

JOSEPH P. PEDI
Town Clerk, 1496 Route 300
Town of Newburgh, New York 12550
Telephone 845-564-4554

WORKSHOP MEETING AGENDA
Monday, April 26, 2021
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. RESOLUTION: 2021 Water Rate for Air National Guard
7. CODE COMPLIANCE DEPARTMENT:
 - A. Approval to Hire Part Time Fire Inspector
 - B. Introductory Local Law 2 of 2021 – Temporary Outdoor Dining Permits
8. ASSESSOR: Settlement of Tax Certiorari for CINTAS
9. TOWN CLERK'S OFFICE: Approval to Purchase Document Management Software
10. HIGHWAY DEPARTMENT:
 - A. Approval to Award Bids for Summer Material
 - B. Approval to Award Bid for Cold Milling
 - C. Approval to Award Bid for Tree Cutting
 - D. Approval to Award Bid for Heavy Equipment Rentals
11. ANIMAL CONTROL: T-94 Withdrawal
 - A. Newburgh Veterinary Hospital
 - B. Flannery Animal Hospital
12. RECREATION DEPARTMENT:
 - A. Approval to Extend Senior Transportation Agreement
 - B. Approval to Enter into the 2021 Service Agreement for the Orange County USSSA Umpire's Association
13. WATER/SEWER DEPARTMENT: Approval to Start Process to Hire Wastewater Maintenance Worker
14. ENGINEERING DEPARTMENT:
 - A. Budget Transfer
 - B. Request to Solicit Bids for Seasonal Grounds Maintenance for Stormwater Management Facilities
 - C. Chadwick Lake Dam Engineering Assessment
15. RESOLUTION: New York State Retirement System for Councilman
16. ACCOUNTING DEPARTMENT: Budget Transfer
17. HOME RULE REQUEST: Local Law Involving Hotel Room Occupancy Tax
18. BUILDINGS AND GROUNDS: Approval to Start Process to Hire Skilled Laborer
19. ADJOURNMENT



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

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MEMORANDUM

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

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: STEWART AIRPORT AIR NATIONAL GUARD
BASE WATER DISTRICT; 2021 WATER RATES
OUR FILE NOS. 800.1(B)(9)(2019) ; 800.1(B)() (2021)

DATE: APRIL 15, 2021

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

Resolution Establishing the Water Rates of the Stewart ANG Base Water District
Effective January 1, 2021

Should you have any questions or concerns, please do not hesitate to contact me.

MCT:kac
Enclosure

cc: Joseph Pedi, Deputy Town Clerk (via e-mail)
Ronald Clum, Town Accountant (via e-mail)
James Osborne, Town Engineer (via e-mail)
Patrick Hines, Principal, McGoey, Hauser & Edsal (via e-mail)
Deborah Smith, Receiver of Taxes (via e-mail)

At a meeting of the Town Board of the
Town of Newburgh, held at the Town Hall,
1496 Route 300 or by videoconference
pursuant to the Governor's Executive
Orders, in the Town of Newburgh, Orange
County, New York on the __th day of April,
2021 at 7:00 o'clock p.m.

PRESENT:

- Gilbert J. Piaquadio, Supervisor
- Elizabeth J. Greene, Councilwoman
- Paul I. Ruggiero, Councilman
- Scott M. Manley, Councilman
- Anthony R. LoBiondo, Councilman

RESOLUTION ESTABLISHING THE
WATER RATES OF THE
STEWART ANG BASE
WATER DISTRICT
EFFECTIVE JANUARY 1, 2021

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

WHEREAS, the Town Board desires to establish the water rates for the Stewart ANG
Base Water District effective January 1, 2021 pursuant to Town Law Section 198.

NOW, THEREFORE, BE IT

RESOLVED, that this Town Board of the Town of Newburgh does hereby establish the
water rate to be charged to the consumer(s) of the Stewart ANG Base Water District of the Town
at a usage charge in dollars per 1,000 gallons (\$/1000 gal) of water consumed as set forth
hereinafter beginning January 1, 2021 and orders that such water rate be entered in full in the
minutes of the proceedings of this Town Board as follows:

| | |
|--------------------|---------|
| (\$/ 1000 gallons) | \$13.74 |
|--------------------|---------|

and;

BE IT FURTHER RESOLVED, that unpaid water charges to the consumer(s) of the
Stewart ANG Base Water District in arrears for thirty days or longer shall be subject to a penalty
of ten percent of the amount due.

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

- | | |
|--|--------------|
| <u>Elizabeth J. Greene, Councilwoman</u> | voting _____ |
| <u>Paul I. Ruggiero, Councilman</u> | voting _____ |
| <u>Scott M. Manley, Councilman</u> | voting _____ |
| <u>Anthony R. LoBiondo, Councilman</u> | voting _____ |
| <u>Gilbert J. Piaquadio, Supervisor</u> | voting _____ |

The resolution was thereupon declared duly adopted.

TOWN OF NEWBURGH
TOWN ENGINEER

MEMORANDUM

TO: Deborah Smith, Receiver of Taxes
Mark Taylor, Attorney for the Town

FROM: James W. Osborne, Town Engineer *JWO*

DATE: April 13, 2021

RE: AIR NATIONAL GUARD WATER RATE - 2021

The 2021 water rate for the ANG Water District is calculated to be \$13.740 per 1000 gallons as shown below:

ANG WATER RATE CALCULATION

2021 WATER DISTRICT BUDGET

\$ 8,217,487

2020 WATER BILLING (CONSUMPTION)

597,925,360 Gals.

CALCULATED WATER RATE

$\$8,217,487 / 597,925.360$ (1000 Gals.)

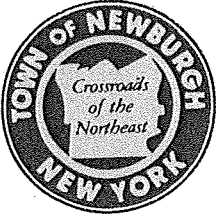
= \$13.740 / 1000 Gals.

MARK – Can you please prepare the necessary resolution for the April 26, 2021 Town Board meeting.

JWO/dd

cc: G. Piaquadio, Supervisor
R. Clum, Accountant
P. Hines, MHE

7A



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

PERSONNEL DEPT.

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

To: Supervisor Piaquadio
Town Board Members ✓

From: Charlene M Black, Personnel

A handwritten signature in black ink, appearing to be 'CW' or similar initials, enclosed in a circle.

Date: April 14, 2021

Re: Cory Dubetsky, Part time Fire Inspector

This is a request from Gerald Canfield, Code Compliance, to hire Cory Dubetsky as a part time Fire Inspector. His salary would be \$21.50 per hour. His salary is to come out of 3410.001, with a start date of on or after May 10, 2021. If approved Mr. Dubetsky will need a physical, finger prints and paperwork. Thank you for your time in this matter.

TOWN OF NEWBURGH

Crossroads of the Northeast

21 Hudson Valley Professional Plaza
Newburgh, NY 12550

CODE COMPLIANCE DEPARTMENT
TELEPHONE 845-564-7801
FAX LINE 845-564-7802

To: Charlene Black, Personnel Director

April 13, 2021

From: Gerald Canfield Code Compliance Supervisor *g/c*

Re: Part Time Assistant Fire Inspector position

I have interviewed the candidate on this date that you have provided employment application for the above position. I The interview included Joseph Mattina and Lisa Dubaldi of our department. It is my recommendation to hire Cory as his experience and knowledge of the Fire Service will fill the needs of the position. I have attached the Application and Employment request form. Please advise if you need anything additional.

*Can not be
attached*

CC: Gil Piaquadio Town Supervisor
Councilman Ruggiero Liaison
Board Members
Ron Clum Accountant

TOWN OF NEWBURGH

EMPLOYMENT REQUEST FORM

To: Personnel Department

NAME OF CANDIDATE: Cory Dvetskiy

DEPARTMENT: Code Compliance

TITLE OF POSITION: Asst. Fire Inspector

FULL TIME OR PART TIME: Part time

HOURLY RATE: \$ 21.50

IS POSITION FUNDED IN CURRENT BUDGET YES OR NO

FUND APPROPRIATION NUMBER: A3410

PROPOSED HIRE DATE: A.S.A.P.

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

[Signature]
DEPARTMENT HEAD SIGNATURE

7/13/2021
DATE

ORIGINAL APPLICATION SHOULD BE ON FILE IN THE PERSONNEL DEPARTMENT

COPY TO ACCOUNTING DEPARTMENT
5-22-2017

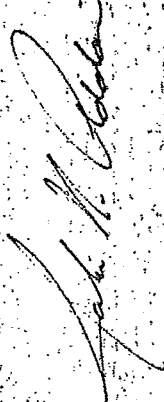
STATE OF NEW YORK

Be it known that

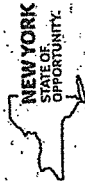
Cory Dubetsky

has successfully completed the requirements of a Basic Code Enforcement Training Program established by the Minimum Standards for Code Enforcement Personnel (19 NYCRR Part 1208) in the State of New York as a:

BUILDING SAFETY INSPECTOR



John R. Addario, P.E., Director
Division of Building Standards and Codes



**Building Standards
and Codes**

Certification No. B0319-0007

To maintain this certification, such person must satisfy annual in-service training requirements and advanced in-service training.

7B



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

MEMORANDUM

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

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: LOCAL LAW PROVIDING FOR TEMPORARY OUTDOOR
DINING PERMITS DURING THE YEAR 2021
OUR FILE NO. 800.1(B)() (2021),

DATE: APRIL 23, 2021

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
Donna M. Badura

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

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

Enclosed for your consideration please find a draft Local Law which establishes a temporary permit system for outdoor dining during 2021. Last year the Town permitted outdoor dining under the Governor's Executive Order pursuant to Emergency Orders issued by the Supervisor. This Local Law will alleviate the need for recurring Orders issued by the Supervisor and formalizes the permitting process for this year. As stated in the purposes clause, the intent of the local law is to assist local businesses in recovery from the effects of the pandemic emergency.

Also enclosed for your consideration is a resolution introducing and referring the Local Law

Should you have any questions or concerns, please do not hesitate to contact me.

MCT/sel
Enc.

cc: Joseph P. Pedi, Town Clerk (via e-mail)
Gerald Canfield, Code Compliance Supervisor (via e-mail)
Lori Coady, Assessor (via e-mail)
James Osborne, Town Engineer (via e-mail)
Patrick Hines, Principal, McGoey, Hauser & Edsall (via e-mail)

**TOWN OF NEWBURGH
LOCAL LAW NO. _ of 2021**

**A Local Law Providing for Temporary
Outdoor Dining Permits During the Year 2021**

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

SECTION 1. Purpose and Intent.

It is the purpose and intent of the Town Board in enacting this Local Law to allow for the controlled utilization of certain outdoor spaces for dining activities, for a limited period of time, to assist business establishments in recovery from the effects of the COVID-19 pandemic emergency. In light of the continuing COVID-19 pandemic, and the restrictions related to social distancing and decreasing maximum capacity of indoor spaces in an effort to reduce the risk of spread of the virus, there has been an increased focus on operating outdoors and in the open air to the extent possible. This has come to the Town Board's attention specifically in the context of Restaurants, Eating and Drinking Establishments and other uses involving the service of food and drink in the Zoning Code, where the establishments are required to reduce their maximum indoor occupancy and have sought to create outdoor seating in order to serve their patrons in a safe environment and also generate the level of business necessary to remain viable. The Board finds that it is in the public interest to provide an opportunity for such establishments to provide outdoor dining space, on conditions which balance the public interest in maintaining the quality of life in the community, preserving the public health, safety and welfare of the community, and protecting the users, owners and occupants of surrounding properties. This local law creates a temporary permitting process to allow for such outdoor uses under appropriate circumstances when the establishment can demonstrate that due to a risk to public health, safety and welfare, regardless of whether it is specifically related to the COVID-19 pandemic, the establishment cannot utilize all of its permitted indoor occupancy space to accommodate its designated capacity.

SECTION 2. Temporary Outdoor Dining Permits.

A. Temporary Outdoor Dining Permits Authorized

1. Upon application, the Code Compliance Department is hereby authorized to issue a permit to remain in effect for a period which expires; December 31, 2021 to a legally operating restaurant, eating and drinking place, fast food establishment, delicatessen and similar use with approved indoor seating as set forth in the Town of Newburgh Zoning Code (an "Establishment"), to provide outdoor seating for patrons on or immediately adjacent to the Establishment's private property upon the Establishment complying with all of the requirements and conditions set forth in this Local Law to the reasonable satisfaction of the Code Compliance Supervisor or his designee. The Code Compliance Supervisor or his designee may grant the permit for a period expiring sooner than December 31, 2021 or require a permit's periodic renewal in his reasonable discretion based upon the circumstances warranting the granting of the permit.

2. An application for the Temporary Outdoor Dining Permit must be made at least 10 days in advance of the establishment seeking to utilize outdoor dining. If the Establishment fails to timely apply for a permit, the Establishment must cease any and all operations authorized by the permit if and until a new permit is issued.

3. This permit only authorizes outdoor seating, not congregating or standing outside. An open-air tent may be provided to cover the area of an outdoor seating but the tent shall not have sides or flaps such that the outdoor dining area will be enclosed.

B. Requirements for Temporary Outdoor Dining Permit In its application to the Code Compliance Department for a Temporary Outdoor Dining Permit, the Establishment shall include the following information:

1. Certificate of Occupancy or other documentation demonstrating that the Establishment is legally operating within the Town if not already on file with the Department.

2. A plan showing where the seating will be provided outdoors, which plan must show a potential seating capacity not to exceed the maximum permissible indoor capacity but for the risk to public health, safety and welfare that precludes the Establishment from utilizing any or all of the designated indoor space for the service of patrons.

3. If seating is going to be provided in a designated parking area, a plan showing vehicular and pedestrian access, internal vehicular circulation and the number of parking spaces available for patrons to demonstrate to the reasonable satisfaction of the Building Inspector, sufficient parking on the site. Seating shall not be proposed for fire lanes or other areas where it would significantly impede emergency responses or the flow of traffic in the judgment of the Town's Code Compliance Department. A permit for a temporary outdoor dining area shall only be authorized where it is determined by the Code Compliance Supervisor that the use will not create a hazard, a sight distance obstruction for motor vehicle operators, nor unduly impede pedestrian traffic.

4. A valid certificate of liability insurance.

5. Any other information the Code Compliance Supervisor determines to be reasonably necessary.

C, Waiver. The Code Compliance Supervisor may waive the permit application requirement if the Establishment has already been permitted to have outdoor seating in 2021 pursuant to previously established protocols under emergency orders.

D. Compliance with All Other Laws Except to the extent stated herein, the Establishment shall be required to comply with all other applicable Federal, State and Local laws, rules, regulations and executive orders, including but not limited to, the Uniform Fire Prevention and Building Code, New York State Department of Health Regulations, New York State Liquor Authority Regulations and the Town Code.

E. Code Compliance Supervisor Authority

1. The Code Compliance Supervisor is authorized to review applications and issue permits only when in his reasonable opinion all applicable conditions and requirements of this Local Law have been satisfied.

2. Upon the Code Compliance Supervisor's determination that all applicable conditions and requirements of this Local Law have been satisfied, the Code Compliance Supervisor may issue the Temporary Outdoor Dining Permit without any further review or approval required by any Town official, department and/or board.

3. In the event the Code Compliance Supervisor determines that after a permit is issued the Establishment is not complying with the conditions and requirements of this Local Law or any other applicable rule, regulation, ordinance, local law or statute, the Code Compliance Supervisor may immediately revoke or suspend the Temporary Outdoor Dining Permit and the Establishment shall cease all activity authorized by the Temporary Outdoor Permit immediately.

4. In receiving the Temporary Outdoor Dining Permit, the Establishment authorizes Code Compliance Supervisor, inspectors and enforcement officers, and any other designated Town official or employee, to enter the property and the interior of the premises in order to ensure compliance with this Article.

5. If periodic renewals are required, issuance of one Temporary Outdoor Dining Permit does not require the Code Compliance Department to issue subsequent permits. With each Temporary Outdoor Dining Permit application or renewal application, the Establishment is required to demonstrate compliance with all conditions and requirements of this Article.

E. Liability of permit holder.

The person or persons to whom a Temporary Outdoor Dining Permit has been issued shall be liable and shall indemnify the Town for any loss, damage, or injury or expense sustained by the Town arising out of any claim or cause of action instituted or commenced by any person or persons arising out of the issuance of such permit or as a direct or indirect result of the operation of such outdoor dining area.

F. Appeal from denial, revocation, suspension or issuance of permit.

Appeals from the issuance, denial, suspension, revocation or other condition of a permit may be taken to the Zoning Board of Appeals by any aggrieved person within 30 days from the date of the issuance, denial, suspension or revocation, by filing an application to the Zoning Board of Appeals.

F. Maintenance of the premises.

The outdoor dining area and adjacent areas shall be periodically cleaned and kept refuse free, as needed. Sufficient containers for trash shall be placed in the outdoor dining area.

G. Furniture, Fixtures, Signage.

All furniture and fixtures used in conjunction with outdoor dining must be of a temporary nature. No signage shall be permitted to be affixed to any temporary structures. No permanent improvements shall be made without appropriate approvals.

H. Penalties for Offenses. A violation of any provision or requirement of this Chapter or a violation of any statement, plan, application, permit or certificate required, issued and/or approved under the provisions of this Chapter, or of the terms or conditions contained therein, shall be considered an offense punishable by a fine of not less than \$350 nor more than \$5,000 or imprisonment for a period not to exceed 15 days, for both such fine and imprisonment. Each and every day that any such violation continues after the specified time to abate shall constitute a separate offense. Additionally, a person who commits, takes part or assists in violation of any provision of this chapter or who maintains a premises on which any such violation shall exist shall be subject to monetary civil penalties not exceeding \$350 for the first violation; not less than \$350 nor more than \$700 for the second violation; and not less than \$700 nor more than \$1,000 for a third or subsequent violation. Each day's continued violation shall constitute a separate additional violation.

SECTION 4. Superseding Effect. This Local Law temporarily supersedes and amends provisions of the Town's Zoning Code which would otherwise apply, including but not limited to Sections 185-10, 185-11, Article IX and those other provisions which impose site plan approval or bulk requirements for outdoor seating.

SECTION 5. Validity. The invalidity of any provision of this Local Law shall not affect the validity of any other portion of this Local Law which can be given effect without such invalid provision.

SECTION 6. Effective Date. This Local Law shall take effect immediately upon filing in the office of the Secretary of State.

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300 or by video conference pursuant to the Governor's Executive Orders, in the Town of Newburgh, Orange County, New York on the ___nd day of April, 2021 at 7:00 P.M., Prevailing Time.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF TOWN BOARD INTRODUCING AND PROVIDING FOR REFERRAL OF A LOCAL LAW PROVIDING FOR TEMPORARY OUTDOOR DINING PERMITS DURING THE YEAR 2021

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

WHEREAS, the Town Board of the Town of Newburgh has determined to consider an Introductory Local Law of the Town of Newburgh which would provide for temporary outdoor dining permits during the Year 2021 to allow for the controlled utilization of certain outdoor spaces for dining activities, for a limited period of time, to assist business establishments in recovery from the effects of the COVID-19 pandemic emergency and the restrictions related to social distancing and decreasing maximum capacity of indoor spaces and the increased focus on operating outdoors and in the open air to the extent possible

NOW, THEREFORE, BE IT RESOLVED, that a Local Law entitled "A Local Law Providing for Temporary Outdoor Dining Permits During the Year 2021" is hereby introduced before the Town Board of the Town of Newburgh in the County of Orange and State of New York; and

BE IT FURTHER RESOLVED that copies of the aforesaid introductory local law together with other relevant documentation be forwarded to the Orange County Department of Planning and the Town of Newburgh Planning Board for their respective reports; and

BE IT FURTHER RESOLVED, that a copy of the aforesaid introductory local law also be forwarded to the Town of Newburgh Zoning Board of Appeals for its comments.

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

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Scott M. Manley, Councilman voting _____

Anthony R. LoBiondo, Councilman voting _____

Gilbert J. Piaquadio, Supervisor voting _____

The resolution was thereupon declared duly adopted.



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

Attorney-Client privileged
MEMORANDUM

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

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: SETTLEMENT OF TAX CERTIORARI (2016, 2017, 2018,
2019 and 2020);
CINTAS (ROUTE 300)
OUR FILE NO. 800.24

DATE: APRIL 9, 2021

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
Donna M. Badura

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

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

Enclosed are copies of a letter from Cathy Drobny, Esq. of E. Stewart Jones, Hacker Murphy regarding the above referenced proposed settlement, a proposed Order and charts showing the claimed refund liability and the approximate refunds that will be due from the taxing jurisdictions under the proposed settlement of the above referenced real property tax assessment appeal. Also enclosed is a map showing the location of the tax parcels which are the subject of the proceedings.

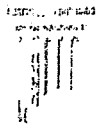
The settlement provides for no reduction for the residential tax parcel (Lot 30.2) and no reduction for 2016, 2017 and 2018 on the commercial parcel (Lot 29.1) For 2019, there will be a reduction in the assessed value on the commercial parcel by \$14,898 from \$462,800 to \$447,902, and for 2020, a reduction in the assessed value of \$46,196 from \$462,800 to \$416,605. The Consent Order and Judgment specifies that the provisions of RPTL Section 727 apply, holding the Assessed Value at \$416,605,000 for the 2021, 2022 and 2023 assessment rolls, subject to the statutory exceptions.

The charts indicate that the refund liability for the Town (including Highway but not including special districts and the Fire District) will be approximately \$947.28 in total versus claimed liability of approximately \$35,385.27.

Also attached is a proposed resolution which would authorize the Settlement.

MCT/sel
Enc.

cc: Joseph P. Pedi, Town Clerk
Lori Coady, Assessor (via e-mail)
Deborah Smith, Receiver of Taxes (via e-mail)
Ronald Clum, Town Accountant (via e-mail)
Cathy L. Drobny, Esq. (via e-mail)



E. STEWART
Jones Hacker Murphy LLP
ATTORNEYS & COUNSELORS AT LAW

Please send all mail to:
SCHENECTADY OFFICE

MAIN OFFICE:
28 SECOND STREET
TROY, NY 12180

200 HARBORSIDE DRIVE, SUITE 300
SCHENECTADY, NY 12305

511 BROADWAY
SARATOGA SPRINGS, NY 12866

1659 CENTRAL AVENUE, SUITE 103
ALBANY, NY 12205

PHONE: (518) 274-5820
FAX: (518) 274-5875

March 12, 2021

VIA E-MAIL - mtaylor@riderweiner.com

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

www.joneshacker.com

Re: Cintas v. Town of Newburgh
Index Nos. 16-EF004662, 17-EF005472, 18-EF007252,
19-EF005470, 20-EF003386
Our File No. 5018.148

Dear Mr. Taylor:

Attached please find the proposed Consent Order & Judgment relative to the above-referenced proceedings. There are currently five (5) years pending.

There are two (2) parcels that are the subject of these proceedings. One parcel is an owner occupied +/- 12,000 sq. ft warehouse/office building located at 1605 Rt. 300 (Tax Map #34-1-29.1); the FMV ranges from \$1,285,556 to \$1,545,242. The other parcel is one family residence located at 1595 Route 300 (Tax Map #34-1-30.2); the FMV ranges from \$192,800 to \$231,719. The petitioner is discontinuing the residential lot proceedings.

After review of leases and sales of similar properties, a settlement was negotiated. The proposed settlement discontinues the 2016, 2017 and 2018 Petitions and reduces the assessment of the property to an equalized FMV of \$1,391,000 in 2019 and 2020. The 2020 assessed value as reduced will be held for 2021, 2022 and 2023 pursuant to RPTL §727, subject to the usual exceptions. After considering the costs of trial-ready appraisals and litigation, we feel that this is a good settlement.

I have attached for your review a copy of the refund liability charts, which show the potential liability versus the proposed settlement refund liability.

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. Once the Resolution passes, please let me know and I will sign the Order.

Mark C. Taylor, Esq.
Rider, Weiner & Frankel, P.C.
March 12, 2021
Page 2

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

Very truly yours,

E. STEWART JONES HACKER
MURPHY LLP

By: 

Cathy L. Drobny
cdrobny@joneshacker.com
Direct Dial: (518) 213-0116

CLD:kah
Attachments

cc: Lori Coady, Assessor
Gilbert Piaquadio, Supervisor

File 0008-0113

At a Special Condemnation and Tax Certiorari Term of the Supreme Court of the State of New York, held in and for the County of Orange, Goshen, New York, on the _____ day of _____, 20__.

P R E S E N T :

HON. CATHERINE M. BARTLETT, A.J.S.C.

Justice.

-----X
In the Matter of

CONSENT ORDER & JUDGMENT

CINTAS,

Petitioner,
-against-

THE BOARD OF ASSESSORS AND/OR THE
ASSESSOR OF THE TOWN OF NEWBURGH AND
THE BOARD OF ASSESSMENT REVIEW,

| <u>Index No.</u> | <u>Assessment Year</u> |
|------------------|------------------------|
| 16-EF004662 | 2016 |
| 17-EF005472 | 2017 |
| 18-EF007252 | 2018 |
| 19-EF005470 | 2019 |
| 20-EF003396 | 2020 |

Tax Map No.: 34-1-29.1 & 34-1-30.2

Respondents.

And

NEWBURGH ENLARGED CITY SCHOOL DISTRICT,

Respondent-Intervenor.
-----X

The above petitioners having heretofore served and filed the Petitions and Notices to review the tax assessments fixed by the Town of Newburgh with respect to premises located at 1605 Route 300 & 1595 Route 300, Newburgh, New York, also designated as parcels 34-1-29.1 & 34-1-30.2 on the Official Assessment Map of the Town of Newburgh for the assessment years 2016 through 2020 and

The issues of these proceedings having duly come on for trial at an IAS Term of this Court, and the petitioner having appeared by WARREN M. DUBITSKY, ESQ., of HERMAN KATZ CANGEMI WILKES & CLYNE, LLP, the respondents having appeared by CATHY L. DROBNY, ESQ., of E. STEWART JONES HACKER MURPHY, LLP, Attorneys for the Town of

Newburgh, and the respondent-intervenor having appeared by ELIZABETH A. LEDKOVSKY, ESQ. of SHAW PERELSON MAY & LAMBERT, LLP, and the parties having made their settlement, it is

ORDERED, that the assessments on the above-referenced property be and the same are hereby reduced, corrected and fixed for the assessment years as follows:

| Assessment Year | Tax Map Number | Original Assessed Value | Reduction | Corrected Assessed Value |
|-----------------|----------------|-------------------------|-----------|--------------------------|
| 2016 | 34-1-29.1 | \$462,800 | \$0 | \$462,800 |
| 2017 | 34-1-29.1 | \$462,800 | \$0 | \$462,800 |
| 2018 | 34-1-29.1 | \$462,800 | \$0 | \$462,800 |
| 2019 | 34-1-29.1 | \$462,800 | \$14,898 | \$447,902 |
| 2020 | 34-1-29.1 | \$462,800 | \$46,196 | \$416,605 |

| Assessment Year | Tax Map Number | Original Assessed Value | Reduction | Corrected Assessed Value |
|-----------------|----------------|-------------------------|-----------|--------------------------|
| 2016 | 34-1-30.2 | \$69,400 | \$0 | \$69,400 |
| 2017 | 34-1-30.2 | \$69,400 | \$0 | \$69,400 |
| 2018 | 34-1-30.2 | \$69,400 | \$0 | \$69,400 |
| 2019 | 34-1-30.2 | \$69,400 | \$0 | \$69,400 |
| 2020 | 34-1-30.2 | \$69,400 | \$0 | \$69,400 |

and so reduced and confirmed, 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 the said entries in conformity with this Order and shall note upon the margin of said rolls, opposite said entries, that the same have been corrected by the authority of this Order, and it is further

(00245279)

ORDERED, that there shall be audited, allowed and paid to the petitioner by the Newburgh Enlarged City School District, the amount of School taxes paid by the petitioner as taxes against the said erroneous assessments in excess of what the taxes would have been if the said assessments made in the aforesaid years had been determined by this Order, together with interest from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED that the Commissioner of Finance of the County of Orange, State of New York, be and are hereby directed and authorized to audit, allow and to pay to the petitioner the amount, if any, of State, County, Town, Judiciary, Sewer District and any special taxes paid by the petitioner as taxes against said erroneous assessments in excess of what the taxes would have been if the said assessments had been determined by this Order, together with interest thereon from the date of payment thereof as provided by statute, and it is further

ORDERED AND DIRECTED, that all tax refunds are to be paid with interest pursuant to §726 of the Real Property Tax Law of the State of New York; except that in the event the refund of taxes is paid within ninety (90) days from the date of service of a copy of this judgment with Notice of Entry, then interest is waived; together with the amounts of interest and penalties, if any, paid on the excess of any of the aforesaid taxes by reason of delinquent payment, and it is further

ORDERED AND DIRECTED, that all tax refunds hereinabove directed to be made by respondent, the Town of Newburgh, and/or any of the various taxing authorities, be made by check or draft payable to the order of HERMAN KATZ CANGEMI WILKES & CLYNE, LLP, as attorneys for the petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorney's lien, pursuant to Judiciary Law §475, and it is further

ORDERED, that in the event that the taxes are unpaid and have already been billed for the Town of Newburgh in accordance with the original assessed valuation, the officer

or officers having custody of said assessment rolls are hereby directed to forward to petitioner, care of HERMAN KATZ CANGEMI WILKES & CLYNE, P.C., attorneys for Petitioner, 538 Broadhollow Road, Suite 307, Melville, New York 11747, a new bill or bills, taxing said petitioners on the basis of the final total assessed valuation as herein provided, as well as recalculating any and all interest and penalties that might be due, and it is further

ORDERED AND DIRECTED, that the terms of R.P.T.L. §727 shall apply to this settlement in all respects for the 2021, 2022 and 2023 assessment years; and it is further

ORDERED, that this Order hereby constitutes and represents full settlement of each of the tax review proceedings herein, and there are no costs or allowances awarded to, by or against any of the parties, and that upon compliance with the terms of this Order, the above-entitled proceedings be and the same are settled and discontinued.

ENTER,


A.J.S.C.

**SIGNING AND ENTRY OF THE WITHIN
ORDER IS HEREBY CONSENTED TO:**

E. STEWART JONES HACKER MURPHY, LLP
Attorneys for Respondents

By: CATHY L. DROBNY, ESQ.
28 2nd Street
Troy, New York 12180
(518) 274-5820

HERMAN KATZ CANGEMI WILKES & CLYNE, LLP
Attorneys for Petitioner



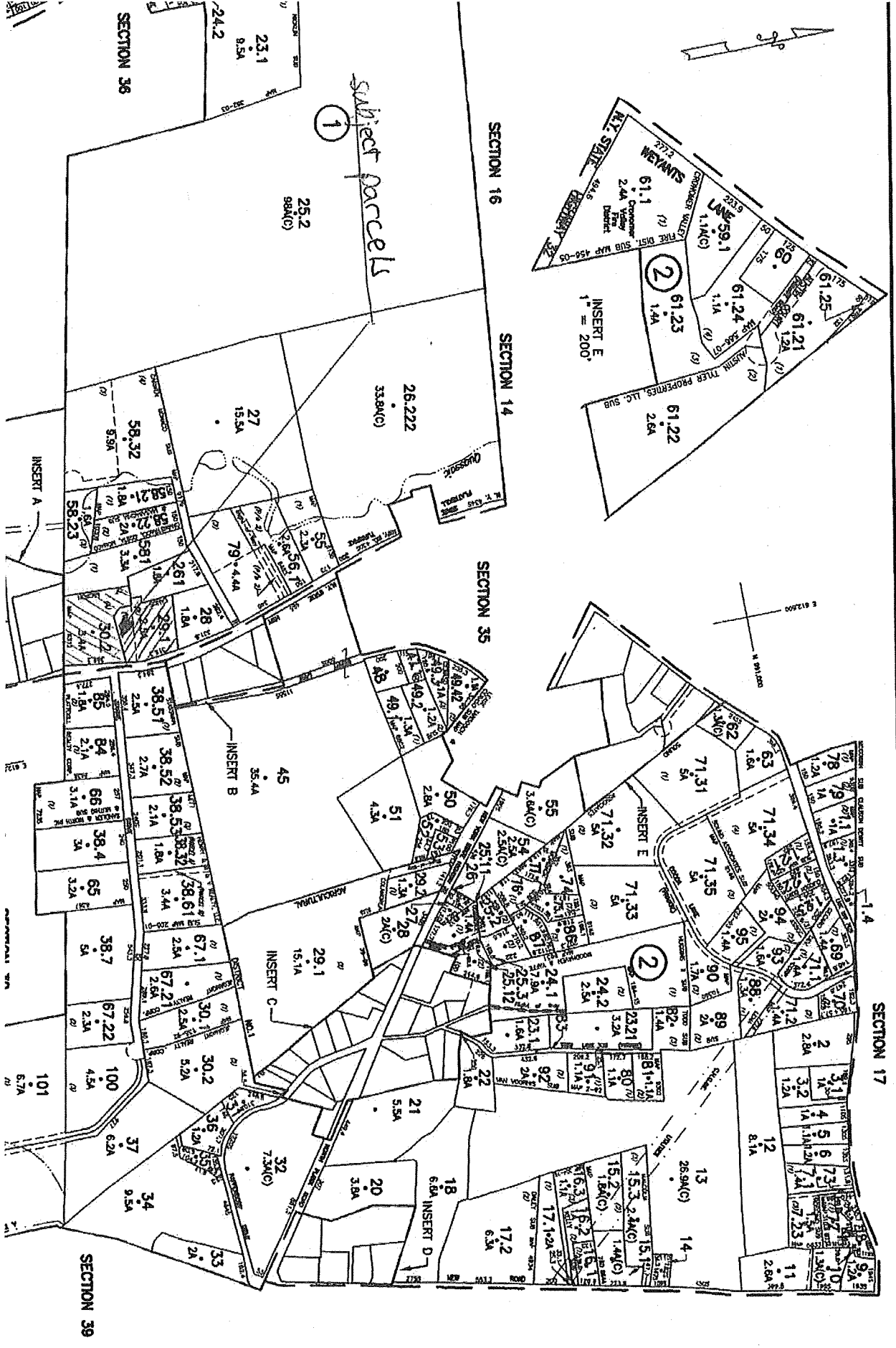
By: WARREN M. DUBITSKY, ESQ.
538 Broadhollow Road, Suite 307
Melville, New York 11747
(631) 501-5011

SHAW PERELSON MAY & LAMBERT, LLP
Attorneys for Respondent-Intervenor

By: ELIZABETH A. LEDKOVSKY, ESQ.
115 Stevens Avenue
Valhalla, New York 10595
(914) 741-9870

Cintas v. Newburgh

| Year | Parcel Number | Assessed Value | Claimed Assessed Value | Eq. Rate | FMV | Claimed FMV | Difference | Tax Rate | Refund Liability | | |
|------|---------------|----------------|------------------------|----------|--------------|-------------|------------|-----------|------------------|-----------|-------------|
| 2016 | 34-1-30.2 | \$ 69,400 | \$ 6,940 | 36.00% | \$ 1,285,556 | \$ 19,278 | \$ 62,460 | 10.7266 | \$ 4,467.84 | | |
| | | | | | | | | | | Town | \$ 559.44 |
| | | | | | | | | | | Highway | \$ 299.30 |
| | | | | | | | | | | Fire-CR | \$ 360.46 |
| | | | | | | | | | | Sp. Dist. | \$ 291.62 |
| 2017 | 34-1-29.1 | \$ 462,800 | \$ 46,280 | 36.00% | \$ 1,285,556 | \$ 128,556 | \$ 416,520 | 11.1261 | \$ 4,634.24 | | |
| | | | | | | | | | | Town | \$ 3,836.90 |
| | | | | | | | | | | Highway | \$ 2,196.85 |
| | | | | | | | | | | Fire-CR | \$ 1,870.17 |
| | | | | | | | | | | Sp. Dist. | \$ 1,779.12 |
| 2017 | 34-1-30.2 | \$ 69,400 | \$ 6,940 | 34.44% | \$ 201,510 | \$ 20,151 | \$ 62,460 | 75.922863 | \$ 31,623.39 | | |
| | | | | | | | | | | School | \$ 4,686.89 |
| | | | | | | | | | | Library | \$ 211.94 |
| | | | | | | | | | | Sp. Dist. | \$ 1,446.35 |
| | | | | | | | | | | Highway | \$ 694.94 |
| 2018 | 34-1-29.1 | \$ 462,800 | \$ 46,280 | 36.00% | \$ 1,285,556 | \$ 128,556 | \$ 416,520 | 11.0305 | \$ 4,594.42 | | |
| | | | | | | | | | | Town | \$ 3,920.79 |
| | | | | | | | | | | Highway | \$ 2,273.53 |
| | | | | | | | | | | Fire-CR | \$ 1,901.87 |
| | | | | | | | | | | Sp. Dist. | \$ 1,658.33 |
| 2018 | 34-1-30.2 | \$ 69,400 | \$ 6,940 | 34.44% | \$ 201,510 | \$ 20,151 | \$ 62,460 | 73.757176 | \$ 30,721.34 | | |
| | | | | | | | | | | School | \$ 688.97 |
| | | | | | | | | | | Library | \$ 1,420.51 |
| | | | | | | | | | | Sp. Dist. | \$ 1,598.33 |
| | | | | | | | | | | Highway | \$ 587.95 |



| REVISION | DATE | DESCRIPTION |
|----------|------|-------------|
| 03/01/03 | | |
| 10/27/03 | | |
| 01/05/04 | | |
| 02/10/04 | | |
| 03/01/04 | | |
| 06/01/04 | | |
| 07/27/04 | | |
| 09/27/04 | | |
| 12/18/04 | | |
| 03/08/05 | | |
| 05/02/05 | | |
| 05/24/05 | | |
| 07/06/05 | | |
| 09/04/05 | | |
| 12/05/05 | | |
| 02/23/06 | | |
| 08/09/06 | | |
| 11/27/06 | | |
| 01/26/07 | | |
| 05/21/07 | | |
| 07/19/07 | | |
| 08/05/07 | | |
| 03/17/08 | | |
| 07/15/08 | | |
| 09/17/08 | | |
| 08/08/10 | | |
| 12/07/10 | | |
| 02/15/11 | | |
| 02/18/12 | | |
| 03/20/14 | | |
| 07/17/14 | | |
| 08/29/14 | | |
| 10/08/14 | | |
| 04/24/15 | | |
| 06/05/15 | | |
| 08/18/15 | | |
| 09/24/15 | | |
| 07/19/16 | | |
| 05/25/18 | | |
| 09/09/18 | | |
| 11/27/18 | | |



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Commercial

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

| | | | | |
|-----------------------------------|----------------------------------|----------------------|--------------------|------------|
| Municipality of Newburgh | | | | |
| SWIS: | 334600 | Tax ID: | 34-1-29.1 | |
| Tax Map ID / Property Data | | | | |
| Status: | Active | Roll Section: | Taxable | |
| Address: | 1605 Route 300 | | | |
| Property Class: | 484 - 1 use sm bld | Site Property Class: | 484 - 1 use sm bld | |
| Ownership Code: | | | | |
| Site: | Com 1 | In Ag. District: | No | |
| Zoning Code: | - | Bldg. Style: | Not Applicable | |
| Neighborhood: | 40816 - | School District: | Newburg | |
| Property Description: | Lts B C Lands Of Micron Map 6312 | | | |
| Total Acreage/Size: | 2.50 | Equalization Rate: | — | |
| Land Assessment: | 2020 - \$46,300 | Total Assessment: | 2020 - \$462,800 | |
| Full Market Value: | 2020 - \$1,545,200 | | | |
| Deed Book: | 1898 | Deed Page: | 252 | |
| Grid East: | 611817 | Grid North: | 987458 | |
| Bank Code: | N/A | | | |
| Special Districts for 2020 | | | | |
| | Description | Units | Percent | Type Value |
| | FD008-Cronomer w/ fire | 0 | 0% | 0 |
| | WD001-Consol wtr 1 | 0 | 0% | 0 |
| | WD002-Consol wtr 2 | 0 | 0% | 0 |

Photographs

(Click on photo to enlarge it.)

Photo

Photo 1 of 6 →

Pictometry Connect

Documents

No documents found for this parcel

Maps

- View Tax Map
- Pin Property on GIS Map
- View in Google Maps
- View in Bing Maps

Map Disclaimer

| Land Types | |
|------------|------------|
| Type | Size |
| Primary | 2.50 acres |



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- Report
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Municipality of Newburgh

| | | | |
|-------|--------|---------|-----------|
| SWIS: | 334600 | Tax ID: | 34-1-29.1 |
|-------|--------|---------|-----------|

Ownership Information

| Name | Secondary Name | Address |
|----------------------|--------------------|-------------------------------------|
| Micron-Clean Uniform | Acctg Asst-90C-NEG | 6800 Cintas Blvd Mason OH 45040 |
| Service Inc | | 1605 Route 300 Newburgh NY 12550 |

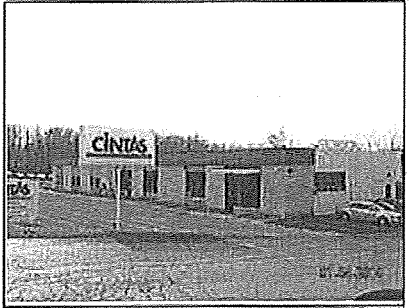
Sale Information

No Sales Information Available

Historic Deed Information

Photographs

(Click on photo to enlarge it.)



Photo

Photo 1 of 6 →

Pictometry Connect

Documents

No documents found for this parcel

Maps

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Map Disclaimer



Image Mate Online

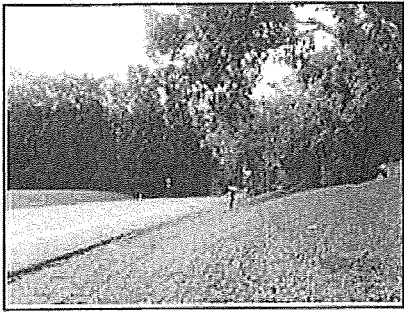
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- Residential
- Property Info
- Owner/Sales
- Inventory
- Improvements
- Tax Info
- Report
- Comparables

| | | | | |
|-----------------------------------|-------------------------------|----------------------|--------------------|-------|
| Municipality of Newburgh | | | | |
| SWIS: | 334600 | Tax ID: | 34-1-30.2 | |
| Tax Map ID / Property Data | | | | |
| Status: | Active | Roll Section: | Taxable | |
| Address: | 1595 Route 300 | | | |
| Property Class: | 210 - 1 Family Res | Site Property Class: | 210 - 1 Family Res | |
| Ownership Code: | | | | |
| Site: | Res 1 | In Ag. District: | No | |
| Zoning Code: | - | Bldg. Style: | Cape Cod | |
| Neighborhood: | 40816 - | School District: | Newburg | |
| Property Description: | Lt A Lands Of Micron Map 6312 | | | |
| Total Acreage/Size: | 3.40 | Equalization Rate: | — | |
| Land Assessment: | 2020 - \$38,000 | Total Assessment: | 2020 - \$69,400 | |
| Full Market Value: | 2020 - \$231,700 | | | |
| Deed Book: | 2134 | Deed Page: | 595 | |
| Grid East: | 611803 | Grid North: | 987148 | |
| Bank Code: | N/A | | | |
| Special Districts for 2020 | | | | |
| Description | Units | Percent | Type | Value |
| FD008-Cronomer vly fire | 0 | 0% | | 0 |
| WD001-Consol wtr 1 | 0 | 0% | | 0 |
| WD002-Consol wtr 2 | 0 | 0% | | 0 |

Photographs

(Click on photo to enlarge it.)



Photo

Photo 1 of 11 →

Pictometry Connect

Documents

No documents found for this parcel

Maps

View Tax Map

Pin Property on GIS Map

View in Google Maps

View in Bing Maps

Map Disclaimer

| Land Types | |
|------------|------------|
| Type | Size |
| Residual | 2.40 acres |
| Primary | 1.00 acres |



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

Municipality of Newburgh

| | | | |
|-------|--------|---------|-----------|
| SWIS: | 334600 | Tax ID: | 34-1-30.2 |
|-------|--------|---------|-----------|

Ownership Information


| Name | Secondary Name | Address |
|----------------------|-----------------------|--|
| Micron-Clean Uniform | Acctg Asst 90C-NEG | 6800 Cintas Blvd Mason OH 45040 |
| Services Inc | | 1605 Route 300 Newburgh NY 12550 |

Sale Information

No Sales Information Available

Photographs

(Click on photo to enlarge it.)



Photo

Photo 1 of 11 →

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Documents

No documents found for this parcel

Maps

View Tax Map

Pin Property on GIS Map

View in Google Maps

View in Bing Maps

Map Disclaimer

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300 or by videoconference pursuant to the Governor's Executive Orders, in the Town of Newburgh, Orange County, New York on the ___th day of April, 2021 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING SETTLEMENT OF
PROCEEDINGS UNDER ARTICLE
7 OF THE REAL PROPERTY
TAX LAW:
SBL #34-1- 29.1 and 34-1-30.2
CINTAS
(1605 AND 1595 ROUTE 300)
INDEX NUMBERS 2016-EF004662 2017-
EF005472; 2018-EF007252; 2019-EF005470
and 2020-EF003396

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

WHEREAS, Cintas (the "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 commercial building and related improvements located on a parcel of land on NYS Route 300 (Section 34-Block 1-Lot 29.1) and a single family residential dwelling and related improvements located on a second parcel of land on NYS Route 300 (Section 34-Block 1-Lot30.2) on the tax assessment roll for the tax years 2016, 2017, 2018, 2019 and 2020; and

WHEREAS, special counsel to the Town, E. Stewart Jones Hacker Murphy, LLP, has negotiated a settlement of the proceeding with the Petitioner, the terms of which are embodied in a proposed Consent Order and Judgment annexed hereto and recommended that the Town Board authorize the settlement; 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 E. Stewart Jones Hacker Murphy, LLP to execute and deliver the Consent Order and Judgment on behalf of the Town; and

BE IT FURTHER RESOLVED, that E. Stewart Jones Hacker Murphy, LLP, the Supervisor,

the Attorney for the Town, the Town's Assessor and other officers of the Town are hereby authorized to take such actions and 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, documents and papers as may be necessary to effectuate and carry out the settlement; and

BE IT FURTHER RESOLVED that the aforesaid 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:

| | |
|--|---------------|
| <u>Elizabeth J. Greene, Councilwoman</u> | <u>voting</u> |
| <u>Paul I. Ruggiero, Councilman</u> | <u>voting</u> |
| <u>Scott M. Manley, Councilman</u> | <u>voting</u> |
| <u>Anthony R. LoBiondo, Councilman</u> | <u>voting</u> |
| <u>Gilbert J. Piaquadio, Supervisor</u> | <u>voting</u> |

The resolution was thereupon declared duly adopted.



TOWN OF NEWBURGH

1496 Route 300, Newburgh, New York 12550

9

Joseph P. Pedi
Town Clerk

COPY

845-564-4554

Fax: 845-564-8589

e-mail: josephpedi@townofnewburgh.org

lisaayers@townofnewburgh.org

Lisa M. Ayers
First Deputy Town Clerk

To: Gil Piaquadio

From: Joseph Pedi

Date: March 30, 2021

Subject: Digitizing of Town Clerk Records

The Town submitted an application for an archiving grant early in 2020 in the hope that the grant would finance the Town's desire to digitize the records in the Town Clerk's Office. Due to the pandemic, the State did not award any archiving grant to any municipality and it appears they will not be doing so in the foreseeable future. With that being said, I am asking the Town Board to approve a project allowing the Town Clerk's Office to proceed with digitizing Town Clerk's records without the benefit of grant financing.

I am proposing the Town purchase digitizing software called "Treno Documentation Software" which is a product offered by a company named APEX Consulting Services located in Melville, New York. In addition, I am proposing that the Treno software operate on a "Cloud" platform. The "Cloud" platform allows the municipality to load their records to Amazon Web Services. As a result, there is no need for the Town to purchase and maintain its own hardware equipment to support the Treno software.

Attached is a quote from APEX Consulting Services for the Treeno Documentation Software. The cost is \$330 per month for 63 months (\$3,960 annually). The cost is for a four user license with each user having 100 GB of storage. In addition, Treeno will provide a production level scanner to allow us to digitize our records into the software. One of Treeno's largest customer is Wakefern Corporation who owns all the Shop Rite Grocery Stores. They have been using Treeno for six years to digitize their records. I spoke with Vice President John Wright of Wakefern and he was pleased with the software performance and the support he receives from Treeno and Apex Consulting.

Before learning of Treeno, I was advocating using another software package named Laserfiche. Laserfiche quoted an annual maintenance fee of \$5,750, initial setup and training of \$3,900 and a five user license for \$4,150 for a total first year cost of \$13,800. Needless to say, Treeno's annual cost of \$3,890 is better financially especially when the price includes training and the production scanner.

The Town Clerk's budget for 2021 already includes \$5,000 for archiving software. Therefore, there will be no unbudgeted expense.

Once the software is installed, the goal would be to "eat the elephant one bite at a time". I would setup a scanning center in Andy's office and the Town Clerk group will start scanning documents, starting with Town Board minutes. For the 2022 budget, I will request financing to get a large segment of documents scanned by an outside vendor.



SALES ORDER

Date: 3/22/21

1744 CHURCH STREET
HOLBROOK, NY 11741
PH: 631-465-2148
FX: 631-223-1716
apexconsulting1@verizon.net
www.apexcopier.com

CUSTOMER: Town of Newburgh
1496 NY-300
Newburgh, NY 12550

SHIP TO: Same

CONTACT: Joseph Pedi

EMAIL:

PHONE: 845-564-4554

| | |
|--|---------------------|
| Equipment Disposal Info: | |
| Equip. Model _____ | Serial No: _____ |
| Old Lease Co. _____ | Total Payout: _____ |
| Date lease expires _____ | |
| Please note that the above named customer is responsible for all terms of lease and Apex Consulting Services, Inc. assumes no obligations. | |
| Send Payout To: _____ Customer | _____ Leasing Co. |

| | | | | |
|----------------|---------------|---------------|------------------|-----------------|
| LEASING | No. of | Months | Price/Mo. | Purchase |
| INFO: | | <u>5 Yrs.</u> | <u>\$330</u> | Option |

| Qty. | Description | Location | Total |
|------|--|----------|----------|
| 1 | Yearly subscription- 4 concurrent users & 400 GB of storage. User defined access, unlimited remote scanning capacity, advanced index features, virtual, barcode integration, versioning & integrating audit trail. | | Included |
| 1 | Includes OCR search. | | Included |
| 1 | Enable the secure database, setup of the marriage, death certificate, & meeting minutes & agenda cabinets import user list & set permission. | | Included |
| 1 | Installation of the file monitor service. | | Included |
| 1 | Web based training - admin & end user training | | Included |
| 1 | Production scanner- Kyocera 6003i, Dual 270 | | Included |

INSTALLATION INCLUDES 1 HOUR SET UP TO NETWORK (PRINT OPTION ONLY) ANY ADDITIONAL WORK \$125/HR

COMMENTS:

*Total Initial Investment (First Year of Support)

* Customer won't be charged for any scans. If used for printing will be charged per copy.

Federal ID _____ Tax Exempt No. _____

Customer Signature _____ Date _____

Witness _____ Date _____

Guarantor _____ Date _____

Received By _____ Date _____



HIGHWAY DEPARTMENT

10A

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

MARK HALL
HIGHWAY SUPERINTENDENT

TO: Gil Piaquadio, Supervisor, and Town Board Members
FROM: Mark Hall, Highway Superintendent *MH*
DATE: March 31, 2021
RE: Bids Summer Material

Please award the bids for summer materials to the following vendors, also indicated on the bid sheets that are attached. Thanking you in advance.

| | | |
|---|--|--|
| Item 1 – Cold Patch (1A) | Tetz Asphalt Bruce Donohue Trucking | \$125.00 ton at plant loaded \$113.15 ton delivered |
| Item 2A – ¼” NYS # 1A | Callahan & Nannini JKN Trucking | \$19.75 ton at plant loaded \$22.35 ton delivered |
| 2B – 3/8” NYS #1 ST | Callahan & Nannini JKN Trucking | \$19.75 ton at plant loaded \$22.75 ton delivered |
| 2C – Screenings | Tilcon JKN Trucking | \$12.45 ton at plant loaded \$13.95 ton delivered |
| Item 3 – Item 4 | Callahan & Nannini Callahan & Nannini | \$10.00 ton at plant loaded \$14.15 ton delivered |
| Item 4 – Guide Rail & Post | Chemung Supply | per attached sheets |
| Item 7 – Aluminum Structural Plate Box Culvert | Chemung Supply | per attached sheets |

MH/ch

BID OPENING

15-Mar-21

10:00 AM

ITEM # 2

CRUSHED STONE

2A - 1/4" NYS # 1A

2B - 3/8" NYS # 1ST

2C - SCREENINGS

| | AT PLANT LOADED PER TON | DELIVERED TO TOWN OF NEWBURGH PER TON | AT PLANT LOADED PER TON | DELIVERED TO TOWN OF NEWBURGH PER TON | AT PLANT LOADED PER TON | DELIVERED TO TOWN OF NEWBURGH PER TON |
|---------------------|----------------------------|--|----------------------------|--|----------------------------|--|
| BRUCE DONAHUE | N/B | \$26.25 | N/B | \$23.40 | N/B | \$19.55 |
| CALLAHAN & NANININI | \$19.75 | \$23.90 | \$19.75 | \$23.90 | \$17.50 | \$21.65 |
| E. TETZ & SONS | \$27.00 | \$34.00 | \$26.00 | \$33.00 | \$20.00 | \$27.00 |
| JKN TRUCKING | N/B | \$22.35 | N/B | \$22.75 | N/B | \$13.95 |
| ROCK-N-MULCH | N/B | \$29.00 | N/B | \$23.00 | N/B | \$21.75 |
| THALLE INDUSTRIES | \$22.00 | \$28.50 | \$21.00 | \$27.50 | \$16.00 | \$22.50 |
| TILCON NY | \$22.05 | \$27.55 | \$22.05 | \$27.55 | \$12.45 | \$17.95 |
| | | | | | | |
| | | | | | | |

BID OPENING

15-Mar-21

10:00 AM

ITEM # 3

SUB-BASED QUARRY ITEM 4

| BIIDDERS | AT PLANT LOADED PER TON | DELIVERED TO TOWN OF NEWBURGH PER TON | | | | | |
|--------------------|----------------------------|--|--|--|--|--|--|
| BRUCE DONAHUE | N/B | \$16.20 | | | | | |
| CALLAHAN & NANNINI | \$10.00 | \$14.15 | | | | | |
| E. TETZ & SONS | \$11.00 | \$19.00 | | | | | |
| ROCK-N-MULCH | N/B | \$19.50 | | | | | |
| THALLE INDUSTRIES | \$14.00 | \$20.50 | | | | | |
| TILCON NY | \$12.85 | \$18.35 | | | | | |
| | | | | | | | |
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GUIDE RAIL AND POST INSTALLATION

CORRUGATED BOX BEAM AND GUIDE RAIL MATERIALS MEETING
GALVANIZED SPECIFICATIONS

| | |
|--|---|
| Removal & replacement of guide rail | per hr <u>318.00</u> |
| Complete layout and installation of guide rail and posts per New York State Specifications | W Beam 12'6" spacing <u>9.95</u> L.F. |
| Complete layout and installation of guide rail and posts per New York State Specifications | W Beam 6'3" spacing <u>10.60</u> L.F. |
| Complete layout and installation of guide rail and posts per New York State Specifications | Box Beam 6'3" spacing <u>15.00</u> L.F. |
| Corrugated beam type guide rail – punched 6'3" | Per lineal ft <u>8.75</u> |
| Corrugated beam type guide rail – punched 6'3" Curved to special radius: | |
| Curved to 50' radius and up | Each <u>150.00</u> |
| Curved 40' to 50' radius | Each <u>150.00</u> |
| Curved 30' to 39' radius | Each <u>150.00</u> |
| Curved 20' to 29' radius | Each <u>150.00</u> |
| Corrugated beam type guide rail – length 13'6 1/2" (shop curved rail) (approach and terminal)(rotation 90 degrees) | Each <u>160.00</u> |
| 3" x 2-3/8" 1 intermediate guide rail posts – length 5'3" | Each <u>57.00</u> |
| Flared type terminal sections 12 gauge | Each <u>44.00</u> |
| Wrap around type terminal sections 12 gauge | Each <u>54.00</u> |
| Concrete anchor unit with all necessary hardware | Each <u>525.00</u> |
| Galvanized splice bolts 1 1/4" x 5/8" | Each <u>1.50</u> |
| Galvanized post bolts 5/16" x 1 3/4" with washer & nuts | Each <u>1.50</u> |
| Galvanized post bolts 2" x 5/8" | Each <u>1.50</u> |
| Galvanized support bolts 1/2" x 1 1/2", 2 nuts no washers | Each <u>1.50</u> |
| 6" x 6" x 24' box beam type guide rail including self angle, splice plates, nuts & bolts | Per lineal ft <u>49.90</u> |
| 6" x 6" box beam type guide rail curved to special radius | Per lineal ft <u>53.70</u> |
| 6" x 6" box beam type guide rail shop cuts & mitered curved rail | Per lineal ft <u>57.00</u> |
| 6" x 6" box beam guide rail end sections | Each <u>575.00</u> |
| 3" I beam guide rail posts 5'3" long intermediate type post for box beam rail | Each <u>58.20</u> |
| 3" I beam guide rail posts 3'8" long & type post for box beam rail | Each <u>55.05</u> |

CORRUGATED BOX BEAM & GUIDERAIL MATERIALS MEETING MAYARI SPECIFICATIONS

| | |
|--|------------------------------|
| Removal and replacement of guide rail | per hr <u>475.00</u> |
| Mayari corrugated beam type guide rail – punched 6'3" | Per lineal ft <u>15.00</u> |
| Mayari corrugated beam type guide rail – punched 6'3" curved to special radius: | |
| Curved to 50' radius and up | Each <u>210.00</u> |
| Curved 40' to 50' radius | Each <u>210.00</u> |
| Curved 30' to 39' radius | Each <u>210.00</u> |
| Curved 20' to 29' radius | Each <u>210.00</u> |
| Mayari corrugated beam type guide rail – length 13' 6 1/2" (shop curved rail) (approach & terminal) (rotation 90 degrees) | Each <u>240.00</u> |
| 3" x 2-3/8" Mayari I intermediate guide rail posts – length 5'3" | Each <u>95.00</u> |
| Mayari flared type terminal sections 12 gauge | Each <u>74.00</u> |
| Mayari wrap around type terminal sections 12 gauge | Each <u>99.00</u> |
| 6" x 6" x 24' Mayari box beam type guide rail including self angle, splice plates, nuts & bolts | Per lineal ft <u>NO. BID</u> |
| 6" x 6" Mayari box beam type guide rail curved to special radius | Per lineal ft _____ |
| 6" x 6" Mayari box beam type guide rail shop cuts & mitered curved rail | Per lineal ft _____ |
| 6" x 6" Mayari box beam guide rail end sections | Each _____ |
| 3" Mayari I beam guide rail posts 5'3" long intermediate type posts for box beam guide rail. The bottom portion of the I beam post that is placed into the ground will be hot dipped galvanized. | Each _____ |
| 3" Mayari I beam guide rail posts 3'8" long end type posts for box beam guide rail | Each _____ |

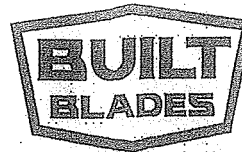


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BUILTBLADES.COM

HEADQUARTERS:
2420 CORNING ROAD
PO BOX 527
ELMIRA, NY 14902
PHONE: 607-733-5506
FAX: 607-732-5379

March 2, 2021

Town of Newburgh

We are pleased to quote you on the following aluminum box culverts:

| CULVERT #&SIZE | PRICE PER FOOT | HEADWALL PRICE PER EACH | CORNER WALL PRICE PER EACH |
|-------------------|----------------|----------------------------|-------------------------------|
| #1 8'9" X 2'6" | \$ 492.00 | \$ 1527.00 | \$ 846.00 |
| #2 9'2" X 3'3" | 527.00 | 1648.00 | 912.00 |
| #3 9'7" X 4'1" | 547.00 | 1771.00 | 980.00 |
| #4 10'0" X 4'10" | 572.00 | 1895.00 | 1047.00 |
| #5 10'6" X 5'7" | 591.00 | 2017.00 | 1115.00 |
| #6 10'11" X 6'4" | 680.00 | 2141.00 | 1181.00 |
| #7 11'4" X 7'2" | 699.00 | 2263.00 | 1248.00 |
| #8 10'2" X 2'8" | 584.00 | 1731.00 | 912.00 |
| #9 10'7" X 3'5" | 627.00 | 1860.00 | 980.00 |
| #10 10'11" X 4'3" | 676.00 | 1988.00 | 1047.00 |
| #11 11'4" X 5'0" | 695.00 | 2171.00 | 1093.00 |
| #12 11'8" X 5'9" | 707.00 | 2290.00 | 1157.00 |
| #13 12'1" X 6'7" | 734.00 | 2432.00 | 1228.00 |
| #14 12'5" X 7'4" | 793.00 | 2562.00 | 1296.00 |
| #15 11'7" X 2'10" | 696.00 | 1794.00 | 912.00 |
| #16 11'11" X 3'7" | 716.00 | 1920.00 | 980.00 |
| #17 12'3" X 4'5" | 768.00 | 2042.00 | 1047.00 |
| #18 12'7" X 5'2" | 779.00 | 2166.00 | 1115.00 |
| #19 12'11" X 6'0" | 812.00 | 2288.00 | 1181.00 |
| #20 13'3" X 6'9" | 824.00 | 2412.00 | 1248.00 |
| #21 13'0" X 3'0" | 854.00 | 1860.00 | 912.00 |
| #22 13'4" X 3'10" | 829.00 | 1982.00 | 980.00 |
| #23 13'7" X 4'7" | 944.00 | 2104.00 | 1047.00 |
| #24 13'10" X 5'5" | 964.00 | 2228.00 | 1115.00 |
| #25 14'1" X 6'2" | 999.00 | 2352.00 | 1181.00 |
| CONTINUED | | | |
| #26 14'5" X 3'3" | 993.00 | 1982.00 | 912.00 |

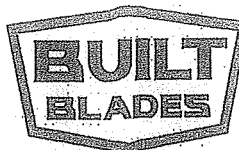


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HEADQUARTERS:
2420 CORNING ROAD
PO BOX 527
ELMIRA, NY 14902
PHONE: 607-733-5506
FAX: 607-732-5379

| | | | |
|--------------------|---------|---------|---------|
| #27 14'8" X 4'1" | 1044.00 | 2111.00 | 980.00 |
| #28 14'10" X 4'10" | 1053.00 | 2242.00 | 1047.00 |
| #29 15'1" X 5'8" | 1108.00 | 2373.00 | 1115.00 |
| #30 15'4" X 6'5" | 1220.00 | 2503.00 | 1181.00 |
| #31 15'6" X 7'3" | 1284.00 | 2630.00 | 1248.00 |
| #32 15'9" X 8'0" | 1304.00 | 2760.00 | 1316.00 |
| #33 15'10" X 3'6" | 1139.00 | 2138.00 | 980.00 |
| #34 16'0" X 4'3" | 1164.00 | 2260.00 | 1047.00 |
| #35 16'2" X 5'1" | 1224.00 | 2380.00 | 1115.00 |
| #36 16'4" X 5'11" | 1259.00 | 2507.00 | 1181.00 |
| #37 16'6" X 6'8" | 1320.00 | 2604.00 | 1248.00 |
| #38 16'8" X 7'6" | 1380.00 | 2753.00 | 1316.00 |
| #39 16'10" X 8'3" | 1404.00 | 2877.00 | 1641.00 |
| #40 17'9" X 3'10" | 1263.00 | 2316.00 | 980.00 |
| #41 18'2" X 4'7" | 1339.00 | 2444.00 | 1047.00 |
| #42 18'7" X 5'4" | 1368.00 | 2574.00 | 1115.00 |
| #43 19'0" X 6'1" | 1444.00 | 2694.00 | 1181.00 |
| #44 19'5" X 6'11" | 1478.00 | 2834.00 | 1248.00 |
| #45 19'10" X 7'8" | 1504.00 | 2960.00 | 1294.00 |
| #46 20'3" X 8'5" | 1524.00 | 2994.00 | 1641.00 |
| #47 19'1" X 4'2" | 1422.00 | 2561.00 | 1047.00 |
| #48 19'5" X 4'11" | 1492.00 | 2680.00 | 1115.00 |
| #49 19'9" X 5'8" | 1502.00 | 2830.00 | 1181.00 |
| #50 20'1" X 6'6" | 1620.00 | 2970.00 | 1248.00 |
| #51 20'6" X 7'3" | 1644.00 | 3115.00 | 1316.00 |
| #52 20'10" X 8'1" | 1710.00 | 3123.00 | 1574.00 |
| #53 21'2" X 8'10" | 1840.00 | 3260.00 | 1641.00 |

CONTINUED

| | | | |
|------------------|---------|---------|---------|
| #54 20'4" X 4'6" | 1498.00 | 2558.00 | 1047.00 |
|------------------|---------|---------|---------|

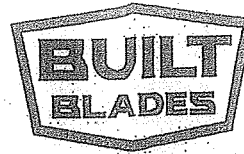


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PO BOX 527
ELMIRA, NY 14902
PHONE: 607-733-5506
FAX: 607-732-5379

| | | | |
|--------------------|---------|---------|---------|
| #55 20'7" X 5'3" | 1576.00 | 2680.00 | 1115.00 |
| #56 20'11" X 6'1" | 1594.00 | 2784.00 | 1181.00 |
| #57 21'3" X 6'10" | 1622.00 | 2920.00 | 1248.00 |
| #58 21'6" X 7'8" | 1687.00 | 3057.00 | 1316.00 |
| #59 21'10" X 8'5" | 1682.00 | 3182.00 | 1574.00 |
| #60 22'1" X 9'3" | 1712.00 | 3294.00 | 1641.00 |
| | | | |
| #61 21'7" X 4'11" | 1668.00 | 2744.00 | 1050.00 |
| #62 21'10" X 5'8" | 1653.00 | 2853.00 | 1111.00 |
| #63 22'1" X 6'6" | 1690.00 | 2989.00 | 1179.00 |
| #64 22'3" X 7'3" | 1710.00 | 3111.00 | 1244.00 |
| #65 22'6" X 8'1" | 1738.00 | 3222.00 | 1304.00 |
| #66 22'9" X 8'10" | 1784.00 | 3357.00 | 1612.00 |
| #67 23'0" X 9'8" | 1808.00 | 3480.00 | 1615.00 |
| | | | |
| #68 22'9" X 5'4" | 1758.00 | 2740.00 | 1024.00 |
| #69 23'0" X 6'1" | 1794.00 | 2862.00 | 1086.00 |
| #70 23'2" X 6'11" | 1820.00 | 2988.00 | 1148.00 |
| #71 23'4" X 7'5" | 1860.00 | 3115.00 | 1210.00 |
| #72 23'6" X 8'6" | 1892.00 | 3241.00 | 1509.00 |
| #73 23'8" X 9'3" | 1909.00 | 3360.00 | 1572.00 |
| #74 23'10" X 10'1" | 1940.00 | 3480.00 | 1560.00 |
| | | | |
| #75 24'0" X 5'9" | 1890.00 | 2740.00 | 981.00 |
| #76 24'1" X 6'6" | 1928.00 | 2864.00 | 1084.00 |
| #77 24'3" X 7'4" | 1960.00 | 2960.00 | 1099.00 |
| #78 24'4" X 8'2" | 1927.00 | 3081.00 | 1158.00 |
| #79 24'5" X 8'11" | 1940.00 | 3195.00 | 1444.00 |
| #80 24'7" X 9'9" | 1962.00 | 3309.00 | 1503.00 |
| #81 24'8" X 10'6" | 1999.00 | 3424.00 | 1562.00 |

CONTINUED

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|------------------|---------|---------|---------|
| #82 25'2" X 6'2" | 1840.00 | 2874.00 | 1039.00 |
|------------------|---------|---------|---------|

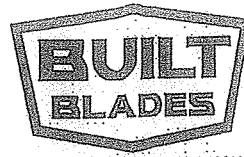


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2420 CORNING ROAD
PO BOX 527
ELMIRA, NY 14902
PHONE: 607-733-5506
FAX: 607-732-5379

| | | | |
|-------------------|---------|---------|---------|
| #83 25'2" X 7'0" | 1885.00 | 2983.00 | 1098.00 |
| #84 25'3" X 7'9" | 1910.00 | 3104.00 | 1158.00 |
| #85 25'4" X 8'7" | 1940.00 | 3218.00 | 1444.00 |
| #86 25'4" X 9'5" | 1980.00 | 3333.00 | 1503.00 |
| #87 25'5" X 10'2" | 2020.00 | 3446.00 | 1562.00 |

Thank you for the opportunity of bidding.

Very truly yours,

Chemung Supply Corp.

Carl H Perine

10B



HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

MARK HALL
HIGHWAY SUPERINTENDENT

TO: Gil Piaquadio, Supervisor, and Town Board Members
FROM: Mark Hall, Highway Superintendent *MH*
DATE: March 31, 2021
RE: Cold Milling Machine

Please award the bid for the Cold Milling Machine to the following vendor. Thanking you in advance.

Milling Machine with minimum milling width of 4':
Consorti Bros Paving & Sealcoating
208 South Plank Road
Newburgh, NY 12550

\$2,610.00 per 8 hr. day
\$100.00 mobilization
\$100.00 per move

Milling Machine with minimum milling width of 6'3":
Jorrey Excavating, Inc.
160 Bartball Road
Middletown, NY 10941

\$5,400.00 per 8 hr. day
\$500.00 mobilization
\$1.00 per move

MH/ch



HIGHWAY DEPARTMENT

10C

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

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

MARK HALL
HIGHWAY SUPERINTENDENT

TO: Gil Piaquadio, Supervisor, and Town Board Members
FROM: Mark Hall, Highway Superintendent *MH*
DATE: March 31, 2021
RE: Tree Cutting

Please award the bid for the Tree Cutting to the following vendor. Thanking you in advance.

Tree Cutting
Alpine Tree Service
1343 Route 82
Hopewell Junction, NY 12533

\$960.00p/8 hr. day Option A
\$1,760.00p/8 hr. day Option B
\$2,880.00p/8 hr. day Option D

Lewis Tree Service
300 Lucius Gordon Drive
West Henrietta, NY 14586

\$1,970.00p/8 hr. day Option C

MH/ch



HIGHWAY DEPARTMENT

90 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

10D

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

MARK HALL
HIGHWAY SUPERINTENDENT

TO: Gil Piaquadio, Supervisor, and Town Board Members
FROM: Mark Hall, Highway Superintendent *MH*
DATE: March 31, 2021
RE: Heavy Equipment Rentals

Please award the bid for the Heavy Equipment Rentals to all of the vendors. Thanking you in advance.

Alta Construction Equipment
A. Montano
Fred Cook, Jr
Herc Rentals, Inc.
Hoffman Equipment
H.O. Penn
Jesco Inc.
United Rentals

No bids were awarded to the following Lots:
4.03 & 4.11

MH/ch

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.03

EXCAVATOR CRAWLER
145 HP

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$5,800.00 | N/B | \$1,767.00 | \$5,300.00 |
| A. MONTANO | \$1,225.00 | \$2,615.00 | \$6,325.00 | \$500.00 | \$1,900.00 | \$5,600.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$538.00 | \$1,615.00 | \$6,630.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$2,810.00 | \$7,020.00 |
| HERC RENTALS INC | \$1,300.00 | \$2,510.00 | \$5,950.00 | \$850.00 | \$2,060.00 | \$5,500.00 |
| JESCO | \$1,375.00 | \$3,100.00 | \$8,150.00 | \$875.00 | \$2,600.00 | \$7,650.00 |
| UNITED RENTALS | \$1,166.55 | \$2,581.10 | \$5,810.10 | \$855.00 | \$2,270.00 | \$5,499.00 |
| | | | | | | |
| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.04

EXCAVATOR CRAWLER
145 HP

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$6,900.00 | N/B | \$2,134.00 | \$6,400.00 |
| A. MONTANO | \$1,325.00 | \$3,025.00 | \$7,225.00 | \$600.00 | \$2,300.00 | \$6,500.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$1,048.00 | \$3,145.00 | \$9,350.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$2,990.00 | \$7,470.00 |
| HERC RENTALS INC | \$1,790.00 | \$3,770.00 | \$8,665.00 | \$1,340.00 | \$3,320.00 | \$8,215.00 |
| JESCO | \$1,425.00 | \$3,300.00 | \$8,150.00 | \$925.00 | \$2,800.00 | \$7,650.00 |
| | | | | | | |
| | | | | | | |
| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.05

EXCAVATOR CRAWLER
65 HP W/HAMMER

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| A.MONTANO | \$1,300.00 | \$3,400.00 | \$9,000.00 | \$700.00 | \$2,800.00 | \$8,400.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$1,048.00 | \$3,145.00 | \$9,265.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$2,915.00 | \$7,290.00 |
| HERC RENTALS INC | \$1,300.00 | \$2,725.00 | \$5,795.00 | \$850.00 | \$2,275.00 | \$5,345.00 |
| JESCO | \$1,350.00 | \$3,900.00 | \$9,680.00 | \$850.00 | \$3,400.00 | \$9,180.00 |
| UNITED RENTALS | \$1,046.10 | \$2,376.10 | \$5,285.10 | \$735.00 | \$2,065.00 | \$4,974.00 |
| | | | | | | |
| | | | | | | |
| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.06

EXCAVATOR CRAWLER
92 HP W/HAMMER

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$7,700.00 | N/B | \$2,400.00 | \$7,200.00 |
| A. MONTANO | \$1,450.00 | \$4,000.00 | \$10,100.00 | \$850.00 | \$3,400.00 | \$9,500.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$1,048.00 | \$3,145.00 | \$9,265.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$4,305.00 | \$10,990.00 |
| HERC RENTALS INC | \$1,760.00 | \$3,890.00 | \$8,765.00 | \$1,310.00 | \$3,440.00 | \$8,315.00 |
| JESCO | \$1,600.00 | \$4,900.00 | \$12,380.00 | \$1,100.00 | \$4,400.00 | \$11,880.00 |
| UNITED RENTALS | \$1,492.10 | \$3,479.10 | \$8,156.10 | \$1,181.00 | \$3,168.00 | \$7,845.00 |
| | | | | | | |
| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.07

EXCAVATOR CRAWLER
148 HP W/HAMMER

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$11,150.00 | N/B | \$3,550.00 | \$10,650.00 |
| A. MONTANO | \$1,975.00 | \$5,725.00 | \$14,225.00 | \$1,250.00 | \$5,000.00 | \$13,500.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$1,416.00 | \$4,250.00 | \$12,580.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$5,580.00 | \$13,950.00 |
| JESCO | \$1,800.00 | \$5,900.00 | \$15,080.00 | \$1,300.00 | \$5,400.00 | \$14,580.00 |
| | | | | | | |
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| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.08

EXCAVATOR CRAWLER
246 HP W/HAMMER

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| A. MONTANO | \$2,650.00 | \$8,050.00 | \$18,750.00 | \$1,800.00 | \$7,200.00 | \$17,900.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$2,185.00 | \$6,545.00 | \$19,550.00 |
| H. O. PENN | N/B | N/B | N/B | \$2,810.00 | \$7,020.00 | \$17,550.00 |
| HERC RENTALS INC | \$2,640.00 | \$6,180.00 | \$13,840.00 | \$2,190.00 | \$5,730.00 | \$13,390.00 |
| JESCO | \$2,100.00 | \$6,900.00 | \$17,780.00 | \$1,600.00 | \$6,400.00 | \$17,280.00 |
| | | | | | | |
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| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.14

OFF ROAD TRUCK
31 TONS ARTICULATED 6 WHEEL
DRIVE 330 HP

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$9,300.00 | N/B | N/B | \$8,700.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$1,050.00 | \$3,145.00 | \$9,350.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$3,600.00 | \$9,000.00 |
| JESCO | \$1,800.00 | \$4,400.00 | \$11,000.00 | \$1,300.00 | \$3,900.00 | \$10,500.00 |
| | | | | | | |
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BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.16

MINI EXCAVATOR CRAWLER
5,000 LBS W/BLADE

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$285.00 | \$850.00 | \$2,465.00 |
| HERC RENTAS INC | \$715.00 | \$1,170.00 | \$1,950.00 | \$265.00 | \$720.00 | \$1,500.00 |
| JESCO | \$800.00 | \$1,400.00 | \$2,900.00 | \$300.00 | \$900.00 | \$2,400.00 |
| UNITED RENTALS | \$557.10 | \$988.10 | \$557.10 | \$246.00 | \$677.00 | \$246.00 |
| | | | | | | |
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| | | | | | | |
| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 1.18

MINI EXCAVATOR CRAWLER
9,000 LBS W/BLADE

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$2,450.00 | N/B | N/B | \$1,950.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$285.00 | \$850.00 | \$2,465.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$1,295.00 | \$3,240.00 |
| HERC RENTALS INC | \$805.00 | \$1,385.00 | \$2,805.00 | \$355.00 | \$935.00 | \$2,355.00 |
| JESCO | \$875.00 | \$1,625.00 | \$3,500.00 | \$375.00 | \$1,125.00 | \$3,000.00 |
| UNITED RENTALS | \$595.10 | \$1,071.10 | \$2,078.10 | \$284.00 | \$760.00 | \$1,767.00 |
| | | | | | | |
| | | | | | | |
| | | | | | | |

BID OPENING

March 15, 2021

10:30 AM

HEAVY EQUIPMENT RENTALS

LOT 3.03

ROLLER VIBRATORY
DOUBLE DRUM

| BIDDERS | DELIVERED DAILY RATE | DELIVERED WEEKLY RATE | DELIVERED MONTHLY RATE | PICKED UP DAILY RATE | PICKED UP WEEKLY RATE | PICKED UP MONTHLY RATE |
|-----------------------------|----------------------|-----------------------|------------------------|----------------------|-----------------------|------------------------|
| ALTA CONSTRUCTION EQUIPMENT | N/B | N/B | \$2,100.00 | N/B | N/B | \$1,600.00 |
| A. MONTANO | \$900.00 | \$1,700.00 | \$3,900.00 | \$300.00 | \$1,100.00 | \$3,300.00 |
| HOFFMAN EQUIPMENT | N/B | N/B | N/B | \$250.00 | \$750.00 | \$2,250.00 |
| H. O. PENN | N/B | N/B | N/B | N/B | \$1,060.00 | \$2,655.00 |
| HERC RENTALS INC | \$715.00 | \$1,095.00 | \$2,100.00 | \$265.00 | \$645.00 | \$1,650.00 |
| JESCO | \$800.00 | \$1,400.00 | \$2,900.00 | \$300.00 | \$900.00 | \$2,400.00 |
| UNITED RENTALS | \$616.10 | \$1,090.10 | \$2,215.10 | \$305.00 | \$779.00 | \$1,904.00 |
| | | | | | | |
| | | | | | | |



11A

TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

(845)561-3344

FAX: (845) 561-2220

To: Town Board

From: Tracey Carvell, Animal Control

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

Date: 4/13/21

I am requesting authorization to use the T-94 account to pay for Vet service: *FAIA*

*Totaling: \$ *97.05*

Feline: \$

Canine: \$

TOWN OF NEWBURGH

1496 ROUTE 300
NEWBURGH, N.Y. 12550

VOUCHER

DEPARTMENT

TOWAC 1758907

CLAIMANT'S
NAME
AND
ADDRESS

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

TERMS

Order No.

DO NOT WRITE IN THIS BOX

| Date Voucher Received | | VOUCHER NO. |
|-----------------------|--------|-------------|
| FUND - APPROPRIATION | AMOUNT | |
| T-94 | 97.05 | |
| | | |
| | | |
| | | |
| | | |
| | | |
| TOTAL | | 97.05 |
| Abstract No. | | |

Vendor's
Ref. No.

| Date | Quantity | Description of Materials or Services | Unit Price | Amount |
|------------------------------------|----------------|--------------------------------------|--------------|--------|
| 4/2/21 | Inv# 834966275 | (2021-4-2) F, Poodle mix | | 97.05 |
| COPY | | | | |
| (See Instructions on Reverse Side) | | | TOTAL | |

CLAIMANT'S CERTIFICATION

I, Jean Tobin, certify that the above account in the amount of \$ 97.05 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.

4-8-21
DATE

Jean Tobin
SIGNATURE

Accts Manager
TITLE

(Space Below for Municipal Use)

DEPARTMENT APPROVAL

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

4/13/21
DATE

[Signature]
AUTHORIZED OFFICIAL

APPROVAL FOR PAYMENT

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



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

Flannery Animal Hospital | Date: **4/5/2021 at 13:15** | Invoice: **834966275** | Cashier: **Jean T**

Client
Town Of Newburgh 2021 Animal Control (#58907)

645 Gidney Ave
 Newburgh, NY 12550

Patient
2021-4-2 (#134949)

Species: Canine (Poodle Mix)
 Sex: Female Unknown | Color: Brown
 Birth: 04/02/2017 | Age: 4y | Weight:



Detailed Visit Information

| Date | Description | Qty | Price | Tax | Total Price |
|----------|-------------------------|------|---------|--------|-------------|
| 4/2/2021 | Boarding Animal Control | 1.00 | \$32.35 | \$0.00 | \$32.35 |
| 4/3/2021 | Boarding Animal Control | 1.00 | \$32.35 | \$0.00 | \$32.35 |
| 4/4/2021 | Boarding Animal Control | 1.00 | \$32.35 | \$0.00 | \$32.35 |
| 4/5/2021 | Boarding Go Home Day | 1.00 | \$0.00 | \$0.00 | \$0.00 |

Subtotal: **\$97.05**

A Message from VCA

VCA Flannery Animal Hospital is proud to announce we are reopening 24/7/365 Emergency Services beginning April 2, 2021!

Invoice Summary

| Patient Name | Total Price | Total Tax | Total Due |
|--------------|-------------|-----------|-----------|
| 2021-4-2 | \$97.05 | \$0.00 | \$97.05 |

| | | |
|--|--------------|---------|
| | Total Due: | \$97.05 |
| | Amount Paid: | \$0.00 |

COPI

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

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



11B

TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

(845)561-3344

FAX: (845) 561-2220

To: Town Board

From: Tracey Carvell, Animal Control

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

Date: 4/8/21

I am requesting authorization to use the T-94 account to pay for Vet service: NVIt

*Totaling: \$ 1,019.06

Feline: \$ 137.00

Canine: \$ 882.06

TOWN OF NEWBURGH

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

DO NOT WRITE IN THIS BOX

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

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

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

TERMS

Net 30 Days

Invoice # _____

Canine

| Dates | Quantity | Description of Materials or Services | Unit Price | Amount |
|--------------|----------|--------------------------------------|------------|---------------|
| 3/5/21 | 764520 | COPY | | 15.50 |
| 3/9/21 | 764903 | | 45.65 | |
| 3/9/21 | 764935 | | 485.54 | |
| 3/16/21 | 765630 | | 224.87 | |
| 3/16/21 | 765651 | | 111.00 | |
| TOTAL | | | | 882.06 |

1
2
3
4
5

CLAIMANT'S CERTIFICATION

I, Dorac M Cast certify that the above account in the amount of \$ 882.06 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.

3/26/21
DATE

Dorac M Cast
SIGNATURE

Office Manager
TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

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

Date Authorized Official

APPROVAL FOR PAYMENT

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

Date Auditing Board

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 03-29-21 at 3:21p
Date: 03-05-21
Account: 19984
Invoice: 764520

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------|---------------|-----|------------------------------|-------|----------|-----------|
| 03-05-21 | #8-21 Ezekial | 1 | FECAL PARASITE SCREEN + Giar | 54.00 | 38.50 | 15.50 ** |

Total charges, this invoice...
**Total discount included: 38.50

15.50
ok

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

| Reminders for: #8-21 Ezekial | Last done |
|--------------------------------------|-----------|
| 09/21 FECAL EXAM | 03-05-21 |
| 09/21 Canine Kennel Cough Vacc -1 ye | |
| 03/17 Consultation/Exam- Bi-annual | |

LIKE US ON FACEBOOK.COM!

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

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

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 03-29-21 at 3:21p
Date: 03-09-21
Account: 19984
Invoice: 764903

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------|-----------------|-----|-----------------------------------|-------|----------|------------|
| 03-08-21 | #6-21 Macchiato | 1 | CONSULT / EXAM - Sick | 79.50 | 48.25 | 31.25 ** ✓ |
| 03-08-21 | | 40 | Cephalexin 250mg capsule #28981 | 30.35 | 26.03 | 4.32 ** ✓ |
| 03-08-21 | | 30 | Vetprofen Tablets 25mg Individual | 36.45 | 26.37 | 10.08 ** ✓ |

Total charges, this invoice...

**Total discount included: 100.65

45.65 *OK*

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

Reminders for: **#6-21 Macchiato** (Weight: 50.0 lbs - 13m) Last done

| | | |
|-------|---------------------------------------|----------|
| 02/25 | Consultation/Exam- Bi-annual | |
| 02/22 | lyme,HW,Ehrlichia Accu Plus4(A) | 02-16-21 |
| 08/21 | Spay your pet at 5-6 months | |
| 08/21 | Canine Kennel Cough Vacc -1 ye | |
| 08/21 | FECAL EXAM | |
| 02/21 | Pro-Heart 12 (26-50lbs) | |
| 02/21 | Pro-Heart 12 (1-25lb) | |
| 02/21 | Pro-Heart 12 (51-100lbs) | |
| 06/20 | CANINE RABIES / 1YEAR | |
| 05/20 | CANINE DIST/A2/PI/PARVOLEPTO1Y | |

#6-21 Macchiato's weight history (in lbs)

02-16-21 50.00

LIKE US ON FACEBOOK.COM!

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

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

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 03-09-21 at 4:05p
Date: 03-09-21
Account: 19984
Invoice: 764935

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------|-----------------|------|------------------------------------|--------|----------|-------------|
| 03-09-21 | #6-21 Macchiato | 1 | ----Warm Water Blanket in Surgery | | | 0.00 |
| 03-09-21 | | 1 | -----Recovery in Heated Cage | | | 0.00 |
| 03-09-21 | | 1 | -CapnographMonitoring w/Anesthe | | | 0.00 |
| 03-09-21 | | 1 | ---PulseOximeterMonitoring w/Anes | | | 0.00 |
| 03-09-21 | | 1 | ---BloodPressureMonitoring w/anes | | | 0.00 |
| 03-09-21 | | 1 | OSHA Compliance Biohazards Fee | 7.80 | 3.90 | 3.90 ** ✓ |
| 03-09-21 | | 1 | Anesthesia- Isoflurane | 287.00 | 143.50 | 143.50 ** ✓ |
| 03-09-21 | | 1 | Surgery - Small Mass removal | 353.00 | 176.50 | 176.50 ** ✓ |
| 03-09-21 | | 0.75 | -HydromorphoneInject 2mg/ml Cont | | | 0.00 |
| 03-09-21 | | 2.50 | Penicillin G Inject / ml (in hosp) | 31.80 | 15.90 | 15.90 ** ✓ |
| 03-09-21 | | 0.50 | TelazolInject Control Log / ml | | | 0.00 |
| 03-09-21 | | 100 | Trazodone 100mg tablets #289882 | 42.55 | 33.31 | 9.24 ** ✓ |
| 03-09-21 | | 1 | Histopath 1 Site FBX | 273.00 | 136.50 | 136.50 ** ✓ |

Total charges, this invoice...

**Total discount included: 509.61

485.54

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

Reminders for: **#6-21 Macchiato** (Weight: 50.0 lbs - 12m) Last done

- 02/25 Consultation/Exam- Bi-annual
- 02/22 lyme,HW,Ehrlichia Accu Plus4(A) 02-16-21
- 08/21 Spay your pet at 5-6 months
- 08/21 Canine Kennel Cough Vacc -1 ye
- 08/21 FECAL EXAM
- 02/21 Pro-Heart 12 (26-50lbs)
- 02/21 Pro-Heart 12 (1-25lb)
- 02/21 Pro-Heart 12 (51-100lbs)
- 06/20 CANINE RABIES / 1YEAR
- 05/20 CANINE DIST/A2/PI/PARVOLEPTO1Y

#6-21 Macchiato's weight history (in lbs)

02-16-21 50.00

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 03-16-21 at 9:09a
Date: 03-16-21
Account: 19984
Invoice: 765630

| Date | For | Qty | Description | Price | Discount | Net Price | |
|----------|-----------------|------|------------------------------------|--------|----------|-----------|------|
| 03-15-21 | #6-21 Macchiato | 1 | Sedation | 199.00 | 99.50 | 99.50 | ** ✓ |
| 03-15-21 | | 1 | OSHA Compliance Biohazards Fee | 7.80 | 3.90 | 3.90 | ** ✓ |
| 03-15-21 | | 0.80 | -HydromorphoneInject 2mg/ml Cont | | | 0.00 | |
| 03-15-21 | | 0.45 | TelazolInject Control Log / ml | | | 0.00 | |
| 03-15-21 | | 2.70 | Penicillin G Inject / ml (in hosp) | 31.94 | 15.97 | 15.97 | ** ✓ |
| 03-15-21 | | 1 | Staple removal in 10-14 days | | | 0.00 | |
| 03-15-21 | | 1 | Dehiscence Repair | 210.00 | 105.00 | 105.00 | ** ✓ |

Total charges, this invoice...

**Total discount included: 224.37

224.37 *on*

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

Reminders for: **#6-21 Macchiato** (Weight: 50.0 lbs - 13m) Last done

- 02/25 Consultation/Exam- Bi-annual
- 02/22 Lyme, HW, Ehrlichia Accu Plus4(A) 02-16-21
- 08/21 Spay your pet at 5-6 months
- 08/21 Canine Kennel Cough Vacc -1 ye
- 08/21 FECAL EXAM
- 02/21 Pro-Heart 12 (26-50lbs)
- 02/21 Pro-Heart 12 (1-25lb)
- 02/21 Pro-Heart 12 (51-100lbs)
- 06/20 CANINE RABIES / 1YEAR
- 05/20 CANINE DIST/A2/PI/PARVOLEPTO1Y

Doctor's Instructions

Dehiscence Repair

Your pet has had a laceration repaired. Please give antibiotics as directed and schedule a follow-up exam if the doctor requests.

Staple removal in 10-14 days

Please schedule suture removal in 10-14 days

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 03-16-21 at 11:47a
Date: 03-16-21
Account: 19984
Invoice: 765651

| Date | For | Qty | Description | Price | Discount | Net Price |
|--|-------------|-----|----------------------------------|--------|----------|------------|
| 03-16-21 | #9-21 Turbo | 1 | Weight Monitoring | | | 0.00 |
| 03-16-21 | | 1 | CONSULT / EXAM - Annual Wellne | 65.50 | 39.50 | 26.00 ** ✓ |
| 03-16-21 | | 1 | Lyme,Hwt,Ehrlich Anaplasma 4Dx i | 122.00 | 81.75 | 40.25 ** ✓ |
| 03-16-21 | | 1 | CANINE RABIES / 1YEAR | 39.00 | 22.50 | 16.50 ** ✓ |
| 03-16-21 | | 1 | Canine Dist/A2/PI/Parvo/Lepto1YR | 39.00 | 24.50 | 14.50 ** ✓ |
| Your pet has been vaccinated with Pfizer's new 5 in 1 DA2PPI , the best available protection against Distemper,Adenovirus, Parvovirus, Parainfluenza,and Leptosiprosis | | | | | | |
| 03-16-21 | | 1 | Canine Respiratory Complex- Bord | 39.00 | 25.25 | 13.75 ** ✓ |
| Canine Kennel Cough is A HIGHLY contagious respiratory infection. Dogs can be exposed at any time through coughing or nose to nose contact. Boarding, grooming and or showing dogs can have increased risk of exposure....please be sure to have your pet boosted every 12 months. | | | | | | |

Total charges, this invoice...
**Total discount included: 193.50

111.00 *one*

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

| Reminders for: #9-21 Turbo (Weight: 70.0 lbs - 1d) | | Last done |
|--|--------------------------------|-----------|
| 03/22 | CANINE RABIES / 3 YEAR | |
| 03/22 | lyme,HW,Ehrlichia Accu Plus4(A | 03-16-21 |
| 03/22 | Canine Kennel Cough Vacc -1 ye | 03-16-21 |
| 03/22 | CanineDist/Aden/Para/Parvo/Lep | |
| 03/22 | Pro-Heart 12 (26-50lbs) | |
| 03/22 | Pro-Heart 12 (1-25lb) | |
| 03/22 | Pro-Heart 12 (51-100lbs) | |
| 09/21 | FECAL EXAM | |

#9-21 Turbo's weight history (in lbs)

| | |
|----------|-------|
| 03-16-21 | 70.00 |
| 03-16-21 | 70.00 |

TOWN OF NEWBURGH

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

DEPARTMENT _____

CLAIMANT'S
NAME
AND
ADDRESS

NEWBURGH VETERINARY HOSPITAL
1716 Route 300
Newburgh, NY 12550
Tel: (845) 564-2860
www.newburghvet.com

DO NOT WRITE IN THIS BOX

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

TERMS Net 30 Days

Invoice # _____

Feline

| Dates | Quantity | Description of Materials or Services | Unit Price | Amount |
|---------|----------|--------------------------------------|--------------|---------------|
| 3/17/21 | 765819 | COPY | | 68.50 |
| 3/19/21 | 765989 | | | 68.50 |
| | | | TOTAL | 137.00 |

1
2

CLAIMANT'S CERTIFICATION

Dore M Cart certify that the above account in the amount of \$ 137.00 is true and correct; that the items, services and disbursements charged were rendered to or for the municipality on the dates stated; that no part has been paid or satisfied; that taxes, from which the municipality is exempt, are not included; and that the amount claimed is actually due.

3/20/21
DATE

Dore M Cart
SIGNATURE

Office Mgr
TITLE

(Space below for municipal use)

DEPARTMENT APPROVAL

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

Date Authorized Official

APPROVAL FOR PAYMENT

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

Date Auditing Board

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 04-08-21 at 2:35p
Date: 03-17-21
Account: 4417
Invoice: 765819

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------------------------------|---------------|-----|----------------------------------|-------|----------|-----------|
| 03-17-21 | 3C-21 Buttons | 1 | Shelter body care feline #290408 | 80.00 | 11.50 | 68.50 ** |
| Total charges, this invoice... | | | | | | 68.50 |
| **Total discount included: 11.50 | | | | | | |

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

LIKE US ON FACEBOOK.COM!

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

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

INVOICE

Newburgh Veterinary Hospital

1716 Route 300
Newburgh, NY 12550
845 564-2660

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

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

Printed: 03-26-21 at 2:55p
Date: 03-19-21
Account: 4417
Invoice: 765989

| Date | For | Qty | Description | Price | Discount | Net Price |
|----------|---------------|-----|----------------------------------|-------|----------|-----------|
| 03-19-21 | Larissa 4C-21 | 1 | Shelter body care feline #290531 | 80.00 | 11.50 | 68.50 ** |

Total charges, this invoice...

68.50 *OK*

**Total discount included: 11.50

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

LIKE US ON FACEBOOK.COM!

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

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



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

MEMORANDUM

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

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: RESOLUTION OF TOWN BOARD AUTHORIZING
AMENDEMNT AND EXTENSION AGREEMENT IN
SUPPORT OF TRANSPORTATION SERVICES FOR THE
ELDERLY (CSE) PROGRAM
OUR FILE NO. 800.1(B)() (2011); 800.1(B)() (2021)

DATE: APRIL 19, 2021

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
Donna M. Badura

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

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

Enclosed please find the following resolution pertaining to an Agreement with Orange County for reimbursement of senior transportation expenses:

RESOLUTION OF TOWN BOARD AUTHORIZING AMENDMENT AND EXTENSION AGREEMENT IN SUPPORT OF TRANSPORTATION SERVICES FOR THE ELDERLY (CSE) PROGRAM

Copies of the Amendment and Extension Agreement to the Agreement for Vendor Services with Orange County are also enclosed. Please note that this extension is only for a period of three months commencing April 1, the 2016-2017 Agreement having already extended for the maximum number of one year extensions at the County's election in accordance with its terms.

Should you have any questions or concerns, please do not hesitate to contact me.

MCT/sel

Enc.

cc: Town Clerk Joseph P. Pedi (via e-mail)
James Presutti, Commissioner of Parks, Recreation and Conservation (via e-mail)
Ronald Clum, Town Accountant (via e-mail)

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300 or by videoconference pursuant to the Governor's Executive Orders, in the Town of Newburgh, Orange County, New York on the ___th day of April, 2021 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

Anthony R. LoBiondo, Councilman

RESOLUTION OF TOWN BOARD
AUTHORIZING AMENDMENT AND
EXTENSION OF AGREEMENT IN SUPPORT
OF TRANSPORTATION SERVICES FOR
THE ELDERLY (CSE) PROGRAM

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

WHEREAS, the County of Orange supports transportation services under the Community Services for the Elderly (CSE) program; and

WHEREAS, the Town of Newburgh is in agreement with the County of Orange findings for the needs and administration of such services, and

WHEREAS, the County of Orange desires to elect its options to extend for an additional period of three (3) months the Agreement for Vendor Services between the County and Town, having an April 1, 2016-March 31, 2017 Initial Term, as heretofore modified and extended by previous Amendments, pursuant to which the Town provides CSE services; and

WHEREAS, it is required by the County of Orange that the Town Board approve the Amendment and Extension Agreement effective as of April 1, 2021 to the Agreement for Vendor Services, so that the Agreement may be extended for the additional three (3) month period in connection with transportation services under the Community Services for the Elderly (CSE) programs as agreed upon with the Orange County Office for the Aging, its form and manner of execution, and

NOW, THEREFORE BE IT RESOLVED, that we the Town Board of the Town of Newburgh approve the Amendment and Extension Agreement to the Agreement for Vendor Services with the County of Orange in support of transportation services under the Community Services for the Elderly (CSE) program (Amendment #%) as to its form and manner of execution and authorizes the Supervisor to sign and deliver the agreement and/or ratifies his signature thereon.

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

Elizabeth J. Greene, Councilwoman voting _____
Paul I. Ruggiero, Councilman voting _____
Scott M. Manley, Councilman voting _____
Anthony R. LoBiondo, Councilman voting _____
Gilbert J. Piaquadio, Supervisor voting _____

The resolution was thereupon declared duly adopted.

AMENDMENT AND EXTENSION AGREEMENT

This **Amendment and Extension Agreement** ("Amendment #6"), effective as of April 1, 2021 ("Effective Date"), by and between the **County of Orange**, a municipal corporation and one of the Counties of the State of New York, with offices at 255-275 Main Street, Goshen, New York 10924 ("County") and **Town of Newburgh**, a municipal corporation with principal offices at 1496 Route 300, Newburgh, NY 12550 ("Vendor"), as set forth herein amends that certain Agreement for Vendor Services effective as of April 1, 2016 ("Agreement"), as previously amended and extended by that certain Amendment and Extension Agreement effective as of April 1, 2017 ("Amendment #1"), as previously modified by that certain Amendment and Extension Agreement effective as of April 1, 2018 ("Amendment #2"), as previously modified by that certain Amendment to Agreement for Vendor Services effective as of November 1, 2018 ("Amendment #3"), as previously amended and extended by that certain Amendment and Extension Agreement effective as of April 1, 2019 ("Amendment #4"), and as previously amended and extended by that certain Amendment and Extension Agreement effective as of April 1, 2020 ("Amendment #5"), which together with Amendment #1, Amendment #2, Amendment #3, and Amendment #4 may be referred to herein collectively as the "Amendments". County and Vendor may be referred to herein individually as a "Party" or collectively as the "Parties."

RECITALS

WHEREAS, County, through its Office for the Aging ("OFA") issued a request on February 26, 2016 seeking proposals for CSE Transportation Services ("RFP- OFA01-16");

WHEREAS, Vendor submitted a proposal dated March 14, 2016 in response to RFP- OFA01-16 ("Vendor's Proposal"), which was reviewed and selected by OFA;

WHEREAS, the Parties entered into the Agreement pursuant to which Vendor agreed to provide the CSE Senior Transportation Services identified in RFP-OFA01-16 and Vendor's Proposal ("Services");

WHEREAS, the term of the Agreement was for one (1) year, commencing April 1, 2016 and ending on March 31, 2017 ("Initial Term");

WHEREAS, the Agreement provided for the renewal and extension thereof, for up to four (4) additional periods of one (1)-year each, at County's sole option;

WHEREAS, the Parties agreed, by Amendment #1, to renew and extend the Agreement for an additional period of one (1) year, commencing on April 1, 2017 ("Renewal Term #1"), at a cost not to exceed \$24,759.00;

WHEREAS, the Parties agreed, by Amendment #2, to renew and extend the Agreement for an additional period of one (1) year, commencing on April 1, 2018 ("Renewal Term #2"), at a cost not to exceed \$19,759.00;

WHEREAS, the County, by Amendment #3, modified the Agreement to increase the funding available for the Services during Renewal Term #2 from \$19,759.00 to \$29,759.00 based

upon actual expenses of Vendor;

WHEREAS, the Parties agreed, by Amendment #4, to renew and extend the Agreement for an additional period of one (1) year, commencing on April 1, 2019 ("Renewal Term #3"), at a cost not to exceed \$19,759.00;

WHEREAS, the Parties agreed, by Amendment #5, to renew and extend the Agreement for an additional period of one (1) year, commencing on April 1, 2020 ("Renewal Term #4"), at a cost not to exceed \$19,759.00;

WHEREAS, the Agreement, as modified by the Amendments, provided the County with the sole option to unilaterally extend same for an additional period of up to two (2) months, or for an additional period of up to three (3) months with the concurrence of Vendor, upon the expiration of the Renewal Term; and

WHEREAS, County desires to elect its option to extend the Agreement, as modified by the Amendments, and Vendor agrees to extend the Agreement, as modified by the Amendments, for an additional period of three (3) months, commencing on April 1, 2021 and ending on June 30, 2021, upon the terms and conditions set forth below.

NOW, THEREFORE, for and in consideration of the covenants and obligations contained herein and for good and other valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. The foregoing recitals are true and correct and are hereby incorporated into this Amendment #6 as if set forth at length herein.
2. The Agreement is hereby extended for an additional three (3)-month period, commencing on April 1, 2021 and ending on June 30, 2021 ("Extended Term").
3. Pursuant to Paragraph 2 hereof, Article 2 of the Agreement entitled "Term of Agreement" is hereby amended to reflect the end date of the Extended Term, which is June 30, 2021.
4. The not to exceed cost for the Extended Term, to be paid by the County to the Vendor for the Services, is \$4,940.00 as set forth on the annexed Schedule B-4, which is hereby incorporated into and made part of this Amendment #6.
5. Pursuant to Paragraph 4 above, the not to exceed cost set forth in Article 3 of the Agreement, is hereby amended to an aggregate sum of \$123,735.00.
6. The annexed Schedule B-4, which sets forth the units of service, cost of units and total cost of service performed during the Extended Term hereby supersedes and replaces Schedule B-3 (annexed to the Agreement) in its entirety.
7. **Sexual Harassment Certification by Vendor**. Pursuant to the New York State Finance Law §139-1, by execution of this Amendment #6, Vendor and the individual signing this

Amendment #6 on behalf of the Vendor certifies, under penalty of perjury, that Vendor has and has implemented a written policy addressing sexual harassment prevention in the workplace and provides annual sexual harassment prevention training to all of its employees. Such policy shall, at a minimum, meet the requirements of Section 201-g of the New York State Labor Law. A model policy and training has been created by the New York State Department of Labor and can be found on its website at:

<https://www.ny.gov/programs/combating-sexual-harassment-workplace>.

The County's policy against sexual harassment and other unlawful discrimination and harassment in the workplace can be found on the County's website at:

<https://www.orangecountygov.com/1137/Human-Resources>.

8. Except as modified by this Amendment #6, the Agreement, as previously modified by the Amendments, remains unchanged and in full force and effect. The terms used in this Amendment #6, unless otherwise defined herein, shall have the meanings as set forth in the Agreement, as previously modified by the Amendments. If there shall be any conflict or inconsistency between the terms and conditions of this Amendment #6 and the Agreement, as previously modified by the Amendments, the terms and conditions of this Amendment #6 shall control.

IN WITNESS WHEREOF, the Parties have caused this Amendment #6 to be executed by their duly authorized officers as of the date last written below, to be effective as of the Effective Date.

County of Orange

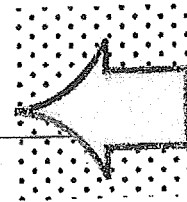
By: _____
Name: Stefan ("Steven") M. Neuhaus
Title: County Executive

DATE: _____

Town of Newburgh

By: _____
Name: Gil Piaquadio
Title: Supervisor

DATE: _____



**SIGN
HERE**

SCHEDULE B-4

FEES AND EXPENSES

| UNITS OF SERVICE | UNIT COST | TOTAL COST OF SERVICE |
|-----------------------------|---------------------------------------|-----------------------|
| 670 units of Transportation | \$10.00 (per one way trip per person) | \$6,700.00 |

The COUNTY and VENDOR agree that the sources utilized to fund the Total Cost of Service of \$6,700.00 shall be as follows:

(a) Area Agency Funds – For the satisfactory provision of the SERVICES, the COUNTY will reimburse VENDOR in a total amount not to exceed \$4,940.00;

(b) Anticipated Income – Voluntary contributions in the amount of \$450.00 anticipated to be received during the term of this Agreement from those individuals who receive the SERVICES from VENDOR pursuant to this Agreement, which shall be retained by VENDOR and used to expand the SERVICES; and

(c) Subcontractor Funds – VENDOR shall contribute the sum of \$1,310.00 to the cost of the SERVICES after application of those voluntary contributions received from those individuals who receive the SERVICES.

Please Note – The risk that the voluntary contributions received may be less than the \$450.00 anticipated as set forth above shall be borne by VENDOR.



TOWN OF NEWBURGH RECREATION DEPARTMENT

311 ROUTE 32, NEWBURGH, NY 12550

12B

Jim Presutti

Commissioner of Parks, Recreation & Conservation

845-564-7815

FAX: 845-564-7827

TO: Gil Piaquadio, Supervisor
Town Board Members

FROM: Jim Presutti, Commissioner

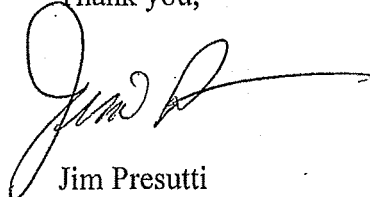
DATE: January 29, 2021

RE: 2021 O.C. USSSA Umpires Service Agreement

Please find attached the 2021 Service Agreement for the Orange County USSSA Umpires Association for your approval.

The rate for the 2021 season has remained the same. Two officials at \$32 each per game for slow pitch games.

Thank you,



Jim Presutti

13. WATER/SEWER DEPARTMENT: Approval to Start Process to Hire Wastewater Maintenance Worker

Motion needed to start the process to hire a Wastewater Maintenance Worker

April 26th Workshop agenda

14A

Date: April 16, 2021

From: Supervisor Gil Piaquadio

To: Town Board

Re: Transfer to Engineering Department

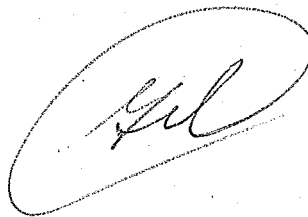
I am requesting a transfer of \$ 25,000 to Engineering Department

From:

Account A.1990.5499 Unallocated

To:

A.1440.5100 Engineering Personal Services

A handwritten signature in cursive script, enclosed within an oval-shaped scribble. The signature appears to read "Gil".

TOWN OF NEWBURGH
TOWN ENGINEER

MEMORANDUM

TO: Gilbert Piaquadio, Town Supervisor

FROM: Patrick J. Hines, Rep Town Engineer *PJH*

DATE: April 20, 2021

RE: Request to public bid for - Seasonal Grounds Maintenance
For Storm water Management Facilities

The Town of Newburgh bid the annual maintenance contract for storm water facilities in 2019. This contained provisions for two additional years of maintenance. This office has been informed by the contractor that they will not be providing services for the 2021 season.

We have prepared bid specifications for the maintenance for storm water facilities and request the Town Board authorize the advertisement for bids for 2021, with options for 2022 and 2023.

We would propose the following schedule:

| | |
|---------------------|--|
| Advertise for Bids | 5 May 2021 – Mid Hudson Times 7 May 2021 – Orange County Post |
| Receive / open bids | 20 May 2021 |
| Award Bid | 24 May 2021 |

Action before the Town Board is authorization to advertise for bids.

If you have any questions or comments, I am available to discuss them with you.

Cc: Mark Hall, Hwy Supt.
Jim Osborne, Town Engineer
Joseph Pedi, Town Clerk

PJH/dd

14C

TOWN OF NEWBURGH
TOWN ENGINEER

MEMORANDUM

TO: Gilbert Piaquadio, Town Supervisor
FROM: Patrick J. Hines, Rep Town Engineer *PJH*
DATE: April 20, 2021
RE: Chadwick Lake Dam Engineering Assessment

Attached is a proposal for professional services from Ramboll Engineers (formerly O'Brien & Gere) to undertake the Chadwick Lake Dam safety inspection, engineering assessment report and stability analysis.

The previous engineering assessment was performed in August 2015 in response to NYS DEC comments received in 2013, no comments have been received from NYS DEC in the 2015 report.

The cost for the services are outlined in the proposal; the total cost is \$24,100.

Town Board authorization for the Chadwick Lake Dam engineering assessment is required.

If you have any questions or comments, I am available to discuss them with you.

Cc: Jim Osborne, Town Engineer
Joseph Pedi, Town Clerk

PJH/dd



WATER

Mr. James W. Osborne
Town Engineer
Town of Newburgh
1496 Rte. 300
Newburgh, NY 12550

RE: 2021 Engineering Assessment for Chadwick Lake Dam
FILE: 4219/BD

Dear Mr. Osborne,

Ramboll Americas Engineering Solutions, Inc. (Ramboll), formerly known as O'Brien & Gere Engineers, Inc., is pleased to present this proposal to the Town of Newburgh (Town) for dam engineering services for the Chadwick Lake Dam. This proposal and associated tasks have been prepared at the request of your Town Engineer, Patrick Hines of MH&E Consulting Engineers. Ramboll completed an updated Engineering Assessment (EA) Report for the Chadwick Lake Dam in August 2015, which addressed NYSDEC Dam Safety comments on the original 2013 EA Report. Comments from NYSEDEC Dam Safety pertaining to that 2015 EA Report have not been provided to date.

Date March 23, 2021

SCOPE OF SERVICES

Task 1 – Dam Safety Inspection (DSI)

Ramboll will conduct a visual inspection of the dam and appurtenant structures in accordance with Section 673.12 of the NYSDEC Dam Safety Regulations. The inspection will be performed by a team of two licensed professional engineers that are experienced in dam inspection, investigation, design and construction. The results of the DSI, including completion of the NYSDEC recommended inspection checklist and a photograph log, will be incorporated into the EA Report described in Task 2 below.

Ramboll
751 Arbor Way
Suite 200
Blue Bell, PA 19422
USA

T 484-804-7200
F 215-628-9953
<https://ramboll.com>

Task 2 – Engineering Assessment (EA) Report

An EA Report will be prepared for the Chadwick Lake Dam, based on the report outline recommended in NYSDEC's TOGS 3.1.5. The report will include the results of the DSI; hazard class evaluation; engineering analyses; conclusions and recommendations. The slope and spillway stability analyses from the 2015 EA will be reviewed, but no additional analysis will be completed unless deemed necessary, as described below in Task 3.



As part of the EA effort, Ramboll will update the hydrologic and hydraulic (H&H) analyses included in the 2015 EA. The updated analyses will be performed using the USACE HEC-HMS modeling software. The model input parameters (Curve Number, Lag Time, rainfall depths, etc.) used in the 2015 analysis will be reviewed and revised if necessary. The updated H&H analysis is recommended due to updates to rainfall depths and distributions and to reflect the current state-of-the-industry modeling software.

Ramboll will prepare a draft EA Report for review by the Town and, after receiving comments, will submit an electronic file of the final report (signed by a New York State licensed professional engineer) to the Town for transmission to NYSDEC.

Optional Task 3 – Revised Stability Analysis

Ramboll will revise the stability analysis of the spillway and embankment (slope), if the updated H&H analysis results in reservoir pool elevations for the loading conditions that differ from the 2015 EA. Ramboll will contact the Town for approval of the optional task prior to commencement.

PRICE PROPOSAL

Ramboll proposes to undertake the work described in Tasks 1 and 2 above for a lump sum fee of **\$17,800**. The proposed fee to complete the optional task is \$6,300, which would bring the total fee to **\$24,100**. A breakdown of the estimated Ramboll labor fees for each task is provided in the table below.

| Task | Task Fee |
|---|-----------------|
| Task 1 – Dam Safety Inspection (DSI) | \$5,300 |
| Task 2 – Engineering Assessment (EA) Report | \$12,500 |
| Total (Tasks 1 & 2) | \$17,800 |
| Optional Task 3 – Revised Stability Analysis | \$6,300 |
| Total (All Tasks) | \$24,100 |

Ramboll appreciates this opportunity to provide continued engineering services to the Town of Newburgh. Please contact the undersigned at your convenience to discuss the contents of this proposal.

Yours sincerely,

Robert R. Bowers, PE
 Vice President – Dams & Water Resources
 Ramboll Americas Engineering Solutions, Inc.

D 484-804-7209
Robert.Bowers@ramboll.com

cc: Mark Natale, Ramboll
 Dreher Whetstone, Ramboll
 Johan Anestad, Ramboll

Received Date

Standard Work Day and Reporting Resolution for Elected and Appointed Officials

15

Employer Location Code
 03448

SEE INSTRUCTIONS FOR COMPLETING FORM ON REVERSE SIDE

RS 2417-A (Rev. 11/19)

BE IT RESOLVED, that the Town of Newburgh / 03448 hereby established the following standard work days for these titles and will report the officials to the New York State and Local Retirement based on their record of activities:

| Elected Officials: | | Appointed Officials: | | | | | | | |
|--------------------|------------------------|----------------------|------------|--------------------------------|-------------------|-----------------------------|--------------------------|---------------|--------------------------|
| Name | Social Security Number | NYS SLRS ID | Title | Current Term Begin & End Dates | Standard Work Day | Record of Activities Result | Not Submitted | Pay Frequency | Tier 1 |
| Anthony Lobiondo | | R10377164 | Councilman | 1/1/2021-12/31/2023 | 6 | 12.20 | <input type="checkbox"/> | weekly | <input type="checkbox"/> |
| | | | | | | | <input type="checkbox"/> | | <input type="checkbox"/> |
| | | | | | | | <input type="checkbox"/> | | <input type="checkbox"/> |
| | | | | | | | <input type="checkbox"/> | | <input type="checkbox"/> |
| | | | | | | | <input type="checkbox"/> | | <input type="checkbox"/> |

I, Joseph Pedi secretary/clerk of the governing board of the Town of Newburgh of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the April day of 26th, 2021 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Newburgh on this 20 day of 21.

(Signature of Secretary or Clerk) _____ (Name of Employer)

Affidavit of Posting: I, _____ being duly sworn, deposes and says that the posting of the Resolution began on _____ and continued for at least 30 days. That the Resolution was available to the public on the: _____

(Date) _____ (Name of Secretary or Clerk)

Employer's website at: _____

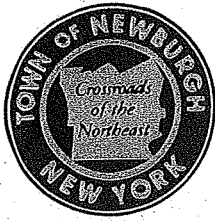
Official sign board at: _____

Main entrance Secretary or Clerk's office at: _____

Dana _____ of _____

(For additional rows attach a PS 2417-B form)

(seal)



TOWN OF NEWBURGH

16

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: Gil Piaquadio, Town Supervisor
From: Ronald E. Clum, Town Accountant
Date: April 22, 2021
RE: Budget Transfer

A budget adjustment is needed in order to pay the salary of two part time recreation aides that have been assigned to the Desmond Property. Please approve the budget transfer below.

| <u>FROM ACCOUNT</u> | <u>TO ACCOUNT</u> | <u>AMOUNT</u> |
|--|---|---------------|
| A.7520.5499 Historical Property Other Expenses | A.7520.5100 Historic Properties Payroll | \$25,000.00 |

Sincerely,

Ronald E. Clum



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

MEMORANDUM

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

FROM: MARK C. TAYLOR, ATTORNEY FOR THE TOWN

RE: LOCAL LAW IMPLEMENTING THE ACT TO AMEND
THE TAX LAW IN RELATION TO AUTHORIZING THE
TOWN OF NEWBURGH TO IMPOSE A HOTEL AND
MOTEL TAX AND PROVIDING FOR THE REPEAL OF
SUCH PROVISIONS UPON EXPIRATION THEREOF
OUR FILE NO. 800.1(B)() (2021), 800. _____

DATE: APRIL 22, 2021

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
Donna M. Badura

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

COUNSEL

Stephen P. Duggan, III
John K. McGuirk
(1942-2018)

OF COUNSEL

Craig F. Simon
Irene V. Villacci

Enclosed for your review please find a draft Local Law which would implement a five (5%) percent hotel room occupancy tax in the Town as authorized by the State's enactment of Bill No. A.9155 and S.7302, which was signed by the Governor on December 23, 2020 and is codified as Tax Law Section 1202-GG. The State enactment is effective for three years, so passage and signing of a Bill renewing the authorization will be necessary in 2023 for the Town to continue collecting the tax after December 23, 2023.

The Local Law includes provisions regarding the ability to enter into agreements with on-line hosting companies, similar to the samples the Town Accountant obtained from Ulster County. I understand from Supervisor Piaquadio that the Town's preparations to administer the collection of the tax, including the necessary returns and other forms, are nearly complete.

Should you have any questions or concerns, please do not hesitate to contact me.

MCT/sel

Enc.

cc: Joseph P. Pedi, Town Clerk
Deborah Smith, Receiver
Lori Coady, Assessor
Ronald Clum, Town Accountant
Gerald Canfield, Code Compliance Supervisor

INTRODUCTORY LOCAL LAW NO. __ OF 2021

**A LOCAL LAW ADDING ARTICLE IX ENTITLED
“TAXATION OF HOTEL ROOM OCCUPANCY”
TO CHAPTER 166 ENTITLED “TAXATION”
OF THE CODE OF THE TOWN OF NEWBURGH**

SECTION 1 - TITLE

This Local Law shall be referred to as “A Local Law Adding Article IX Entitled ‘Taxation of Hotel Room Occupancy’ to Chapter 166 entitled ‘Taxation’ of the Code of the Town of Newburgh”.

SECTION 2 – TAXATION OF HOTEL ROOM OCCUPANCY

A new Article IX entitled “Taxation of Hotel Room Occupancy” is hereby added to the Chapter 166 entitled “Taxation” of Town of Newburgh Municipal Code to read as follows:

“Article IX Taxation of Hotel Room Occupancy

- § 166-29 Definitions.
- § 166-30 Imposition of tax.
- § 166-31 Exempt organizations.
- § 166-32 Territorial limits.
- § 166-33 Registration.
- § 166-34 Administration and collection.
- § 166-35 Records to be kept.
- § 166-36 Returns.
- § 166-37 Payment of tax.
- § 166-38 Determination of tax.
- § 166-39 Disposition of revenues.
- § 166-40 Refunds.
- § 166-41 Reserves.
- § 166-42 Remedies exclusive.
- § 166-43 Penalties and interest.
- § 166-44 Returns to be secret.
- § 166-45 Notices and limitations of time.
- § 166-46 Proceedings to recover tax.
- § 166-47 General powers of Supervisor.
- § 166-48 Administration of oaths; compelling testimony.
- § 166-49 Accounting and reporting of tax.

§ 166-29 Definitions.

For purposes of this chapter, the following definitions shall apply:

EFFECTIVE DATE

The date on which the Local Law enacting this Article is filed with the Secretary of State.

HOSTING COMPANY

An internet, application, technology, and/or similarly based service through which a third party desiring to offer lodging (a "host") and a third party desiring to book lodging (a "guest") for one or more nights have the opportunity to communicate, negotiate, and consummate a booking transaction for transient lodging accommodations pursuant to a direct agreement between a host and guest to which the hosting company is not a party but still facilitates and is entitled to receive payments for rent on behalf of or for the host. Merely publishing an advertisement for transient accommodations does not make the publisher a hosting company.

HOTEL or MOTEL

Any facility consisting of rentable units and providing lodging on an overnight basis and shall include those facilities designated and commonly known as "bed-and-breakfast" and "tourist" facilities.

OCCUPANCY

The use or possession, or the right to the use or possession, of any room in a hotel.

OCCUPANT

A natural person who, for a consideration, uses, possesses or has the right to use or possess any room in a hotel under any lease, concession, permit, right of access, license to use or other agreement or otherwise.

OPERATOR

Any person operating a hotel or motel in the Town of Newburgh, including, but not limited to, an owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel or motel and entitled to be paid the rent.

PERMANENT RESIDENT

Any natural person occupying any room or rooms in a hotel for at least 90 consecutive days shall be considered a "Permanent Resident" with regard to the period of such occupancy.

PERSON

An individual, partnership, society, association, joint-stock company, corporation, estate, receiver, trustee, assignee, referee or any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, or any combination of the foregoing.

RENT

The per diem rental rate or charge received for occupancy of each room, valued in money, whether received in money or otherwise, for the occupancy of a room in a hotel for any period of time.

RETURN

Any return filed or required to be filed as herein provided.

ROOM

Any room or rooms of any kind in any part or portion of a hotel, which is available for or let out for any purpose other than a place of assembly.

SUPERVISOR

The Town Supervisor of the Town of Newburgh.

TOURIST FACILITY

Building, structure of other facility, which may ordinarily or originally be occupied for residential dwelling purposes, that contains or comprises a transient lodging rentable unit, including but not limited to "short term" or "vacation rental," or a location that is otherwise made available for transient lodging accommodation for rent directly by the owner or through an agent, Operator or Hosting Company.

§ 166-30 Imposition of tax.

On and after the effective date of this Article, there is hereby imposed and there shall be paid a tax of 5% upon the rent for every occupancy of a room or rooms in a hotel or motel in this Town, except that the tax shall not be imposed upon a permanent resident, or as otherwise provided herein.

§ 166-31 Exempt organizations.

Except as otherwise provided in this section, any use or occupancy by any of the following shall not be subject to the tax imposed by this chapter:

- A. The state of New York, or any public corporation (including a public corporation created pursuant to agreement or compact with another state or the Dominion of Canada), improvement district or other political subdivision of the state;

B. The United States of America, insofar as it is immune from taxation;

C. Any corporation or association, or trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable or educational purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda or otherwise attempting to influence legislation; provided, however, that nothing in this paragraph shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this section;

D. A permanent resident of a hotel or motel.

§ 166-32 Territorial limits.

The tax imposed by this chapter shall apply only within the territorial limits of the Town of Newburgh.

§ 166-33 Registration.

A. Within 10 days after the effective date of this chapter or, in the case of operators commencing business after such effective date, within three days after such commencement or opening, every operator shall file with the Supervisor a certificate of registration in a form prescribed by the Town Board. A Hosting Company may file a certificate of registration on behalf of multiple operators.

B. The Supervisor shall, within five days after such registration, issue without charge to each operator of Hosting Company a certificate of authority empowering such operator to collect the tax from the occupant and a duplicate thereof for each additional hotel of such operator. Each certificate or duplicate shall state the hotel to which it is applicable. Such certificate of authority shall be prominently displayed by the operator in such manner that it may be seen and come to the notice of all occupants and persons seeking occupancy. Such certificate shall be nonassignable and nontransferable and shall be surrendered immediately to the Supervisor upon the cessation of business at the hotel named or upon its sale or transfer.

§ 166-34 Administration and collection.

A. The tax imposed by this chapter shall be administered and collected by the Supervisor, or such other Town employee as he/she may designate, by such means and in such manner as are other taxes which are now collected and administered or as otherwise provided by this chapter.

B. The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and upon every evidence of occupancy or any bill or statement of charges made for said occupancy issued or delivered by the operator, and the tax shall be paid by the occupant to the operator as trustee for and on account of the Town, and the operator shall be liable for the collection thereof and for the tax. The operator and any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this chapter, and the operator shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant, as if the tax were part of the rent for the occupancy payable at the time such tax shall become due and owing, including all rights of eviction, dispossession, repossession and enforcement of any innkeeper's lien that he/she may have in the event of nonpayment of the rent by the occupant; provided, however, that the Supervisor or employees or agents duly designated by him/her shall be joined as a party in any action or proceeding brought by the operator to collect or enforce collection of the tax.

C. Notwithstanding anything to contrary, the Town may enter into a voluntary collection agreement with any Hosting Company that provides such agreement, which designates the Hosting Company as solely responsible and liable for collecting and remitting the applicable tax to the Town (the "Collector") for booking transactions completed through the respective Hosting Company for hotels located within the Town; and the host or operator of the hotel who is not the collector Hosting Company shall not be responsible for collecting and remitting the tax to the Town on any transaction for which it has received confirmation that the Hosting Company has collected the aforementioned tax and remitted it back to the Town pursuant to a voluntary collection agreement; otherwise, operators or hosts of hotels and motels shall be liable for the collection and remittance of the tax if no such voluntary collection agreement between a Hosting Company and the Town has been executed. For the sole purposes of tax registration, collection, and remittance under this Article, a Hosting Company that enters into a voluntary collections agreement with the Town pursuant to this Section shall assume and be limited to the duties of hotel/motel operator for only those booking transactions completed through the respective Hosting Company and pursuant to the terms of an executed voluntary collection agreement, through which the Hosting Company shall collect and remit to the Town its respective portion of the tax.

D. The Supervisor may, whenever he/she deems it necessary for the proper enforcement of this chapter, provide by regulation that the occupant shall file returns and pay directly to the Supervisor the tax imposed at such times as returns are required to be filed and payment made over by the operator.

E. The tax imposed by this chapter shall be paid upon any occupancy on and after the effective date of this chapter, although such occupancy is had pursuant to a contract, lease or other arrangement made prior to such date. Where rent is paid or charged or billed or falls due on either a weekly, monthly or other term basis, the rent so paid, charged, billed or falling due shall be subject to the tax herein imposed to the extent that it covers any portion of the period on and after

the effective date of this chapter. Where any tax has been paid hereunder upon any rent which has been ascertained to be worthless, the Supervisor may, by regulation, provide for credit and/or refund of the amount of such tax upon application therefor as provided in § 166-40 of this chapter. F. For the purpose of the proper administration of this chapter and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established, and the burden of proving that a rent for occupancy is not taxable hereunder shall be upon the operator or occupant. Where an occupant claims exemption from the tax under the provisions of § 166-31 of this chapter, the rent shall be deemed taxable hereunder unless:

(1) The operator shall receive from the occupant claiming such exemption a copy of a New York State sales tax exemption certificate; or

(2) Unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that the occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association.

§ 166-35 Records to be kept.

Every operator shall keep records of every occupancy and of all rent paid, charged or due thereon and of the tax payable thereon, in such form as the Supervisor may by regulation require. Such records shall be available for inspection and examination at any time upon demand by the Supervisor or his/her duly authorized agent or employee and shall be preserved for a period of three years, except that the Supervisor may consent to their destruction within that period or may require that they be kept together.

§ 166-36 Returns.

A. Every operator shall file with the Supervisor or his designee a return of occupancy and of rents and of the taxes payable thereon for the three-month periods ending the last day of March, June, September and December on and after the effective date of this chapter. Such returns shall be filed within 20 days from the expiration of the period covered thereby. A Hosting Company may file a return on behalf of multiple participating host operators. The Town Board may permit or require returns to be made for other periods upon such dates as it may specify. If the Town Board deems it necessary in order to ensure the payment of the tax imposed by this chapter, it may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon such dates as it may specify.

B. The forms of return shall be prescribed by the Town Board and shall contain such information as it may deem necessary for the proper administration of this chapter. The Supervisor may require

amended returns to be filed within 20 days after notice and to contain the information specified in the notice.

C. If a return required by this chapter is not filed, or if a return is incorrectly filed or is insufficient on its face, the Supervisor shall take such steps as he/she deems necessary to enforce the filing of such return or of a corrected return.

§ 166-37 Payment of tax.

At the time of filing a return of occupancy and of rents, each operator shall pay to the Supervisor or his authorized designee the taxes imposed by this chapter upon the rents required to be included in such return, as well as all other moneys collected by the operator acting or purporting to act under the provisions of this chapter; even though it be judicially determined that the tax collected is invalidly required to be filed, it shall be due from the operator and payable to the Supervisor on the date prescribed herein for the filing of the return for such period, without regard to whether a return is filed or whether the return which is filed correctly shows the amount of rents and taxes due thereon. A Host Company may make a voluntary payment on behalf of multiple participating host operators. Where the Supervisor in his/her discretion deems it necessary to protect revenues to be obtained under this chapter, he/she may require any operator required to collect the tax imposed by this chapter to file with him/her a bond, issued by a surety company authorized to transact business in this state and approved by the Superintendent of Insurance of this state as to solvency and responsibility, in such amount as the Supervisor may find to secure the payment of any tax and/or penalties and interest due or which may become due from such operator. In the event that the Supervisor determines that an operator is to file such bonds, he/she shall give notice to such operator to that effect, specifying the amount of the bond required. The operator shall file such bond within five days after the giving of such notice unless, within such five days, the operator shall request, in writing, a hearing before the Supervisor at which the necessity, propriety and amount of the bond shall be determined by the Supervisor. Such determination shall be final and shall be complied with within 15 days after the giving of notices thereof. In lieu of such bond, securities approved by the Supervisor or cash in such amount as he/she may prescribe may be deposited with him/her, which shall be kept in the custody of the Supervisor, who may at any time, without notice of the depositor, apply them to any tax and/or interest or penalties due, and for that purpose the securities may be sold by him/her at public or private sale without notice to the depositor thereof.

§ 166-38 Determination of tax.

Any final determination of the amount of any tax payable hereunder shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under Article 78 of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within thirty days after the giving of the notice of such final determination; provided, however, that any such proceeding under Article 78 of the Civil Practice Law and Rules shall not be instituted unless:

A. The amount of any tax sought to be reviewed, with such interest and penalties thereon as may be provided for by local law shall be first deposited and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved by the Superintendent of Insurance of this State as to solvency and responsibility, in such amount as a Justice of the Supreme Court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding; or

B. At the option of the petitioner, such undertaking may be in a sum sufficient to cover the taxes, interests and penalties stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the petitioner shall not be required to pay such taxes, interest or penalties as a condition precedent to the application.

§ 166-39 Disposition of revenues.

All revenue resulting from the imposition of the tax under this chapter shall be paid into the treasury of the Town and shall be credited to and deposited in the general fund of the Town. Such revenues may be used for any lawful purpose.

§ 166-40 Refunds.

A. In the manner provided in this section, the Supervisor shall refund or credit, without interest, any tax penalty or interest erroneously, illegally or unconstitutionally collected or paid if application to the Supervisor for such refund shall be made within one year from the payment thereof. Whenever a refund is made by the Supervisor, he/she shall state his/her reason therefor, in writing. Such application may be made by the occupant, operator, Host Company or other person who has actually paid the tax. Such application may also be made by an operator who has collected and paid over such tax to the Supervisor, provided that the application is made within one year of the payment to the operator, but no actual refund of moneys shall be made to such operator until it shall first establish to the satisfaction of the Supervisor, under such regulations as the Supervisor may prescribe, that it has repaid to the occupant, or other person who has actually paid the tax, the amount for which the application for refund is made. The Supervisor may, in lieu of any refund required to be made, allow credit therefor on payments due or to become due from the applicant.

B. Where any tax imposed hereunder shall have been erroneously, illegally or unconstitutionally collected and application for the refund thereof duly made to the Supervisor, and such Supervisor shall have made a determination denying such refund, such determination shall be reviewable by a proceeding under Article 78 of the Civil Practice Law and Rules; provided, however, that such proceeding is instituted within thirty days after the giving of the notice of such denial, that a final determination of tax due was not previously made, and that an undertaking is filed with the Supervisor in such amount and with such sureties as a Justice of the Supreme Court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.

C. A person shall not be entitled to a revision, refund or credit of a tax, interest or penalty which had been determined to be due pursuant to the provisions of § 166-43 of this chapter where it has had a hearing or an opportunity for a hearing, as provided in said section, or has failed to avail itself of the remedies therein provided. No refund or credit shall be made of a tax, interest or penalty paid after a determination by the Supervisor made pursuant to § 166-43 of this chapter unless it be found that such determination was erroneous, illegal or unconstitutional or otherwise improper by the Supervisor after a hearing or on his/her own motion or in a proceeding under Article 78 of the Civil Practice Law and Rules, pursuant to the provisions of said section, in which event refund or credit without interest shall be made of the tax, interest or penalty found to have been overpaid.

§ 166-41 Reserves.

In cases where the occupant or operator has applied for a refund and has instituted a proceeding under Article 78 of the Civil Practice Law and Rules to review a determination adverse to him/her on his/her application for refund, the Supervisor shall have the option of crediting future tax payments to meet the cost of any settlements or judgments or, at his/her option, may, in the first instance, set up appropriate reserves to meet any decision adverse to the Town.

§ 166-42 Remedies exclusive.

The remedies provided by § 166-37 and § 166-40 of this chapter shall be the exclusive remedies available to any person for the review of tax liability imposed by this chapter, and no determination or proposed determination of tax or determination on any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received or by any action or proceeding other than a proceeding in a nature of a certiorari proceeding under Article 78 of the Civil Practice Law and Rules; provided, however, that a taxpayer may proceed by declaratory judgment if he/she institutes suit within 30 days after a deficiency assessment is made and pays the amount of the deficiency assessment to the Supervisor prior to the institution of such suit and posts a bond for costs as provided in § 166-37 of this chapter.

§ 166-43 Penalties and interest.

A. Any person failing to file a return or to pay or pay over any tax to the Supervisor within the time required by this chapter shall be subject to a penalty of 5% of the amount of tax due plus interest at the rate of 1% of such tax for each month of delay excepting the first month after such return was required to be filed or such tax became due. Such penalties and interest shall be paid and disposed of in the same manner as other revenues from this chapter. Unpaid penalties and interest may be enforced in the same manner as the tax imposed by this chapter.

B. Any operator or occupant and any officer of an operator or occupant failing to file a return required by this chapter, or filing or causing to be filed or making or causing to be made or giving

or causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this chapter which is willfully false, and any operator and any officer of a corporate operator willfully failing to file a bond required to be filed pursuant to § 166-37 of this chapter, or failing to file a registration certificate and such data in connection therewith as the Supervisor may by regulation or otherwise require, or failing to display or surrender the certificate of authority as required by this chapter or assigning or transferring such certificate of authority; and any operator or any officer of a corporate operator willfully failing to charge separately from the rent the tax herein imposed or willfully failing to state such tax separately on any evidence of occupancy and on any bill or statement or receipt of rent issued or employed by the operator or willfully failing or refusing to collect such tax from the occupant; any operator or any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than that required by this chapter, and any such person or operator failing to keep records required by this chapter, shall, in addition to the penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishable by a fine of up to \$1,000, imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator shall be personally liable for the tax collected or required to be collected by such corporation under this chapter and penalties and interest thereon and subject to the fines and imprisonment herein authorized.

C. The certificate of the Supervisor to the effect that a tax has not been paid, that a return, bond or registration certificate has not been filed or that information has not been supplied pursuant to the provisions of this chapter shall be presumptive evidence thereof.

§ 166-44 Returns to be confidential.

It shall be unlawful, except in accordance with proper judicial order or as otherwise provided to the fullest extent permitted by law, for the Supervisor or employee or designee of the Supervisor to divulge or make known in any manner the rents or other information relating to the business of a taxpayer contained in any return required under this chapter. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the Supervisor in an action or proceeding under the provisions of this chapter or on behalf of any party to any action or proceeding under the provisions of this chapter when the returns or facts shown thereby are directly involved in such action or proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said returns or of the facts shown thereby as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his/her duly authorized representative of a certified copy of any return filed in connection with his/her tax nor to prohibit the publication of statistics so classified to prevent the identification of particular returns and items thereof or the inspection by the Town Attorney or other legal representatives of the Town or by the District Attorney of any county of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or

or causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this chapter which is willfully false, and any operator and any officer of a corporate operator willfully failing to file a bond required to be filed pursuant to § 166-37 of this chapter, or failing to file a registration certificate and such data in connection therewith as the Supervisor may by regulation or otherwise require, or failing to display or surrender the certificate of authority as required by this chapter or assigning or transferring such certificate of authority; and any operator or any officer of a corporate operator willfully failing to charge separately from the rent the tax herein imposed or willfully failing to state such tax separately on any evidence of occupancy and on any bill or statement or receipt of rent issued or employed by the operator or willfully failing or refusing to collect such tax from the occupant; any operator or any officer of a corporate operator who shall refer or cause reference to be made to this tax in a form or manner other than that required by this chapter, and any such person or operator failing to keep records required by this chapter, shall, in addition to the penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishable by a fine of up to \$1,000, imprisonment for not more than one year, or both such fine and imprisonment. Officers of a corporate operator shall be personally liable for the tax collected or required to be collected by such corporation under this chapter and penalties and interest thereon and subject to the fines and imprisonment herein authorized.

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penalty. Returns shall be preserved for three years and thereafter, until the Supervisor permits them to be destroyed.

§ 166-45 Notices and limitations of time.

A. Any notice authorized or required under the provisions of this chapter may be given to the person to whom it is intended in a postpaid envelope addressed to such person at the address given in the last return filed by him/her pursuant to the provisions of this chapter or in any application made by him/her or, if no return has been filed or application made, then to such address as may be obtainable. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to who addressed. Any period of time which is determined according to the provisions of this chapter by the giving of notice shall commence five days after the date of mailing of such notice.

B. The provisions of the Civil Practice Law and Rules or any other law relative to limitations of time for the enforcement of a civil remedy shall not apply to any proceeding or action taken by the Town to levy, appraise, assess, determine or enforce the collection of any tax or penalty provided by this chapter. However, except in the case of a willfully false, fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three years from the date of filing of a return; provided, however, that where no return has been filed as provided by law, the tax may be assessed at any time.

C. Where, before expiration of the period prescribed herein for the assessment of an additional tax, a taxpayer has consented, in writing, that such period be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing made before the expiration of the extended period.

§ 166-46 Proceedings to recover tax.

Whenever any operator, any officer of a corporate operator, any occupant, or other person fails to collect and pay over any tax and/or penalty or interest as imposed by this chapter, the Town Attorney shall, at the request of the Town Board, bring or cause to be brought an action to enforce the payment of the same on behalf of the Town in any court of the State of New York or of any other state or of the United States. If, however, the Supervisor believes that any such operator, officer, occupant, or other person is about to cease business, leave the state, or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, such tax or penalty may be declared to be immediately due and payable, and the Supervisor may issue a warrant immediately.

§ 166-47 General powers of Supervisor.

In addition to the powers granted in this chapter, the Supervisor is hereby authorized and empowered to:

A. Extend for cause shown, the time of filing any return for a period not exceeding 30 days; and for cause shown, to remit penalties, but not interest; and to compromise disputed claims in connection with the taxes hereby imposed;

B. Request information from the Tax Commission of the State of New York or the Treasury Department of the United States relative to any person; and to afford information to such Tax Commission or Treasury Department relative to any person, notwithstanding any other provision of this chapter;

C. Delegate functions hereunder to any employee of the Town;

D. Enter into inter-municipal agreements on behalf of the Town for the performance of functions by another governmental entity;

E. Enter into agreements with Hosting Companies for the reporting, collection and remittance of the tax provided for herein on behalf of participating hosts

E. Prescribe methods for confirming the rents for occupancy and to confirm the accuracy of information on the taxable and nontaxable rents;

F. Require any operator within the Town, if it is determined that adequate records are not being maintained, to keep detailed records of the nature and type of hotel maintained; nature and type of service rendered; number of rooms available and occupied; daily leases, occupancy contracts or arrangements; rents received, charged, and accrued; the names and addresses of the occupants; whether or not any occupancy is claimed to be subject to the tax imposed by this chapter; and to furnish such information at the request of the Supervisor;

G. Impose as a penalty upon any operator within the Town any necessary costs of auditing services generated by discrepancies discovered upon audit, in the records of the operator; and

H. Make, adopt, and amend such other rules and regulations appropriate to the carrying out of this chapter and the purposes thereof as may be approved by the Town of Newburgh Town Board.

§ 166-48 Administration of oaths; compelling testimony.

A. The Supervisor or employees or agent(s) duly designated and authorized shall have the power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this chapter. The Supervisor shall have power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of the duties hereunder in the enforcement of this chapter,

and to examine them in relation thereto. The Supervisor shall also have the power to issue commissions for the examination of witnesses who are out of the state, unable to attend, or who are excused from attendance.

B. A Supreme Court Justice, either in court or in chambers, shall have the power to summarily enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers, and documents called for by the subpoena of the Supervisor under this chapter.

C. Any subpoenaed person who refuses to testify or produce books or records, or who testifies falsely in any material matter pending before the Supervisor under this chapter shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than \$1,000 or imprisonment for not more than one year, or both such fine and imprisonment.

D. The officers who serve the summons or subpoena of the Supervisor and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein provided otherwise. Such officers shall be Town of Newburgh police officers, or any officers or employees of the Town designated by the Supervisor to serve such process.

§ 166-49 Accounting and reporting of tax.

From time to time, but no less than quarterly each year, the Supervisor shall provide a report to the Town Board, for its audit and review, of all actions taken pursuant to this chapter. The Supervisor's report shall contain a list of all certificates of registration filed or issued to any operator in the Town or hosting company, and for each operator shall state the returns filed for all operators and hosting companies; the returns that have not been timely filed by any operator or hosting company; the amount of tax determined to be payable by any operator or hosting company; the tax paid and collected from any operator or hosting company; any tax that may be due and owing or past due from any operator or hosting company, and any enforcement action taken to collect any tax due under this chapter."

SECTION 3 - SEVERABILITY

If any word, phrase, sentence, part, section, subsection, or other portion of this Law or any application thereof to any person or circumstance is declared void, unconstitutional, or invalid for any reason, then such word, phrase, sentence, part, section, subsection, or other portion, or the proscribed application thereof, shall be severable, and the remaining provisions of this Law, and all applications thereof, not having been declared void, unconstitutional, or invalid, shall remain in full force and effect.

SECTION 4 - CONFLICT WITH OTHER LAWS

Where this Law differs or conflicts with other Laws, rules and regulations, unless the right to do so is preempted or prohibited by the County, State or Federal government, the more restrictive or protective of the Town and the public shall apply.

SECTION 5 - EFFECTIVE DATE.

This Law shall become effective upon filing with the New York State Secretary of State.

SECTION 6 - AUTHORITY.

This Local Law is enacted pursuant to the Municipal Home Rule Law and New York State Tax Law 1202-GG(3).

7302

IN SENATE

January 16, 2020

Introduced by Sen. SKOUFIS -- read twice and ordered printed, and when printed to be committed to the Committee on Investigations and Government Operations

AN ACT to amend the tax law, in relation to authorizing the town of Newburgh to impose a hotel and motel tax; and providing for the repeal of such provisions upon expiration thereof

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. The tax law is amended by adding a new section 1202-gg to read as follows:

§ 1202-GG. HOTEL OR MOTEL TAXES IN THE TOWN OF NEWBURGH. (1) NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW TO THE CONTRARY, THE TOWN OF NEWBURGH, IN THE COUNTY OF ORANGE, IS HEREBY AUTHORIZED AND EMPOWERED TO ADOPT AND AMEND LOCAL LAWS IMPOSING IN SUCH TOWN A TAX, IN ADDITION TO ANY OTHER TAX AUTHORIZED AND IMPOSED PURSUANT TO THIS ARTICLE SUCH AS THE LEGISLATURE HAS OR WOULD HAVE THE POWER AND AUTHORITY TO IMPOSE UPON PERSONS OCCUPYING HOTEL OR MOTEL ROOMS IN SUCH TOWN. FOR THE PURPOSES OF THIS SECTION, THE TERM "HOTEL" OR "MOTEL" SHALL MEAN AND INCLUDE ANY FACILITY CONSISTING OF RENTABLE UNITS AND PROVIDING LODGING ON AN OVERNIGHT BASIS AND SHALL INCLUDE THOSE FACILITIES DESIGNATED AND COMMONLY KNOWN AS "BED AND BREAKFAST" AND "TOURIST" FACILITIES. THE RATES OF SUCH TAX SHALL NOT EXCEED FIVE PERCENT OF THE PER DIEM RENTAL RATE FOR EACH ROOM, PROVIDED HOWEVER, THAT SUCH TAX SHALL NOT BE APPLICABLE TO A PERMANENT RESIDENT OF A HOTEL OR MOTEL. FOR THE PURPOSES OF THIS SECTION THE TERM "PERMANENT RESIDENT" SHALL MEAN A PERSON OCCUPYING ANY ROOM OR ROOMS IN A HOTEL OR MOTEL FOR AT LEAST NINETY CONSECUTIVE DAYS.

(2) SUCH TAX MAY BE COLLECTED AND ADMINISTERED BY THE CHIEF FISCAL OFFICER OF THE TOWN OF NEWBURGH BY SUCH MEANS AND IN SUCH MANNER AS OTHER TAXES WHICH ARE NOW COLLECTED AND ADMINISTERED BY SUCH OFFICER OR AS OTHERWISE MAY BE PROVIDED BY SUCH LOCAL LAW.

(3) SUCH LOCAL LAWS MAY PROVIDE THAT ANY TAX IMPOSED SHALL BE PAID BY THE PERSON LIABLE THEREFOR TO THE OWNER OF THE HOTEL OR MOTEL ROOM OCCUPIED OR TO THE PERSON ENTITLED TO BE PAID THE RENT OR CHARGE FOR THE HOTEL OR MOTEL ROOM OCCUPIED FOR AND ON ACCOUNT OF THE TOWN OF NEWBURGH

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets

IMPOSING THE TAX AND THAT SUCH OWNER OR PERSON ENTITLED TO BE PAID THE RENT OR CHARGE SHALL BE LIABLE FOR THE COLLECTION AND PAYMENT OF THE TAX; AND THAT SUCH OWNER OR PERSON ENTITLED TO BE PAID THE RENT OR CHARGE SHALL HAVE THE SAME RIGHT IN RESPECT TO COLLECTING THE TAX FROM THE PERSON OCCUPYING THE HOTEL OR MOTEL ROOM, OR IN RESPECT TO NONPAYMENT OF THE TAX BY THE PERSON OCCUPYING THE HOTEL OR MOTEL ROOM, AS IF THE TAX WERE A PART OF THE RENT OR CHARGE AND PAYABLE AT THE SAME TIME AS THE RENT OR CHARGE; PROVIDED, HOWEVER, THAT THE CHIEF FISCAL OFFICER OF THE TOWN, SPECIFIED IN SUCH LOCAL LAW, SHALL BE JOINED AS A PARTY IN ANY ACTION OR PROCEEDING BROUGHT TO COLLECT THE TAX BY THE OWNER OR BY THE PERSON ENTITLED TO BE PAID THE RENT OR CHARGE.

(4) SUCH LOCAL LAWS MAY PROVIDE FOR THE FILING OF RETURNS AND THE PAYMENT OF THE TAX ON A MONTHLY BASIS OR ON THE BASIS OF ANY LONGER OR SHORTER PERIOD OF TIME.

(5) THIS SECTION SHALL NOT AUTHORIZE THE IMPOSITION OF SUCH TAX UPON ANY TRANSACTION, BY OR WITH ANY OF THE FOLLOWING IN ACCORDANCE WITH SECTION TWELVE HUNDRED THIRTY OF THIS CHAPTER:

A. THE STATE OF NEW YORK, OR ANY PUBLIC CORPORATION (INCLUDING A PUBLIC CORPORATION CREATED PURSUANT TO AGREEMENT OR COMPACT WITH ANOTHER STATE OR THE DOMINION OF CANADA), IMPROVEMENT DISTRICT OR OTHER POLITICAL SUBDIVISION OF THE STATE;

B. THE UNITED STATES OF AMERICA, INSOFAR AS IT IS IMMUNE FROM TAXATION;

C. ANY CORPORATION OR ASSOCIATION, OR TRUST, OR COMMUNITY CHEST, FUND OR FOUNDATION ORGANIZED AND OPERATED EXCLUSIVELY FOR RELIGIOUS, CHARITABLE OR EDUCATIONAL PURPOSES, OR FOR THE PREVENTION OF CRUELTY TO CHILDREN OR ANIMALS, AND NO PART OF THE NET EARNINGS OF WHICH INURES TO THE BENEFIT OF ANY PRIVATE SHAREHOLDER OR INDIVIDUAL AND NO SUBSTANTIAL PART OF THE ACTIVITIES OF WHICH IS CARRYING ON PROPAGANDA, OR OTHERWISE ATTEMPTING TO INFLUENCE LEGISLATION; PROVIDED, HOWEVER, THAT NOTHING IN THIS PARAGRAPH SHALL INCLUDE AN ORGANIZATION OPERATED FOR THE PRIMARY PURPOSE OF CARRYING ON A TRADE OR BUSINESS FOR PROFIT, WHETHER OR NOT ALL OF ITS PROFITS ARE PAYABLE TO ONE OR MORE ORGANIZATIONS DESCRIBED IN THIS PARAGRAPH.

(6) ANY FINAL DETERMINATION OF THE AMOUNT OF ANY TAX PAYABLE HEREUNDER SHALL BE REVIEWABLE FOR ERROR, ILLEGALITY OR UNCONSTITUTIONALITY OR ANY OTHER REASON WHATSOEVER BY A PROCEEDING UNDER ARTICLE SEVENTY-EIGHT OF THE CIVIL PRACTICE LAW AND RULES IF APPLICATION THEREFOR IS MADE TO THE SUPREME COURT WITHIN THIRTY DAYS AFTER THE GIVING OF THE NOTICE OF SUCH FINAL DETERMINATION, PROVIDED, HOWEVER, THAT ANY SUCH PROCEEDING UNDER ARTICLE SEVENTY-EIGHT OF THE CIVIL PRACTICE LAW AND RULES SHALL NOT BE INSTITUTED UNLESS:

A. THE AMOUNT OF ANY TAX SOUGHT TO BE REVIEWED, WITH SUCH INTEREST AND PENALTIES THEREON AS MAY BE PROVIDED FOR BY LOCAL LAW SHALL BE FIRST DEPOSITED AND THERE IS FILED AN UNDERTAKING, ISSUED BY A SURETY COMPANY AUTHORIZED TO TRANSACT BUSINESS IN THIS STATE AND APPROVED BY THE SUPERINDEPENDENT OF FINANCIAL SERVICES OF THIS STATE AS TO SOLVENCY AND RESPONSIBILITY, IN SUCH AMOUNT AS A JUSTICE OF THE SUPREME COURT SHALL APPROVE TO THE EFFECT THAT IF SUCH PROCEEDING BE DISMISSED OR THE TAX CONFIRMED THE PETITIONER WILL PAY ALL COSTS AND CHARGES WHICH MAY ACCRUE IN THE PROSECUTION OF SUCH PROCEEDING; OR

B. AT THE OPTION OF THE PETITIONER SUCH UNDERTAKING MAY BE IN A SUM SUFFICIENT TO COVER THE TAXES, INTERESTS AND PENALTIES STATED IN SUCH DETERMINATION PLUS THE COSTS AND CHARGES WHICH MAY ACCRUE AGAINST IT IN THE PROSECUTION OF THE PROCEEDING, IN WHICH EVENT THE PETITIONER SHALL

NOT BE REQUIRED TO PAY SUCH TAXES, INTEREST OR PENALTIES AS A CONDITION PRECEDENT TO THE APPLICATION.

(7) WHERE ANY TAX IMPOSED HEREUNDER SHALL HAVE BEEN ERRONEOUSLY, ILLEGALLY OR UNCONSTITUTIONALLY COLLECTED AND APPLICATION FOR THE REFUND THEREOF DULY MADE TO THE PROPER FISCAL OFFICER OR OFFICERS, AND SUCH OFFICER OR OFFICERS SHALL HAVE MADE A DETERMINATION DENYING SUCH REFUND, SUCH DETERMINATION SHALL BE REVIEWABLE BY A PROCEEDING UNDER ARTICLE SEVENTY-EIGHT OF THE CIVIL PRACTICE LAW AND RULES, PROVIDED, HOWEVER, THAT SUCH PROCEEDING IS INSTITUTED WITHIN THIRTY DAYS AFTER THE GIVING OF THE NOTICE OF SUCH DENIAL, THAT A FINAL DETERMINATION OF TAX DUE WAS NOT PREVIOUSLY MADE, AND THAT AN UNDERTAKING IS FILED WITH THE PROPER FISCAL OFFICER OR OFFICERS IN SUCH AMOUNT AND WITH SUCH SURETIES AS A JUSTICE OF THE SUPREME COURT SHALL APPROVE TO THE EFFECT THAT IF SUCH PROCEEDING BE DISMISSED OR THE TAX CONFIRMED, THE PETITIONER WILL PAY ALL COSTS AND CHARGES WHICH MAY ACCRUE IN THE PROSECUTION OF SUCH

PROCEEDING.

(8) EXCEPT IN THE CASE OF A WILFULLY FALSE OR FRAUDULENT RETURN WITH INTENT TO EVADE THE TAX, NO ASSESSMENT OF ADDITIONAL TAX SHALL BE MADE AFTER THE EXPIRATION OF MORE THAN THREE YEARS FROM THE DATE OF THE FILING OF A RETURN, PROVIDED, HOWEVER, THAT WHERE NO RETURN HAS BEEN FILED AS PROVIDED BY LAW THE TAX MAY BE ASSESSED AT ANY TIME.

(9) ALL REVENUES RESULTING FROM THE IMPOSITION OF THE TAX UNDER THE LOCAL LAWS SHALL BE PAID INTO THE TREASURY OF THE TOWN OF NEWBURGH AND SHALL BE CREDITED TO AND DEPOSITED IN THE GENERAL FUND OF THE TOWN. SUCH REVENUES MAY BE USED FOR ANY LAWFUL PURPOSE.

(10) IF ANY PROVISION OF THIS SECTION OR THE APPLICATION THEREOF TO ANY PERSON OR CIRCUMSTANCE SHALL BE HELD INVALID, THE REMAINDER OF THIS SECTION AND THE APPLICATION OF SUCH PROVISION TO OTHER PERSONS OR CIRCUMSTANCES SHALL NOT BE AFFECTED THEREBY.

§ 2. This act shall take effect immediately and shall expire and be deemed repealed 3 years after such date.

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| Relates to rental discrimination based upon consumer credit history; ... | Authorizes and directs the commissioner of the office of general services to ... | Requires electors to vote for the presidential and vice presidential candidates ... | Authorizes any p has graduated or graduate from ar |
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18. BUILDINGS AND GROUNDS: Approval to Start Process to Hire Skilled Laborer

Motion needed to start the process to hire a Skilled Laborer