

#5A

**TOWN OF NEWBURGH**

**AUDIT # 24**

**DATE: December 26,2023**

**TOTAL OF ALL PAYMENTS: \$ 593,621.55**

To Mr. Gilbert Piaquadio and Town Board:

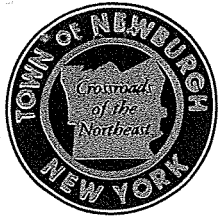
I certify that the invoices contained within this package of \$ 593,621.55 plus the paid prior audit of \$ 0.00 were audited by the Town Board on the above date and allowed in the amount shown above. You are authorized and directed to pay each of the claimants the amounts opposite their names.

Dated : DEC 26 2023

\_\_\_\_\_  
Town Clerk Office

Town Board:

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



## TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

#5B

**RONALD E. CLUM, CPA**  
ACCOUNTANT

845-564-5220

Fax: 845-566-9461

E-Mail: [rclumaccountant@townofnewburgh.org](mailto:rclumaccountant@townofnewburgh.org)

**To:** Gil Piaquadio, Town Supervisor  
**Cc:** Town Board  
**From:** Ronald E Clum, Town Accountant  
**Date:** December 12, 2023  
**RE:** Capital Projects

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I sat down today with the engineers and went over the status of all open capital projects as of today and we have determined that some of these projects need to be merged or closed . Below are the capital projects broken down by these categories:

### **Capital Projects to be Merged:**

Per Jim's recommendation he advised that two projects be merged into one "Master Account" to be used for rehabbing various water tanks. Currently we have a Project (H6002) "Meadow Hill Tank" with \$146,400 of cash and Project (H6098) Mountain View West Rehab with approximately \$771,300 of cash.

I am looking for authorization to move the cash balance of \$146,454 plus accrued interest in H6098 to H6098 and to rename H6098 to Water Tanks Rehab Program.

### **Closing of Projects**

#### **Gardnertown Road**

Gardnertown Road Project (H8012) which has a cash balance of approximately \$174,000, is completed per Jim and paperwork has all been filed.

I am looking for authorization to move the cash balance of \$173,938 plus accrued interest back to the Highway Fund, which originally funded the project.

#### **Town Hall Sign**

Town Hall Sign Project (H9005) which has been open for years and has cash of approximately \$5,300, is currently being finished this year. The electronic sign was fully budgeted for in the 2023 budget and is

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currently being worked on now. In anticipation of finishing this I want to transfer the cash back to the General Fund.

I am looking for authorization to move the cash balance of \$5,289 plus accrued interest back to the General Fund, to pay a portion of these current year's expenditures.

**Chadwick Lake Improvements:**

Chadwick Lake Improvements Project (H9034) which has a cash balance of approximately \$11,395, is completed.

I am looking for authorization to move the cash balance of \$11,395 plus accrued interest back to the General Fund, which originally funded the project.

If you have any question, please let me know.

Ron



#6  
Lisa  
**TOWN OF NEWBURGH RECREATION DEPARTMENT**

311 ROUTE 32, NEWBURGH, NY 12550

**Jim Presutti**

Commissioner of Parks, Recreation & Conservation

845-564-7815

FAX: 845-564-7827

TO: Gil Piaquadio, Supervisor  
Town Board Members

CC: Charlene Black, Personnel

FROM: Jim Presutti, Commissioner

DATE: December 12, 2023

RE: Part Time Laborer

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We are requesting your approval to begin the process to hire a part time Laborer to replace Mr. Xavier Mayo who has recently resigned. The funds for this position are available in the 2024 Budget.

Thank you for your consideration.

Regards,

Jim Presutti

#7



**TOWN OF NEWBURGH POLICE DEPARTMENT**

300 Gardnertown Road, Newburgh, New York 12550

**Donald B. Campbell**  
**Chief of Police**

**(845) 564-1100**  
**(845) 564-1870**

December 20, 2023

To: Newburgh Town Board

From: Chief Donald B. Campbell

Subject: Purchase Phone and Radio Recording Software and Equipment

I am requesting the Town Board approve the purchase of Telephone and Radio Recording Software and Equipment from Eventide for the price of \$13,218.02 and includes all maintenance, support, implementation and training. Eventide is a subsidiary of Interaction Insight Corporation and provided the lowest quote of three vendors. Radio and telephone recordings are vital to case prosecutions as well as quality control regarding police response and interactions with the community. I am requesting the funds be distributed from the Asset Forfeiture Account 001-3120-0485-0000.

Respectfully submitted,

Donald B. Campbell  
Chief of Police



**NexLog** Next Generation Communications Recorders

Quotation Number: **Town of Newburgh PD\_EXP\_12-13-23**  
 Date: **12/13/2023**

**Customer:** Town of Newburgh Police  
**Contact:** Lieutenant Adam Zeilberger  
**Description:** Quote to install an 4 port Eventide EXP recorder to record up to 1 analog radios, 3 digital NEC phones, and the ability to record VoIP phones in the future. Quote includes project management, onsite installation, unlimited lifetime training, and first year of total hardware and software support



**Richard Geremia**  
 Interaction Insight Corporation  
 125 Half Mile Rd, Suite 200  
 Red Bank NJ 07701  
 (800) 285-2950 X120  
 rgeremia@interactionic.com

<b>QUOTED BY</b>	<b>WARRANTY</b>	<b>DELIVERY</b>	<b>DISCOUNT</b>	<b>VALIDITY</b>	<b>F.O.B</b>	<b>TERMS</b>
RG	1 Year (options below)	4 weeks ARO	15%	90 Days	Little Ferry NJ	Current

**NEXLOG SYSTEM CONFIGURATION SELECTOR**

Site	Site 2	Site 3	Hardware and Software	Description	Qty	Part No.	List Price	Disc.	Net Price	Extended List	Extended Net
1				NexLogEXP Recorder: 1U rack-mountable, Embedded Linux based recording appliance, Up to 8 total recording channels, 1 year recording storage, 2 Network Ports (100/1000), EXP Basic User Interface(Browse, Replay and Export), web-based configuration manager, first year hardware warranty. Requires ongoing Eventide EXPress Software Update Subscription (EXPSUS) for access to critical EXP Software & Security Updates.	1	NexLogEXP	\$ 5,595.00	15%	\$ 4,755.75	\$ 5,595.00	\$ 4,755.75
1				EXP Enhanced Search, Replay, Incident Folders and Export	1	EXPUI8	\$ 1,500.00	15%	\$ 1,275.00	\$ 1,500.00	\$ 1,275.00
1				One(1) VoIP Recording Channel (Maximum Quantity 8)	1	EXP801V	\$ 350.00	15%	\$ 297.50	\$ 350.00	\$ 297.50
3				One(1) Digital Phone Tapping Channel - Requires 1 Recording Board (EXPPBX8)	3	EXP801D	\$ 350.00	15%	\$ 297.50	\$ 1,050.00	\$ 892.50
1				Digital Recording Board	1	EXPPBX8	\$ 2,500.00	15%	\$ 2,125.00	\$ 2,500.00	\$ 2,125.00
1				NexLogEXP Recorder-19" Rack Mounting Rails	1	324597	\$ 150.00	15%	\$ 127.50	\$ 150.00	\$ 127.50
<b>Product Sub-Total:</b>										<b>\$ 11,145.00</b>	<b>\$ 9,473.25</b>

Site	Site 2	Site 3	Eventide Services & Miscellaneous	Description	Qty	Part No.	List Price	Disc.	Net Price	Extended List	Extended Net
1				Analog to VoIP conversion unit	1	Barix	\$ 495.00	0%	\$ 495.00	\$ 495.00	\$ 495.00
1				Project Management, Installation, Programming, and lifetime Training	1	Pro Services	\$ 1,500.00	0%	\$ 1,500.00	\$ 1,500.00	\$ 1,500.00
1				First year support Bronze support package	1	Bronze	\$ 1,749.77	0%	\$ 1,749.77	\$ 1,749.77	\$ 1,749.77

<b>Services &amp; Misc. Sub-Total:</b>		<b>\$ 3,744.77</b>	<b>\$ 3,744.77</b>
<b>TOTAL QUOTATION</b>		<b>\$ 14,889.77</b>	<b>\$ 13,218.02</b>



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New York Communications Company, Inc.

53 West Cedar Street

Poughkeepsie, NY 12601

845 214-6731 (cell)

845 471-5593 (fax)

[bill23@nycomco.com](mailto:bill23@nycomco.com)

*Revised:* December 6, 2023

Lt. Adam Zeilberger

Town of Newburgh  
Police Department  
300 Gardnertown Rd  
Newburgh, NY 12550

Dear Lt. Zeilberger,

Thank you for your time to discuss the Town of Newburgh Police Department's logging recorder requirements today. Based on that conversation, I am providing the following quote, which is primarily based on NYS Contract PT68728, with set-up service, installation, analog-VoIP converter and first year support provided directly by NYCOMCO.

As Mark Traeger mentioned today, NYCOMCO and Eventide have had a long standing, working relationship. Our technical skill set, knowledge of the system, local support and experience with staff training will provide the Town of Newburgh Police Department with the best investment value available.

We appreciate you including NYCOMCO in your partner consideration.

Thank you,

*Bill Tuthill*

Sales Manager

Recommendation: Eventide EXP Logging Recorder

Items Available on NYS Contract PT68728

Eventide EXP Logging Recorder .....	\$ 5,035.50
Configuration: 1U rack mountable, embedded Linux base logging recording system, with up to 8 total recording channels, 1 year recording storage capacity, 2-network ports (100/1000), EXP Basic User Interface (Browse, Replay & Export), web-based Configuration Manager and first year hardware warranty.	
1-EXPU18 Enhanced Search, Replay, Incident Folders and Export capability....	\$ 1,350.00
1-EXP81V VoIP Recording Channel.....	\$ 315.00
3- EXP801D Digital Tapping Channel @ \$ 315.00/ea.....	\$ 945.00
1- EXPPBX8 Digital Recording Board.....	\$ 2,250.00
1- 324597 NexLogEXP Recorder 19" Rack mount Rail Kit.....	\$ 135.00
	<b>\$ 10,030.50</b>

Items Provided Directly By NYCOMCO

1- A-to-D Analog-to-VoIP Converter Gateway.....	\$ 495.00
System Set-up, Installation & Integration, Programming & On-Site Training.....	\$ 1,500.00
	<b>\$ 1,995.00</b>

First Year On-site Warranty Support with web-based EXPSUS EXPress Software Maintenance with firmware update subscription.....	\$ <b>1,225.95</b>
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Initial Investment... **\$ 13,251.45**

Post Warranty Support

Annual On-site Warranty Support including web-based EXPSUS EXPress Software Maintenance and firmware update subscription (Years 2-5/per year)...	\$ 1,750.00
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Pricing provided under NYS Contract quote expires 1/6/2024 if contract pricing changes. Otherwise, quoted pricing remains available until a change is posted on NYS OGS website. Pricing can change without notice.





We have prepared a quote for you

**Verint Audiolog V5 to V15 Upgrade**

Quote # QTRB000332  
Version 1

Prepared for:

**VERINT**

**Newburgh Town Police Department**

Shaun Conley  
SConley@townofnewburghpd.org

6 Capital Drive  
Wallingford, CT 06492  
<http://www.beiinc.com>  
(203)741-9301



## ▶ About BEI

Since 1976, BEI Holdings, Inc. (DBA: Business Electronics) "BEI" has been a full service customer driven result oriented company, providing cutting-edge digital video and audio recording systems. Our solution advisors provide you with the most reliable Call Recording, Interview Room Recorder, Intrusion detection, Access Control & Video Surveillance products & services available today.

BEI's advanced product portfolio that provides Recording & Business Security Solutions are used in Public Safety, Contact Centers and a multitude of others markets. BEI's expertise is unmatched in New England and as we specializes in providing in, Work Force Optimization, VoIP Recording, Quality Assurance, Access Control, Interview Room Recording & Intrusion Detection products.

As BEI continues to evolve to assist in increasing the effectiveness and efficiency of call center management, by providing the agent monitoring, recording & reporting tools need to manage you center. Additionally, as regulatory standards continue to evolve, all of our Public Safety offerings are designed to comply with Next Gen 9-1-1 and with our consultative approach, we continue to help businesses & agencies like yours to increase efficiency, better manage costs, and implement forward thinking strategies with their office communication & security processes and provide the tools needed that will have a positive impact to your bottom line.

Our award winning experienced staff is ready to assist you with all phases of planning, design, installation and maintenance of our solutions, which will ensure proper installation, ongoing support and maintenance of your investment. We have certified technicians on staff serving a territory that spans from Maine to Maryland. (CT, NY, MA, NJ, DE, PA, MD, RI & NH) to ensure that your Recording or Business Security system needs are handled as quickly and efficiently as possible.

## ▶ Project Overview

The following Quote is to upgrade the existing Verint legacy server (Audiolog), that is running with Windows Server 2008 and Audiolog Version 5. The new Verint V15 Software & Licensing, will be installed on a HP 4.5U Commercial Server Hardware with Windows Server 2019, which will be provided as a turn-key solution.

BEI has been requested to provide 8 Recording Licenses total. BEI has taken advantage of the current Verint promotional trade in program and this discount is reflected on the quote, on line item "Verint Trade Up Promotional Discount". This trade in discount is only allowed one time at the time of upgrading from an existing Verint V5 system to a Verint v15.2 system.

All Project Management, Installation, Configuration, Training, Testing, and 1st Year maintenance is included. BEI will work with Newburgh Police Department & all relevant vendors and IT support staff to comply to internal processes and procedures. BEI will require assistance from these resources, during various stages of the project. Customer will also be required to provide Network Attached storage (or alternative) for long term archiving of recordings and Remote Access for installation and ongoing support. Newburgh Police Department must assure that proper access to Servers, Network & Desktop resources and that these resources will be scheduled to assist, and any costs associated to these 3rd party resources, will be the responsibility of Newburgh Police Department.

### Verint Hardware, Software & Licensing

Qty	Product Details	Price	Ext. Price
<b>CONSOLIDATED SERVER</b>			
1	Supermicro SYS-520P-WTR (2U) - Xeon Silver 2.8 GHz (or better) w/32GB RAM, 2x Hot Swap 1.92TB SATA SSD SFF HDD (RAID1), Integrated DUAL Intel PCI-e 10Gb NIC & 2 Redundant Power Supplies	\$5,645.00	\$5,645.00
1	Verint Recording Public Safety Integration Package	\$1,500.00	\$1,500.00
8	Verint Public Safety Call Recording (Channel based)	\$525.00	\$4,200.00
1	AudioCodes 8 Port Analog Channel Card (PCI-e)	\$1,500.00	\$1,500.00
1	AudioCodes 8 Port Digital Channel Card (PCI-e)	\$1,650.00	\$1,650.00
1	Windows Server 2019 & SQL for 3rd Party Servers	\$1,450.00	\$1,450.00

Subtotal: **\$15,945.00**

### Professional Services

\* Contains Optional Items

Qty	Product Details	Price	Ext. Price
1	Project Management, Installation, Configuration, Testing & Training	\$1,500.00	\$1,500.00
1	Data Migration from Legacy Equipment (Audiolog Recordings)	\$500.00	\$500.00
1	Recording Data Source-Analog (911 & Radios)	\$450.00	\$450.00



Professional Services

\* Contains Optional Items

Qty	Product Details	Price	Ext. Price
1	<b>Recording Data Source-Digital PBX</b>	\$450.00	\$450.00
1	<b>User Authentication-Local Software Accounts (DB Realm) (Included)</b>	\$0.00	\$0.00
1*	<b>User Authentication-Active Directory (LDAP)</b>	\$600.00	\$600.00

\* Optional Subtotal: **\$600.00**

Subtotal: **\$2,900.00**

Maintenance & Managed Services

\* Contains Optional Items

Qty	Product Details	Recurring Amount	Recurring Total
1	<b>M1N-Recorder Full Parts &amp; Labor 8:30AM-5:00PM M-F</b>	\$1,750.00	\$1,750.00
1	<b>Call Recording-Mfg Tier II SW Maintenance First Year</b>	\$500.00	\$500.00
4*	<b>MS12N-Recorder Microsoft O/S Patches-Monthly (Quarterly Updates)</b>	\$250.00	\$1,000.00

Annual Subtotal: **\$2,250.00**

\* Optional Annual Subtotal: **\$1,000.00**

Subtotal: **\$500.00**

Discounts

Qty	Product Details	Price	Ext. Price
<b>DISCOUNTS</b>			
1	<b>Verint Trade Up Promotional Discount</b>	(\$2,000.00)	(\$2,000.00)
1	<b>Additional BEI Discount</b>	(\$625.00)	(\$625.00)

Subtotal: **(\$2,625.00)**



## Verint Audiolog V5 to V15 Upgrade

**Prepared by:**

**Business Electronics**

Rich Bartoli  
 (203)741-9337  
 Fax (203)741-9291  
[rich.bartoli@beiinc.com](mailto:rich.bartoli@beiinc.com)

**Prepared for:**

**Newburgh Town Police Department**

300 Gardnertown Road  
 Newburgh, NY 12550  
 Shaun Conley  
 (845) 564-1100  
[SConley@townofnewburghpd.org](mailto:SConley@townofnewburghpd.org)

**Quote Information:**

**Quote #: QTRB000332**

Version: 1  
 Delivery Date: 10/25/2023  
 Expiration Date: 01/25/2024

### Quote Summary

Description	Amount
Verint Hardware, Software & Licensing	\$15,945.00
Professional Services	\$2,900.00
Maintenance & Managed Services	\$500.00
Discounts	(\$2,625.00)
<b>Total:</b>	<b>\$16,720.00</b>

### Annual Recurring Summary

Description	Amount
Maintenance & Managed Services	\$2,250.00
<b>Annual Total:</b>	<b>\$2,250.00</b>

### \*Optional Expenses

Description	One-Time
Professional Services	\$600.00
<b>Optional Subtotal:</b>	<b>\$600.00</b>

### \*Optional Expenses

Description	Recurring
Maintenance & Managed Services	\$1,000.00
<b>Optional Subtotal:</b>	<b>\$1,000.00</b>



## Payment Options


Description	Payments	Interval	Amount
<b>Term Options</b>			
<b>1 Year Term</b>	<b>1</b>	<b>One-Time</b>	<b>\$16,720.00</b>
5 Year Term	4	Annual	\$2,070.00
	1	One-Time	\$16,720.00

- ORDER PROCESSING: Purchase Order to start the ordering process.
  - DELIVERY: Please allow estimated 30-60 days from date of written purchase order (or date of first payment when applicable) for delivery.
  - Custom equipment orders may not be returned. Stock merchandise and accessories may be returned if in the original packaging provided a restocking fee of not less than twenty-five percent (25%) or such greater restocking fee as determined by our supplier
  - This quote does not include State taxes. Customer to provide tax exempt certificate or taxes will be added to the invoice.
  - Payment terms: Unless otherwise specified, 30% with order, Balance due 30 days after cutover and on final acceptance. A partial payment will be due, if customer delays delivery/installation for more than 30 days from time that BEI provided notification of equipment receipt.
  - QUOTATION IS VALID FOR 60 DAYS
- \*State sales tax is in addition where applicable

Signature below specifies that the above prices, specifications and conditions are satisfactory and are hereby accepted. The Seller is authorized to do the work as specified. Payment will be made as outlined, and I (the customer) agree to all conditions outlined in this quote.

### Business Electronics

### Newburgh Town Police Department

Signature:   
 Name: Rich Bartoli  
 Title: Vice President  
 Date: 10/25/2023

Signature: \_\_\_\_\_  
 Name: Shaun Conley  
 Date: \_\_\_\_\_



"business electronics"  
BEI Holdings, Inc.

# VERINT PARTNERSHIP

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## VERINT

### Partnership Overview

In 2002, BEI started our relationship with Mercom Systems, Inc, a voice recording solution provider specializing in the Public Safety and Security markets. With BEI's reputation in New England as a strong voice recording application & telecommunication peripherals provider we continued to be a respected recording application solution provider.

In July, 2006, industry leading VERINT Systems acquired Mercom Systems enabling Verint to more effectively bring, "Actionable Intelligence" to the growing small-to-midsize enterprise contact center market, leveraging Mercom's significant experience in developing, packaging and delivering solutions tailored to this market's specific requirements.

In February 2007, Verint Systems acquired Witness Systems. This merger allowed Verint to add to their product suite and with the convergence of Witness' workforce optimization and Verint's actionable intelligence, it create a broad portfolio of contact center and enterprise performance solutions.

Through this BEI continued its success with the sales and service of its recording equipment and related applications. As part of Verint's global base of resellers, BEI provides the recording and performance evaluation solutions, to contact centers across a wide range of customers, including financial institutions, utility companies, public security and other enterprise and government agencies.

BEI today has grown to become the largest independently owned and operated Voice Recording Solutions provider in New England and continues to provide our customers with factory authorized sales and service from our certified staff and was named the "Outstanding Service Partner" of the Year in 2015, 2016 & 2019 and was name the "Dealer of the Year, for 2020".

### VERINT Corporate Overview

Verint Systems Inc. (Nasdaq: VRNT) is a global leader in Actionable Intelligence and value-added services. Verint's innovative technologies enable customers to utilize intelligence for a more accurate and complete understanding of their challenges and opportunities. Verint has more than 10,000 organizations in over 150 countries, utilizing Verint solutions to improve enterprise performance and make the world a safer place.

### Areas of Business

Verint's Actionable Intelligence solutions are used throughout the contact center and enterprise sector, and in public safety and security organizations.

### The Public Safety and Security Sector

Verint solutions for public safety enable emergency services, law enforcement agencies, government institutions, airports and seaports, and other organizations to capture, analyze, and act quickly on large amounts of information from disparate systems and sources.

### The Contact Center and Enterprise Sector

Since 1994, Verint is headquartered in Melville, New York, with offices in 18 countries, Verint helps organizations improve customer relationships, enhance operations, protect people and property, and deter terrorism and crime. Verint has been a trusted leader in call recording, workforce optimization, and analytic solutions for contact centers. The Verint innovative, award winning solutions are built on the latest technology and designed by professionals with experience in a broad range of industries.

## After 47 Years...Voice, Data & Experience!

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**Corporate  
Headquarters**

6 Capital Drive  
Wallingford, CT 06492

**Massachusetts  
Branch**

Worcester, MA 01757

**New Jersey  
Branch**

Parsippany, NJ 07054

**Pennsylvania  
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Willow Grove, PA 19090

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Customer Service: 1-844-647-7893 or 203-741-9302 • Email: [helpdesk@beiinc.com](mailto:helpdesk@beiinc.com)

Rev. 1.0 01-1-23

# Verint Recording for Public Safety Insight Center



Verint® Insight Center™ is a state-of-the-art, browser-based incident re-creation application designed to help emergency response and public safety organizations meet mission-critical needs, including those arising from Next-Generation 9-1-1 (NG9-1-1).

As a component of Verint Recording for Public Safety™, Verint Insight Center can search multiple channels and display data captured from a variety of media simultaneously, on a single screen, providing a unified view. It can enable you to rebuild an incident by reconstructing the chain of events.

Supported communication channels include:

- Audio
- Video
- Text
- Photos
- Screen data
- Telematics
- Telephone numbers
- Location data

Flexible and easy to deploy, Verint Insight Center supports a wide variety of advanced radio systems, customer premises equipment (CPE) and telephony interfaces. As an NG9-1-1/i3-ready solution, it can help meet your agency's needs today — and in the years to come.

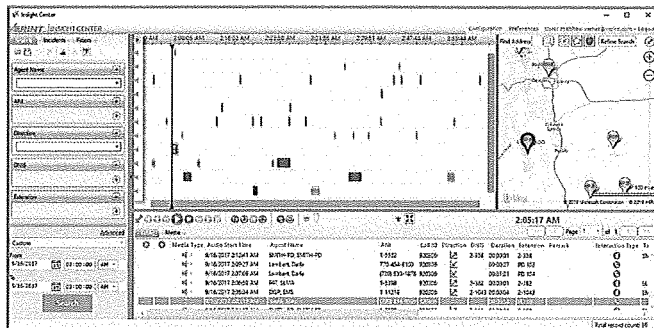
## Now you can:

- Benefit from a NG9-1-1/i3-ready incident reconstruction functionality.
- Access data quickly and replay multi-channel recordings simultaneously on a single screen.
- Redact selected segments of audio without altering the original files.
- Benefit from flexible integration and deployment options.

# VERINT.



# Verint Recording for Public Safety – Insight Center



With Verint Insight Center, you can categorize information using color, incident grouping, custom data fields and more, helping you access data quickly for incident management and reconstruction.

## Benefit from Powerful Features

### Browser-Based Interface

Users don't need dedicated PCs for specific tasks. Staff can access the recorder directly from their Windows-based workstations, using a simple, intuitive web interface.

### Color-Coded Organization

During incidents and investigations, every second counts. To help identify recordings quickly, Verint Insight Center can flag and mark data with colors and notes that can be adjusted to fit the needs of your organization.

### Multimedia Support

Verint Insight Center is i3-ready — a significant benefit as agencies transition to NG9-1-1. Users can capture audio communications as well as log and view events across a range of media, including pictures, video, emails, and more.

### Incident Organization and Reconstruction

Users can group recordings into "incidents," or easy-to-manage collections of data that can be stored and recalled quickly when needed. This can be particularly helpful for expediting the reconstruction of complex events, especially those involving information captured across multiple media.

### Evidence Management

Managing new and different types of information can be a challenge for public safety agencies. Verint Insight Center offers a robust repository for collecting, managing, and recalling information, with authentication, audit trails, alerts, and other security features to help maintain the integrity of evidence.

### Redaction

Verint Insight Center includes powerful tools for redacting (masking) sensitive pieces of audio without affecting the original recordings. This can enable an agency to maintain compliance with federal, state, and local laws while quickly and easily fulfilling requests for information.

### Flexible Deployment Options

To meet the needs of communications centers of all sizes, Verint Insight Center can be deployed on a single server, a standalone server, or virtualized servers.

## Benefit from World-Class Consultants

Verint offers a range of Professional Services to help you get the most from your investment, including Business Advisory Services, Implementation and Enablement Services, and Managed Services. Regardless of the services you select, you can be confident that our experienced teams offer practical knowledge and are committed to your success.

Factory Authorized Sales & Service provided by:  
Beutner Electronics, 61 Capital Drive, Wallingford, CT 06493  
1-800-444-7474 • www.beutner.com • sales@beutner.com

## The Customer Engagement Company™

### Americas

info@verint.com

1-800-4VERINT

### Europe, Middle East & Africa

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+44(0) 1932 839500

### Asia Pacific

info.apac@verint.com

+ (852) 2797 5678

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# VERINT



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

#8  
Lisa

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

**HON. RICHARD CLARINO**  
**TOWN JUSTICE**

**ABIGAIL PUNTAR**  
**COURT CLERK TO TOWN JUSTICE**

December 15, 2023

Gilbert Piaquadio  
Town Supervisor, Town of Newburgh  
1496 Route 300  
Newburgh, NY 12550

Re: Authorization to Hire Part-Time Clerk

Dear Supervisor Piaquadio

This is to request approval to fill the position of part-time clerk authorized by the adoption of the 2024 budget.

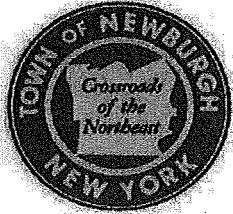
Thank you for your usual cooperation and courtesies.

Very truly yours,

**RICHARD CLARINO**

CC: Charlene Black  
Dept. Personnel

#9



Town of Newburgh  
1496 Route 300  
Newburgh, NY 12550  
845-564-4552

Date: 12/20/2023

Is the budget adjustment under \$7,500 ?      Yes \_\_\_\_\_      No X

If yes, please give Gil a copy to sign and deliver to the Accounting Office.


If no, please have the board approve at the next available board meeting.

Reason why the budget transfer is needed To cover emergency sludge hauling due to heavy rain.

From: Account Number: 8130.5200.5010  
Account Description: Equipment      Amount: \$12,000.00

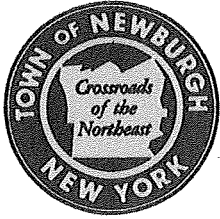
To: Account Number: 8130.5457.5010  
Account Description: Sludge Hauling/Disposal      Amount: \$12,000.00

*Please note: The total of the from and to should equal*

  
Department Head Signature

Gil Piaquadio, Town Supervisor

#10



TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

TEL: (845)561-3344

FAX: (845) 561-2220

To: Town Board

From: Tracey Carvell, Animal Control

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

Date: 12/22/23

I am requesting authorization to use the T-94 account to pay for Vet service: F.A.H.

\*Totaling: \$ 143.55

Canine: \$ 143.55

Feline: \$

Other: \$

**TOWN OF NEWBURGH**

1498 ROUTE 300  
NEWBURGH, N.Y. 12550

Order No. \_\_\_\_\_

DO NOT WRITE IN THIS BOX

**VOUCHER**

TONAC # 69533

DEPARTMENT \_\_\_\_\_

CLAIMANT'S  
NAME  
AND  
ADDRESS

VCA Flannery Animal Hospital  
789 Little Britain Road  
New Windsor, NY 12553

TERMS \_\_\_\_\_

November 2023 vendor

Vendor's  
Ref. No. \_\_\_\_\_

Date Voucher Received		FUND - APPROPRIATION	AMOUNT	
		<b>TOTAL</b>		
Abstract No.				

VOUCHER NO.

Date	Quantity	Description of Materials or Services	Unit Price	Amount
11-28-23	1 INU # 5356667698	2023-11-28 Air Strip. Hal		\$ 95.70 ✓
11-30-23	1 INU # 5356668172	11-30-23 Brown + White Jackfruit (M) PIT MEAT		\$ 47.85 ✓
			<b>TOTAL</b>	<b>143.55</b>

(See Instructions on Reverse Side)

JEAN TOBIN

CLAIMANT'S CERTIFICATION

I, JEAN TOBIN, certify that the above account in the amount of \$ 143.55 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 defrayed; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

12-5-23  
DATE

Jean Tobin  
SIGNATURE

Accl. Manager  
TITLE

(Space Below for Municipal Use)

DEPARTMENT APPROVAL

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

12/12/23  
DATE

[Signature]  
AUTHORIZED OFFICIAL

APPROVAL FOR PAYMENT

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

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



VCA Flannery Animal Hospital PC  
 789 Little Britain Rd. | New Windsor, NY 12553 | (845) 565 - 7387

Dr. Winter | Date: 12/1/2023 at 06:46 | Invoice: 5356667698 | Cashier: Jean T

**Client**

Town Of Newburgh 2023- Animal Control  
 (#69533)  
 Tracey ACO  
 645 Gidney Ave  
 Newburgh, NY 12550

**Patient**

2023-11-28 Tan Shepherd Husky Mix (#158823)  
 Species: Canine (Mixed Breed)  
 Sex: Male | Color: Tan  
 Birth: | Age: | Weight: 51.4 lb

**Detailed Visit Information**

Date	Description	Qty	Price	Tax	Total Price
11/28/2023	Boarding Animal Control	1.00	\$47.85	\$0.00	\$47.85
11/29/2023	Boarding Animal Control	1.00	\$47.85	\$0.00	\$47.85
11/30/2023	Boarding Go Home Day	1.00	\$0.00	\$0.00	\$0.00

**Subtotal:** \$95.70

**A Message from VCA**

Please note all prescription refill request require at least 24-hour notice. For home delivery, download the myVCA app.

**Invoice Summary**

Patient Name	Total Price	Total Tax	Total Due
2023-11-28 Tan Shepherd Husky Mix	\$95.70	\$0.00	\$95.70

Prev Balance:	
Total Due:	\$95.70
Amount Paid:	\$0.00
Amount Due:	\$95.70

For information on how we collect and use information about you and your pet, and how you may opt-out of some uses, please see our Privacy Policy at [vcahospitals.com/privacy-policy](http://vcahospitals.com/privacy-policy).

Thank you for trusting us with your pet's care. Your friends at VCA Flannery Animal Hospital PC.



VCA Flannery Animal Hospital PC  
 789 Little Britain Rd. | New Windsor, NY 12553 | (845) 565 - 7387

Dr. Winter | Date: 12/5/2023 at 07:24 | Invoice: 5356668172 | Cashier: Jean T

**Client**

Town Of Newburgh 2023- Animal Control  
 (#69533)  
 Tracey ACO  
 645 Gidney Ave  
 Newburgh, NY 12550

**Patient**

11-30-23 Brown And White Jackfruit (#158880)  
 Species: Canine (Pitbull Mix)  
 Sex: Male Neutered | Color: Brown And White  
 Birth: | Age: | Weight:

**Detailed Visit Information**

Date	Description	Qty	Price	Tax	Total Price
11/30/2023	Boarding Animal Control	1.00	\$47.85	\$0.00	\$47.85
12/1/2023	Boarding Go Home Day	1.00	\$0.00	\$0.00	\$0.00

**Subtotal:** \$47.85

**A Message from VCA**

Please note all prescription refill request require at least 24-hour notice. For home delivery, download the myVCA app.

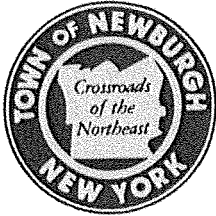
**Invoice Summary**

Patient Name	Total Price	Total Tax	Total Due
11-30-23 Brown And White Jackfruit	\$47.85	\$0.00	\$47.85

Prev Balance:	<del>\$147.85</del>
Total Due:	\$47.85
Amount Paid:	\$0.00
Amount Due:	\$47.85

For information on how we collect and use information about you and your pet, and how you may opt-out of some uses, please see our Privacy Policy at [vcahospitals.com/privacy-policy](http://vcahospitals.com/privacy-policy).

Thank you for trusting us with your pet's care. Your friends at VCA Flannery Animal Hospital PC.



## TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

#11  
Lisa

PERSONNEL DEPT.

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

To: Town Supervisor  
Town Board

From: Charlene M Black, Personnel

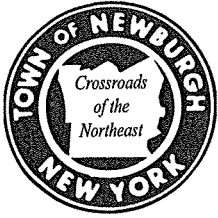
Date: December 19, 2023

Re: 1-Full Time MEO 1A

---

Mark Hall, Highway Superintendent is recommending the hiring of one full-time MEO 1A Joseph Consorti. Mr Consorti will need to complete his paperwork, fingerprinting, and CDL physical with Drug / Alcohol testing. The intended start date will be on or after Monday, January 8, 2024. The salary for MEO 1A is \$26.3875 per hour, which is the 2024 salary rate. Thank you






# HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD  
NEWBURGH, NEW YORK 12550

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

MARK HALL  
HIGHWAY SUPERINTENDENT

**TO:** Charlene Black, Personnel Department  
**FROM:** Mark Hall, Highway Superintendent   
**DATE:** December 19, 2023  
**RE:** Driver (MEO 1A)

After interviewing the candidate for the position of Driver (MEO 1A) position with Charlene Black & myself we feel the following is the best qualified for the position:

Joe Consorti – Driver (MEO 1A)

I am requesting that a start date on or about January 8, 2024 Thank you.

MH:ch

# TOWN OF NEWBURGH

## EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: JOE CONSORTI

DEPARTMENT: HIGHWAY

TITLE OF POSITION: MEO 1A

FULL TIME OR PART TIME: FULL TIME

HOURLY RATE: \$26.3875

IS POSITION FUNDED IN CURRENT BUDGET:  YES OR NO

FUND APPROPRIATION NUMBER: 5110.5100

PROPOSED HIRE DATE: JANUARY 8, 2024

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

  
DEPARTMENT HEAD SIGNATURE

12/20/23  
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL  
DEPARTMENT

COPY TO ACCOUNTING DEPARTMENT  
5-22-2017

#12A

**TOWN OF NEWBURGH  
TOWN ENGINEER**

**MEMORANDUM**

**TO:** G. Piaquadio, Supervisor & Town Board  
**FROM:** P. Hines, Representative Town Engineer *PH*  
**DATE:** 21 December 2023  
**RE:** **Matrix Newburgh Rt 300, LLC  
Bond Reduction Request**

---

The project sponsors have requested the reduction of the site improvement security to the 10% maintenance amount.

The original Bond was \$1,382,221.56, this was reduced to \$213,060.00 in April 2023. The amount can be further reduced to \$138,222.00, which is 10% of the original.

Cc: M. Taylor, Town Attorney  
G. Canfield, Code Compliance Supervisor  
J. Osborne, Town Engineer



**THE MAIN STREET AMERICA GROUP**

NGM Insurance Company • Old Dominion Insurance Company  
Main Street America Assurance Company • MSA Insurance Company  
Information Systems and Services Corporation

**SURETY RIDER**

It is understood and agreed that surety bond number **S282627**  
with **Matrix Newburgh Route 300, LLC** as principal  
and **Town of Newburgh, New York** as obligee is  
hereby amended effective April 27, 2023 as follows:

**Decrease Bond Amount from:**

One Million Three Hundred Eighty-Two Thousand Two Hundred Twenty-One and 56/100  
Dollars (\$1,382,221.56)

to

Two Hundred Thirteen Thousand Sixty and 00/100 Dollars (\$213,060.00)

It is further understood and agreed that no other condition, limitation or exclusion of the  
bond shall be altered or amended by this rider.

This rider shall be attached to and form a permanent part of this bond.

Signed, Sealed and Dated this 27th day of April, 2023.

Matrix Newburgh Route 300, LLC

Principal

By: 

NGM Ins. Co. (FKA National Grange Mutual Ins. Co.)

By: 

Lori N. Baybutt

Attorney-in-Fact



**NGM INSURANCE COMPANY**  
A member of The Multi Street America Group

**POWER OF ATTORNEY**

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

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

does hereby make, constitute and appoint **Lori N. Baybutt** its true and lawful Attorney-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bond number S282627 dated April 27, 2023

on behalf of Matrix Newburgh Route 300, LLC

in favor of Town of Newburgh, New York

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

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

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

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

NGM INSURANCE COMPANY By:

*Kimberly K. Law*

Kimberly K. Law  
Vice President,  
General Counsel and Secretary



State of Florida,  
County of Duval.

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

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

*Lisa K. Perron*



I, Nancy Giordano-Ramos, Vice President of the NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this 27th day of April, 2023.

*Nancy Giordano-Ramos*



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

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

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



I certify that at the Annual Meeting of the Directors of the NGM Insurance Company duly called and held at Jacksonville, Florida on March 9th, 2023, the following officers were elected and remain in office:

CHRISTOPHER R. LISTAU.....CHIEF EXECUTIVE OFFICER AND PRESIDENT  
 KIMBERLY K. LAW..... VICE PRESIDENT, GENERAL COUNSEL & SECRETARY  
 JOSEPH D. FREITAS .....TREASURER  
 NANCY L. GIORDANO-RAMOS, ANDREW S. ROSE, THERESA E. BREUNIG-SILBERNAGEL, RICHARD C VAUGHN,  
 J. DAVID RANDLE ..... VICE PRESIDENTS

I further certify that the following statement of the Company is true as taken from the records of said Company as of December 31, 2022.

ADMITTED ASSETS	LIABILITIES
Bonds at Amortized Values.....\$116,798,405	Reserve for Losses..... 0
Stocks at Market Value.....\$126,706,473	Reserve for Loss Adjustment Expenses..... 0
First Mortgage Loans..... 0	Reserve for Unearned Premiums..... 0
Real Estate.....\$2,782,171	Reserve for Other Underwriting Expenses.....\$48,512,561
Cash in Office and Banks.....(3,387,785)	Reserve for Taxes, Licenses, and Fees.....\$3,616,620
Short Term Investments.....\$3,871,410	Loss Drafts in Transit..... 0
Agent's Balance (Less than 90 Days).....\$326,236,450	Other Liabilities.....\$238,213,124
Accrued Interest.....\$872,443	Total Liabilities.....\$290,342,305
Other Assets.....\$316,485,941	Policyholders' Surplus.....\$600,023,203
TOTAL ADMITTED ASSETS.....\$890,365,508	TOTAL.....\$890,365,508

Securities as deposited by law, included above = \$5,440,621

I further certify that the following is true and exact excerpt from Article IV, Section 2 of the By-Laws of NGM Insurance Company which is still valid and existing.

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

Subscribed and sworn to before me on  
 this 9th day of March, 2023

IN WITNESS THEREOF I hereunto subscribe  
 my name and affix the seal of said company  
 this 9th day of March, 2023

*[Handwritten Signature]*

*[Handwritten Signature: Kimberly K. Law]*  
 Kimberly K. Law  
 Vice President, General Counsel & Secretary



**Road, Water, Sewer, Drainage, Stormwater, Lighting Improvement  
SUBDIVISION/SITE IMPROVEMENT PERFORMANCE BOND**

**Bond No.** S282627

KNOW ALL MEN BY THESE PRESENTS, that we, MATRIX NEWBURGH ROUTE 300, LLC, as Principal, and NGM Insurance Company, authorized to do business in the State of New York, as Surety, are held and firmly bound unto the Town of Newburgh, New York, a New York municipal corporation, as Obligee, in the penal sum of ONE MILLION THREE HUNDRED EIGHTY-TWO THOUSAND TWO HUNDRED TWENTY-ONE AND 56/100 DOLLARS (\$1,382,221.56), lawful money of the United States of America, for the payment of which well and truly made, we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly to these presents.

WHEREAS, the Principal or its predecessor in property interest has made application to the Town of Newburgh Planning Board in accordance with the Town of Newburgh subdivision regulations and zoning code for final approval of a site plan, dated OCTOBER 21, 2021, known as MATRIX LOGISTICS CENTER AT NEWBURGH, located at NEW YORK STATE ROUTE 300 IN THE TOWN OF NEWBURGH, ORANGE COUNTY, NEW YORK, or Principal is the authorized agent of such applicant/owner; and

WHEREAS, the Principal is required to furnish a good and sufficient bond for the proper construction or installation of on-site private access road, stormwater discharge or drainage and other related improvements, including but not limited to street signs, concrete monuments, sidewalks, street trees, streetlights, guiderails and retaining walls, for the development of the approved site plan (hereinafter collectively the "improvements") and deliver certified as built drawings of the improvements at the Principal's own expense in the time and manner specified in the Town of Newburgh Code and in accordance with the specifications of the Town of Newburgh and the resolution and plans approved by and the Town of Newburgh Planning Board, with such modifications and conditions, if any, as have been imposed by the Obligee, including but not limited to the reconstruction, restoration and repair of all existing and future street paving, shoulders, drainage swales and structures, water and sewer utilities, damaged or subsequently affected by said construction as of the date the Obligee's engineers certify the improvements have been completed in accordance with the applicable requirements and satisfactory as built drawings have been delivered to the Obligee (said conditions hereinafter referred to as the "Agreement")

NOW, THEREFORE, THE CONDITION OF THIS OBLIGATION IS SUCH, that if the said Principal shall construct, or have constructed, the improvements in accordance with the Agreement, shall deliver certified as built drawings, shall post a satisfactory maintenance assurance for a two (2) year period with the Obligee from the date of acceptance of the improvements, and shall save the Obligee harmless from any loss, cost, or damage by reason of the Principal's failure to complete said improvements, then this obligation shall be null and void; otherwise to remain in full force and effect and the Surety, upon receipt of a resolution of the Obligee indicating that the improvements have not been installed or completed, will complete the improvements or pay the Obligee such amount up to the Principal amount of this bond which

will allow the Obligee to complete the improvements, and if suit is brought on this bond, the Principal and Surety will pay to the Obligee such reasonable attorneys' fees as shall be fixed by the court.

Signed, sealed, and dated this 4<sup>th</sup> day of March 2022.


**PRINCIPAL**

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

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

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

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

By:   
Name: Donald M. Epstein  
Title: Manager

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

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

Donna M. Papkin  
Notary Public

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





POWER OF ATTORNEY

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

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

does hereby make, constitute and appoint Donna M. Chiancone its true and lawful Attorney-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bond number S282627 dated March 4, 2022

on behalf of Matrix Newburgh Route 300, LLC  
in favor of Town of Newburgh, New York

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

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

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

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

NGM INSURANCE COMPANY By:

*Kimberly K. Law*

Kimberly K. Law  
Vice President,  
General Counsel and Secretary

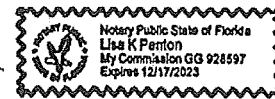


State of Florida,  
County of Duval.

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

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

*Lisa K. Penton*



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

*Nancy Giordano-Ramos*



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

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

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

**SURETY**

NGM Insurance Company

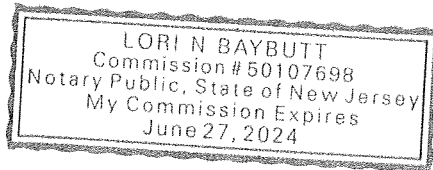
By: Donna M. Chiancone

Donna M. Chiancone, Attorney-In-Fact

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

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

Lori N. Baybutt  
Notary Public  
Lori N. Baybutt



STATE OF NEW YORK  
DEPARTMENT OF FINANCIAL SERVICES

CERTIFICATE OF SOLVENCY UNDER SECTION 1111 OF THE NEW YORK INSURANCE  
LAW

It is hereby certified that

NGM Insurance Company  
of Jacksonville, Florida

a corporation organized under the laws of Florida and duly authorized to transact the business of insurance in this State, is qualified to become surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that the said corporation is possessed of a capital and surplus including gross paid-in and contributed surplus and unassigned funds (surplus) aggregating the sum of \$648,281,338. (Capital \$5,250,000), as is shown by its sworn financial statement for the quarter ending, December 31, 2020, on file in this Department, prior to audit.

The said corporation cannot lawfully expose itself to loss on any one risk or hazard to an amount exceeding 10% of its surplus to policyholders, unless it shall be protected in excess of that amount in the manner provided in Section 4118 of the Insurance Law of this State.



In Witness Whereof, I have here-  
unto set my hand and affixed the  
official seal of this Department  
at the City of Albany, this 1st  
day of July, 2021.

Linda A. Laceywell  
Superintendent

By

A handwritten signature in cursive script, appearing to read "Colleen M. Draper".

Colleen M. Draper  
Special Deputy Superintendent

State of New York

DEPARTMENT OF FINANCIAL SERVICES

WHEREAS IT APPEARS THAT

NGM Insurance Company

Home Office Address Jacksonville, Florida

Organized under the Laws of Florida

has complied with the necessary requirements of or pursuant to law, it is hereby

licensed to do within this State the business of

fire, miscellaneous property, water damage, burglary and theft, glass, boiler and machinery, elevator, collision, personal injury liability, property damage liability, workers' compensation and employers' liability, fidelity and surety, motor vehicle and aircraft physical damage, marine and inland marine and marine protection and indemnity insurance, as specified in paragraph(s) 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 19, 20 and 21 of Section 1113(a) of the New York Insurance Law and also such workers' compensation insurance as may be incident to coverages contemplated under paragraphs 20 and 21 of Section 1113(a), including insurances described in the Longshoremen's and Harbor Workers' Compensation Act (Public Law No. 803, 69 Cong. as amended; 33 USC Section 901 et seq. as amended) to the extent permitted by certified copy of its charter document on file in this Department until July 1, 2022.



In Witness Whereof, I have hereunto set  
my hand and affixed the official seal of this  
Department at the City of Albany, New York, this  
1st day of July, 2021

Linda A. Lacewell  
Superintendent

By *Colleen M. Draper*

Colleen M. Draper  
Special Deputy Superintendent



I certify that at the Annual Meeting of the Directors of the NGM Insurance Company duly called and held at Jacksonville, Florida on March 11th, 2021, the following officers were elected and remain in office:

CHRISTOPHER R. LISTAU.....CHIEF EXECUTIVE OFFICER AND PRESIDENT  
 THERESA E. BREUNIG-SILBERNAGEL.....SENIOR VICE PRESIDENT, ENTERPRISE SOLUTIONS  
 KIMBERLY K. LAW..... VICE PRESIDENT, GENERAL COUNSEL & SECRETARY  
 JOESEPH D. FREITAS ..... VICE PRESIDENT, CHIEF FINANCIAL OFFICER & TREASURER  
 DAVID S. MEDVIDOFSKY ..... SENIOR VICE PRESIDENT, PRODUCT OPERATIONS  
 RUTH C. MUNGER, ANNA D. PARKER, STACY JUELFES, KEVIN A COMIER, NANCY L. GIORDANO-RAMOS,  
 ROBERT T. HETZEL, SARAH C. BOURDEAU, PRIYESH A. PATEL, STEVEN C. KILINGERMANN, JR,  
 CHRISTOPHER L. COX. .... VICE PRESIDENTS

I further certify that the following statement of the Company is true as taken from the records of said Company as of December 31, 2020.

**ADMITTED ASSETS**

**LIABILITIES**

Bonds at Amortized Values .....	\$ 135,493,927
Stocks at Market Value .....	162,994,249
First Mortgage Loans .....	9,496,000
Real Estate .....	3,809,505
Cash in Office and Banks.....	(40,912,462)
Short Term Investments.....	1,739,556
Agent's Balance (Less than 90 Days) .....	305,826,550
Accrued Interest.....	578,933
Other Assets .....	277,701,627
<b>TOTAL ADMITTED ASSETS .....</b>	<b>856,727,885</b>

Reserve for Losses .....	0
Reserve for Loss Adjustment Expenses .....	0
Reserve for Unearned Premiums .....	0
Reserve for Other Underwriting Expenses.....	53,817,249
Reserve for Taxes, Licenses, and Fees.....	5,383,121
Loss Drafts in Transit.....	0
Other Liabilities .....	149,246,177
<b>Total Liabilities .....</b>	<b>208,446,547</b>
Policyholders' Surplus.....	648,281,338
<b>TOTAL .....</b>	<b>\$ 856,727,885</b>

Securities as deposited by law, included above = \$ 5,523,585

I further certify that the following is true and exact excerpt from Article IV, Section 2 of the By-Laws of NGM Insurance Company which is still valid and existing.

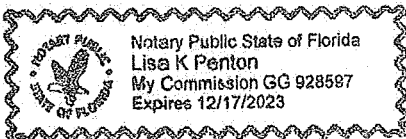
The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings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

Subscribed and sworn to before me on this 16 day of March, 2021

IN WITNESS THEREOF I hereunto subscribe my name and affix the seal of said company this 16 day of March, 2021

*[Handwritten Signature]*

*[Handwritten Signature: Kimberly K. Law]*  
 \_\_\_\_\_  
 Kimberly K. Law  
 Vice President, General Counsel & Secretary



#12B

**TOWN OF NEWBURGH  
TOWN ENGINEER**

**MEMORANDUM**

**TO:** G. Piaquadio, Supervisor & Town Board  
**FROM:** P. Hines, Representative Town Engineer *JH*  
**DATE:** 21 December 2023  
**RE:** **Matrix Newburgh Rt 300, LLC  
Request for Security Release  
Stormwater/Erosion & Sediment Control**

---

The project sponsors have requested the release of the Stormwater/Erosion & Sediment Control security for this project. This site has been stabilized, Notice of Termination filed and as-built plan received

The original security in the amount of \$5,157,063.75 was reduced in April 2023 to \$257,853.17. We take no exception to the Town releasing the Security.

Cc: M. Taylor, Town Attorney  
G. Canfield, Code Compliance Supervisor  
J. Osborne, Town Engineer



**THE MAIN STREET AMERICA GROUP**

NGM Insurance Company • Old Dominion Insurance Company  
Main Street America Assurance Company • MSA Insurance Company  
Information Systems and Services Corporation

**SURETY RIDER**

It is understood and agreed that surety bond number **S282628**  
with **Matrix Newburgh Route 300, LLC** as principal  
and **Town of Newburgh, New York** as obligee is  
hereby amended effective April 27, 2023 as follows:

**Decrease Bond Amount from:**

Five Million One Hundred Fifty-Seven Thousand Sixty-Three and 45/100 Dollars  
(\$5,157,063.45)

to

Two Hundred Fifty-Seven Thousand Eight Hundred Fifty-Three and 17/100 Dollars  
(\$257,853.17)

It is further understood and agreed that no other condition, limitation or exclusion of the  
bond shall be altered or amended by this rider.

This rider shall be attached to and form a permanent part of this bond.

Signed, Sealed and Dated this 27th day of April, 2023.

Matrix Newburgh Route 300, LLC

*Principal*

By: 

NGM Ins. Co. (FKA National Grange Mutual Ins. Co.)

By: 

Lori M. Baybutt

Attorney-in-Fact



**NGM INSURANCE COMPANY**  
A member of The MetLife America Group

**POWER OF ATTORNEY**

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

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

does hereby make, constitute and appoint **Lori N. Baybutt** its true and lawful Attorney-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bond number **S282628** dated April 27, 2023

on behalf of **Matrix Newburgh Route 300, LLC**  
in favor of **Town of Newburgh, New York**

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

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

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

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

NGM INSURANCE COMPANY By:

*Kimberly K. Law*

Kimberly K. Law  
Vice President,  
General Counsel and Secretary

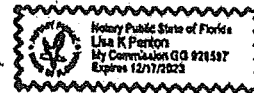


State of Florida,  
County of Duval.

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

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

*Lisa K. Pente*



I, Nancy Giordano-Ramos, Vice President of the NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect. IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this 27th day of April, 2023.

*Nancy Giordano-Ramos*



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

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

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





I certify that at the Annual Meeting of the Directors of the NGM Insurance Company duly called and held at Jacksonville, Florida on March 9th, 2023, the following officers were elected and remain in office:

CHRISTOPHER R. LISTAU ..... CHIEF EXECUTIVE OFFICER AND PRESIDENT  
 KIMBERLY K. LAW ..... VICE PRESIDENT, GENERAL COUNSEL & SECRETARY  
 JOESEPH D. FREITAS ..... TREASURER  
 NANCY L. GIORDANO-RAMOS, ANDREW S. ROSE, THERESA E. BREUNIG-SILBERNAGEL, RICHARD C VAUGHN,  
 J. DAVID RANDLE ..... VICE PRESIDENTS

I further certify that the following statement of the Company is true as taken from the records of said Company as of December 31, 2022.

ADMITTED ASSETS	LIABILITIES
Bonds at Amortized Values .....\$116,798,405	Reserve for Losses ..... 0
Stocks at Market Value .....\$126,706,473	Reserve for Loss Adjustment Expenses ..... 0
First Mortgage Loans ..... 0	Reserve for Unearned Premiums ..... 0
Real Estate .....\$2,782,171	Reserve for Other Underwriting Expenses .....\$48,512,561
Cash in Office and Banks .....(3,387,785)	Reserve for Taxes, Licenses, and Fees .....\$3,616,620
Short Term Investments .....\$3,871,410	Loss Drafts in Transit ..... 0
Agent's Balance (Less than 90 Days) .....\$326,236,450	Other Liabilities .....\$238,213,124
Accrued Interest .....\$872,443	Total Liabilities .....\$290,342,305
Other Assets .....\$316,485,941	Policyholders' Surplus .....\$600,023,203
TOTAL ADMITTED ASSETS .....\$890,365,508	TOTAL .....\$890,365,508

Securities as deposited by law, included above = \$5,440,621

I further certify that the following is true and exact excerpt from Article IV, Section 2 of the By-Laws of NGM Insurance Company which is still valid and existing.

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

Subscribed and sworn to before me on this 9th day of March, 2023

*[Handwritten Signature]*

IN WITNESS THEREOF I hereunto subscribe my name and affix the seal of said company this 9th day of March, 2023

*[Handwritten Signature: Kimberly K. Law]*  
 Kimberly K. Law  
 Vice President, General Counsel & Secretary



## SUBDIVISION/SITE STORMWATER/EROSION AND SEDIMENT CONTROL BOND

Bond No. S282628

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

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

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

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

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

Signed, sealed, and dated this 4<sup>th</sup> day of March 2022.

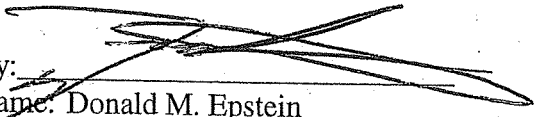
**PRINCIPAL**

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

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

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

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

By:   
Name: Donald M. Epstein  
Title: Manager

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

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

Donna M. Papkin  
Notary Public

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



POWER OF ATTORNEY

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

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

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

on behalf of Matrix Newburgh Route 300, LLC

in favor of Town of Newburgh, New York

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

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

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

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

NGM INSURANCE COMPANY By:

*Kimberly K. Law*

Kimberly K. Law  
Vice President,  
General Counsel and Secretary

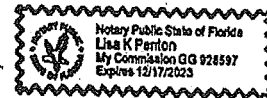


State of Florida,  
County of Duval.

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

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

*Lisa K. Pentz*



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

*Nancy Giordano-Ramos*



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

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

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

**SURETY**

NGM Insurance Company

By: Donna M. Chiancone

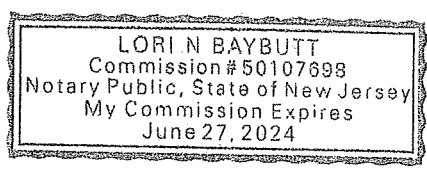
Donna M. Chiancone, Attorney-In-Fact

STATE OF New Jersey )

COUNTY OF Camden ) ss.:

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

Lori N. Baybutt  
Notary Public  
Lori N. Baybutt



STATE OF NEW YORK  
DEPARTMENT OF FINANCIAL SERVICES

CERTIFICATE OF SOLVENCY UNDER SECTION 1111 OF THE NEW YORK INSURANCE  
LAW

It is hereby certified that

NGM Insurance Company  
of Jacksonville, Florida

a corporation organized under the laws of Florida and duly authorized to transact the business of insurance in this State, is qualified to become surety or guarantor on all bonds, undertakings, recognizances, guaranties, and other obligations required or permitted by law; and that the said corporation is possessed of a capital and surplus including gross paid-in and contributed surplus and unassigned funds (surplus) aggregating the sum of \$648,281,338. (Capital \$5,250,000), as is shown by its sworn financial statement for the quarter ending, December 31, 2020, on file in this Department, prior to audit.

The said corporation cannot lawfully expose itself to loss on any one risk or hazard to an amount exceeding 10% of its surplus to policyholders, unless it shall be protected in excess of that amount in the manner provided in Section 4118 of the Insurance Law of this State.



In Witness Whereof, I have here-  
unto set my hand and affixed the  
official seal of this Department  
at the City of Albany, this 1st  
day of July, 2021.

Linda A. Lacewell  
Superintendent

By

A handwritten signature in cursive script, appearing to read "Colleen M. Draper".

Colleen M. Draper  
Special Deputy Superintendent

State of New York

DEPARTMENT OF FINANCIAL SERVICES

WHEREAS IT APPEARS THAT

NGM Insurance Company

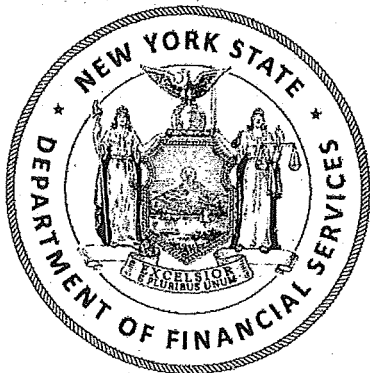
Home Office Address Jacksonville, Florida

Organized under the Laws of Florida

has complied with the necessary requirements of or pursuant to law, it is hereby

licensed to do within this State the business of

fire, miscellaneous property, water damage, burglary and theft, glass, boiler and machinery, elevator, collision, personal injury liability, property damage liability, workers' compensation and employers' liability, fidelity and surety, motor vehicle and aircraft physical damage, marine and inland marine and marine protection and indemnity insurance, as specified in paragraph(s) 4, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 19, 20 and 21 of Section 1113(a) of the New York Insurance Law and also such workers' compensation insurance as may be incident to coverages contemplated under paragraphs 20 and 21 of Section 1113(a), including insurances described in the Longshoremen's and Harbor Workers' Compensation Act (Public Law No. 803, 69 Cong. as amended; 33 USC Section 901 et seq. as amended) to the extent permitted by certified copy of its charter document on file in this Department until July 1, 2022.



In Witness Whereof, I have hereunto set  
my hand and affixed the official seal of this  
Department at the City of Albany, New York, this  
1st day of July, 2021

Linda A. Lacewell  
Superintendent

By *Colleen M. Draper*

Colleen M. Draper  
Special Deputy Superintendent

I certify that at the Annual Meeting of the Directors of the NGM Insurance Company duly called and held at Jacksonville, Florida on March 11th, 2021, the following officers were elected and remain in office:

CHRISTOPHER R. LISTAU.....CHIEF EXECUTIVE OFFICER AND PRESIDENT  
 THERESA E. BREUNIG-SILBERNAGEL.....SENIOR VICE PRESIDENT, ENTERPRISE SOLUTIONS  
 KIMBERLY K. LAW..... VICE PRESIDENT, GENERAL COUNSEL & SECRETARY  
 JOSEPH D. FREITAS ..... VICE PRESIDENT, CHIEF FINANCIAL OFFICER & TREASURER  
 DAVID S. MEDVIDOFSKY ..... SENIOR VICE PRESIDENT, PRODUCT OPERATIONS  
 RUTH C. MUNGER, ANNA D. PARKER, STACY JUELFS, KEVIN A COMIER, NANCY L. GIORDANO-RAMOS,  
 ROBERT T. HETZEL, SARAH C. BOURDEAU, PRIYESH A. PATEL, STEVEN C. KILINGERMANN, JR,  
 CHRISTOPHER L. COX ..... VICE PRESIDENTS

I further certify that the following statement of the Company is true as taken from the records of said Company as of December 31, 2020.

ADMITTED ASSETS	LIABILITIES
Bonds at Amortized Values..... \$ 135,493,927	Reserve for Losses..... 0
Stocks at Market Value ..... 162,994,249	Reserve for Loss Adjustment Expenses ..... 0
First Mortgage Loans ..... 9,496,000	Reserve for Unearned Premiums ..... 0
Real Estate ..... 3,809,505	Reserve for Other Underwriting Expenses..... 53,817,249
Cash in Office and Banks..... (40,912,462)	Reserve for Taxes, Licenses, and Fees..... 5,383,121
Short Term Investments..... 1,739,556	Loss Drafts in Transit..... 0
Agent's Balance (Less than 90 Days)..... 305,826,550	Other Liabilities ..... 149,246,177
Accrued Interest..... 578,933	Total Liabilities ..... 208,446,547
Other Assets ..... 277,701,627	Policyholders' Surplus..... 648,281,338
<b>TOTAL ADMITTED ASSETS..... 856,727,885</b>	<b>TOTAL ..... \$ 856,727,885</b>

Securities as deposited by law, included above = \$ 5,523,585

I further certify that the following is true and exact excerpt from Article IV, Section 2 of the By-Laws of NGM Insurance Company which is still valid and existing.

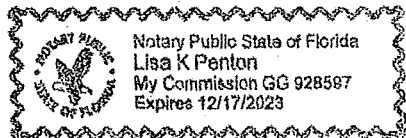
The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings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

Subscribed and sworn to before me on  
 this 16 day of March, 2021

IN WITNESS THEREOF I hereunto subscribe  
 my name and affix the seal of said company  
 this 16 day of March, 2021

*Lisa K Penton*

*Kimberly K Law*  
 Kimberly K. Law  
 Vice President, General Counsel & Secretary





#12C



## Memorandum

**To:** Gerald Canfield and Jim Campbell, Town Code Enforcement

**From:** Karen Arent, Landscape Architect

**Date:** December 18, 2023

**Subject:** Matrix Logistics Center Partial Bond Release

**Town Project Number:** 2020-17

**Consultant:** Langan Engineering

**Cc:** Pat Hines, Dominick Cordisco, John Ewasutyn and the Town of Newburgh  
Planning Board, Meredith Juliana, Ray Aquino with Matrix, Manny Lambert with  
RC Andersen

## COMMENTS:

---

There is an obligation to recommend release of 90% of the landscape bond upon completion of the landscape installation due to a Developers Agreement made for this project. The landscaping at the site is complete and we recommend releasing \$544,511.70, ninety percent of the Performance Bond (the total Performance Bond amount is \$605,013.30).

The remaining 10 percent, \$60,501.30, should be held for the entire two-year establishment period. Inspections will be performed at the beginning of each growing season (once plants have leafed out in the spring and again in early fall) to notify the Contractor/Owner of dead plants and their responsibility to replace dead plants during that growing season. An inspection will be performed at the end of the growing season to make sure replacements have been made. It's important for replacements to be made each growing season so the landscaper rectifies soil issues contributing to the death of plants, or removal/control of invasive plant materials out completing the growth of wildflower, meadow, or lawn seed mixtures.



karenarentdesign



12 Old Minisink Trail Goshen, NY 10924  
845-294-9958 Phone  KarenArentDesign@frontier.com  
www.KarenArentDesigns.com



#120



21 December 2023

Town of Newburgh  
1496 Route 300  
Newburgh, NY 12550

**ATTENTION: GILBERT PIAQUADIO, SUPERVISOR AND TOWN BOARD MEMBERS**

**SUBJECT: RECOMMENDATION FOR AWARD  
TOWN OF NEWBURGH COLDEN PARK WATER MAIN REPLACEMENT PROJECT  
MHE JOB NO. 22-117**

Dear Supervisor Piaquadio and Board Members,

The Town of Newburgh received bids for the Town of Newburgh Colden Park Water Main Replacement Project on 29 September 2023.

Fifteen (15) bids were received for the project as outlined in the table below.

Company Name	Bid Amount
Regal Utility Services, Inc.	\$3,292,944.30
Tomco Construction, Inc.	\$3,756,203.32
Metra Industries	\$4,087,100.00
Amity Construction Corp.	\$4,404,239.00
Montana Construction, Inc.	\$4,539,111.00
Whispering Pines Development Corp.	\$4,850,417.50
Argenio Brothers (Premier)	\$4,916,916.00
Boyce Excavating	\$4,995,997.95
H. Osterhoudt Excavation, Inc.	\$5,166,122.00
Morano Brothers, Corp.	\$5,845,018.00

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Arold Construction Co.	\$6,112,425.00
D.A. Collins Companies	\$6,701,740.00
TAM Enterprises, Inc.	\$6,695,109.00
Northbrook Contracting Corp.	\$6,726,500.00
ELQ Industries	\$6,833,671.00

The proposal scope involves the following work for the replacement of 9,800 LF of watermain, 32 valves, 26 Hydrants and 185 Service Connections.

Our office has contacted Regal Utility Services, Inc. and discussed the project scope and schedule, and they understand the constraints and complexity of the work. We have contacted three references provided by Regal Utility Services, Inc. to our office for similar type work completed, and all three have provided positive feedback relating to Regal Utility Services, Inc.'s job performance.

Based on the above, it is our recommendation that, if funding permits, the Town of Newburgh award the Town of Newburgh Colden Park Water Main Replacement Project to Regal Utility Services, Inc. in a base bid amount of \$3,292,944.30. If the Town of Newburgh so decides, a Notice of Award should be sent to the Contractor as soon as possible.

If you have any questions regarding this recommendation or if you require additional information please contact me at your convenience.

Respectfully submitted,

**MHE Engineering, D.P.C.**



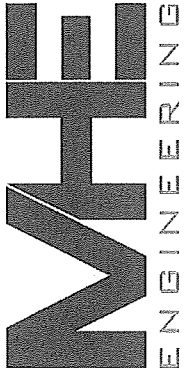
Patrick J. Hines

Principal

Enclosures:

Bid Results

Contractor References



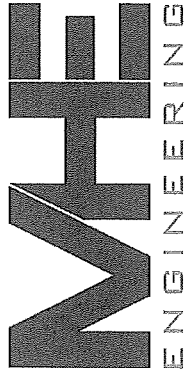
**BID AN**

PROJECT: #22-117 Colden Park Water Main Replacement

OWNER: Town of Newburgh

BIDS RECEIVED: 9/29/2023 Page 1/3

ITEM	CLASSIFICATION	EST. QUANTITIES	UNIT	Regal Utility Services, Inc.		Tomco Construction, Inc.		Metra Industries		Amity Construction	
				unit price	amount	unit price	amount	unit price	amount	unit price	amount
LS-1	General Conditions				\$125,565.00		\$1,203,000.00		\$10,000.00		\$1,349,399.00
UP-1	8" Ductile Water Main Connections to Existing Water Main	9780	LF	\$176.84	\$1,729,495.20	\$142.50	\$1,393,650.00	\$285.00	\$2,787,300.00	\$135.00	\$1,320,300.00
UP-2	8" Gate Valves	11	EA	\$11,002.20	\$121,024.20	\$1,610.00	\$17,710.00	\$8,500.00	\$93,500.00	\$2,150.00	\$23,650.00
UP-3	Service Connection	32	EA	\$5,151.30	\$164,841.60	\$2,343.00	\$74,976.00	\$3,000.00	\$96,000.00	\$3,000.00	\$96,000.00
UP-4	Hydrant Assemblies	185	EA	\$2,578.40	\$477,004.00	\$3,000.00	\$555,000.00	\$2,300.00	\$425,500.00	\$2,735.00	\$505,975.00
UP-5	Class H Concrete Watermain Encasement	26	EA	\$8,173.00	\$212,498.00	\$11,165.00	\$290,290.00	\$13,000.00	\$338,000.00	\$11,000.00	\$286,000.00
UP-6	Explosory Test Pits	27	EA	\$27.00	\$15,503.40	\$0.01	\$0.27	\$1,200.00	\$32,400.00	\$1,150.00	\$31,050.00
UP-8	Directional Drill	1	LS	\$136,950.00	\$136,950.00	\$30,500.00	\$30,500.00	\$50,000.00	\$50,000.00	\$110,000.00	\$110,000.00
C-1	Water Main Offsets	5	EA	\$3,238.18	\$16,190.90	\$0.01	\$0.05	\$5,000.00	\$25,000.00	\$8,888.00	\$44,440.00
C-2	Rock Excavation	300	CY	\$0.01	\$3.00	\$35.00	\$10,500.00	\$50.00	\$15,000.00	\$100.00	\$30,000.00
C-3	Additional Roadway Sub-base Additional Roadway	300	CY	\$27.50	\$8,250.00	\$88.50	\$26,550.00	\$48.00	\$14,400.00	\$42.00	\$12,600.00
C-4	Pavement Replacement Class H Concrete Watermain Encasement	250	SY	\$45.10	\$11,275.00	\$63.00	\$15,750.00	\$120.00	\$30,000.00	\$71.00	\$17,750.00
C-5	Sewer Lateral	200	LF	\$101.16	\$20,232.00	\$83.50	\$16,700.00	\$75.00	\$15,000.00	\$84.00	\$16,800.00
C-6	Replacement Transite Sewer Lateral Replacement	100	EA	\$715.00	\$71,500.00	\$0.01	\$1.00	\$125.00	\$12,500.00	\$3,145.00	\$314,500.00
C-7	Explosory Test Pits	100	EA	\$550.00	\$55,000.00	\$0.01	\$1.00	\$125.00	\$12,500.00	\$1,200.00	\$120,000.00
C-8	Lump Sum Allowance	5	EA	\$574.20	\$2,871.00	\$940.00	\$4,700.00	\$1,500.00	\$7,500.00	\$1,375.00	\$6,875.00
ALLOW					\$100,000.00		\$100,000.00		\$100,000.00		\$100,000.00
	<b>Total</b>				<b>\$3,292,944.30</b>		<b>\$3,756,203.32</b>		<b>\$4,087,100.00</b>		<b>\$4,404,239.00</b>



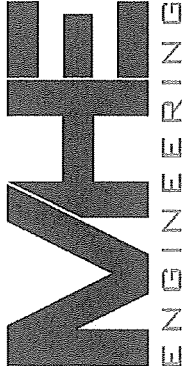
**BID AN**

PROJECT: #22-117 Colden Park Water Main Replacement

OWNER: Town of Newburgh

BIDS RECEIVED: 9/29/2023 Page 2/3

ITEM	CLASSIFICATION	EST. QUANTITIES	UNIT	Whispering Pines Dev.		Argenio Brothers		Boyce Excavating Co.		H. Osterhoudt Excav.	
				unit price	amount	unit price	amount	unit price	amount	unit price	amount
LS-1	General Conditions				\$380,000.00	\$576,786.00					\$966,560.00
UP-1	8" Ductile Water Main CONNECTIONS TO EXISTING Water Main	9780	LF	\$288.85	\$2,824,953.00	\$266.00	\$2,601,480.00	\$190.73	\$1,865,339.40	\$242.00	\$2,366,760.00
UP-2	8" Gate Valves	11	EA	\$2,727.00	\$29,997.00	\$5,750.00	\$63,250.00	\$2,681.00	\$29,501.45	\$5,342.00	\$58,762.00
UP-3	8" Gate Valves	32	EA	\$6,250.00	\$200,000.00	\$2,800.00	\$89,600.00	\$4,630.84	\$148,186.88	\$4,400.00	\$140,800.00
UP-4	Service Connection	185	EA	\$4,216.00	\$779,960.00	\$4,125.00	\$763,125.00	\$3,895.84	\$720,730.40	\$3,919.00	\$725,015.00
UP-5	Hydrant Assemblies	26	EA	\$8,269.25	\$215,000.50	\$12,000.00	\$312,000.00	\$10,631.97	\$275,963.22	\$10,675.00	\$277,550.00
UP-6	Class H Concrete Watermain Encasement	225	LF	\$112.00	\$25,200.00	\$105.00	\$23,625.00	\$54.25	\$12,206.25	\$125.00	\$28,125.00
UP-7	Exploatory Test Pits	27	EA	\$741.00	\$20,007.00	\$2,150.00	\$58,050.00	\$1,810.96	\$48,895.92	\$1,500.00	\$40,500.00
UP-8	Directional Drill	1	LS	\$97,000.00	\$97,000.00	\$87,500.00	\$87,500.00	\$58,749.16	\$58,749.16	\$27,750.00	\$27,750.00
C-1	Water Main Offsets	5	EA	\$5,500.00	\$27,500.00	\$13,800.00	\$69,000.00	\$11,090.48	\$55,452.40	\$9,800.00	\$49,000.00
C-2	Rock Excavation	300	CY	\$150.00	\$45,000.00	\$100.00	\$30,000.00	\$264.48	\$79,344.00	\$180.00	\$54,000.00
C-3	Additional Roadway Sub-base	300	CY	\$55.00	\$16,500.00	\$70.00	\$21,000.00	\$83.43	\$25,029.00	\$46.00	\$13,800.00
C-4	Additional Roadway Pavement Replacement	250	SY	\$105.00	\$26,250.00	\$215.00	\$53,750.00	\$71.27	\$17,817.50	\$60.00	\$15,000.00
C-5	Class H Concrete Watermain Encasement	200	LF	\$50.00	\$10,000.00	\$110.00	\$22,000.00	\$54.25	\$10,850.00	\$125.00	\$25,000.00
C-6	Sewer Lateral Replacement	100	EA	\$400.00	\$40,000.00	\$200.00	\$20,000.00	\$9,600.41	\$960,041.00	\$1,500.00	\$150,000.00
C-7	Sewer Lateral Replacement Non-Transite	100	EA	\$100.00	\$10,000.00	\$150.00	\$15,000.00	\$1,736.06	\$173,606.00	\$1,200.00	\$120,000.00
C-8	Exploatory Test Pits	5	EA	\$610.00	\$3,050.00	\$2,150.00	\$10,750.00	\$2,288.82	\$11,444.10	\$1,500.00	\$7,500.00
ALLOW	Lump Sum Allowance				\$100,000.00		\$100,000.00		\$100,000.00		\$100,000.00
	<b>Total</b>				<b>\$4,850,417.50</b>		<b>\$4,916,916.00</b>		<b>\$4,995,997.95</b>		<b>\$5,166,122.00</b>



**BID AN,**

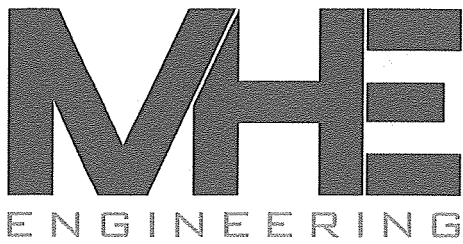
PROJECT: #22-117 Colden Park Water Main Replacement

OWNER: \_\_\_\_\_

Town of Newburgh

BIDS RECEIVED: 9/29/2023 Page 3/3

ITEM	CLASSIFICATION	EST. QUANTITIES	UNIT	Aroid Construction Company Inc.		TAM Enterprises, Inc.		D.A. Collins Construction Co. Inc.		Northbrook Contracting Corp	
				unit price	amount	unit price	amount	unit price	amount	unit price	amount
LS-1	General Conditions				\$280,000.00		\$153,264.00		\$1,200,000.00		\$654,975.00
UP-1	8" Ductile Water Main	9780	LF	\$395.00	\$3,863,100.00	\$334.00	\$3,266,520.00	\$298.00	\$2,914,440.00	\$358.00	\$3,501,240.00
UP-2	Connections to Existing Water Main	11	EA	\$7,500.00	\$82,500.00	\$6,415.00	\$70,565.00	\$19,500.00	\$214,500.00	\$10,000.00	\$110,000.00
UP-3	8" Gate Valves	32	EA	\$3,600.00	\$115,200.00	\$6,000.00	\$192,000.00	\$2,800.00	\$89,600.00	\$2,500.00	\$80,000.00
UP-4	Service Connection	185	EA	\$2,900.00	\$536,500.00	\$7,878.00	\$1,457,430.00	\$5,900.00	\$1,091,500.00	\$7,000.00	\$1,295,000.00
UP-5	Hydrant Assemblies	26	EA	\$8,750.00	\$227,500.00	\$11,000.00	\$286,000.00	\$11,700.00	\$304,200.00	\$9,860.00	\$256,360.00
UP-6	Class H Concrete Watermain Encasement	225	LF	\$85.00	\$19,125.00	\$115.00	\$25,875.00	\$250.00	\$56,250.00	\$75.00	\$16,875.00
UP-7	Exploatory Test Pits	27	EA	\$500.00	\$13,500.00	\$1,257.00	\$33,939.00	\$1,250.00	\$33,750.00	\$650.00	\$17,550.00
UP-8	Directional Drill	1	LS	\$145,000.00	\$145,000.00	\$210,901.00	\$210,901.00	\$33,000.00	\$33,000.00	\$126,500.00	\$126,500.00
C-1	Water Main Offsets	5	EA	\$7,500.00	\$37,500.00	\$14,534.00	\$72,670.00	\$16,950.00	\$84,750.00	\$12,300.00	\$61,500.00
C-2	Rock Excavation	300	CY	\$375.00	\$112,500.00	\$157.00	\$47,100.00	\$40.00	\$12,000.00	\$100.00	\$30,000.00
C-3	Additional Roadway Sub-base Additional Roadway	300	CY	\$95.00	\$28,500.00	\$132.00	\$39,600.00	\$205.00	\$61,500.00	\$190.00	\$57,000.00
C-4	Pavement Replacement	250	SY	\$120.00	\$30,000.00	\$80.00	\$20,000.00	\$90.00	\$22,500.00	\$85.00	\$21,250.00
C-5	Class H Concrete Watermain Encasement	200	LF	\$95.00	\$19,000.00	\$125.00	\$25,000.00	\$250.00	\$50,000.00	\$75.00	\$15,000.00
C-6	Sewer Lateral Replacement	100	EA	\$3,250.00	\$325,000.00	\$4,721.00	\$472,100.00	\$2,650.00	\$265,000.00	\$3,600.00	\$360,000.00
C-7	Sewer Lateral Replacement Non-Transite	100	EA	\$1,750.00	\$175,000.00	\$2,144.00	\$214,400.00	\$1,625.00	\$162,500.00	\$200.00	\$20,000.00
C-8	Exploatory Test Pits	5	EA	\$500.00	\$2,500.00	\$1,549.00	\$7,745.00	\$1,250.00	\$6,250.00	\$650.00	\$3,250.00
ALLOW	Lump Sum Allowance				\$100,000.00		\$100,000.00		\$100,000.00		\$100,000.00
	<b>Total</b>				<b>\$6,112,425.00</b>		<b>\$6,695,109.00</b>		<b>\$6,701,740.00</b>		<b>\$6,726,500.00</b>



**PROPOSED CONTRACTOR EVALUATION**

**Contractor:** Regal Utility Services Inc. \_\_\_\_\_

**Project:** Colden Park WM Replacement \_\_\_\_\_

**Contact:** John O'Rourke \_\_\_\_\_ of Lanc & Tully Engineering \_\_\_\_\_

**Telephone:** (845) 294-3700 \_\_\_\_\_ **Email:** jor@lanctully.com \_\_\_\_\_

**Date:** 10/2/23 \_\_\_\_\_ **MHE Staff Sign:** APM \_\_\_\_\_

**General Performance:**

Fine

**Time & Schedule:**

No issue

**Clean-Up:**

85%

**Extras & Change Orders:**

Only when legit

**Cooperation:**

No problem

**Communication:**

Mostly good

**Able to Follow Drawings and Specs:**

Generally, like most contractors just have someone keep an eye on them.

**Additional Comments:**

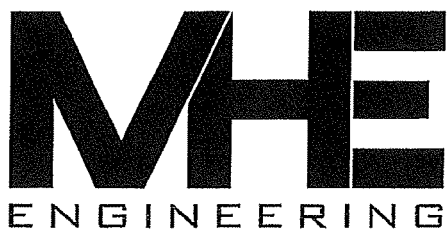
None, says we've done work w/ Regal Utility Services Inc. before and that they've used us as a reference.

**NEW YORK OFFICE**

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

**PENNSYLVANIA OFFICE**

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



**PROPOSED CONTRACTOR EVALUATION**

**Contractor:** Regal Utility Services Inc.

**Project:** Colden Park WM Replacement

**Contact:** Michael Cristaldi of Alaimo Engineering Associates

**Telephone:** (973) 532-6200 **Email:** mcristaldi@alaimogroup.com

**Date:** 10/2/23 **MHE Staff Sign:** APM

**General Performance:**

Really easy to work with, good w/ utilities, get jobs done.

**Time & Schedule:**

Set up schedule and keep it.

**Clean-Up:**

No problem, good w/ clean up.

**Extras & Change Orders:**

Very reasonable.

**Cooperation:**

No problem, always cooperate.

**Communication:**

Very good.

**Able to Follow Drawings and Specs:**

On top of that, good w/ engineers

**Additional Comments:**

Recommended for emergency repairs, highly recommended for project like this.

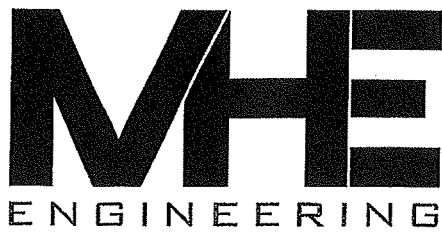
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**PROPOSED CONTRACTOR EVALUATION**

**Contractor:** Regal Utility Services Inc. \_\_\_\_\_

**Project:** Colden Park WM Replacement \_\_\_\_\_

**Contact:** Tom Boorady \_\_\_\_\_ of Darmofalski Engineering Associa \_\_\_\_\_

**Telephone:** (973) 835-8300 \_\_\_\_\_ **Email:** tab@darmofalski.com \_\_\_\_\_

**Date:** 10/3/23 \_\_\_\_\_ **MHE Staff Sign:** APM \_\_\_\_\_

**General Performance:**

Based upon our scope of work, Regal is capable of satisfactorily performing the work.

**Time & Schedule:**

**Clean-Up:**

**Extras & Change Orders:**

**Cooperation:**

**Communication:**

**Able to Follow Drawings and Specs:**

**Additional Comments:**

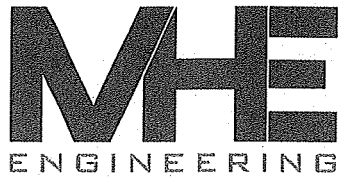
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#12D



21 December 2023

Town of Newburgh  
1496 Route 300  
Newburgh, NY 12550

**ATTENTION: GILBERT PIAQUADIO, SUPERVISOR AND TOWN BOARD MEMBERS**

**SUBJECT: RECOMMENDATION FOR AWARD  
TOWN OF NEWBURGH COLDEN PARK WATER MAIN REPLACEMENT PROJECT  
MHE JOB NO. 22-117**

Dear Supervisor Piaquadio and Board Members,

The Town of Newburgh received bids for the Town of Newburgh Colden Park Water Main Replacement Project on 29 September 2023.

Fifteen (15) bids were received for the project as outlined in the table below.

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Montana Construction, Inc.	\$4,539,111.00
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Argenio Brothers (Premier)	\$4,916,916.00
Boyce Excavating	\$4,995,997.95
H. Osterhoudt Excavation, Inc.	\$5,166,122.00
Morano Brothers, Corp.	\$5,845,018.00

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D.A. Collins Companies	\$6,701,740.00
TAM Enterprises, Inc.	\$6,695,109.00
Northbrook Contracting Corp.	\$6,726,500.00
ELQ Industries	\$6,833,671.00

The proposal scope involves the following work for the replacement of 9,800 LF of watermain, 32 valves, 26 Hydrants and 185 Service Connections.

Our office has contacted Regal Utility Services, Inc. and discussed the project scope and schedule, and they understand the constraints and complexity of the work. We have contacted three references provided by Regal Utility Services, Inc. to our office for similar type work completed, and all three have provided positive feedback relating to Regal Utility Services, Inc.'s job performance.

Based on the above, it is our recommendation that, if funding permits, the Town of Newburgh award the Town of Newburgh Colden Park Water Main Replacement Project to Regal Utility Services, Inc. in a base bid amount of \$3,292,944.30. If the Town of Newburgh so decides, a Notice of Award should be sent to the Contractor as soon as possible.

If you have any questions regarding this recommendation or if you require additional information please contact me at your convenience.

Respectfully submitted,

**MHE Engineering, D.P.C.**



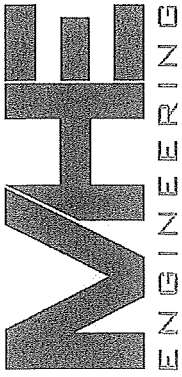
Patrick J. Hines

Principal

Enclosures:

Bid Results

Contractor References



**BID AN**

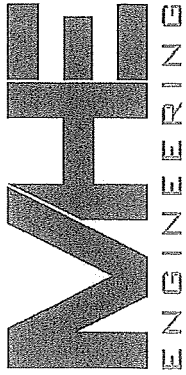
PROJECT: #22-117 Colden Park Water Main Replacement

OWNER: \_\_\_\_\_

Town of Newburgh

BIDS RECEIVED: 9/29/2023 Page 1/3

ITEM	CLASSIFICATION	EST. QUANTITIES	UNIT	Regal Utility Services, Inc.		Tomco Construction, Inc.		Metra Industries		Amity Construction	
				unit price	amount	unit price	amount	unit price	amount	unit price	amount
LS-1	General Conditions				\$125,565.00		\$1,203,000.00		\$10,000.00		\$1,349,399.00
UP-1	8" Ductile Water Main Connections to Existing Water Main	9780	LF	\$176.84	\$1,729,495.20	\$142.50	\$1,393,650.00	\$285.00	\$2,787,300.00	\$135.00	\$1,320,300.00
UP-2	8" Gate Valves	11	EA	\$11,002.20	\$121,024.20	\$1,610.00	\$17,710.00	\$8,500.00	\$93,500.00	\$2,150.00	\$23,650.00
UP-3	Service Connection	32	EA	\$5,151.30	\$164,841.60	\$2,343.00	\$74,976.00	\$3,000.00	\$96,000.00	\$3,000.00	\$96,000.00
UP-4	Hydrant Assemblies	185	EA	\$2,578.40	\$477,004.00	\$3,000.00	\$555,000.00	\$2,300.00	\$425,500.00	\$2,735.00	\$505,975.00
UP-5	Class H Concrete Watermain Encasement	26	EA	\$8,173.00	\$212,498.00	\$11,165.00	\$290,290.00	\$13,000.00	\$338,000.00	\$11,000.00	\$286,000.00
UP-6	Exploatory Test Pits	225	LF	\$109.96	\$24,741.00	\$75.00	\$16,875.00	\$100.00	\$22,500.00	\$84.00	\$18,900.00
UP-7	Directional Drill	27	EA	\$27.00	\$15,503.40	\$0.01	\$0.27	\$1,200.00	\$32,400.00	\$1,150.00	\$31,050.00
UP-8	Water Main Offsets	1	LS	\$136,950.00	\$136,950.00	\$30,500.00	\$30,500.00	\$50,000.00	\$50,000.00	\$110,000.00	\$110,000.00
C-1	Rock Excavation	5	EA	\$3,238.18	\$16,190.90	\$0.01	\$0.05	\$5,000.00	\$25,000.00	\$8,888.00	\$44,440.00
C-2	Additional Roadway Sub-base	300	CY	\$0.01	\$3.00	\$35.00	\$10,500.00	\$50.00	\$15,000.00	\$100.00	\$30,000.00
C-3	Additional Roadway Pavement Replacement	300	CY	\$27.50	\$8,250.00	\$88.50	\$26,550.00	\$48.00	\$14,400.00	\$42.00	\$12,600.00
C-4	Class H Concrete Watermain Encasement	250	SY	\$45.10	\$11,275.00	\$63.00	\$15,750.00	\$120.00	\$30,000.00	\$71.00	\$17,750.00
C-5	Sewer Lateral Replacement	200	LF	\$101.16	\$20,232.00	\$83.50	\$16,700.00	\$75.00	\$15,000.00	\$84.00	\$16,800.00
C-6	Non-Transite Exploatory Test Pits	100	EA	\$715.00	\$71,500.00	\$0.01	\$1.00	\$125.00	\$12,500.00	\$3,145.00	\$314,500.00
C-7	Lump Sum Allowance	100	EA	\$550.00	\$55,000.00	\$0.01	\$1.00	\$125.00	\$12,500.00	\$1,200.00	\$120,000.00
C-8		5	EA	\$574.20	\$2,871.00	\$940.00	\$4,700.00	\$1,500.00	\$7,500.00	\$1,375.00	\$6,875.00
ALLOW					\$100,000.00		\$100,000.00		\$100,000.00		\$100,000.00
	<b>Total</b>				\$3,292,944.30		\$3,756,203.32		\$4,087,100.00		\$4,404,239.00



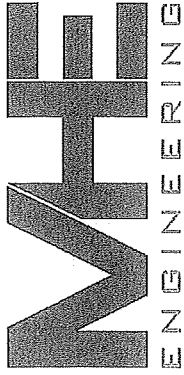
**BID AN**

PROJECT: #22-117 Colden Park Water Main Replacement

OWNER: Town of Newburgh

BIDS RECEIVED: 9/29/2023 Page 2/3

ITEM	CLASSIFICATION	EST. QUANTITIES	UNIT	Whispering Pines Dev.		Argenio Brothers		Boyce Excavating Co.		H. Osterhoudt Excav.	
				unit price	amount	unit price	amount	unit price	amount	unit price	amount
LS-1	General Conditions				\$380,000.00		\$576,786.00		\$402,841.27		\$966,560.00
UP-1	8" Ductile Water Main Connections to existing	9780	LF	\$288.85	\$2,824,953.00	\$266.00	\$2,601,480.00	\$190.73	\$1,865,339.40	\$242.00	\$2,366,760.00
UP-2	Water Main	11	EA	\$2,727.00	\$29,997.00	\$5,750.00	\$63,250.00	\$2,681.00	\$29,501.45	\$5,342.00	\$58,762.00
UP-3	8" Gate Valves	32	EA	\$6,250.00	\$200,000.00	\$2,800.00	\$89,600.00	\$4,630.84	\$148,186.88	\$4,400.00	\$140,800.00
UP-4	Service Connection	185	EA	\$4,216.00	\$779,960.00	\$4,125.00	\$763,125.00	\$3,895.84	\$720,730.40	\$3,919.00	\$725,015.00
UP-5	Hydrant Assemblies	26	EA	\$8,269.25	\$215,000.50	\$12,000.00	\$312,000.00	\$10,631.97	\$275,963.22	\$10,675.00	\$277,550.00
UP-6	Class H Concrete Watermain Encasement	225	LF	\$112.00	\$25,200.00	\$105.00	\$23,625.00	\$54.25	\$12,206.25	\$125.00	\$28,125.00
UP-7	Exploatory Test Pits	27	EA	\$741.00	\$20,007.00	\$2,150.00	\$58,050.00	\$1,810.96	\$48,895.92	\$1,500.00	\$40,500.00
UP-8	Directional Drill	1	LS	\$97,000.00	\$97,000.00	\$87,500.00	\$87,500.00	\$58,749.16	\$58,749.16	\$27,750.00	\$27,750.00
C-1	Water Main Offsets	5	EA	\$5,500.00	\$27,500.00	\$13,800.00	\$69,000.00	\$11,090.48	\$55,452.40	\$9,800.00	\$49,000.00
C-2	Rock Excavation	300	CY	\$150.00	\$45,000.00	\$100.00	\$30,000.00	\$264.48	\$79,344.00	\$180.00	\$54,000.00
C-3	Additional Roadway Sub-base	300	CY	\$55.00	\$16,500.00	\$70.00	\$21,000.00	\$83.43	\$25,029.00	\$46.00	\$13,800.00
C-4	Additional Roadway Pavement Replacement	250	SY	\$105.00	\$26,250.00	\$215.00	\$53,750.00	\$71.27	\$17,817.50	\$60.00	\$15,000.00
C-5	Class H Concrete Watermain Encasement	200	LF	\$50.00	\$10,000.00	\$110.00	\$22,000.00	\$54.25	\$10,850.00	\$125.00	\$25,000.00
C-6	Sewer Lateral Replacement	100	EA	\$400.00	\$40,000.00	\$200.00	\$20,000.00	\$9,600.41	\$960,041.00	\$1,500.00	\$150,000.00
C-7	Sewer Lateral Replacement Non-Transite	100	EA	\$100.00	\$10,000.00	\$150.00	\$15,000.00	\$1,736.06	\$173,606.00	\$1,200.00	\$120,000.00
C-8	Exploatory Test Pits	5	EA	\$610.00	\$3,050.00	\$2,150.00	\$10,750.00	\$2,288.82	\$11,444.10	\$1,500.00	\$7,500.00
ALLOW	Lump Sum Allowance				\$100,000.00		\$100,000.00		\$100,000.00		\$100,000.00
	<b>Total</b>				\$4,850,417.50		\$4,916,916.00		\$4,995,997.95		\$5,166,122.00



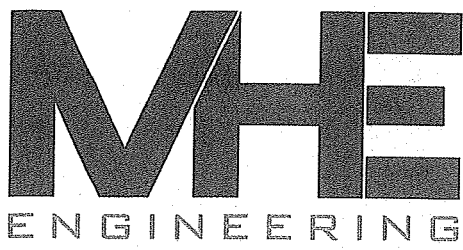
**BID AN**

PROJECT: #22-117 Colden Park Water Main Replacement

OWNER: Town of Newburgh

BIDS RECEIVED: 9/29/2023 Page 3/3

ITEM	CLASSIFICATION	EST. QUANTITIES	UNIT	Aroid Construction Company Inc.		TAM Enterprises, Inc.		D.A. Collins Construction Co. Inc.		Northbrook Contracting Corp	
				unit price	amount	unit price	amount	unit price	amount	unit price	amount
LS-1	General Conditions				\$280,000.00		\$153,264.00		\$1,200,000.00		\$654,975.00
UP-1	8" Ductile Water Main Connections to Existing Water Main	9780	LF	\$395.00	\$3,863,100.00	\$334.00	\$3,266,520.00	\$298.00	\$2,914,440.00	\$358.00	\$3,501,240.00
UP-2	8" Gate Valves	11	EA	\$7,500.00	\$82,500.00	\$6,415.00	\$70,565.00	\$19,500.00	\$214,500.00	\$10,000.00	\$110,000.00
UP-3	Service Connection	32	EA	\$3,600.00	\$115,200.00	\$6,000.00	\$192,000.00	\$2,800.00	\$89,600.00	\$2,500.00	\$80,000.00
UP-4	Hydrant Assemblies	185	EA	\$2,900.00	\$536,500.00	\$7,878.00	\$1,457,430.00	\$5,900.00	\$1,091,500.00	\$7,000.00	\$1,295,000.00
UP-5	Class H Concrete Watermain Encasement	26	EA	\$8,750.00	\$227,500.00	\$11,000.00	\$286,000.00	\$11,700.00	\$304,200.00	\$9,860.00	\$256,360.00
UP-6	Exploatory Test Pits	225	LF	\$85.00	\$19,125.00	\$115.00	\$25,875.00	\$250.00	\$56,250.00	\$75.00	\$16,875.00
UP-7	Directional Drill	27	EA	\$500.00	\$13,500.00	\$1,257.00	\$33,939.00	\$1,250.00	\$33,750.00	\$650.00	\$17,550.00
C-1	Water Main Offsets	1	LS	\$145,000.00	\$145,000.00	\$210,901.00	\$210,901.00	\$33,000.00	\$33,000.00	\$126,500.00	\$126,500.00
C-2	Rock Excavation	5	EA	\$7,500.00	\$37,500.00	\$14,534.00	\$72,670.00	\$16,950.00	\$84,750.00	\$12,300.00	\$61,500.00
C-3	Additional Roadway Sub-base Additional Roadway	300	CY	\$375.00	\$112,500.00	\$157.00	\$47,100.00	\$40.00	\$12,000.00	\$100.00	\$30,000.00
C-4	Pavement Replacement	300	CY	\$95.00	\$28,500.00	\$132.00	\$39,600.00	\$205.00	\$61,500.00	\$190.00	\$57,000.00
C-5	Class H Concrete Watermain Encasement	250	SY	\$120.00	\$30,000.00	\$80.00	\$20,000.00	\$90.00	\$22,500.00	\$85.00	\$21,250.00
C-6	Sewer Lateral Replacement	200	LF	\$95.00	\$19,000.00	\$125.00	\$25,000.00	\$250.00	\$50,000.00	\$75.00	\$15,000.00
C-7	Sewer Lateral Replacement Non-Transite	100	EA	\$3,250.00	\$325,000.00	\$4,721.00	\$472,100.00	\$2,650.00	\$265,000.00	\$3,600.00	\$360,000.00
C-8	Exploatory Test Pits	100	EA	\$1,750.00	\$175,000.00	\$2,144.00	\$214,400.00	\$1,625.00	\$162,500.00	\$200.00	\$20,000.00
ALLOW	Lump Sum Allowance	5	EA	\$500.00	\$2,500.00	\$1,549.00	\$7,745.00	\$1,250.00	\$6,250.00	\$650.00	\$3,250.00
	Total				\$6,112,425.00		\$6,695,109.00		\$6,701,740.00		\$6,726,500.00



**PROPOSED CONTRACTOR EVALUATION**

**Contractor:** Regal Utility Services Inc.

**Project:** Colden Park WM Replacement

**Contact:** John O'Rouke of Lanc & Tully Engineering

**Telephone:** (845) 294-3700 **Email:** jor@lanctully.com

**Date:** 10/2/23 **MHE Staff Sign:** APM

**General Performance:**

Fine

**Time & Schedule:**

No issue

**Clean-Up:**

85%

**Extras & Change Orders:**

Only when legit

**Cooperation:**

No problem

**Communication:**

Mostly good

**Able to Follow Drawings and Specs:**

Generally, like most contractors just have someone keep an eye on them.

**Additional Comments:**

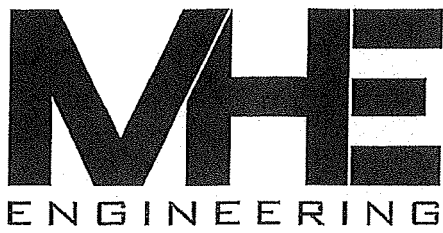
None, says we've done work w/ Regal Utility Services Inc. before and that they've used us as a reference.

**NEW YORK OFFICE**

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

**PENNSYLVANIA OFFICE**

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



**PROPOSED CONTRACTOR EVALUATION**

**Contractor:** Regal Utility Services Inc.

**Project:** Colden Park WM Replacement

**Contact:** Michael Cristaldi of Alaimo Engineering Associates

**Telephone:** (973) 532-6200 **Email:** mcristaldi@alaimogroup.com

**Date:** 10/2/23 **MHE Staff Sign:** APM

**General Performance:**

Really easy to work with, good w/ utilities, get jobs done.

**Time & Schedule:**

Set up schedule and keep it.

**Clean-Up:**

No problem, good w/ clean up.

**Extras & Change Orders:**

Very reasonable.

**Cooperation:**

No problem, always cooperate.

**Communication:**

Very good.

**Able to Follow Drawings and Specs:**

On top of that, good w/ engineers

**Additional Comments:**

Recommended for emergency repairs, highly recommended for project like this.

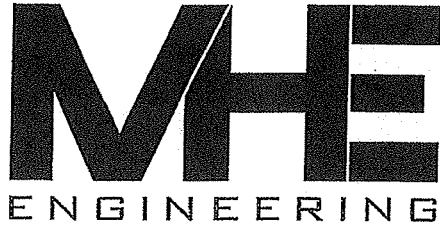
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570-296-2765 | F: 570-296-2767 | mhpa@mhepc.com





**PROPOSED CONTRACTOR EVALUATION**

**Contractor:** Regal Utility Services Inc.

**Project:** Colden Park WM Replacement

**Contact:** Tom Boorady of Darmofalski Engineering Associa

**Telephone:** (973) 835-8300 **Email:** tab@darmofalski.com

**Date:** 10/3/23 **MHE Staff Sign:** APM

**General Performance:**

Based upon our scope of work, Regal is capable of satisfactorily performing the work.

**Time & Schedule:**

**Clean-Up:**

**Extras & Change Orders:**

**Cooperation:**

**Communication:**

**Able to Follow Drawings and Specs:**

**Additional Comments:**

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