

PUBLIC MEETING AGENDA

Monday, March 2, 2015

7:00 p.m.

- 1. ROLL CALL**
- 2. PLEDGE OF ALLEGIANCE TO THE FLAG**
- 3. MOMENT OF SILENCE**
- 4. CHANGES TO AGENDA**
- 5. APPROVAL OF AUDIT**
- 6. APPOINTMENT OF NEW TOWN COUNCIL MEMBER**
- 7. REPORTS FROM DEPARTMENT HEADS**
- 8. ACCOUNTING: Approval of Transfers**
- 9. RECREATION: Advertising a Position**
- 10. ENGINEERING: Mill House Road Culvert**
- 11. DPW: Bids for Filtration Chemicals**
- 12. WATER DISTRICT:**
 - A. SEQR Lead Agency**
 - B. Interconnection with City of Newburgh**
 - C. Baxter House Transfer**
- 13. LEGISLATIVE GAZETTE: Town to be Featured in Special Section**
- 14. ANIMAL CONTROL: Shelter Helper Position**
- 15. ANNOUNCEMENTS**
- 16. PUBLIC COMMENTS**
- 17. POTENTIALITY OF EXECUTIVE SESSION: Police Matters**
- 18. ADJOURNMENT**



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550




RONALD E. CLUM, CPA
ACCOUNTANT

845-564-5220

Fax: 845-566-9461

E-Mail: rclumaccountant@townofnewburgh.org

To: Town Board and Gil Piaquadio, Town Supervisor
From: Ronald E. Clum, Town Accountant 
Date: February 20, 2015
RE: Budget Transfers

Upon review of the year end revenue reports there are a number of Budget Adjustments that should be made on the revenue side of the budget. Could you approve the following budget transfers?

INCREASE REVENUE BUDGET		DECREASE REVENUE BUDGET		AMOUNT
ACCOUNT #	DESCRIPTION	ACCOUNT #	DESCRIPTION	
001.0001.2035	Trips/Special Events	001.0001.2030	Dial-A-Bus	719.00
001.0001.2035	Trips/Special Events	001.0001.2032	Youth Activities	2,753.00
001.0001.2035	Trips/Special Events	001.0001.2034	Senior Citizens Activities	2,239.00
001.0001.2544	Dog License Fees	001.0001.2540	Bingo License	366.00
001.0001.2544	Dog License Fees	001.0001.2545	Other License Fees	30.00
001.0001.2665	Sale of Equipment	001.0001.2655	Minor Sales	561.00
001.0001.2701	Prior Year Refunds	001.0001.2700	Medicare Part D Reimb	20,000.00
001.0001.3001	Per Capita Aid	001.0001.3005	Mortgage Tax	8,589.00
001.0001.3088	State Aid - Police	001.0001.3005	Mortgage Tax	21,231.00
001.0001.3089	State Aid-Other	001.0001.3005	Mortgage Tax	60,586.00
001.0001.3804	Senior Citizen Transport	001.0001.3005	Mortgage Tax	17,259.00
001.0001.3804	Senior Citizen Transport	001.0001.3090	State Aid - DWI	719.00
001.0001.3804	Senior Citizen Transport	001.0001.3820	Youth Programs	3,940.30
001.0001.4320	Crime Control-Restricted	001.0001.3820	Youth Programs	2,059.70
015.0015.1081.1501	Other PILOTS	015.0015.2401.1501	Interest	70.00
030.0030.2660	Sale of Property	030.0030.2401	Interest	3,223.00
030.0030.2770	Other Misc	030.0030.2700	Medicare Part D Reimb	5,000.00
040.0040.2140	Metered Water Sales	040.0040.2144	Other Meter Charges	1,112.00
040.0040.2770	Other Misc	040.0040.2410	Rentals	20,422.00
040.0040.2770	Other Misc	040.0040.2680	Insurance Recoveries	2,000.00
040.0040.2770	Other Misc	040.0040.2700	Medicare Part D	1,500.00

These entries are needed as the revenues budgeted in the categories to the right were not met during 2014.



JOHN PLATT
COMMISSIONER

TOWN OF NEWBURGH

DEPARTMENT OF PUBLIC WORKS
DIVISION OF WATER AND SEWER
311 ROUTE 32
NEWBURGH, NY 12550

PHONE: 845-564-7813
FAX: 845-566-8903

MEMORANDUM

TO: Gil Piaquadio, Town Supervisor and Town Board Members

From: John Platt, Commissioner of Public Works

Date: February 23, 2015

Re: Water Filtration Chemicals and Alum Sludge Removal Bids

I respectfully request permission to prepare contract documents and advertise for bids for all chemicals and alum sludge removal for both the Chadwick Lake and DAT Water Filtration Plants.

Chemicals to be bid include:

- Sodium Fluoride
- Sodium Hypochlorite
- Blended Polyorthophosphate
- Hydrofluosilicic Acid
- Sodium Hydroxide
- Phosphoric Acid
- Soda Ash
- Sodium Bisulfite
- Sulfuric Acid
- Citric Acid
- Potassium Permanganate
- Polyaluminum Chloride

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

Cc; James Osborne, Town Engineer

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of March, 2015 at 7:00 o'clock p.m.

12B

PRESENT:

Gilbert J. Piaquadio, Supervisor

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD DETERMINING THAT PROPOSED WATER INTERCONNECTION WITH THE CITY OF NEWBURGH AT OLD LITTLE BRITAIN ROAD PROJECT OF THE CONSOLIDATED WATER DISTRICT OF THE TOWN OF NEWBURGH IS AN UNLISTED ACTION AND PROVIDING FOR COORDINATED REVIEW UNDER SEQR

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

WHEREAS, the Town Board of the Town of Newburgh is considering undertaking a project generally described as the Water Interconnection with the City of Newburgh at Old Little Britain Road Project of the Consolidated Water District which consists of the construction of a 1.9 mgd water pumping station at the City of Newburgh's Water Treatment Plant and approximately 5,600 linear feet of 12 inch diameter water main in Route 207/Little Britain Road, Old Little Britain Road and Route 300/ Union Avenue from the City of Newburgh's Water Treatment Plant to an existing 12 inch diameter main in Route 300/Union Avenue and the approval of a related inter-municipal agreement(s) with the City of Newburgh and the approval of funding agreements with the City of New York (the "Action"); and

WHEREAS, the Town Board of the Town of Newburgh has caused an Environmental Assessment Form (the "EAF") to be prepared for the proposed Action; and

WHEREAS, the funding of the design and construction of the interconnection has been considered as a mitigation measure by the City of New York for its Water for the Future project, which underwent a full SEQRA review including the preparation of an Environmental Impact Statement and the adoption of Findings by the City of New York; and

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

NOW, THEREFORE, BE IT RESOLVED, the Town Board pursuant to Article 8 of the Environmental Conservation Law ("SEQR"), Part 617 of the General Regulations adopted pursuant thereto ("Part 617") and Chapter 100 entitled "Environmental Quality Review" of the Town of Newburgh Municipal Code, hereby determines that the Action is subject to SEQR and is an Unlisted Action; and

BE IT FURTHER RESOLVED, that the following agencies identified by the EAF, using all due diligence, are involved agencies for the Action:

City of Newburgh
Orange County Department of Health
New York State Department of Transportation
City of New York

and;

BE IT FURTHER RESOLVED, that the following are identified as interested agencies for the Action:

Bureau of Fire Chiefs
Goodwill Fire District
Orange Lake Fire District (Winona Lake Division)
Orange County
Town of New Windsor

and;

BE IT FURTHER RESOLVED, that the Town Board hereby directs that a Lead Agency coordination letter be circulated among involved agencies together with copies of the EAF, and such other information as is appropriate, indicating the Town Board's intent to assume the role of Lead Agency for the Action under SEQRA and Part 617, and that copies of the EAF also be forwarded to interested agencies, if any, for review and comment.

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

<u>George Woolsey, Councilman</u>	<u>voting</u>
<u>Elizabeth J. Greene, Councilwoman</u>	<u>voting</u>
<u>Paul I. Ruggiero, Councilman</u>	<u>voting</u>
<u>Gilbert J. Piaquadio, Supervisor</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

DRAFT

12C

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 15th day of March, 2014 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD
MAKING *COUNTY OF MONROE* FINDINGS
AND AUTHORIZING DEED TO
PROPERTY OF THE CONSOLIDATED
WATER DISTRICT:
1.6 ACRE PORTION OF 617
ROUTE 32, WALLKILL (TOWN OF
NEWBURGH), NEW YORK CONTAINING A
HOUSE, DRIVEWAY AND RELATED
STRUCTURES SEPARATING THAT PORTION
FROM THE BALANCE OF THE PROPERTY

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

WHEREAS, the Town Board conducted a duly noticed public hearing in the matter of the proposed conveyances of real property of the Consolidated Water District of the Town of Newburgh, not needed for District purposes at Town Hall, 1496 Route 300 in the Town of Newburgh, New York on the 15th day of October, 2007 at 7:30 o'clock, p.m. and at that time presented an opportunity to all interested parties to present comments regarding proposed conveyances which included the sale in fee of a 1.65 acre portion of property located at 617 Route 32, Wallkill, New York and shown on the tax map for the Town of Newburgh as Section 4, Block 2 Lot 29.5 which includes a house, driveway and related structures, subject to a restriction confining future use of the property to a single family residence and accessory uses, by bargain and sale deed for market value; and

WHEREAS, the Town Board caused an Environmental Assessment Form ("EAF") to be prepared for the proposed conveyances of the surplus land in accordance with the requirements of the regulations promulgated by the New York State Department of Environmental Conservation under the New York State Environmental Quality Review Act ("SEQR"); and

WHEREAS, the Town Board determined that said action will not have an adverse effect on the environment and accordingly issued a negative declaration in compliance with SEQR; and

WHEREAS, following the close of the public hearing, the Town Board resolved and determined that the 1.65 acre portion of said property proposed to be conveyed by bargain and sale deed for market value subject to a restriction confining future use of the property to a single family residence and accessory uses was not required for any purpose of the Consolidated Water District, the purchase of the house, driveway and related improvements on said portion of the property having been incidental to the purposes for which the balance of the property was acquired to protect the watershed of the Chadwick Lake Reservoir of the Consolidated Water District, and the conveyance would provide revenue to the Consolidated Water District; and

WHEREAS, the Town Board approved the sale of the property and authorized and

directed the Supervisor to execute and deliver a contract of sale, and a bargain and sale deed for and on behalf of Town of Newburgh Consolidated Water District, in such form and content as is satisfactory to the Attorney for the Town, and such other recording instruments and documents and papers as are necessary to give effect to the forgoing resolutions; and

WHEREAS, the Town Board has heretofore approved an offer by Robert and Elizabeth Leonard as meeting approved terms and conditions for a market value sale; and

WHEREAS, in order to implement the sale to Robert and Elizabeth Leonard, a deed from the Town of Newburgh for and on behalf of the Town of Newburgh Consolidated Water District to the Town of Newburgh for and on behalf of the Consolidated Water District dividing the 1.65 acre portion of the property from the balance of the property while still in Town ownership in order to create a conforming municipal lot is advisable.

NOW, THEREFORE, BE IT RESOLVED AND DETERMINED THAT:

1. Applying the balancing of interests test set forth in *Matter of County of Monroe*, 72 N.Y.2d 338 (1988), the Town Board determines the transfer to be exempt from the Town's Zoning Code and other land use regulations, including the requirements for subdivision approval by the Town of Newburgh Planning Board based upon the following the analysis:
 1. the nature and scope of the instrumentality seeking immunity: the Town of Newburgh for and on behalf of the Town of Newburgh Consolidated Water District seeks immunity from its own land use regulations and subdivision approval requirements;
 2. the government's legislative grant of authority: the Town of Newburgh has the authority to enact zoning and subdivision regulations within its jurisdiction, and to convey property to itself and third parties pursuant to New York State Town Law;
 3. the kind of function or land use involved: the initial conveyance is for municipal purposes in order to separate a piece of surplus property from property acquired for reservoir protection purposes and the second conveyance will be for the sale of surplus property in order to provide revenue to the Consolidated Water District and return the property as taxable property to the assessment rolls; the property will ultimately be restricted in use to the same use as before the Town's acquisition of the property, a single family residence;
 4. the effect local land use regulation would have upon the enterprise concerned: as the lot being created by the initial transfer would meet the bulk requirements for a municipal lot, the local land use regulations would have minimal effects;
 5. alternative locations for the facility in less restrictive zoning areas: this factor is not applicable to the subject proposed activity;
 6. the impact upon legitimate local interests: following a public hearing, the Town Board has already determined that the 1.65 acre property portion proposed to be conveyed surplus, the purchase of the house, driveway and related improvements on said portion of the property having been incidental to the purposes for which the balance of the property was acquired to protect the watershed of the Chadwick Lake Reservoir of the Consolidated Water District, and that the conveyance will provide revenue to the Consolidated Water District;
 7. alternative methods of providing the proposed improvement: this factor is not applicable to the subject activity; the activity only is possible for this property;
 8. the extent of the public interest to be served by the improvements: no improvements are proposed in this instance, the property of which this 1.6 acres is a part having been

acquired for reservoir protection and the Town Board has determined that the sale serves the public interest; and

9. intergovernmental participation in the project development process and an opportunity to be heard: the action is occurring within the Town of Newburgh; the County of Orange holds a conservation easement on the balance of the property, which is not being conveyed and was informed of the Town's intention to sell the 1.6 acre portion of the property not needed for reservation protection purposes and agreed to its not being included within the conservation easement area, the residence will use existing ingress and egress to NYS Route 32.

; and

2. The Supervisor is authorized and directed to execute and deliver a deed between the Town of Newburgh for and on behalf of the Town of Newburgh Consolidated Water District, for the 1.65 portion of the property to the Town of Newburgh for and on behalf of the Consolidated Water District in such form and content as is satisfactory to the Attorney for the Town, and such other recording instruments and documents and papers as are necessary and further authorizes the Attorney for the Town to cause such deed to be recorded in order that the subject property may be separated from the balance of the property prior to the approved sale to Robert and Elizabeth Leonard.
3. These resolutions shall take effect immediately.

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

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Supervisor voting _____

The resolution was thereupon declared duly adopted.

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I thought you might find this article that will be in the local newspaper interesting.
Bernie

Press-Republican

April 29, 2013

Town featured in Legislative Gazette special section

By *DAN HEATH*
Press-Republican

--- — PLATTSBURGH — The Town of Plattsburgh is featured in a special edition of The Legislative Gazette.

The eight-page, full-color special section, titled "The Town of Plattsburgh — A Jewel on the Adirondack Coast," became available April 23.

Town Supervisor Bernie Bassett said the town was invited to be featured by the Gazette. The town contributed the articles and photographs, and Gazette staff did the layout and publishing. The paper sells advertising to cover the cost of publication.

"This isn't costing the Town of Plattsburgh taxpayers anything," he said.

The paper is distributed throughout the Capitol District, and the town receives complimentary copies to distribute as it pleases.

"We get 5,000 copies. We will use those to market the town," Bassett said.

'GOOD EXPOSURE'

Articles include a welcome from the supervisor, information about the town's location on the Adirondack Coast, town history, plans for the future, the Imaginarium Children's Museum, Nova Bus, efforts to expand natural gas service, support for business growth, and information about the town parks and Recreation Department.

Advertisers are The Development Corp., Day Brothers Boats, Liquor and Wine Warehouse, Lake Champlain Transportation, Community Bank, Schluter Systems, UFirst Federal Credit Union, the New York State Health Insurance Program, NorTrax, Fesette Realty, Graymont, Studley Printing and Distributing, and Nova Bus.

Those ads give local businesses in the town a chance for some exposure they might not otherwise receive, Bassett said. Their participation also shows their support for the community.

The town received one page of editorial content for every page of advertising the Legislative Gazette was able to sell.

"I consider this one more example of a public/private partnership," the supervisor said.

The Gazette is a weekly newspaper, based in Albany, featuring New York state political news.

To view the special section, go to legislativegazette.com, click on the news tab and then this week's newspaper and special reports.

Email Dan Heath

dheath@pressrepublican.com



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TOWN OF NEWBURGH ANIMAL CONTROL &
SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

(845)561-3344
FAX: (845)561-2220

To: Town Board
From: Chantel Haight
Date: February 27, 2015
Re: Shelter Helper position

I am seeking the board's permission to fill the Animal Shelter Helper position being vacated by Angelia Meehan on 3/6/15.

Thank you in advance for your consideration in this matter.

CC: Charlene Black