**AT THE PUBLIC MEETING**

of the Town Board of the Town of Newburgh held

at 1496 Route 300 in said township at 7:00 p.m.

 on Monday the 13th of November, 2023

 **Present** Gilbert J. Piaquadio, Supervisor

 Scott M. Manley, Councilman

  Anthony R. LoBiondo, Councilman

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

 Lisa M. Vance Ayers, Town Clerk

 Rachel Vazquez, Deputy Town Clerk

**Absent**  Elizabeth J. Greene, Councilwoman

 Paul I. Ruggiero, Councilman

 *Meeting called to order at 7:05 p.m.*

**1. ROLL CALL**

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

**3. MOMENT OF SILENCE**

**4. CHANGES TO AGENDA- Add 4A Eagle Scout, Remove 9B**

 **A. RECOGNITION OF AN EAGLE SCOUT:**

Kristopher Schwarzbeck received a Certificate of Achievement for achieving the rank of Eagle Scout. The Town of Newburgh Town Board congratulated Kristopher on his outstanding achievement.

The Eagle Scout Award is scouting's highest honor and only eligible Boy Scouts achieve this rank. Eagle Scout Kristopher Schwarzbeck served in Boy Scout Troop 4027, earned numerous merit badges, and completed an Eagle Scout Service Project to achieve the rank of Eagle Scout.

Town of Newburgh Supervisor Gil Piaquadio and the Town Board presented a Certificate of Achievement to Eagle Scout Kristopher Schwarzbeck for his outstanding achievement in the presence of his parents Daniel and Kristina Schwarzbeck. Kristopher also celebrated his remarkable accomplishment with fellow scouts and supporting family and friends at his Eagle Scout of Honor Ceremony on November 4th at the Elk's Lodge #247 in the City of Newburgh.

Congratulations Kristopher for achieving scouting's highest honor.

**5. PUBLIC HEARING: Local Law on Senior and Disabled Tax Exemption “Annual Income”**

 **Definition**

Town Supervisor Piaquadio asked Town Clerk Lisa Vance Ayers if all of the proper

 postings and publications were completed. Town Clerk Vance Ayers said notice of this

 meeting had been posted on the Town website and in Town Hall since October 27, 2023

 and it was advertised in the *Mid Hudson Times* on November 2, 2023

 This complies with all of the requirements for a Public Hearing under New York State Law.

 **OPEN MEETING**

Motion made by Councilman LoBiondo to openPublic Hearing at 7:09pm. Motion seconded by

 Councilwoman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero –

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 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 Mark Taylor, Town Attorney, presented, Resolution of Adoption of Local Law Amending

 Chapter 166 Entitled “Taxation” Of the Code of the Town of Newburgh: Definitions of Annual

 Income for Exemptions for Persons 65 years of Age and Older and for persons with a

 Disability.

 **CLOSE MEETING**

Motion made by Councilman Manley to closePublic Hearing at 7:14pm Motion seconded by

 Councilwoman LoBiondo. VOTE: Councilwoman Greene – absent; Councilman Ruggiero –

 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **RESOLUTION VOTE**

 Motion made by Councilman LoBiondo to approve Local Law No. 7 Senior and Disabled Tax

 Exemption “Annual Income” Definition. Motion seconded by Councilwoman Manley. VOTE:

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

 Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0

 abstain; 2 absent.

**6. ACCOUNTING:**

 **A. Approval of Audit**

MOTION made by Councilman Manley to approve the audit in the amount of

 $2,047,046.01. Motion seconded by Councilman LoBiondo VOTE: Councilwoman Greene –

 Absent; Councilman Ruggiero – absent; Councilman Manley – yes; Councilman LoBiondo –

 yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **B. Review Status Report and Budget Status Report for October 2023**

 MOTION made by Manley to approve the Status Report and Budget Status Report for

 October 2023. Motion seconded by Councilwoman LoBiondo. VOTE: Councilwoman

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

 LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2

 absent

 **C. Cash Transfers- Due to/From**

 Ronald E Clum, Town Accountant, presented cash transfers. In reviewing the cash

 positions of certain small funds and projecting their respective cash positions to December

 31, 2023. I became aware that there needs to be three cash transfers to correct a negative

 cash position at year end. Roseton Sewer District will need $207,000 from Crossroads

 Consolidated Sewer District, Chesterfield Court Drainage District will need $1,900 from

 Amber Fields Drainage District and Blue Sky Drainage District will need $2,500 also from

 Amber Fields. I am looking for a motion authorizing these due-to/due-from transactions.

 Once approved, I will move the money accordingly. These will all be paid back to the

 funding funds as soon as possible

 MOTION made by Manley to approve the Cash Transfers as presented. Motion seconded

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

 – absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio –

 yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent

 **D. Budgeted Equipment Purchase to Recreation Building**

Ronald E Clum, CPA, Town Accountant, presented Budget Equipment Purchased to the

 Recreation Building Upon review of the adopted 2023 budget, I noticed that there were

 several items that were budgeted in which we are not planning to purchase now. They are

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 detailed below:

 Desmond Property Equipment (A.1629.5200)  60,000

 Central EDP - Code Software (A.1680.5200)  115,000

 Safety Inspection - New Software (A.3620.5200)  70,000

 **Total  $245,000**

 Currently, I am asking for board approval to move these budgeted equipment purchases to

 the Interfund transfer line (A.9902.5900). Once the budget adjustment is approved, I will

 move the $245,000 cash to the Recreation Building Capital Account to pay for the future

 building.

 Motion made by Councilman LoBiondo to approve Budgeted Equipment Purchase to Recreation

 Building as presented. Motion seconded by Councilwoman Manley. VOTE: Councilwoman

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

 Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0

 abstain; 2 absent.

 **E. Budget Transfer Emergency Sewer Line Repair**

 Ronald E Clum, CPA, Town Accountant, presented Budget Transfer Sewer Line Repair.

 Transfer needed to cover over expenditures.

 From: Account Number: 8130.5458.5010

 Account Description: Repairs to Transmission/ Amount: $9,000.00

 Collection System

 From: Account Number: 8130.5459.5010

 Account Description: Chemicals Amount: $10,000.00

 From: Account Number: 8130.5499.5010

 Account Description: Other Expenses Amount: $20,000.00

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 To: Account Number: 8130.5473.5010

 Account Description: Repairs to Treatment Plant Amount: $39,000.00

 Motion made by Councilman Manley to approve Budget Transfer Emergency Sewer Line Repair as

 presented. Motion seconded by Councilwoman LoBiondo. VOTE: Councilwoman

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

 Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0

 abstain; 2 absent.

 **F. Budget Transfer Vehicle Repairs**

 Ronald E Clum, CPA, Town Accountant, presented Budget Transfer Sewer Line Repair.

 Transfer needed to cover over expenditures.

 From: Account Number: 830.5452.5010

 Account Description: Vehicle Contract Repair Amount: $12,000.00

 To: Account Number: 8130.5472.5010

 Account Description: Consultant Fee Amount: $12,000.00

 Motion made by Councilman LoBiondo to approve Budget Transfer Vehicle Repair as

 presented. Motion seconded by Councilwoman Manley. VOTE: Councilwoman

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

 Councilman LoBiondo – yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0

 abstain; 2 absent.

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 **G. Budget Adjustments**

 Ronald E Clum, CPA, Town Accountant, presented Budget Adjustments. In reviewing the

 year end 2023 Budget Status Report I noticed that the following accounts were over-

 budget and will need the following Budget Adjustments due to unanticipated

 expenditures throughout the year.

 **INCREASE ACCOUNT  DECREASE ACCOUNT  AMOUNT**

 A-1420-5403  A-1990-0000  $63,000.00

 Legal-Litigation Defense Contingency Account

 A-1625-5474 A-1990-000  $107,000.00

 B&G Code-Repairs  Contingency Account

 A-1628-5474  A-1990-000 $20,000.00

 B&G Police- Repairs  Contingency Account

 A-1629-5474  A-1990-0000 $23,000.00

 B&G-Desmond-Repairs Contingency Account

 A-1910.5499 A-1990-0000  $27,000.00

 Unallocated Insurance Contingency Account

 Motion made by Councilman LoBiondo to approve Budget Adjustments. Motion seconded by

 Councilwoman Manley. VOTE: Councilwoman Greene – absent; Councilman Ruggiero –

 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **H. Budget Transfers- A/C Units at Police Building**

 Ronald E Clum, CPA, Town Accountant, is requesting approval for a budget transfer of

 $75,000 from A1622.5200 to A.1625.5200. The 2023 Budget included a $75,000 budgeted

 line item to Building and Grounds – Public Service Building for a new generator

 (A.1622.5200). This item does not plan on being purchased at this time and we had to

 replace the air conditioners at the Police Station (A1625.5200) under an emergency

 contract.

 Motion made by Councilman Manley to approve Budget Transfers. Motion seconded by

 Councilman LoBiondo. VOTE: Councilwoman Greene – absent; Councilman Ruggiero –

 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **I. Connecting Code Compliance Building to Town Sewer**

 Ronald E Clum, CPA, Town Accountant, presented Budget transfer for Connecting Code

 Compliance Building to Town.

 From: Account Number: 8130.5466.5010

 Account Description: Operating Supplies Amount: $8,000.00

 From: Account Number: 8130.5497.5010

 Account Description: Maintenance Contracts Amount: $6,000.00

 Lease/Rental

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 To: Account Number: 8130.5458.5010

 Account Description: Repairs to Transmission Amount: $14,000.00

 Collect System

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 **7. POLICE: Hiring Part Time Police Officer**

  Chief, Donald B. Campbell, is requesting authorization to hire Christian D'Andrea as a

 part-time police officer at a rate of $26.78 per hour not to exceed an average of 20 hours

 per week or 1040 hours in any calendar year. Mr. D'Andrea has put himself through Phase

 I of the Police Academy and we are looking to send him to Phase II which begins on

 November 15th. For that reason, I am requesting a start date of November 14th 2023.

 (Fund appropriation # 001-3120-0100-000).

 MOTION made by Councilman Manley to approve Hiring Christian D’Andrea. Motion

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

 Ruggiero – absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor

 Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent

**8. DEPARTMENT HEAD REPORTS:**

 **A. Recreation Department**

 James Presutti, Commissioner of Parks and Recreation, presented Winter Indoor Sports

 start 1St week in January. Basketball- all age groups are Full. Soccer- Limited space still

 available. Senior Holiday Grab & Go – Thursday, 11/16 from 12 noon-1:30, 133 Registered.

 Bronx Zoo Holiday Lights on Saturday 11/18 is full. Tree Lighting on Friday, December 1st at

 6:00 PM.

 **B. Highway**

Mark Hall, Highway Superintendent, presented water main tap from route 17K-Home

 Depot & Willella water tap. Water Digs are all patched. New Hydrant parts are in, will get

 back on repairs shortly. Road Stripping complete.

 Fall leaf pickup started today. Ridgeview repair completed last week, thanks to Kris Waite,

 James Mayen, Tino De Soura, and Louise for completing the work.

 Single Axle body swaps will be completed next week.

 Thank you to Travis Smith and Alan Rau for cleaning up brush debris on roadside.

 Replaced 23 various traffic control signs.

 Picked up 5 1-ton dumps of garbage.

 Two single Axle trucks after 2 ½ years are being outfitted.

 **9. CODE COMPLIANCE:**

 **A. Purchase of Copier for Zoning/Planning Boards**

Gerald Canfield, Code Compliance Supervisor, is requesting approval of a new copier for

 the Zoning and Planning Board located in the Zoning Board Office. Copier has not been

 budgeted in the 2023 Budget, but the untimely state of disrepair of this unit presents the

 need for replacement. The State bid pricing for the purchase of a new copier will be

 $4,742.71. A transfer of funds is needed to purchase new copier.

 Motion made by Councilman Manley to approve Purchase of Copier for Zoning/Planning Boards.

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

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

 Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **B. ~~Removal of Electrical Inspectors from Approved List~~**

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**10. RECEIVER OF TAXES: Revised Chargebacks for 2023**

 Joseph Pedi, Receiver of Taxes, presented Revised Chargebacks for 2023. After further

 discussion with the Orange County Finance Department, the Chargeback total to the Town

 of Newburgh for the property year 2023 has been revised to:  Total $93,685.29

 It is the board's decision whether pay it through a voucher or to have it deducted from our

 2024 tax warrant. Below is the summary of charge backs that I have received from the

 County as of October 25, 2023. I also have a voucher to be signed by three board

 members if you choose to pay this.

|  |
| --- |
| Revised Chargebacks for 2023(Summary) |

|  |  |
| --- | --- |
| Town | $51,536.59 |
| Highway | $22,087.74 |
| Consolidated Lighting | $ 1,880.87 |
| Consolidated Water 1 | $ 6,851.38 |
| Consolidated Water 2 | $11,328.71 |
|  |  |
| Total | $93,685.29 |

 Motion made by Councilman LoBiondo to approve Revised Chargebacks for 2023. Motion

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

  Ruggiero – absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor

 Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

**11. ENGINEERING:**

 **A. Orange County Community Development Block Grant Municipal Agreement 2023-**

 **Grant for Rosten Hills Sewer District**

Pat Hines, Representative Engineers for the Town, presented Orange County Community

 Development Block Grant Municipal Agreement 2023. The Grant will provide

 $185,000.00 toward the Roseton Hills Sewer District Wastewater Treatment Facility

 Filter Replacement Improvements project.

 MOTION made by Councilman Manley to approve Orange county Community

 Development Block Grant for Roston Hills Sewer District. Motion seconded by

 Councilman LoBiondo VOTE: Councilwoman Greene – absent Councilman Ruggiero –

 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio –

 yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **B. Water Treatment Plants- SCADA Maintenance Services**

Pat Hines, Representative Engineers for the Town, is requesting approval for Task Order

 No. 8 for continued maintenance and support for the SCADA system at the Town’s

 treatment plants. Estimate of compensation for services not to exceed $15,000.

 Motion made by Councilman LoBiondo to approve SCADA Maintenance Services not to exceed

 $15,000. Motion seconded by Councilman Manley. VOTE: Councilwoman Greene –

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

 yes; Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **C. Patton Ridge Security & Inspection Fees**

 Pat Hines, Representative Engineers for the Town, is requesting approval for Paton Ridge

 Subdivision Security & Inspection Fees. The applicant's Engineers, Kirk Rother, PE has

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 prepared cost estimates for the public improvements for the subject subdivision. The

 cost estimates, were prepared using unit prices provided by my office. Based on the

 submitted cost estimate security in the amount of $1,288,027.00 must be provided.

 Town Code 104-2A(8) requires 4% inspection fees be posted for the public

 improvements. The 4% inspection fee is $51,521.00, and should be deposited in the

 following accounts.

 Account Approved Cost Estimate 4% Fee

 Highway $765,019 $30,300.68

Water $270,670 $10,826.80

 Sewer $252,338 $10,093.52

 Total $1,188,027

 **D. Nob Hill Sewer Plant Survey**

 Pat Hines, Representative Engineers for the Town, is requesting approval for Nob Hill Sewer

 Plant Survey. The Nob Hill Sewer Plant operates under a discharge permit issued by the

 NYSDEC. The recently issued permit has changes in the discharge limits for sewer

 perimeters. The current facility cannot meet the new discharge permit standards. The

 permit has requirements for completion of an approvable engineering report to be

 submitted by late spring 2024. Construction of the improvements is required by summer

 2026. The Town will be seeking grants to pay for a percentage of the required

 improvements. In order to commence development of the engineer report a field survey of

 the site is required. MHE Engineers solicited RFP's for the survey required work. Attached

 are the results of the response to the RFP. We would recommend the survey work be

 awarded to MNTM in the amount of $9,100.

 Motion made by Councilman LoBiondo to approve Nob Hill Sewer Plant Survey. Motion seconded

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

 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

**12. SCHEDULE PUBLIC HEARING:**

 **A. Local Law Amending Article IX Entitled “Taxation pf Hotel Room Occupancy”**

 Public Hearing for Local Law Amending Article IX Entitled “Taxation of Hotel Room

 Occupancy” scheduled for December 11, 2023 at 7:00 pm.

 MOTION made by Councilman Manley to approve scheduled Public Hearing for Local Law

 Amending Article IX Entitled “Taxation pf Hotel Room Occupancy” for November 13, 2023 at

 7:00 pm. Motion seconded by Councilman LoBiondo VOTE: Councilwoman Greene – absent

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

 Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

 **B. 2024 Schedule of Fees**

Public Hearing for Local Law Amending Chapter 104 Entitled “Schedule of Fees”

 scheduled for December 13, 2023 at 7:15pm.

 MOTION made by Councilman LoBiondo to approve scheduled Public Hearing for Local Law

 Amending Chapter 104 Entitled “Schedule of Fees” for November 13, 2023 at 7:15 pm.

 Motion seconded by Councilman Manley VOTE: Councilwoman Greene – absent

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

 Supervisor Piaquadio – yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

**13. ANIMAL CONTROL: T-94 Withdrawal Newburgh Veterinary Hospital**

 Tracey Carvell of Animal Control requests authorization to use the T-94 account to pay for

 veterinarian services from Newburgh Veterinary Hospital for a total of $2489.18 for which

 $1221.34 was for canine services and $1262.84 was for feline services.

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MOTION made by Councilman LoBiondo to approve the use of the T-94 account to pay

 For veterinarian services Newburgh Veterinary Hospital for a total of $2489.18. Motion

 seconded by Councilman Manley VOTE: Councilwoman Greene -absent; Councilman

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

 Supervisor Piaquadio - Yes. Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

**14. ANNOUNCEMENTS: No Announcements**

**15. PUBLIC COMMENTS:**

 **Karen Ambrosetti**

 Good evening, my name is Karen Ambrosetti. I am a volunteer with NY Citizens Audit, NOT

 an official spokesperson. I am here to share with you information from our published

 reports, that are based on thousands of hours of research, by over 2000 volunteers, from

 across the state from Buffalo to Montauk. NY Citizens Audit is a NON-PARTISAN, 501c3 Non-

 profit organization. We are educating citizens & NY officials across the state of our findings,

 and a solution. In May of this year, I presented to this town board, our findings from the 2020

 election and presented prese solution for an audit of NY's 2022 election. I was told that the

 resolution did not have the majority of the board's vote. Since then, we have compiled the

 "2022 Reign of Error" report. Because of the severity of the "irregularities" that we found,

 and a clear pattern of apparent illegal records, I wanted to bring that information to you and

 give you a second chance, to help us move this Resolution for Audit forward. For an official

 response to specific questions regarding these findings I can provide a written answer from

 our volunteer executive team. Prior to 2020 I had a successful business for over 12 years. I

 invested years of my life building & nurturing that business. Then in 2020 I was forced to

 close for two weeks to "flatten the curve" because I was a NON-ESSENTIAL.

 Two weeks turned into months & and I was FORCED to close permanently. I was angry, I

 wanted answers, and my elected "leaders" were not answering me. That's when I joined NY

 Citizens Audit & became educated in our voting process & election law. AKA NYSVoter (Nice)

 We audited the publicly available, NYS Voter database. We requested through the Freedom

 Of Information Law (FOIL) a copy of the STATE & COUNTY databases. The state being the

 official record under federal law, regarding the registration & participation of voters across

 NY. To be clear, ALL the data that was used to compile these reports was STATE & COUNTY

 DATA!! In the 2020 election we found over 338,000 more votes cast the voters who voted!

 in the 2022 election we found over 35,000 more votes cast than voters who voted.

 Election Law clearly states that the number of votes cast MUST equal the number of voters

 who voted. Elections are part of our critical national security infrastructure & are supposed to

 be ACCURATE & COMPLIANT!  As a business owner I understand the importance of accurate &

 compliant records. If at the end of the month if your bank account was deficit $35,000, would

 you demand an audit? If you send INACCURATE records to the IRS would they demand an

 audit?? Audits are routine and required in both the private and public sector. Audits are an

 integral part of the governments system of "checks & balances” and reassures the citizens of

 election validity. NY Citizens Audit has been maligned for daring to look at the data and

 asking the questions. The NYS Board of Elections tells us there is nothing to see here, not to

 worry they audit themselves. I for one am NOT confident in the NYS BOE auditing

 themselves, it's like the fox guarding the henhouse. We don't have to trust their word. They

 have to prove it to us! The only way to do that and the only true way to transparency is an

 independent audit. I urge the board to support the audit and the path to honest & legally

 valid elections based on accurate voter rolls.

 **Mary Ann Ricci**

 MY NAME IS MARY ANN RICCI. I STAND BEFORE YOU AS A VOLUNTEER NOT AS A

 SPOKESWOMAN. WHEN THE CITIZEN'S OF NEW YORK STATE BEGIN TO QUESTION OUR

 STATE'S ELECTORAL PROCESS, I DECIDED TO LOOK INTO THE WHY'S

 I FOUND THE ANSWERS THROUGH READING THE NY CITIZEN'S AUDIT REPORTS AND THEIR

 FINDINGS.  I AM APPAULED IN LEARNING THE FINDINGS STATED AN AUDIT FROM

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 THE VERY DATA OF OUR STATE'S VOTER ROLLS, PARTICULARLY: THE NY CODES, RULES, AND

 REGULATION TITLE 9, SUBTITLE V STATE BOARD OF ELECTIONS, PART 6217 NEW YORK

 STATE DATABASE REGULATIONS STATES:

 1. (b) NYS SHALL MAINTAIN ONE RECORD FOR EACH REGISTERED VOTER INCLUDING THE

 STATEWIDE UNIQUE IDENTIFIER

 2. (e) NYS STATE BOARD OF ELECTIONS SHALL ASSIGN A UNIQUE IDENTFIER TO EVERY VOTER

 THAT WILL REMAIN WITH THE VOTER FOR THEIR LIFETIME. IT IS COMPARABLE TO THE

 "SOCIAL SECURITY NUMBER" WE ARE ISSUED FOR OUR LIFETIME. IN ADDITION, SHOULD

 AN INDIVIDAL MOVE INTO ANOTHER COUNTY WITHIN OUR STATE A NEW COUNY ID

 NUMBER IS ISSUED, HOWEVER, THE UNIQUE IDENTIFIER WILL REMAIN THE SAME.

 IDENTITY THEFT IS THE UNLAWFUL USE OF AN INDIVIDUAL'S PERSONAL IDENTIFICATION

 INFORMATION PER NYS ATTORNEY GENERAL AND UNDER THE NY PENAL LAW.  THIS

 REPORT IDENTIFIED A “MR. B," RESIDING IN BRONX. NY., BEING ISSUED 21 UNIQUE

 IDENTIFIERS IN THE STATE BOARD OF ELECTIONS VOTER DATABASE. ALL 21 REGISTERED IN

 THE SAME NAME, THE SAME DATE OF BIRTH, THE SAME ADDRESS. ALL 20 WERE

 REGISTERED ON THE SAME EXACT DAY!!!! NY CITIZEN'S AUDIT WAS UNABLE TO LOCATE

 ANY OF OUR “MR B’S” ADDRESSES LISTED IN THE STATE VOTER DATABASE, MOREOVER,

 UPON ARRIVING AT THE LAST ADDRESS LISTED, IT WAS PROVEN TO BE AN OFFICE OVER A

 WESTERN UNION., NY CITIZEN'S AUDIT FOUND OVER 5 MILLION APPAENT REGISTRATION

 VIOLATIONS IN THE STATE'S VOTER DATABASE! THERE ARE TWO KINDS OF ELECTIONS IN

 AMERICA

 • ACCURATE

 • INVALID PERIOD.

 YOU WILL FIND ALL THIS INFORMATION AT OUR WEBSITE, AUDITNY.COM

 IN CLOSING, WE HAVE BECOME A VERY DIVIDED CITIZENRY IN THE LAST

 FEW YEARS. THERE IS TRULY A LACK OF FAITH IN OUR STATE'S ELECTORIAL PROCESS.

 WHAT WE SEEK IS AN INDEPENDENT AUDIT OF THE ELECTIONS. WITH HOPE IT MAY CLEAR

 THE PATH SO WE MAY RESTORE TRUST IN OUR STATE'S ELECTORIAL PROCESS AND BEGIN

 TO HEAL THE WOUNDS OF DIVISION.

 THANK YOU FOR YOUR CONSIDERATION

 **Joe Wagel**

 Good evening and thank you for this opportunity to be heard in this meeting. Like Karen, I

 too am only a volunteer for NYCA and not a spokesperson.  Through researching the STATE

 voter rolls, we had identified over 5.1 million registrations with what appears to be flawed

 or outright missing data making them invalid and in violation of Election Laws. 5.1 MIL is 25

 % of all registrations in NY. There are many types of flaws that make up the 5.1 million we

 question. For example: over 1.5 MIL records have been Purged... but list no Purge date.

 Without a purge date, these 1.5 MIL records are vulnerable to have votes assigned to them

 at any time, for any election with no means to verify the authenticity of the vote.

 Election laws prohibit duplicate registrations in STATE voter rolls, yet we've found over 1.4

 MIL apparently illegal duplicate records in those STATE rolls. We have found 74,541

 apparently illegal duplicate registrations. The problem is State-wide and demonstrates the

 rife INACCURACY of those STATE voter rolls.

 The simplest Database software includes a DATA VALIDATION feature which generates a

 warning when data entered is erroneous, duplicated, or missing. This common feature could

 prevent these duplicates. So, I ask how and why are these duplicates entered-into State

 voter rolls?

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 DATA Validation could also prevent; Registrations with NO or an incomplete address data;

 Registrations with inaccurate birth dates for voters making them older than 112 the oldest

 living person in the US or too young to register, or too young to vote.

 Then, we found 712,000 purged registrations that were never active. That's a LOT of work.

 Were these clerical errors? If this was your business, would you not check that work?

 We found over 988,000 records with a registration date of January 1st. That can't be correct,

 Government offices are closed. These records are at best inaccurate and as such are in clear

 violation of black letter law which strictly defines what is needed for a valid registration. So

 who is making these entries on January 1st?

 In only 6 County's we found over 625,000 more registrations than voting-age citizens. SIX

 counties. The State voter rolls include voting history as reported by the counties. The New

 York County voter rolls recorded over 195,000 votes cast that do NOT appear in State

 records. 195,000 votes just disappeared from State records. How is this even possible? We

 don't know. Just these few facts demonstrate the abysmal state of our State Voter Rolls and

 support the cries of citizens for an Audit.

 But there's more, much more detailed in our reports on the 2020GE titled "A Study in

 Deficits" and of the 2022 GE titled "Reign of Errors" found on our web site AuditNY.com.

 Our question, do you agree that these records should be audited?

 We thank you for your service to Town of Newb and look forward to your response.

 **Michelle Hieronymi**

 Good evening, my name is Michelle Hieronymi and I am a volunteer

 With New York citizens audit, not an official Spokesperson.

 There are two kinds of elections in America: accurate or invalid.

 What makes an election valid?

 The legal standard for a certifiable election is based on four tenets of law:

 1. Voter rolls must be accurate. (the national voter

 Registration act of 1993 requires states to maintain voter rolls).

 2. Votes counted must be from eligible voters. (if there are many unqualified people voting,

 that is a civil rights abridgement).

 3. The number of votes counted must equal the number of voters who voted.

 (In 2022, there were 35,000 more votes counted than voters who voted). 4. The

 maximum allowable error rate in a valid election is 1 in 125,000 ballots in error, according to

 the help America vote act, page 11. For new York's 2022 general election, the state had a total

 of 48 allowable errors in order to certify without investigation. Our website auditny.com

 contains NY citizens audit's most recent report, “the reign of error. Is it apathy, incompetence

 or malfeasance?”  We claim there are over 5 million registration records in the state voter

 rolls now that are seemingly invalid or illegal and three quarter of a million votes cast in the

 2022 election that are seemingly invalid or illegal. These numbers are not theories or

 statistics. They are a result of a line by line extraction from the board of elections own official

 data.  Just to be clear, whoever certifies a federal election, is personally and officially attesting

 to the accuracy and legal compliance of that election. If the election wavers from the law, it

 cannot be signed as meeting the law. On august 14, 2023, NY citizens audit sent an important

 package to the New York state board of elections, which contained every single claim we make

 about the state's voter roll data base. According to our certified mail receipt, they received it

 on august 17th. we sent them a mini report on every claim, the basis for the claim, the law we

 believe those registration records are contrary to, along with the code that was used. We

 requested they provide the people with a line by line reconciliation of each of the anomalies

 and gave them 10 business days to respond.  It was due back to us by august 31st.  NYCA did

 not respond. They instead ran a well- orchestrated media smear campaign to discredit NYCA

 and the more than 2000 grass-root volunteers, many who spent tens of thousands of hours

 auditing New York voter rolls and researching election law.  We are a nation of laws and we

 have equality under those laws. Dirty voter rolls are a civil rights violation and a crime against

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 our protected right to choose our representatives. Join us is in this most important battle by

 signing New York citizen's audit's resolution for an audit of the 2022 general election. Stand

 for the rule of law and accurate, provable elections. You will be on the right side of history and

 your grandchildren will thank you.

 **Theresa Delsavio**

We the people of Orange County take our responsibility to vote in elections seriously. As someone who works at the polls, I witnessed nearly 1,000 people come out to cast their votes on Election Day, which followed 10 days of early voting. It is the responsibility of the State to

uphold fair and free elections. One of the key elements in doing so, is to ensure that our voter roles are accurate. As evidenced by the forensic work of the citizens group, NY Citizens Audit,

the voter rolls have large discrepancies in the number of votes cast versus the number of actual voters. A complete audit of the NY State voter rolls and putting into place a better system of insuring that the information is accurate and current is in order. (By current I mean that dead people and people who have moved to other states are removed from the voter roles.) As a citizen, I ask you, our elected representatives, to sign the proposed resolution for a Complete End-to-End Audit of the NY State voter rolls. It is your duty to ensure that our elections are fair and that the vote of each voter counts.

**Volunteer from NY Citizens Audit:**

I am a volunteer for NYCA and not a spokesperson. It seems there has been some question to the validity of this data and our analysis; the truth is the data is not "ours" but that of State and County Election Officials in NYS. Our researchers are highly educated professionals and includes a college professor in this curriculum. They have decades of hands on experience in creating, managing and maintaining Databases.

These researchers have found that the NYS Voter database has been breached and

the data is being manipulated by sophisticated, expensive and completely unnecessary mathematical algorithms. The data base is no longer secure. There is a total loss of control making it not suitable for use in the certification of any Election.

The evidence of these algorithms has been triple peer reviewed and published in

the JOURNAL OF INFORMATION WARFARE in May of this year by Dr. Andrew

Paquette PHD. That these algorithms exist in our database is not only illegal, but

they destroy security, fairness, and voter equity. These are considered to be a

major breach in Federal Cyber Security terms. Quoting Dr. Paquette, "They can

be used to tag fraudulent records for later use" These algorithms allow for manipulation of the voters records which opens the door to inserting invalid votes.

We have seen this in the over 338,000 more votes cast than voters in 2020. This

manipulation can only be accomplished by assigning invalid votes to these

irregular, excess registrations created by who?? Whoever it is, there has been a

severe breach of the NYSVoter roll security to implement the algorithms. They

obviously know the algorithm which when used in reverse, sepak becomes

the KEY needed to locate these obfuscated, irregular, excess, and highly

questionable registrations in the State voter rolls.

Who did this? Who paid for this? Why did they put this into use? When did they

put this into use? Someone on the inside? Or an external result of hacking

perhaps? Or worse, a threat from a foreign nation. We have submitted our findings to State authorities in August and have had no response to our demand of line-by-line explanation of all 5+ million lines of data. The impro. We must  be able to take PRIDE in our elections process.

 we have provided you with the Summary of our findings. We implore you to scour through them and begin to understand the scope and impact this information brings.

we must have pride in our elections.

 We ask you to consider our resolution that you have been provided. It won't cost

the taxpayers of Sullivan County or your budget anything. We are doing that

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heavy lifting for the benefit of all New Yorkers but we need your support. We are making similar presentations to counties and towns across the state. Many agree and have already signed Resolutions. You can express your support for auditing our voting systems by signing the Resolution before you.our resolution for an end to end auditt of the 2022 election. There is more information to be found on our website AuditNY.com and we may answer your specific questions in writing from our volunteer team. On behalf of all NYCA volunteers across the state we thank you for your time.

**Supervisor Piaquadio** thanked everyone for their time and said at this time the Town Board will not be signing the resolution at this time.

**16. ADJOURNMENT**

MOTION made by Councilman Manley to adjourn meeting at 8:35 pm. Motion seconded

 by Councilman LoBiondo VOTE: Councilwoman Greene – absent; Councilman Ruggiero –

 absent; Councilman Manley – yes; Councilman LoBiondo – yes; Supervisor Piaquadio – yes.

 Motion passed: 3 yes; 0 no; 0 abstain; 2 absent.

*Meeting adjourned at 8:35 p.m.*

 *Respectfully submitted,*

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 Lisa M. Vance Ayers Rachel Vazquez

 Town Clerk Deputy Town Clerk