

ANDREW J. ZARUTSKIE, Town Clerk
1496 Route 300, Town of Newburgh, New York 12550
Telephone 845-564-4554

PUBLIC MEETING AGENDA

Monday, October 6, 2014
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. (7:00) PUBLIC HEARING: Local Law to Override the Tax Levy Limit
7. SCHEDULE Public Hearing on Budget: Town, Highway, Districts
8. JUSTICE COURT:
 - A. Approval of Audit
 - B. Hiring of Court Clerk
 - C. Resolution to Apply for JCAP Grant
9. HIGHWAY:
 - A. Budget Transfer
 - B. Paving of Code Compliance Parking Lot
 - C. Paving of Police Parking Lot
10. ASSESSOR: Tax Settlement (First Prestige Properties, Inc.)
11. TOWN HALL: Awarding of Generator Contract
12. ANIMAL CONTROL: T-94 Withdrawal
13. FLEET MAINTENANCE: Surplus Equipment Vendor
14. RECREATION:
 - A. Creating Position of Recreation Specialist
 - B. T-38 Withdrawal
 - C. Parkland Trust Withdrawal
15. RECEIVER OF TAXES: Chargebacks
16. POLICE:
 - A. T-90 Withdrawal
 - B. Budget Transfer
17. IDA:
 - A. Modification of IDA Recommendation Letter on Pilot
 - B. Modification to Community Host Agreement
18. ANNOUNCEMENTS
19. PUBLIC COMMENTS

DRAFT

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

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF ADOPTION
OF LOCAL LAW NO. ___ OF 2014
TO OVERRIDE THE TAX LEVY LIMIT
ESTABLISHED IN GENERAL MUNICIPAL
LAW ARTICLE 3-C

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

WHEREAS, the Town Board of the Town of Newburgh adopted a resolution on the 15th day of September, 2014 ordering a public hearing to be held on the 6th day of October, 2014 at 7:00 o'clock p.m., prevailing time, to hear all interested parties on Introductory Local Law No. ___ of the Year 2014 entitled "A Local Law to Override the Tax Levy Limit Established in General Municipal Law Article 3-C"; and

WHEREAS, a notice of public hearing was duly advertised on the ___th day of September, 2014 in The Mid-Hudson Times and on the ___th day of September, 2014 in The Sentinel and posted on the Town Clerk's sign board on the ___th day of September, 2014; and

WHEREAS, the public hearing was duly held on the 6th day of October, 2014 at 7:00 o'clock p.m., at Town Hall, 1496 Route 300, Newburgh, New York and all parties in attendance were permitted to speak on behalf or in opposition of the proposed Local Law or any part thereof; and

WHEREAS, the adoption of said Local Law constitutes routine and continuing agency administration and management not including new programs or major reordering of priorities that may affect the environment, and accordingly is a Type II Action under the State Environmental Quality Review Act; and

WHEREAS, due to the order of adoption and filing of introductory local laws by the Town Board of the Town of Newburgh, upon adoption and filing with the Secretary of State said Local Law will be designated as Local Law No. ___ of 2014; and

WHEREAS, the Town Board of the Town of Newburgh, after due deliberation finds it in the best interest of the Town to adopt said Local Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. The Town Board of the Town of Newburgh hereby adopts said Local Law No. ___ of 2014 entitled "A Local Law to Override the Tax Levy Limit Established in General Municipal Law Article 3-C".
2. The Town Clerk is hereby directed to enter this resolution and said Local Law in the minutes of this meeting and the Local Law Book of the Town of Newburgh and to give due notice of the adoption of said Local Law to the Secretary of State and to the public.

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, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

INTRODUCTORY LOCAL LAW NO. ___ OF THE YEAR 2014
A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN
GENERAL MUNICIPAL LAW 3-C

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

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Newburgh, County of Orange pursuant to General Municipal Law § 3-c, and to allow the Town of Newburgh, County of Orange to adopt a town budget for (a) town purposes and (b) any other special or improvement district governed by the town board for the fiscal year 2015 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Newburgh, County of Orange is hereby authorized to adopt a budget(s) for the fiscal year 2015 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local law shall take effect immediately.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ____ day of _____, 2014 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piauquadio, Deputy Supervisor and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION CALLING PUBLIC HEARING ON PRELIMINARY 2014 TOWN OF NEWBURGH BUDGET

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

WHEREAS, the Town Board of the Town of Newburgh has met and considered the tentative and preliminary budget for the fiscal year beginning January 1, 2015; and

WHEREAS, the Town Board of the Town of Newburgh desires to schedule a date and time for the Public Hearing to be held on November 3, 2014 at 7:00 p.m.; and

WHEREAS, the preliminary budget must be filed in the Office of the Town Clerk of the Town of Newburgh at the time of publication of the Notice of Public Hearing;

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That in accordance with the provisions of §106 of the Town Law and other applicable provisions of Law, the preliminary budget for the fiscal year beginning January 1, 2015 shall be filed in the office of the Clerk of the Town of Newburgh where it shall be available for public inspection at or before the time of publication of the Notice of Public Hearing.
2. The Town Clerk of the Town of Newburgh shall give Notice of such Public Hearing to be held on November 3, 2014 at 7:00 p.m. by publishing notice thereof in the official newspaper of the Town of Newburgh not less than five (5) days prior to November 3, 2014, and cause a copy of such notice to be posted on the sign board of the Town of Newburgh not later than five (5) days before November 3, 2014.
3. This resolution shall take effect immediately.

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

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

I, Andrew J. Zarutskie, the duly elected and qualified Town Clerk of the Town of Newburgh, New York, do hereby certify that the following resolution was adopted at a regular meeting of the Town Board held on October 6, 2014 and is on file and of record and that said resolution has not been altered, amended or revoked and is in full force and effect.

Andrew J. Zarutskie, Town Clerk
Town of Newburgh

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ____ day of October, 2014 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul Ruggiero, Councilman

RESOLUTION CALLING PUBLIC HEARINGS; RE: SPECIAL DISTRICT ASSESSMENTS, ROLLS AND BENEFIT FORMULAS FOR THE YEAR 2015

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

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

WHEREAS, the Town Board of the Town of Newburgh desires to set a date for the Public Hearing on the Budgets, Assessments and Benefit Formulas for all special districts and special improvement areas of the Town of Newburgh for the fiscal year beginning January 1, 2015 to be held on November 3, 2014 at 7:00 p.m.

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

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That in accordance with the Sections 202-a and 239 of the Town Law, the Town Board of the Town of Newburgh shall meet on November 3, 2014 at 7:00 p.m. at the Town Hall, 1496 Route 300, Newburgh, New York and then and there hold a Public Hearing on the following special districts and special improvement area Budgets, Assessment Rolls and Benefit Formulas, each to be heard separately in the order as listed:

Colden Park Lighting District, Consolidated Lighting District, Fleetwood Lighting District, Lakeside Road Lighting District, Orange Lake Lighting District, Consolidated Water #1, Consolidated Water #2, (inclusive of Consolidated, Colden Park and Fleetwood-Holiday Park Water Districts as applicable), Lateral N. Water (Thornwood), Stewart ANG Base Water, Gidney Sewer District, Nob Hill Sewer

District, Meadow Hill North Sewer District, Meadow Hill South Sewer District, Algonquin Sewer District, Crossroads Sewer District, Fleetwood Sewer District, 17K UA Sewer District, Wintergreen Sewer District, Amber Fields Drainage District, Cox Drainage District, Stonewall Estates Drainage District, Fini Subdivision Drainage District, Candlestick Hill Drainage District, Woodlawn Heights Drainage District, Orchard Ridge Drainage District, Autumn Ridge Drainage District, Mountain Lake Drainage District, Pinnacle Subdivision Drainage District, Margate Subdivision Drainage District, Greenshire Way Highway Improvement Area and Laurie Lane Highway Improvement Area.

2. The Town Clerk of the Town of Newburgh shall give Notice of such Public Hearing by Publishing Notice thereof in a newspaper published within the Town of Newburgh not less than ten (10) days nor more than twenty (20) days prior to November 3, 2014, and cause a copy of such notice to be posted on the sign board of the Town of Newburgh not later than ten (10) days before November 3, 2014, and notices shall be mailed as required.
3. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call,

which resulted as follows:

<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, Deputy Supervisor and Councilman</u>	<u>voting</u>

The resolution was thereupon declared duly adopted.

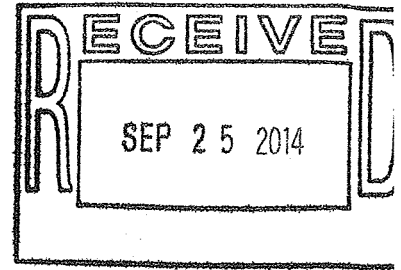
I, Andrew J. Zarutskie, the duly elected and qualified Town Clerk of the Town of Newburgh, New York, do hereby certify that the following resolution was adopted at a regular meeting of the Town Board held on the _____ day of October, 2014 and is on file and of record and that said resolution has not been altered, amended or revoked and is in full force and effect.

Andrew J. Zarutskie, Town Clerk
Town of Newburgh



New York State
Unified Court System
25 Beaver Street
New York, New York 10004

84



212-428-2120

A. Gail Prudenti
Chief Administrative Judge

September 24, 2014

{ e-mailed them the
report on 9/29/14 }
for

Supervisor Gilbert Piaquadio
Town of Newburgh
1496 Route 300
Newburgh, NY 12550-2677

Dear Supervisor Piaquadio:

Section 2019-a of the Uniform Justice Court Act requires that town and village justices annually provide their court records and dockets to their respective town and village auditing boards, and that such records then be examined or audited and that fact be entered into the minutes of the board's proceedings.

The Unified Court System's *Action Plan for the Justice Courts*, announced November 2006, includes initiatives to improve accountability and controls over Justice Court finances and records. Among the initiatives is increased monitoring of town and village board compliance with section 2019-a.

Accordingly, I am requesting that you provide a copy of your most recent audit (calendar year 2013 or fiscal year ending in 2014) or examination of your local court's records and a copy of your board resolution acknowledging that the required examination or audit was conducted. Please forward the report and the resolution to Joan Casazza, Internal Control Liaison, NYS Office of Court Administration, 2500 Pond View, Suite LL01, Castleton-on-Hudson, NY 12033.

If you have any questions, please call Joan Casazza at (518) 238-4303. Thank you for your cooperation.

Very truly yours,

A. GAIL PRUDENTI
Chief Administrative Judge

/smw

c: George Danyluk, CIA, CFE
Joan Casazza, CIA, CCSA, CRMA



NEWBURGH TOWN COURT
311 ROUTE 32
NEWBURGH, NEW YORK 12550

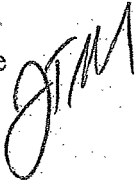
TELEPHONE (845) 564-7165
FACSIMILE (845) 564-7171

HON. JUDE T. MARTINI
TOWN JUSTICE

FRANCES BOCKEMUHL
COURT CLERK TO TOWN JUSTICE

MEMORANDUM

TO: Gilbert J. Piaquadio, Deputy Supervisor/Acting As Supervisor
Elizabeth J. Greene, Town Councilwoman
Paul Ruggiero, Town Councilman
George A. Woolsey, Town Councilman

FROM: Hon. Jude T. Martini, Town Justice 

DATE: May 27, 2014

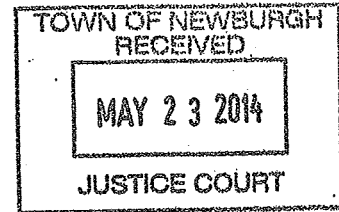
SUBJECT: Audit Report for 2013

Attached please find the finalized audit report performed for the Town of Newburgh Justice Court under my part for the year ended December 31, 2013. Accolades to my staff on an excellent report.

If you have any questions or need additional information, please feel free to contact me directly.

Attachment

cc: Accounting Department



April 30, 2014

Town of Newburgh Justice Court
311 Route 32
Newburgh, NY 12550

Attention: Town Board

We have performed the procedures enumerated below, which were agreed to by the Town of Newburgh Justice Court, solely to assist you in connection with a determination as to whether the Justice Court accounted for and reported its transactions in accordance with New York State requirements. The Town of Newburgh Justice Court is responsible for all court records. This agreed-upon procedures engagement was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants. The sufficiency of these procedures is solely the responsibility of those parties specified in this report. Consequently, we make no representation regarding the sufficiency of the procedures described below either for the purpose for which this report has been requested or for any other purpose.

We performed the following services for the Town of Newburgh Justice Court under Jude T. Martini, Town Justice for the year ended December 31, 2013:

- A review of internal controls, including interviews of court personnel and documentation of the various cycles (i.e. cash disbursements, receipts). Review of the Town Justice Court's record keeping procedures to ensure that all appropriate information is being recorded.
- Testing of specific transactions to ensure that they have been handled properly and according to existing policies and procedures.
- A review of the Town Justice Court's record keeping and reporting procedures, including bank reconciliations, court records and monthly reports to the Justice Court Fund.

Proficiencies Found:

Receipts:

- Receipts were pre-numbered, duplicated in the cash receipts book in order to be retained by the court and contained all state required information.
- Cash receipts were properly issued.
- Deposits were made within 72 hours of collection.
- Deposits were made intact.
- Amounts collected agreed to case file documentation.
- The amounts in the cash receipts records were totaled by page.
- Cash receipts were stamped paid and initialed by the receiver.

Town of Newburgh Justice Court
April 30, 2014
Page 2

Disbursements:

- All checks were pre-numbered and issued in sequence.
- Unissued checks were securely maintained.
- Copies of issued checks are retained as evidence of the disbursement and these are kept with the corresponding casefiles. All check images are available upon request by the bank.
- All checks were appropriately signed by the Judge.
- All checks contained all state required information.
- Disbursements were properly recorded in the disbursement records.

Case Files:

- Case files for disposed cases appeared complete and agreed with amounts reported in the monthly reports and receipt book.

Report Testing:

- Justice ID was included on monthly reports.
- Reports were timely filed.
- Report headings contained all state required information.
- All pages were numbered.
- Judge's certifications were submitted.
- The cash disbursements to the Town Supervisor agreed to the monthly reports.
- All monthly report documentation was maintained together in the monthly package.
- Totals on the pages in the cash receipts records agreed to reports and disbursements.
- Monthly backup was maintained.

General:

- Monthly checklist for review of justice court records was utilized.
- Bail listing was reconciled monthly.
- Bank statements are reconciled monthly before monthly reporting.

Deficiencies Found:

- None

We were not engaged to, and did not, conduct an audit, the objective of which would be the expression of an opinion on the records. Accordingly, we do not express such an opinion. Had we performed additional procedures, other matters might have come to our attention that would have been reported to you.

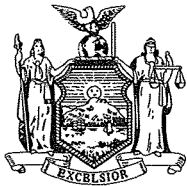
This report is intended solely for the information and use of the Town and is not intended to be, and should not be, used by anyone other than these specified parties.

Very truly yours,

Vanacore, DeBenedictus, DiGiovanni, & Weddell
Limited Liability Partnership

Tonia A. Crown, CPA.CITP

Tonia A. Crown, CPA.CITP
Partner



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

8B
Public

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

HON. RICHARD CLARINO
TOWN JUSTICE

DEBRA A. MURPHY
COURT CLERK TO TOWN JUSTICE

September 19, 2014

Gilbert Piaquadio
Acting Supervisor of the Town of Newburgh
1496 Route 300
Newburgh, New York 12550

Re: Appointment to Fill Vacancy

Dear Acting Supervisor Piaquadio:

This is to respectfully request that Nicole Black be appointed to fill the vacancy for the position of Court Clerk to replace Kelly A. Rugh who left Town service on July 31, 2014. As you know, on September 15, 2014 the Board approved Patricia Scully-Martin to fill the vacancy but Ms. Martin declined the appointment.

Ms. Black's application has already been submitted to you and/or the director of personnel.

Please contact me if you have any questions or wish to discuss this matter further.

Very truly yours,

RICHARD CLARINO
Town Justice, Town of Newburgh

cc: Charlene Black
Director of Personnel



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

Brenda

PERSONNEL DEPT.

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

To: Gilbert Piaquadio, Deputy Supervisor
Town Board

From: Charlene M Black, Personnel

CB

Date: September 23, 2014

Re: Justice Court: Court Clerk Position

As you know, Town Justice Richard Clarino interviewed for the full time position that is available in his department. The Board approved the request to hire Patricia Scully-Martin. Last Friday Ms. Martin declined the position and the Judge would like to offer the position to Nicole Black as a provisional Court Clerk. The County has pre-approved her application, pending the Court Clerk test. All paperwork is attached: application, employment request form and letter from Mr. Clarino. Ms Black's employment is pending the Town Board's approval, paperwork to be completed, physical, Drug/alcohol testing and finger printing. The rate of pay is \$12.00 per hour and with favorable results, start date can be October 9, 2014. Thank you in advance.



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

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

HON. RICHARD CLARINO
TOWN JUSTICE

DEBRA A. MURPHY
COURT CLERK TO TOWN JUSTICE

September 19, 2014

Gilbert Piaquadio
Acting Supervisor of the Town of Newburgh
1496 Route 300
Newburgh, New York 12550

Re: Appointment to Fill Vacancy

Dear Acting Supervisor Piaquadio:

This is to respectfully request that Nicole Black be appointed to fill the vacancy for the position of Court Clerk to replace Kelly A. Rugh who left Town service on July 31, 2014. As you know, on September 15, 2014 the Board approved Patricia Scully-Martin to fill the vacancy but Ms. Martin declined the appointment.

Ms. Black's application has already been submitted to you and/or the director of personnel.

Please contact me if you have any questions or wish to discuss this matter further.

Very truly yours,

RICHARD CLARINO
Town Justice, Town of Newburgh

cc: Charlene Black
Director of Personnel

82



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

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

HON. RICHARD CLARINO
TOWN JUSTICE

DEBRA A. MURPHY
COURT CLERK TO TOWN JUSTICE

October 2, 2014

Gilbert Piaquadio
Acting Supervisor of the Town of Newburgh
1496 Route 300
Newburgh, New York 12550

Re: Justice Court Calendar Item to Approve Application for JCAP Grant

Dear Acting Supervisor Piaquadio:

Would you please calendar for the next available Town Board Meeting a proposed Town Board resolution giving the Court permission to apply for the JCAP (Justice Court Assistance Program) grant. This resolution is required to accompany the grant application which is due on October 15, 2014.

Please contact me if you have any questions or wish to discuss this matter further.

Very truly yours,

RICHARD CLARINO
Town Justice, Town of Newburgh



Rider Weiner & Frankel P.C.
ATTORNEYS & COUNSELORS AT LAW

MEMORANDUM

P: 845.562.9100

F: 845.562.9126

655 Little Britain Road
New Windsor, NY 12553

P.O. Box 2280
Newburgh, NY 12550

ATTORNEYS

David L. Rider
Charles E. Frankel
Michael J. Matsler
Mark C. Taylor
Deborah Weisman-Estis
M. Justin Rider
Jeffrey S. Sculley
Donna M. Badura
Alyson Pomerantz

M. J. Rider
(1906-1968)
Elliott M. Weiner
(1915-1990)

COUNSEL

Stephen P. Duggan, III
John K. McGuirk

OF COUNSEL

Craig F. Simon

TO: HON. GILBERT J. PIAQUADIO, DEPUTY SUPERVISOR
AND COUNCILMAN
TOWN BOARD MEMBERS

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: JCAP GRANT RESOLUTION;
OUR FILE NO. 800.1(B)() (2014)

DATE: OCTOBER 3, 2014

Enclosed please find the following draft resolution for the Town Board's consideration:

RESOLUTION OF SUPPORT TO CERTAIN INITIATIVES OF THE
JUSTICE COURT OF THE TOWN OF NEWBURGH IN SUBMITTING AN
APPLICATION FOR THE 2014 JUSTICE COURT ASSISTANCE
PROGRAM (JCAP)

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

MCT:sel
Enclosure

cc: Andrew J. Zarutskie, Town Clerk (via e-mail)
Ronald Clum, Town Accountant (via e-mail)

82



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

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

HON. RICHARD CLARINO
TOWN JUSTICE

DEBRA A. MURPHY
COURT CLERK TO TOWN JUSTICE

October 2, 2014

Gilbert Piaquadio
Acting Supervisor of the Town of Newburgh
1496 Route 300
Newburgh, New York 12550

Re: Justice Court Calendar Item to Approve Application for JCAP Grant

Dear Acting Supervisor Piaquadio:

Would you please calendar for the next available Town Board Meeting a proposed Town Board resolution giving the Court permission to apply for the JCAP (Justice Court Assistance Program) grant. This resolution is required to accompany the grant application which is due on October 15, 2014.

Please contact me if you have any questions or wish to discuss this matter further.

Very truly yours,

RICHARD CLARINO
Town Justice, Town of Newburgh

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the ___th day of October, 2014 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF SUPPORT
TO CERTAIN INITIATIVES OF THE
JUSTICE COURT OF THE TOWN OF
NEWBURGH IN SUBMITTING AN
APPLICATION FOR THE 2014 JUSTICE
COURT ASSISTANCE PROGRAM (JCAP)

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

WHEREAS, the Town of Newburgh Justice Court has taken the initiative of applying for a grant under the 2014 Justice Court Assistance Program (JCAP); and

WHEREAS, the Town of Newburgh Justice Court has provided each member of the Town Council with all of the details regarding this grant application, including the proposed use of any monies granted as a result of this application.

NOW, THEREFORE, BE IT RESOLVED that the Town of Newburgh Town Board, in its capacity as governing body of the Town of Newburgh, does hereby fully and completely support the initiatives of the Justice Court in applying for this grant.

BE IT FURTHER RESOLVED, that the aforesaid resolution shall take effect immediately.

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

George Woolsey, Councilman _____ voting _____

Elizabeth J. Greene, Councilwoman _____ voting _____

Paul I. Ruggiero, Councilman _____ voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.

STATE OF NEW YORK)
COUNTY OF ORANGE) SS:
TOWN OF NEWBURGH)

I, Andrew J. Zarutskie, Town Clerk of the Town of Newburgh, DO HEREBY CERTIFY that I have compared the foregoing resolution, duly adopted by the Town Board of the Town of Newburgh on the ___th day of October, 2014, and entered in the minutes of the proceedings of said Board, and that the foregoing is a true and correct copy of said resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my name and the seal of said Town on this _____ day of October, 2014.

Andrew J. Zarutskie, Town Clerk

9A

Board Vote Required

Transfer of 14,000 from contingency account 001 1990 0499

To Bldg & Grounds Old Town Hall Equipment purchases 001 1621 0200 to
fund parking lot paving

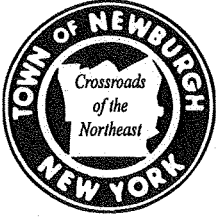
Which after this purchase will have a balance of \$ 170,000 in the contingency account

No Board vote required

Funding for the paving at Police Dept will come from building & grounds account
repairs to Police Dept non vehicles \$ 1000.00 which currently has a balance of
\$ 7659.00 before the purchase

\$ 4000.00 will come from account 001 1626 0497 building and grounds maintenance
contracts which has a balance of \$ 13,884.97 before the purchase

9 B+C



HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

TODD DEPEW
HIGHWAY SUPERINTENDENT

The paving of Code Compliance parking lot: 177 Tons of Black Top

For the Highway Department to pave it: Black top Cost of \$64.95 per ton
Total Cost \$11,496.15 plus fuel adjustment

For Tilcon Paving to pave it: Black top Cost of \$79.07 per ton
From the Orange County Bid
Total Cost \$13,995.39 plus fuel adjustment

The paving of Police Department parking lot: 62 Tons of Black Top

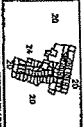
For the Highway Department to pave it: Black top Cost of \$64.95 per ton
Total Cost of \$4,026.90 plus fuel adjustment

For Tilcon Paving to pave it: Black top Cost of \$79.07 per ton
From the Orange County Bid
Total Cost of \$4,902.34 plus fuel adjustment

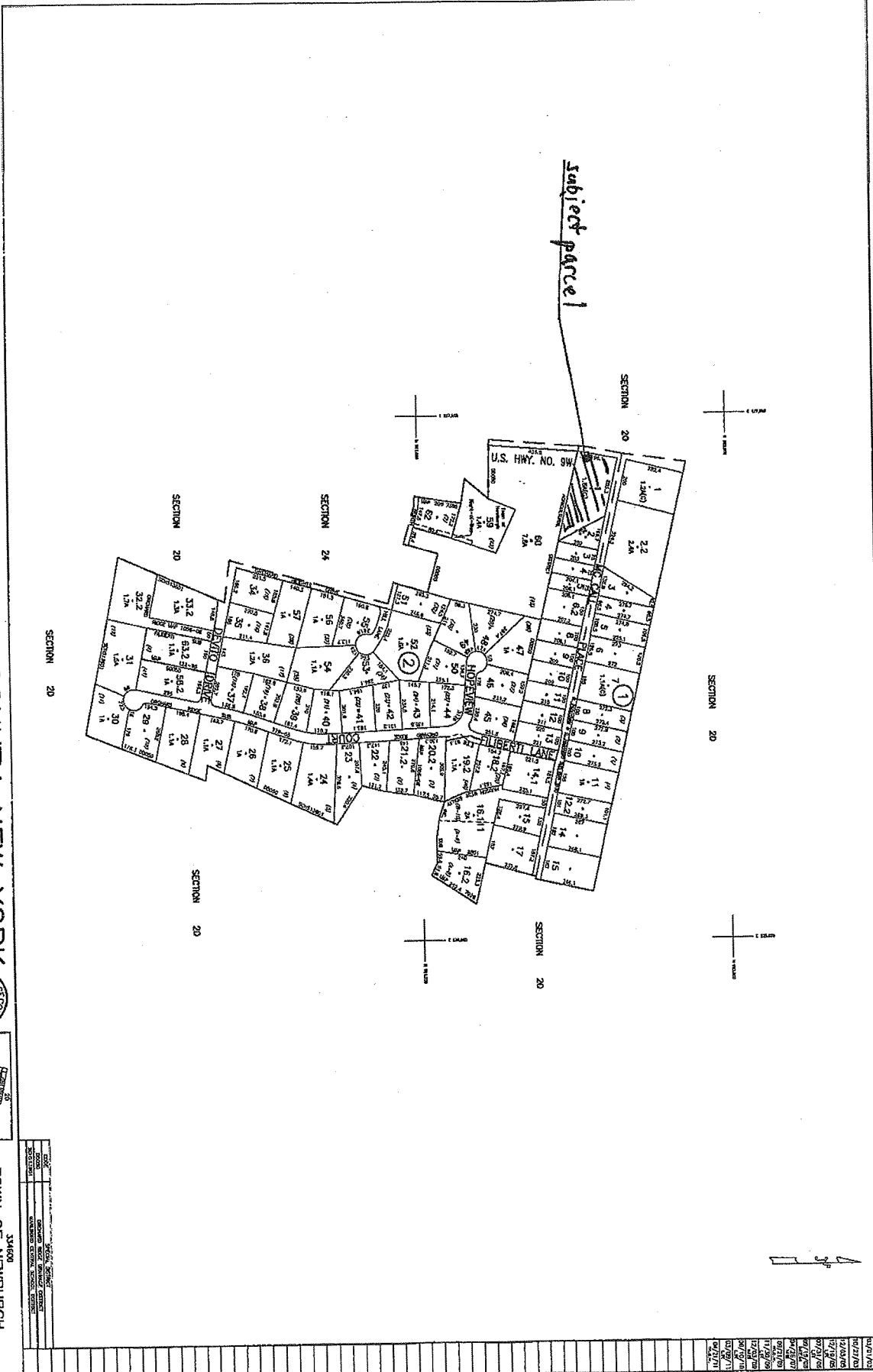
LEGEND	
1	1865
2	1866
3	1867
4	1868
5	1869
6	1870
7	1871
8	1872
9	1873
10	1874
11	1875
12	1876
13	1877
14	1878
15	1879
16	1880
17	1881
18	1882
19	1883
20	1884
21	1885
22	1886
23	1887
24	1888
25	1889
26	1890
27	1891
28	1892
29	1893
30	1894
31	1895
32	1896
33	1897
34	1898
35	1899
36	1900
37	1901
38	1902
39	1903
40	1904
41	1905
42	1906
43	1907
44	1908
45	1909
46	1910
47	1911
48	1912
49	1913
50	1914
51	1915
52	1916
53	1917
54	1918
55	1919
56	1920
57	1921
58	1922
59	1923
60	1924
61	1925
62	1926
63	1927
64	1928
65	1929
66	1930
67	1931
68	1932
69	1933
70	1934
71	1935
72	1936
73	1937
74	1938
75	1939
76	1940
77	1941
78	1942
79	1943
80	1944
81	1945
82	1946
83	1947
84	1948
85	1949
86	1950
87	1951
88	1952
89	1953
90	1954
91	1955
92	1956
93	1957
94	1958
95	1959
96	1960
97	1961
98	1962
99	1963
100	1964

LEGEND

ORANGE COUNTY-NEW YORK



TOWN OF NEWBURGH
 33460
 Section No. 23



SECTION	DATE
1	1865
2	1866
3	1867
4	1868
5	1869
6	1870
7	1871
8	1872
9	1873
10	1874
11	1875
12	1876
13	1877
14	1878
15	1879
16	1880
17	1881
18	1882
19	1883
20	1884
21	1885
22	1886
23	1887
24	1888
25	1889
26	1890
27	1891
28	1892
29	1893
30	1894
31	1895
32	1896
33	1897
34	1898
35	1899
36	1900
37	1901
38	1902
39	1903
40	1904
41	1905
42	1906
43	1907
44	1908
45	1909
46	1910
47	1911
48	1912
49	1913
50	1914
51	1915
52	1916
53	1917
54	1918
55	1919
56	1920
57	1921
58	1922
59	1923
60	1924
61	1925
62	1926
63	1927
64	1928
65	1929
66	1930
67	1931
68	1932
69	1933
70	1934
71	1935
72	1936
73	1937
74	1938
75	1939
76	1940
77	1941
78	1942
79	1943
80	1944
81	1945
82	1946
83	1947
84	1948
85	1949
86	1950
87	1951
88	1952
89	1953
90	1954
91	1955
92	1956
93	1957
94	1958
95	1959
96	1960
97	1961
98	1962
99	1963
100	1964



Image Mate Online

Navigation Tax Maps | ORPS Links Help Log In

Commercial
Property Info
Owner/Sales
Inventory
Improvements
Tax Info
Report
Comparables

Com. Sites
< 1 >

Municipality of Newburgh			
SWIS:	334600	Tax ID:	23-2-1
Tax Map ID / Property Data			
Status:	Active	Roll Section:	Taxable
Address:	5306 Route 9W		
Property Class:	432 - Gas station	Site Property Class:	432 - Gas station
Site:	Com 1	In Ag. District:	No
Zoning Code:	04 -	Bldg. Style:	Not Applicable
Neighborhood:	39014 -	School District:	Marlboro
Legal Property Description:	Legal description not given for property		
Total Acreage/Size:	1.60	Equalization Rate:	----
Land Assessment:	2014 - \$60,600	Total Assessment:	2014 - \$455,000
Full Market Value:	2014 - \$1,175,700		
Deed Book:	5975	Deed Page:	334
Grid East:	627835	Grid North:	991810
Bank Code:	N/A		

Photographs
No Photo Available

Pictometry LiveLink
View this property's Pictometry imagery in LiveLink.

Documents
No documents found for this parcel

Maps
View Tax Map
View in Google Maps
View in Yahoo! Maps
View in Bing Maps

Special Districts for 2014				
Description	Units	Percent	Type	Value
Middlehope fire	0	0%		0

Consol It	0	0%	0
Consol wtr 1	0	0%	0
Consol wtr 2	0	0%	0
Land Types			
Type		Size	
Primary		196 x 367	

Map Disclaimer

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

September 23, 2014

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

RE: First Prestige v. Town of Newburgh
Index Nos.: 7117/09 & 7375/10
Our File No. 4076/5018.048

Dear Mark:

Attached please find the proposed Order and Judgment with Stipulation in reference to the above-referenced proceedings. This property is the gas station located at 5306 Route 9W. The property consists of a mini-mart, Subway (previously Quinzo's) and a separate garage building. There are currently only two years pending (2009 and 2010). RPTL §718 requires that a Note of Issue must be filed within four years of the commencement of the proceeding. Prior to filing a Note of Issue, an income and expense statement must be served. In this proceeding, the petitioner's attorney filed a Note of Issue for both 2009 and 2010, but the 2009 Note of Issue was filed prior to the statutorily required income and expense statement and, due to the four year time restraint, the petitioner would not have been able to serve the income and expense statement and then refile the Note of Issue. Therefore, the 2009 proceeding, upon motion, should be dismissed. After consideration of the cost of further litigation and obtaining an appraisal, John Venezia and I negotiated this settlement for 2010. The petitioner did not file in 2011, 2012 or 2013, so there is no three year freeze (RPTL §727) and the assessment is only reduced in 2010.

The Town's refund liability is \$506.07 and, in the interest of municipal economy, is a good settlement for the Town.

Since the petitioner's attorney submitted the proposed Stipulation of Settlement, I have received a 2014 petition filed with a different attorney. Even if there had been a three year freeze, the petitioner would have been able to file in 2014.

We recommend that the Town Board authorize us to enter into this settlement as proposed. Please place this matter on the agenda for the next Newburgh Town Board Meeting for approval. Please advise me once the Resolution passes and I will sign the original Stipulation of Settlement and forward it to the petitioner's attorney for filing.

HACKER MURPHY, LLP
ATTORNEYS AT LAW

Mark C. Taylor, Esq.
September 23, 2014
Page 2

I have attached for your review a copy of the refund liability chart which shows the potential liability and the proposed settlement with full refunds.

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

Very truly yours,

HACKER MURPHY, LLP

By:



Cathy L. Drobny

cdrobny@hackermurphy.com

Direct Dial: (518) 213-0116

CLD:kah

Attachments

cc: John Venezia, Assessor
Hon. Gilbert J. Piaquadio, Deputy Supervisor acting as Supervisor

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ORANGE

-----X
In the Matter of the Application of

FIRST PRESTIGE PROPERTIES INC.,

Petitioner,
- against -

TOWN OF NEWBURGH, (Municipal Corporation),
its ASSESSOR AND BOARD OF ASSESSMENT REVIEW,

Respondents.

For Review of the Assessment of certain Real Property
in the Town of Newburgh, New York for Assessment
Rolls 2009 and 2010

**STIPULATION OF
SETTLEMENT**

**Index Nos.
7117/09
7375/10**

-----X

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the respective parties hereto, that a proposed Order and Judgment, a copy of which is annexed hereto, shall be made and entered settling certain proceedings brought by the Petitioner to review the tax assessments fixed and imposed by the Town of Newburgh for the assessment rolls 2009 and 2010 for purposes of taxation upon certain real property located at 5306 Route 9W North, Town of Newburgh, and known as Section/Block/Lot 23-2-1, on the official assessment map of said municipality, and providing that the assessed valuations of petitioner's property upon the assessment rolls of the Town of Newburgh be settled as follows:

STIPULATED AND AGREED, that the assessed valuations of Petitioner's property upon the assessment rolls of the Town of Newburgh be reduced, corrected and fixed as follows:

TAX LOT	YEAR	ORIGINAL ASSESSMENT	CORRECTED ASSESSMENT	ASSESSMENT REDUCTION
23-2-1	2009	\$439,000	\$439,000	\$0
	2010	\$439,000	\$395,300	\$43,700

and it is further

STIPULATED AND AGREED that the allocations between land and improvements, as reduced, shall be left to the sole discretion of the Assessor of the said municipality; and it is further

STIPULATED AND AGREED that the Order and Judgment provide, pursuant to the Real Property Law of the State of New York, that the officer or officers having custody of the assessment rolls upon which the above mentioned assessments and any taxes levied thereon are entered shall correct said entries in conformity with this Order and Judgment and shall note upon the margin of said entered roll, opposite said entries, that the same have been corrected by the authorization of the Order and Judgment; and it is further

STIPULATED AND AGREED that the Order and Judgment further provide that the County of Orange and/or the Town of Newburgh, and/or Marlboro Central School District, as appropriate, shall audit and allow the claim of petitioner for the overpayment of State, County, Town and School taxes (including Library) and taxes relating to any special taxing district for which the Town and/or County and/or Marlboro Central School District collects such taxes, as appropriate, against the original assessments in excess of what the taxes would have been if said assessments made in the aforesaid years had been made upon the reduced valuations, together with the proportionate share of any interest or penalty paid by reason of delinquent payment of said excess taxes; and it is further

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ORANGE

-----X

In the Matter of the Application of

FIRST PRESTIGE PROPERTIES INC.,

Petitioner,

- against -

TOWN OF NEWBURGH, (Municipal Corporation),
its ASSESSOR AND BOARD OF ASSESSMENT REVIEW,

Respondents.

Assigned to
HON. CATHERINE M. BARTLETT

ORDER AND JUDGMENT
REDUCING ASSESSMENTS

Index Nos.:
7117/09
7375/10

For Review of the Assessment of certain Real Property
in the Town of Newburgh, New York for Assessment
Rolls 2009 and 2010

-----X

Upon the Stipulation by the attorneys for the respective parties hereto, which provides for the settlement of certain proceedings brought by the petitioner to review the tax assessments fixed and imposed by the Town of Newburgh for the Assessment Rolls 2009 and 2010 for purposes of taxation upon certain real property located at 5306 Route 9W North, Town of Newburgh, and known as Section/Block/Lot 23-2-1, on the Official Assessment Map of the said Town and due deliberation having been had thereon,

NOW, on motion of SAVAD CHURGIN, attorneys for the petitioner, it is

ORDERED, ADJUDGED AND DECREED that the assessment of the petitioner's property upon the Assessment Roll of the Town of Newburgh, be and hereby is reduced, corrected and fixed as follows:

TAX LOT	YEAR	ORIGINAL ASSESSMENT	CORRECTED ASSESSMENT	ASSESSMENT REDUCTION
23-2-1	2009	\$439,000	\$439,000	\$0
	2010	\$439,000	\$395,300	\$43,700

and it is further

ORDERED, ADJUDGED AND DECREED THAT the allocations between land and improvements of said assessment, as reduced, shall be left to the sole discretion of the Assessor of the said municipality, and it is further

ORDERED, ADJUDGED and DECREED that the officer or officers having custody of the Assessment Rolls upon which the above mentioned assessments and any taxes levied thereon are entered shall correct said entries in conformity with this Order and Judgment and shall note upon the margin of said rolls, opposite said entries, that the same have been corrected by the authorization of this Order and Judgment, and it is further

ORDERED, ADJUDGED and DECREED that the County of Orange and/or the Town of Newburgh, and/or Marlboro Central School District, as appropriate, shall audit and allow the claim of petitioner for the overpayment of the State, County, or Town taxes and School taxes (including Library) and taxes relating to any special taxing district for which the Town and/or County and/or Marlboro Central School District collects such taxes, as appropriate, against the original assessments in excess of what the taxes would have been if said assessments made in the aforesaid years had been made upon the reduced valuations, together with the proportionate share of any interest or penalty paid by reason of delinquent payment of said excess taxes, and it is further

ORDERED, ADJUDGED and DECREED that all tax refunds to be made by respondents Town of Newburgh, and/or Marlboro Central School District and/or County of Orange, or any of the various taxing authorities, be made by check or draft, payable to the order of "Savad|Churgin, as attorneys" for the petitioner, and it is further

ORDERED, ADJUDGED and DECREED that the refunds shall include interest thereon at the statutory rate in accordance with Real Property Tax Law, Section 726(2); however interest is waived if refunds are paid within sixty (60) days, after a copy of the Order with Notice of Entry is served; and it is further

ORDERED, ADJUDGED and DECREED that the said tax review proceedings shall be settled without the allowance or payment of costs and disbursements to, by or against any party.

Goshen, New York

Date: _____, 2014

HON. CATHERINE M. BARTLETT

First Prestige Properties v. T/O Newburgh

Year	Parcel Number	Assessed Value	Claimed Assessed Value	Eq. Rate	FMV	Claimed FMV	Difference	Tax Rate	Refund Liability
2009	23-2-1	\$ 439,000	\$ 200,000	28.68%	\$ 1,530,683	\$ 697,350	\$ 239,000	County Town	\$ 2,470.57 \$ 2,697.16
								Fire-Mi	\$ 583.16
								Sp. Dist	\$ 786.31
								School	\$ 14,964.58
								Marlboro	
2010	23-2-1	\$ 439,000	\$ 200,000	32.80%	\$ 1,338,415	\$ 609,756	\$ 239,000	County	\$ 2,260.13
								Town	\$ 2,748.88
								Fire-Mi	\$ 554.70
								Sp. Dist	\$ 846.51
								School	\$ 13,722.57
								Marlboro	
								County	\$ 4,730.69
								Town	\$ 5,446.05
								Fire-Mi	\$ 1,137.86
								Spec. Dist	\$ 1,632.82
								School	\$ 28,687.14

First Prestige Properties v. T.O Newburgh - Settlement

Year	Parcel Number	Assessed Value	Town's Reduced AV	Eq. Rate	FMV	Town's Offered FMV	Difference	Tax Rate			Refund Liability
2009	23-2-1	\$ 439,000	\$ 439,000	28.68%	\$ 1,530,683	\$ 1,530,683	\$ -	County	10.3371	\$ -	-
								Town	11.2862	\$ -	-
								Fire-MI	2.44	\$ -	-
								Sp. Dist.	3.29	\$ -	-
								School	62.6133	\$ -	-
							Marlboro				
2010	23-2-1	\$ 439,000	\$ 395,000	32.80%	\$ 1,338,415	\$ 1,204,268	\$ 44,000	County	9.4566	\$ 416.09	506.07
								Town	11.5016	\$ 102.12	155.84
								Fire-MI	2.3209	\$ 155.84	155.84
								Sp. Dist.	3.5419	\$ 155.84	155.84
								Sp. Dist.	57.41659	\$ 2,526.33	2,526.33
								County		\$ 416.09	506.07
								Town		\$ 506.07	102.12
								Fire-MI		\$ 102.12	155.84
								Spec. Dist		\$ 155.84	155.84
								School		\$ 2,526.33	2,526.33

DRAFT

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

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
And Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING SETTLEMENT OF
PROCEEDING UNDER ARTICLE
7 OF THE REAL PROPERTY
TAX LAW:
SBL # 23-2-1,
FIRST PRESTIGE PROPERTIES INC.
(5306 NYS ROUTE 9W NORTH)
INDEX NUMBERS 2009-7117 AND 2010-
7375

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

WHEREAS, First Prestige Properties Inc. ("Petitioner") has instituted proceedings under Article 7 of the Real Property Tax Law by which Petitioner seeks to obtain judicial review and reduction of the assessment of real property in the Town of Newburgh, Orange County, New York, consisting of a parcel located on NYS Route 9W (Section 23 Block 2 Lot 1) on the tax assessment rolls for the tax years 2009 and 2010; and

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

WHEREAS, the Town's Sole Assessor has also recommended that the settlement be authorized; and

WHEREAS, after review and discussion, the Town Board has determined it to be in the best interests of the Town to authorize the settlement.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby authorizes and directs Hacker & Murphy, LLP to execute and deliver the Stipulation of Settlement on behalf of the Town; and

BE IT FURTHER RESOLVED, that Hacker & Murphy, LLP, the Deputy Supervisor, the

Bid Opening for Town Hall – Old Town Hall Standby Generator
 Friday, September 5, 2014 10:30 a.m. Andrew J. Zarutskie, Town Clerk

COMPANY NAMES / Addresses	Contact Person	List Numbers	Telephone Numbers	Fax Numbers	E-Mail Addresses	Bids
Town Clerk's Office 1496 Route 300 Newburgh, NY 12550	Brenda Milkovich	1	(845) 564-4554	(845) 564-8589	bmilkovich@townofnewburgh.org	NA
Engineering 1496 Route 300 Newburgh, NY 12550	Jim Osborne	2	(845) 564-7814		engineering@townofnewburgh.org	NA
M.C. Electrical Systems P.O. Box 453 Walden, NY 12586	Mark J. Calderone	3	(845) 778-6565	(845) 778-6560	Mark@MCSuperior.com	175,685.00
HV Electrical Construction & Maintenance Inc.	Sharon Serini	4	(845) 795-1135	(845) 795-1137	SSerini@hvecm.com	184,444.00
		5				
		6				
		7				
Standby Generator.doc						

New 12



TOWN OF NEWBURGH ANIMAL CONTROL &
SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

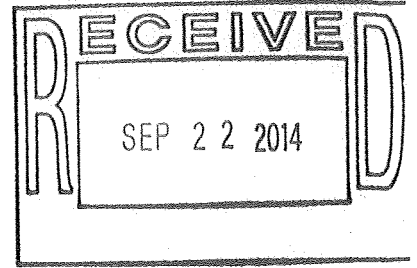
(845)561-3344
FAX: (845)561-2220

To: Town Board
From: Chantel Haight
Date: October 6, 2014
Re: T-94 Withdrawal

Please be advised that there is a slight adjustment to the amount of the requested T-94 account withdrawal on the agenda for this evening. The requested amount of \$5,838.67 should actually be **\$5,841.67**.

I am sorry for any inconvenience this may have caused.

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



TO: Gil Piaquadio, Acting Supervisor and Town Board Members

FROM: James LaColla, Head Mechanic-Fleet Maintenance

DATE: September 22, 2014

RE: Alternate Vendor/Surplus Vehicles, October 6 Agenda

CC: Andrew Zarutskie, Town Clerk

I am requesting permission at this time to use Auctions International, Inc. as an additional vendor for use in our disposal of surplus equipment. I have researched this company and found that they are used by many local municipalities including Orange County. My reason for this request is that we will be auctioning some equipment that we expect to sell for higher prices than the items that we have moved recently, and Auctions International does not charge a seller's premium. GovDeals.com has been getting 5.5% from us on all sales. I have attached a copy of Auction International's contract. It is non-exclusive and may be terminated at any time. Mark Taylor has reviewed the contract and has given his approval.

I have also attached a list of more vehicles that have outlived their usefulness to the Town of Newburgh and need to be declared surplus to be sent to auction.

Thank You

ONLINE AUCTION CONTRACT - AGREEMENT FOR SALE OF GOVERNMENT ASSETS BY ONLINE AUCTION

This Agreement made on ___ / ___ / 20___, between _____, hereafter called "Seller", and Auctions International, Inc., 11167 Big Tree Road, East Aurora, NY 14052, hereafter called "Auctioneer":

The Auctioneer hereby agrees to use professional skills, knowledge, and experience to the best advantage of both parties in preparing for and conducting the sale. All auction items will be sold "As-Is, Where-Is", subject to the Seller's terms.

The Seller agrees to provide Titles, Keys and all other Proof of Ownership to customers who present a paid invoice from Auctions International, and release the purchased items once the Auctioneer has received full payment for the goods listed below (and described in detail on provided condition reports, and/or provided by electronic means to Auctioneer).

GOVERNMENT VEHICLES, MACHINERY, EQUIPMENT AND ALL OTHER SURPLUS ASSETS

The Seller agrees to provide merchantable title (with no liens or encumbrances) for motor vehicles, and agrees to write-in the purchase information on the back of any titles issued to purchasers (as required by law). The Seller furthermore agrees not to sell listed merchandise before the term of the online auction is complete, under any circumstances.

The Auction is to be held online at www.AuctionsInternational.com, beginning and closing on mutually agreed dates and times. The terms and prices of this contract shall remain in effect for two (2) years after the agreement is executed, based on the needs of the Seller. Notwithstanding the foregoing, the Seller may terminate this contract at any time for convenience.

It is agreed that all listed merchandise be sold to the highest bidder, "as-is", "where-is", with no warranty expressed, implied or otherwise, and with the Government Seller retaining the right to reject any bids that are insufficient. Seller agrees to specify a minimum acceptable price on each rejected bid, which will be posted on the 'Past Prices' page of the Auctioneer's website.

Purchaser's will be required to pay a 4% buyer's premium for vehicles and equipment sold within two (2) years of the manufacture date, a 5% buyer's premium for vehicles and equipment within three (3) years of the manufacture date, or a 10% buyer's premium for all older equipment to be added to the successful high bid prices, which will constitute the Auctioneer's compensation for these services. There is NO commission charged to the seller.

The Auctioneer will conduct auction(s) at no-cost to the Seller, provided the Seller takes photos and descriptions of the merchandise, and provides this information to the Auctioneer's staff. The Auctioneer reserves the right to combine low-value merchandise into larger online auction lots as necessary, based on past experience with such items.

If requested by the Seller, the Auctioneer's staff will travel to the Seller's facilities to obtain photos and condition reports of the Seller's items, for the following listing fees: Thirty dollar (\$30) fee for each motorized vehicle/equipment, and Five dollar (\$5) fee for each auction lot that is not a motor vehicle. These listing fees will be deducted from the sale proceeds, before final payment is made to Seller.

The Auctioneer will mail a check to the Seller for all proceeds collected within fifteen (15) business days after the Seller approves the bids for the sale items, along with an accounting summary and copies of receipts. In the event of a bidder's refusal or failure to pay for their invoiced items, the Auctioneer will offer the unsold merchandise to the backup bidder, and the renegeing bidder will be banned from all future auctions. If the backup bidder does not take the merchandise for the backup bid price, then the merchandise will revert back to possession of the seller, after a reasonable time has been allowed for the backup bidder to get their payment to the Auctioneer. At the request of the Seller, any unsold merchandise can be re-listed in a future online auction. At no cost to the seller.

INDEPENDENT STATUS. That during the existence of this agreement, the Auctioneer shall remain an individual, independent contractor, retaining its separate identity and shall in no way be considered a division, department or agent of the Seller's agency or organization.

WAIVER. No waiver of any breach of any condition of the agreement shall be binding unless in writing and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

ENTIRE AGREEMENT. This Agreement constitutes the entire agreement among the parties with respect to the subject matter of this Agreement, and supersedes any and all prior understandings and agreements, whether written or oral, and all prior dealings of the parties with respect to the subject matter of this Agreement.

(X) _____
Seller's Authorizing Signature Printed Name and Agency Title Telephone Number

(X) _____
Seller's Agency Payment Address (Check will be made out and mailed to Seller, from Auctioneer, for payments received)

(X) _____
Seller's E-Mail Address

(X) MARC Smith _____ MARC Smith _____
Auctioneer's Signature Auctioneer's Printed Name Seller's County

1992	FORD AMBULANCE	1FDKE30M0NHB08718
1982	CHEV STEP VAN	1GBHP32MXC3325391
1995	FORD P/U	1FTCR10A2SUB29239
2002	FORD DUMP F350	1FDWF37F42EC27794
2001	FORD RANGER	1FTYR15E51TA65574



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

147

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

September 19, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

CC: Charlene Black, Personnel

FROM: Robert J. Petrillo, Commissioner

RE: Creating Position in the Recreation Department

At this time we are requesting your approval to create the position of Recreation Specialist in the Recreation Department.

As discussed in our budget meeting, this position is funded in the 2015 Recreation Department Budget.

Regards,

Robert J. Petrillo
Commissioner

No list

**COUNTY OF ORANGE
MUNICIPAL/SCHOOL
JOB CLASSIFICATION SPECIFICATION**

CLASS TITLE: RECREATION SPECIALIST

TITLE #: 1525

DISTINGUISHING FEATURES OF THE CLASS: This position involves teaching or conducting a special activity with considerable freedom as to approach, method and subject material. The position may involve the actual conduct of the activity or the organization and initiation of activity groups and the instruction of recreation leaders in the manner in which the details of the activity are carried out. Does related work as required.

TYPICAL WORK ACTIVITIES:

Plans and teaches playground arts and crafts program to children;

Plans, organizes, implements and oversees staff assigned to programs for pre-school and toddlers;

Plans and conducts beginning, intermediate and advanced swimming classes in accordance with the requirements of a recognized life-saving instruction agency;

Conducts junior and senior life saving courses, assigns hours and posts to lifeguards and schedules and conducts special swimming events;

Conducts rehearsals, concerts, drama group plays, teaches and organizes dances;

Conducts league or tournament games and officiates at athletic events such as basketball, baseball, softball, football, volleyball, track, etc.;

Teaches basic and advanced tennis skills;

Plans, aids and instructs playground leaders in the organization of specialty activities;

Develops and recommends publicity for special events;

Requisitions and distributes supplies and materials, keeps records and prepares reports.

REQUIRED KNOWLEDGES, SKILLS, ABILITIES AND PERSONAL CHARACTERISTICS: Good knowledge of the methods of group instruction used in specialty activity; ability to establish good working relationships; ability to work with groups of all ages; ability to stimulate interest; ability to speak clearly and effectively; physical condition commensurate with the demands of the position.

MINIMUM QUALIFICATIONS: Either

- a) One (1) season of paid or volunteer experience conducting recreation activities OR;
- b) One (1) semester of experience as a teacher, teaching assistant, teacher aide, coach or volunteer working in a classroom or gymnasium setting.

NOTE: A season is defined as the duration of a recreation program. A semester is defined as 15-18 weeks of an academic year.

JURISDICTIONAL CLASSIFICATION: Competitive/full time, Non-competitive/part time

ADOPTED: Unknown
REVISED: 7/6/93 kmg
REVISED: 1/4/99 kmg
REVISED: 02/01/01 kmg
REVISED: 04/05/01 kmg
REVISED: 08/20/01 kmg
REVISED: 02/05/02 kmg
REVISED: 01/06/05 AG

147



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

September 16, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

FROM: Robert J. Petrillo, Commissioner

RE: Payment Authorization Request

At this time we are requesting payment from the T-38 account in the amount of \$378.00 to A-1 Portable Toilets. This payment is to cover the cost of the portables at the Sass N Brass concert in Chadwick Lake Park.

The T-38 account has sufficient funds to cover these costs. Thank you for your consideration.

Regards,

R. J. Petrillo
Commissioner

142



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

September 29, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

FROM: Robert J. Petrillo, Commissioner

RE: Payment Authorization Request

At this time we are requesting payment for the Yuletide Carolers be made from the T-38 account in the amount of \$985.00. This payment is to cover the cost of the carolers at the annual tree lighting at Chadwick Lake Park.

The T-38 account has sufficient funds to cover these costs. Thank you for your consideration.

Regards,

R. J. Petrillo
Commissioner

142



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

Robert J. Petrillo
Commissioner of Parks, Recreation & Conservation

845-564-7815
FAX: 845-564-7827

September 30, 2014

TO: Gil Piaquadio, Acting Supervisor
Town Board Members

FROM: Robert J. Petrillo, Commissioner

RE: Chadwick Lake Park Bathroom Project

At this time I am requesting that the amount of \$7,372.13 be transferred from the Parkland Trust Account to the Capital Project Account for the Chadwick Lake Park Bathroom project.

Upon the approved transfer, would like then to request your approval to pay the following vendors from the Capital Account.

Vendor	Material/Service	Total \$
Ashcrafts	Dead Bolts & Keys	\$ 950.00
Grainger	Partition Doors	\$ 984.83
Home Depot	Accessories	\$ 152.57
Highway	Blacktop	\$ 525.00
Lowe's	Building Materials	\$ 644.56
Lynn Warren Landscaping	Shrubs & Stonewall	\$ 450.00
Watchtower	Fire Resistant Plywood	\$ 3,580.17
Winwater	Septic Charcoal Vent	\$ 85.00
TOTAL		\$ 7,372.13

Thank you for your consideration.

Regards,

Robert J. Petrillo
Commissioner

TOWN of Newburgh
Crossroads of the Northeast
Deborah A. Smith
RECEIVER OF TAXES AND ASSESSMENT
1496 Route 300
Newburgh, New York 12550

Telephone (845) 564-4553

Fax (845) 566-1432

MEMORADUM

DATE: September 16, 2014
TO: Gilbert Piaquadio, Deputy Supervisor, Acting as Supervisor
FROM: Deborah A. Smith, Receiver of Taxes
Subject: 2014 Chargebacks

I am requesting to be on the October 6, 2014 Town Board Agenda for a revised 2014 chargeback voucher.

TOWN of Newburgh
Crossroads of the Northeast
Deborah A. Smith
RECEIVER OF TAXES AND ASSESSMENT
1496 Route 300
Newburgh, New York 12550

Telephone (845) 564-4553

Fax (845) 566-1432

MEMORADUM

DATE: October 6, 2014
TO: Town Board
FROM: Deborah A. Smith, Receiver of Taxes
SUBJECT: 2014 Charge Backs

Town of Newburgh additional 2014 Charge Back for property:

Town:	\$ 1,665.64
Highway:	828.20
Consolidated Light:	69.47
Consolidated Water 1:	283.81
Consolidated Water 2:	490.19

TOTAL \$ 3,337.31

Attached is a list of the 2014 charge backs, as of August 28, 2014, that were received from Orange County and a voucher to be signed by three or more Town Board Members.

Cc: Ronald Clum, Town Account
Mark Taylor, Attorney

TOWN OF NEWBURGH

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

DO NOT WRITE IN THIS BOX

DEPARTMENT Tax Receiver

f Finance
NAME
AND
ADDRESS

Commissioner of Finance
265 Main Street
Goshen, NY 10924

Date Voucher Received		VOUCHER NO.
FUND - APPROPRIATION	AMOUNT	
FUND - APPROPRIATION	AMOUNT	
001.1964.0499	\$1,665.64	
030.1964.0499	\$828.20	
015.1964.499.1501	\$69.41	
040.1964.0499	\$283.81	
040.1964.0499	\$490.19	
015.5182.0499.1505		
Abstract #	Total	\$3,337.31

TERMS _____

Invoice # _____

Dates	Quantity	Description of Materials or Services	Unit Price	Amount
		2014 Chargebacke		\$3,337.31
			TOTAL	\$3,337.31

CLAIMANT'S CERTIFICATION

I, _____ certify that the above account in the amount of \$ _____ is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

DATE

SIGNATURE

Rec. of Taxes
TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

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

Date

Authorized Official

APPROVAL FOR PAYMENT

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

Date

Auditing Board

TOWN of Newburgh
Crossroads of the Northeast
Deborah A. Smith
RECEIVER OF TAXES AND ASSESSMENT
1496 Route 300
Newburgh, New York 12550

Telephone (845) 564-4553

Fax (845) 566-1432

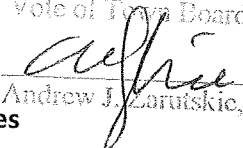
MEMORADUM

DATE: October 6, 2014

TO: Town Board

FROM: Deborah A. Smith, Receiver of Taxes

SUBJECT: 2014 Charge Backs

APPROVED
Date of Town Board Action: **SEP 15 2014**
Vote of Town Board: **4-0**

Andrew J. Zarutskic, Town Clerk

Town of Newburgh additional 2014 Charge Backs for property:

Town:	\$ 1,665.64
Highway:	828.20
Consolidated Light:	69.41
Consolidated Water 1:	283.81
Consolidated Water 2:	490.19

TOTAL \$ **3,337.25** *3337.31 ← should be*

↑ wrong amt

Attached is a list of the 2014 charge backs, as of August 28, 2014, that were received from Orange County and a voucher to be signed by three or more Town Board Members.

Cc: Ronald Clum, Town Account
Mark Taylor, Attorney

16A



TOWN OF NEWBURGH POLICE DEPARTMENT

300 Gardnertown Road, Newburgh, New York 12550

Michael Clancy
Chief of Police

(845) 564-1100

September 12, 2014

To: Town Board

From: Chief Michael Clancy

Subject: Authorization to Use T-90 Account

I am requesting authorization to utilize funds in the T-90 account to reimburse Officer Krizek for supplies purchased for K-9 Varo post surgery. The total cost of the supplies is \$352.20.

Respectfully Submitted,

Chief Michael Clancy

16B

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

TO: Gil Piaquadio, Acting Supervisor and Town Board Members
FROM: James LaColla, Head Mechanic-Fleet Maintenance *JL*
DATE: September 23, 2014
RE: Budget Transfer, October 6, 2014 Agenda
CC: Andrew Zarutskie, Town Clerk; Ronald Clum, Town Accountant

Request for transfer from ~~contingency~~ \$17,671.72 to account 1640.452. This is needed to facilitate payment for a Police vehicle repair that was costly and unforeseen. I do not have enough money left in account 1640.452 (Contract Repairs). The Town of Newburgh has already received payment from our insurance carrier to cover this cost. Attached you will find the invoice for this repair. I will be on vacation from 9/26-10/3 but will be available before those dates or on 10/6 to answer any specific questions or concerns.
Thank You

Personal Services - Law Enforcement (3120-0100). I have discussed this with Mike Clancy.

*↓ from Ron Clum
10/3/14*

WRECK-A-MENDED COLLISION, LLC

Estimate

783 OLD RT 9
Wappingers Fall, NY 12590
Phone #: (845) 632-6658

Customer No: 189
Report No: 195
Claim #:
Assign No:

9/9/2014

<u>Vehicle Information</u>	<u>Owner - Town Of newburgh</u>	<u>Accident Location</u>
2013 Ford Taurus	garedenertown rd	
Style: sdn police car4-Door Car	Newburgh, NY 12550	
Color:	Home Phone: (845) -	
Color Code:	Work Phone: (845) -	Phone #1: -
Production Date: / 0	Fax #: (845) -	Phone #2: -
License: 313 State: NY	<u>Insured -</u>	<u>Claimant -</u>
VIN: 1FAHP2M87DG184964		
Miles In: 0		
Miles Out: 0	Home Phone: (845) -	Home Phone: (845) -
Condition:	Work Phone: (845) -	Work Phone: (845) -
Estimator: VINCENT	Fax #: (845) -	Fax #: (845) -
Date Assigned: 8/21/2014	Date of Loss: 8/21/2014	Date of Inspection: 8/21/2014

Description of Work	Part Number	Price	Labor	Paint	Other
INFORMATION LABELS - LABELS					
1 Replace Fan label	XW4Z8653BA	\$5.15	0.2 body		
2 Replace Decal, capless fuel -Body Overlap (0.1)	AU5Z9A095D	\$6.26	0.2 body -0.1		
FRONT BUMPER - BUMPER & COMPONENTS					
3 Overhaul bumper assy			2.6 body		
4 Replace Front Bumper cover, w/o auto park +Clearcoat (1.4)	DG1Z17D957AAPT	\$565.52 *	Included	3.4 1.4	
5 Replace Front Impact bar	DG1Z17757A	\$211.90	0.8 body		
6 Replace Front Insert, w/LIMITED, SHO, w/adaptive speed control	AG1Z17E811AB	\$48.65 *	0.1 body		
7 Replace Front Bumper grille, w/LIMITED, SHO	DG1Z17K945AB	\$162.65	Included		
8 Replace Right Front Side support	AG1Z17C947A	\$15.43	0.2 body		
9 Replace Left Front Side support	AG1Z17C947B	\$15.43	0.2 body		
10 Replace Front Absorber	DG1Z17C882A	\$107.18	0.1 body		
11 Replace Front Temp sensor	AU5Z12A647B	\$12.24			
GRILLE - GRILLE & COMPONENTS. W/O SHO					
12 Replace Sight shield	DG1Z8A284AA	\$62.50	0.2 body		
FRONT LAMPS - HEADLAMP COMPONENTS. W/HID LAMPS					
13 Replace Right Front Headlamp housing, to 10/29/12	DG1Z13008N	\$632.08 *	0.5 body		
14 Replace Left Front Headlamp housing, to 10/29/12	DG1Z13008P	\$632.08 *	0.5 body		
RADIATOR SUPPORT - RADIATOR SUPPORT					
15 Evacuate & Recharge Radiator Coolant		\$20.00	1.4 mech		
16 R&R radiator support, refrigerant recovery			Included		
RADIATOR SUPPORT - RADIATOR SUPPORT. 2.0 LITER					
17 Replace Radiator support	DG1Z16138A	\$228.28	7.0 body		
18 Replace Radiator Rear deflector	DA8Z9910494A	\$144.50	0.2 body		
19 Replace Radiator Lower deflector	AG1Z8327A	\$112.65 *	1.0* body		
COOLING. 3.5 LITER W/O TURBO - RADIATOR & COMPONENTS					
20 Replace Radiator, w/AWD, w/o oil cooler	DG1Z8005F	\$627.49 *	2.0* mech		
21 Replace Radiator Reservoir	AG1Z8A080S	\$107.48	0.4 mech		
22 Replace Both Radiator, upper bracket	AG1Z8A193A	\$17.70			
COOLING. 3.5 LITER W/O TURBO - TRANS OIL COOLER					
23 Replace Trans cooler	DG1Z7A095C	\$151.27			
AIR CONDITIONER & HEATER - CONDENSER. COMPRESSOR & LINES. 2.0 LITER					
24 Replace Condenser	BA5Z19712A	\$188.45 *	3.5 mech		
AIR CONDITIONER & HEATER - CONDENSER. COMPRESSOR & LINES. 3.5 LITER					
25* Replace low pressure line	DE9Z19972B	\$68.62 *	1.0* mech		
26* Replace Ac pressure line	BA5Z19959B	\$101.72 *	1.0* mech		

WRECK-A-MENDED COLLISION, LLC

Estimate

9/9/2014

783 OLD RT 9
Wappingers Fall, NY 12590
Phone #: (845) 632-6658

Customer No: 189
Report No: 195
Claim #:
Assign No:

Description of Work	Part Number	Price	Labor	Paint	Other
HOOD - HOOD & COMPONENTS					
27 Replace Hood -Non-adjacent (0.2) +Clearcoat (0.6)	DG1Z16612A	\$754.13	1.4 body	3.0 0.4	
28 Replace Right Hinge -Adjacent (0.2)	AG1Z16796A	\$36.45	0.3 body	0.3 -0.2	
29 Replace Left Hinge -Adjacent (0.2)	AG1Z16797A	\$36.45	0.3 body	0.3 -0.2	
30 R&I Front w/strip			0.2 body		
31 R&I Front seal			0.2 body		
32 R&I Rear seal			0.2 body		
33 R&I Release cable			0.8 body		
FENDER - FENDER & COMPONENTS					
34 Replace Right Fender -Adjacent (0.4) +Edging (0.5) +Clearcoat (0.4)	DG1Z16005B	\$319.05	1.8 body	2.0 0.5	
35 Replace Right Fender +None (1.0) +Clearcoat (1.0*)	BG1Z16102A	\$319.05 *	2.0* body	2.0* 2.0	
36 Repair Left Fender -Adjacent (0.4) +Clearcoat (0.3)			2.0* body	2.0 -0.1	
37 Replace Right Front bracket	DG1Z16A142A	\$43.13	0.2 body		
38 Replace Left Front bracket	DG1Z16A143B	\$43.13	0.2 body		
FENDER - STRUCTURAL COMPONENTS & RAILS					
39 Replace Right Upper rail -Adjacent (0.4) +Clearcoat (0.1)	DG1Z16154A	\$108.52	4.0 Struct	1.0 -0.3	
40 Replace Right Upper reinf -Adjacent (0.2) +Clearcoat (0.1)	8G1Z16B044B	\$116.37	2.5 Struct	0.5 -0.1	
41 Replace Right Front panel -Adjacent (0.2) +Clearcoat (0.1)	DG1Z16054A	\$60.72	2.5 Struct	0.6 -0.1	
42 Repair Right Apron/rail assy -Adjacent (0.4) +Clearcoat (0.3)			10.0* Struct	1.8 -0.1	
43 Repair Right Front reinf -Adjacent (0.2)			2.5* Struct	0.4 -0.2	
44 Repair Right Inner rail -Adjacent (0.2) +Clearcoat (0.1)			2.0* body	0.6 -0.1	
45 R&I Cross bar			0.3 body		
46 Repair Right Upper reinf -Adjacent (0.2) +Clearcoat (0.1)			2.0* Struct	0.5 -0.1	
47 Repair Left Upper reinf -Adjacent (0.2) +Clearcoat (0.1)			2.0* Struct	0.5 -0.1	
48 Repair Left Front panel -Adjacent (0.2) +Clearcoat (0.1)			2.0* Struct	0.6 -0.1	
ELECTRICAL - ALTERNATOR. 3.5 LITER					
49 Replace Alternator, 175 amp, 175 amp heavy duty	DG1Z10346F	\$536.23 *	1.0 mech		
ENGINE / TRANSAXLE. 3.5 LITER - AIR INTAKE					
50 Replace Upper cover	8G1Z9661A	\$37.33 *			
51 Replace Air duct	9G1Z9B659A	\$63.92 *	0.3 mech		
52 Replace Air cleaner body	AA5Z9A600B	\$107.10	0.5 mech		
ENGINE / TRANSAXLE. 3.5 LITER - ENGINE & TRANS MOUNTING					
53 Replace Front mount	AA5Z6038D	\$135.13	0.7 mech		
WINDSHIELD - WINDSHIELD & COMPONENTS					
54 Replace Windshield, FORD, w/o rain sensor	DG1Z5403100E	\$350.32 *	3.3 body		
WINDSHIELD - WIPER & WASHER COMPONENTS					
55* Replace		\$38.97 *	0.6 body		
RESTRAINT SYSTEMS - AIR BAG COMPONENTS					
56 Replace Right Ft impact sensor	BK2Z14B004A	\$69.95	0.3 mech		

WRECK-A-MENDED COLLISION, LLC

Estimate

9/9/2014

783 OLD RT 9
Wappingers Fall, NY 12590
Phone #: (845) 632-6658

Customer No: 189
Report No: 195
Claim #:
Assign No:

Description of Work	Part Number	Price	Labor	Paint	Other
RESTRAINT SYSTEMS - FRONT SEAT BELTS					
57 Replace Left Front Seat belt assy, charcoal black	DG1Z54611B09AC	\$241.95	0.7 body		
58 Replace Left Front Tensioner, charcoal black	DG1Z54610E45AF	\$115.37			
59 Replace Left Front Buckle, charcoal black	DG1Z5461203AG	\$112.67	0.2 body		
Other operations					
60 Subl Hazardous waste removal					
61 Replace Cover car		\$7.00 *			
62 Replace Corrosion protection		\$5.00 *			
63 Replace Flex additive		\$12.00 *		0.1*	
64 Setup & measure		\$10.00 *			
65 Repair Pull Rt rear rail			2.0* body*		
66 Repair Pull Lt rear rail			10.0* body*	1.0*	
67 Remove decals			10.0* body*	2.0*	
68 Aim headlamps			1.0* body*		
69 Replace Refrigerant R-134a			0.3* body*		
70 Clean vehicle for delivery		\$100.00 *			
71 Repair Color sand and buff			1.0* body*		
72 Subl Two wheel alignment			1.8* body*		
73 remove engine to repair unistructure and reinstall		\$80.00 *			
74 * altenator belt			24.0* body*		
75 * repair negative battery terminal where it was cut		\$33.00 *	1.0* body*		
76			1.0* body*		
77 * engine subframe					
78		\$975.67 *	4.0* body*		
79 * belt tensioner					
80		\$107.33 *	1.0* body*		
81 * rad support brackets left and right					
82		\$122.50 *			
83 * PASS SEAT AIRBAG LOWER CUSHON ASS.					
84		\$1,053.25 *	3.0* body*		

Sub Totals \$10,396.92 130.1 25.2

THANK YOU FOR LETTING US SERVE YOU

	Hours	Rate	Total
Body Labor	90.5hrs	\$40.00/hr	\$3,620.00 T
Paint Labor	20.5hrs	\$40.00/hr	\$820.00 T
Clearcoat Labor	4.7hrs	\$40.00/hr	\$188.00 T
Mech Labor	12.1hrs	\$52.00/hr	\$629.20 T
Structural Labor	27.5hrs	\$50.00/hr	\$1,375.00 T
OEM Parts			\$10,396.92 T
Paint Supplies	20.5hrs	\$25.50/hr	\$522.75 T
Clearcoat	4.7hrs	\$25.50/hr	\$119.85 T
Tax	Non-Taxed		
Grand Total			\$17,671.72

Estimate based on MOTOR CRASH ESTIMATING GUIDE. Unless otherwise noted all items are derived from the Guide. NAGS Part Numbers and Benchmark Prices are provided by National Auto Glass Specifications. Labor operation times listed on the line with the NAGS information are MOTOR suggested labor operation times. NAGS labor operation times are not included. Guide used is (DR2JN10). 7/14
 ndicates Estimator's Judgment
 ndicates Taxed Item

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

PRESENT:

Gilbert J. Piquadio, Deputy Supervisor and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD AUTHORIZING SUPPLEMENTAL LETTER OF SUPPORT FOR APPLICATION OF DANSKAMMER ENERGY LLC TO ORANGE COUNTY INDUSTRIAL DEVELOPMENT AGENCY

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

WHEREAS, the Town Board of the Town of Newburgh heretofore by resolution adopted on August 4, 2014 authorized the Deputy Supervisor to sign and deliver a letter of support to the Orange County Industrial Development Agency for the application of Danskammer Energy LLC, so that, among other things a deviation PILOT agreement may be executed ; and

WHEREAS, the Town Board is advised, that said application and/or the requested approval is being modified to provide for a PILOT agreement and other assistance for a period of 5 years and for an annual adjustment to the PILOT payments to be based upon the percentage changes in the tax levy(ies) rather than two percent.

NOW, THEREFORE, BE IT RESOLVED, that we the Town Board of the Town of Newburgh hereby authorize the Deputy Supervisor to sign and deliver a supplemental letter of support to the Orange County Industrial Development Agency indicating the Town Board's continuing support for the application of Danskammer Energy LLC with the proposed change in term to 5 years and the change in the annual adjustment to the contemplated PILOT payments to one based upon the percentage change in the tax levy; and

BE IT FURTHER RESOLVED that the aforesaid resolution shall take effect immediately.

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

George Woolsey, Councilman _____ voting _____

Elizabeth J. Greene, Councilwoman _____ voting _____

Paul I. Ruggiero, Councilman _____ voting _____

Gilbert J. Piquadio, Deputy Supervisor and Councilman _____ voting _____

The resolution was thereupon declared duly adopted.

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

PRESENT:

Gilbert J. Piaquadio, Deputy Supervisor
and Councilman

George Woolsey, Councilman

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING AND APPROVING
MODIFICATION TO PREVIOUSLY
APPROVED HOST COMMUNITY
BENEFIT AGREEMENT WITH
DANSKAMMER ENERGY LLC

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

Councilman/woman _____.

WHEREAS, Danskammer Energy, LLC has requested the Orange County Industrial Development Agency's (the "Agency") assistance with a certain project (the "Project") consisting of the following: (1) the acquisition of an interest in parcels of real estate located in the Town of Newburgh, Orange County, New York identified as tax parcels 8.1-78.2-1 and 8.1-80 (the "Land"), together with an approximately 524 Megawatt electric power generating plant, and the existing improvements located thereon (collectively, the "Existing Facility"), (2) the reconstruction of the Existing Facility, and (3) the acquisition and installation therein and thereon of certain machinery and equipment, including substantial pollution control equipment required to meet U.S. EPA and New York DEC regulations and to convert the Existing Facility from coal to gas (the "Equipment") (the Land, the Facility and the Equipment hereinafter collectively referred to as the "Project Facility"), all of the foregoing to be owned and operated by Danskammer Energy LLC as an electric power generating plant and other directly and indirectly related activities; and

WHEREAS, the Danskammer Energy, LLC has recognized that the Project will impact the surrounding community, particularly the Town, more specifically that, during the development, construction, and long term operation of said Project, the Town will incur significant expenses in connection with its "police powers"; and

WHEREAS, in consideration for the impacts on the community and the support and participation of the Town with respect to the Project, Danskammer Energy, LLC has agreed to provide annual payments to the Town, as set forth within a Community Benefit Agreement which memorializes the terms and conditions associated with the payment of the Community Benefits (the "Agreement"); and

WHEREAS, the Town Board reviewed the terms and conditions of the aforesaid Agreement and found the Agreement acceptable; and

WHEREAS, the Town Board heretofore determined that the approval of such Agreement was an unlisted action subject to the State Environmental Quality Review Act, and that said action would not have a significant effect on the environment, and accordingly issued a negative declaration in an uncoordinated review; and

WHEREAS, the Town Board heretofore by resolution adopted on September 3, 2014 approved and authorized the execution of such Agreement; and

WHEREAS, during the pendency of the application to the Agreement, the Agreement has not yet been executed by the parties; and

WHEREAS, the parties have agreed that the period that annual payments are to be made to the Town provided for by said Agreement should be modified to a period of five (5) years, all other terms and conditions to remain the same.

NOW, THEREFORE BE IT RESOLVED, that we the Town Board of the Town of Newburgh hereby approve and authorize the Deputy Supervisor to execute and deliver the Host Community Benefit Agreement between the Town and Danskammer Energy LLC with a modified term of five (5) years, conditioned upon the timely receipt by the Town of an executed Agreement consistent with the agreed upon terms and conditions; and

BE IT FURTHER RESOLVED, that the Deputy Supervisor and other officers and employees of the Town are hereby authorized and empowered to make, execute and deliver, or cause to be made, executed and delivered, in the name of and on behalf of the Town, all such certificates, agreements, documents and papers and to take such actions as may be necessary to effectuate and carry out the contents of the foregoing resolutions and the terms and conditions of the Agreement(s); and

BE IT FURTHER RESOLVED that the aforesaid resolution shall take effect immediately.

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

George Woolsey, Councilman voting _____

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Gilbert J. Piaquadio, Deputy Supervisor and Councilman voting _____

The resolution was thereupon declared duly adopted.