

TOWN OF NEWBURGH

1496 Route 300
Newburgh, New York 12550
(845) 564-5220

N06900

DO NOT WRITE IN THIS BOX

DEPARTMENT Accounting

CLAIMANT'S NAME NYS Dept. of Labor
 AND Unemployment Insurance
 ADDRESS P.O. Box 4301
Binghamton, NY 13902-4301

| Date Voucher Received | | FUND - APPROPRIATION | AMOUNT | VOUCHER NO. |
|-----------------------|--|----------------------|------------|-------------|
| | | | | |
| | | 001.1110.0499 | \$3,245.00 | |
| | | 030.5110.0466 | \$4,126.44 | |
| | | | | |
| | | | | |
| | | Total | \$7,371.44 | |
| Abstract # | | | | |

TERMS Net 30 Days

Invoice # 3 rd Qtr 2012

| Dates | Quantity | Description of Materials or Services | Unit Price | Amount |
|------------------------------------|----------|--------------------------------------|--------------------------|-------------------|
| 2012 | | | | |
| 3 rd Qtr 2012 Unemployment Benefit | | | | |
| | | L.DAHL | \$3,245.00 Justice Court | 1110.499 |
| | | W.HENNESSEY | \$706.12 Highway | 5110.466 |
| | | C.HAYES | \$815.48 Highway | 5110.466 |
| | | J.FITZSIMMONS | \$2,604.84 Highway | 5110.466 |
| | | | \$7,371.44 | |
| | | | | \$7,371.44 |
| | | | TOTAL | \$7,371.44 |

Town of Newburgh Justice Court
 OCT 19 2012
 311 Rte 32, Newburgh, NY 12550

CLAIMANT'S CERTIFICATION

I certify that the above account in the amount of \$ 7,371.44 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.

N/A

DATE

SIGNATURE

TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

APPROVAL FOR PAYMENT

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

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

10/9/12
Date

[Signature]
Authorized Official

[Signature]
Date

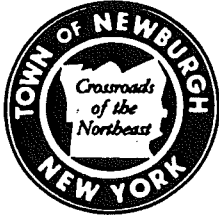
[Signature]
Auditing Board

14. HIGHWAY DEPARTMENT:

A. Fall Leaf and Brush Pick-up

B. Authorization to Hire Seasonal Employees

OCT 24 2012



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

14A

TO: Wayne C. Booth, Supervisor & Town Board Members
FROM: Darrell Benedict, Highway Superintendent 
DATE: October 15, 2012
RE: Fall Leaf and Brush Pick-up

I would like to get the approval to have the attached letter published in the local newspapers to inform the Town Residents of the Fall pick-up schedule. Pick-up will be for the week of November 13 – November 16, 2012 and November 19, 2012 for calls. If you have any questions you may feel free to contact me in my office.

DB/ch

cc: Andrew Zarutskie, Town Clerk



TOWN OF NEWBURGH RESIDENTS LEAF AND BRUSH PICKUP – FALL OF 2012

Town trucks will pick up bagged leaves and brush tied in bundles no larger than four (4) feet. Leaves will be in CLEAR BAGS ONLY BY ORDER OF TOWN BOARD. CLEAR BAGS are available at many retail outlets & stores in the Greater Newburgh area. Leaves bagged with DIRT AND STONE mixed in will NOT be picked up. Bagged leaves and bundled brush must be placed at the curb no later than 7:00 a.m. on the day of pickup in your area. Town trucks will not return to any area following the designated pickup date.

Tue. November 13, 2012-North side of Rte 52. East side of Plattekill Turnpike/NYS Rte 32.

Wed. November 14, 2012- South side of Rte 52. East side of Union Ave/NYS Rte 300.

Thur. November 15, 2012-South side of Rte 52. West side of Union Ave/NYS Rte 300.

Fri. November 16, 2012-North side of Rte 52. West side of Plattekill Turnpike/NYS Rte 32.

A leaf and brush recycling bin is available to the public at the Town of Newburgh Highway Department at 90 Gardnertown Road, Newburgh. Hours are Monday thru Friday 7:00am to 3:00pm.

Gil Piagnadio, Councilman
Ernest Bello, Councilman

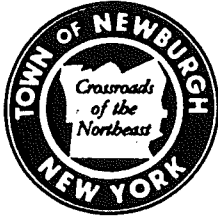
Wayne C. Booth, Supervisor

George A. Woolsey Sr., Councilman
Elizabeth J. Greene, Councilwoman

BY ORDER OF THE TOWN BOARD, Andrew J. Zarutskie, Town Clerk

OCT 24 2012

14B




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

TO: Wayne C. Booth, Supervisor & Town Board Members
FROM: Darrell Benedict, Highway Superintendent 
DATE: October 12, 2012
RE: Seasonal Employees

I am requesting permission to be able to interview for 6 seasonal employees who be able to work from November through April. If you have any questions feel free to contact me.
Thank you

DB:ch
cc: Charlene Black, Personnel Department

15. DATA PROCESSING: Extension of Server Warrantee

OCT 24 2012



16

Town of Newburgh
1496 Route 300
Newburgh, New York 12550
Gil Piaquadio
Councilman
845 564-4552 Town Hall
845 564-3763 Alternate

Data Processing for Wednesday Oct 24, 2012 Audit Meeting

Re: Cost to extend warrantee on Town Hall server prices quoted from Dell Oct 10, 2012.

Warrantee will expire on Jan 6, 2013 this server was purchased on 1/8/2010 for \$ 3555.05

Option 1: Four Hour Response

| | |
|----------------------|------------|
| 1 st Year | \$ 898.00 |
| 2 nd Year | \$ 1347.61 |
| 3 rd Year | \$ 1616.89 |
| 4 th Year | \$ 2157.17 |

Option 2: Response within twenty four hours

| | |
|----------------------|------------|
| 1 st Year | \$ 598.82 |
| 2 nd Year | \$ 897.61 |
| 3 rd Year | \$ 1076.89 |
| 4 th Year | \$ 1436.67 |

I recommend the 1st and 2nd year 4 hour response from Dell for a total of \$ 2245.61.

Purchase of three computers for Animal Control from Dell at a cost of \$ 998.40 for a total of \$ 2995.20 these computer will replace:

| Operator | Purchase Date | Service code # |
|-------------------|---------------|----------------|
| Cheryl's Computer | 3/11/2005 | D13B761 |
| Barbara's | 3/11/2005 | 42313Z61 |
| Chantal | 3/11/2005 | 913BZ61 |

A. Total purchase from the computer reserve account \$ 5240.81 which # 001-878 currently has a balance of approx. \$ 54,207.60

B. Total purchase to Dell Inc. \$ 5240.81



QUOTATION

Quote #: 620538520
 Customer #: 000459815
 Contract #: 44ADD
 Customer Agreement #: PT65340
 Quote Date: 05/08/2012
 Customer Name: TOWN OF NEWBURGH

(2)

Date: 05/08/2012

Thanks for choosing Dell! Your quote is detailed below; please review the quote for product and informational accuracy. If you find errors or desire certain changes please contact your sales professional as soon as possible.

Sales Professional Information

SALES REP: WESLEY A DEWALD PHONE: 1800 - 5713355
 Email Address: wesley_dewald@Dell.com Phone Ext: 7250392

GROUP: 1 QUANTITY: 53 SYSTEM PRICE: \$998.40 GROUP TOTAL: ~~\$4,992.00~~ \$2995.20

Base Unit

- OptiPlex 790 Desktop Base, Standard PSU (225-0772) 1
- Opti 790, CORE i3 2120 Processor (3.3GHz, 3M) (317-6646) 1
- 8GB, Non-ECC, 1333MHz DDR3, 2x4GB, Dell OptiPlex 990 (317-6782) 1
- Dell USB Entry Keyboard, No Hot Keys, English, OptiPlex (331-2024) 1
- No Monitor Selected, OptiPlex (320-3704) 1
- Integrated Video, HD Graphics 2000, Dell OptiPlex 790 (320-2520) 1
- 500GB SATA 6.0Gb/s and 16MB Data Burst Cache, Dell OptiPlex 790 (342-2494) 1
- Windows 7 Professional, No Media, 64-bit, OptiPlex, English (421-5606) 1
- Windows 7 Label, OptiPlex, Fixed Precision, Vostro Desktop (330-6228) 1
- Dell Client System Update (Updates latest Dell Recommended BIOS, Drivers, Firmware and Apps), OptiPlex (421-5334) 1
- Dell MS111 USB Optical Mouse, OptiPlex and Fixed Precision (330-9458) 1
- Intel Standard Manageability, Dell OptiPlex 790 (331-2680) 1
- 16X DVD-ROM SATA, Data Only, Dell OptiPlex 790 Desktop and Minitower (318-0622) 1
- Cyberlink Power DVD 9.5, No Media, Dell OptiPlex, Latitude and Precision Workstation (421-4370) 1
- Heat Sink, Mainstream, Dell OptiPlex 790 Desktop (317-6620) 1
- Internal Speaker, OptiPlex (318-0319) 1
- Enable Low Power Mode for EUP Compliance, Dell OptiPlex (330-7422) 1
- Dell Data Protection Access, OptiPlex (421-5078) 1
- OptiPlex 790 Desktop Standard Power Supply (318-0872) 1
- Regulatory Label, Dell OptiPlex 790 Desktop (331-2678) 1
- Documentation, English and French, Dell OptiPlex (331-2030) 1
- Power Cord, 125V, 2M, C13, Dell OptiPlex (330-1711) 1
- Dell Energy Smart Power Management Settings Enabled, This Item is Not EStar Qualified, OptiPlex (330-4817) 1
- Resource DVD contains Diagnostics and Drivers for Dell OptiPlex 790 (331-2683) 1
- Shipping Material for System, Desktop, Dell OptiPlex 990 (331-1269) 1
- Tech Sheet, English, Dell OptiPlex 790, Factory Install (331-2686) 1
- Microsoft Office Starter 2010, OptiPlex, Precision and Latitude (421-3950) 1
- Microsoft Office Home and Business 2010, English, OptiPlex, Precision and Latitude (421-3954) 1
- Basic Hardware Service: Next Business Day Limited Onsite Service After Remote Diagnosis 2 Year Extended (938-7662) 1

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|---|---|
| Basic Hardware Service: Next Business Day Limited Onsite Service After Remote Diagnosis Initial Year (951-7510) | 1 |
| Dell Limited Hardware Warranty Plus Service Extended Year(s) (935-2478) | 1 |
| Dell Limited Hardware Warranty Plus Service Initial Year (929-6637) | 1 |

| | | |
|-------------------------------|------------------------|------------------|
| *Total Purchase Price: | -\$4,992.00 | <i>A 2285.61</i> |
| Product Subtotal: | \$4,992.00 | |
| Tax: | \$0.00 | |
| Shipping & Handling: | \$0.00 | |
| State Environmental Fee: | \$0.00 | |
| Shipping Method: | LTL 5 DAY OR LESS | |

(* Amount denoted in \$)

Statement of Conditions

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16. POSSIBILITY OF EXECUTIVE SESSION: Schedule Interviews

- A. Certiorari for Newburgh Capital Group (Newburgh Mall)
- B. Certiorari for Mid Valley Mall