

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

**TOWN BOARD PUBLIC MEETING AGENDA
Monday, June 8, 2020
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. CERTIORARI SETTLEMENT: Orchard Hills**
- 7. ANIMAL CONTROL: T-94 Withdrawal**
- 8. FLEET MAINTENANCE: Surplus Vehicles**
- 9. RECREATION DEPARTMENT: Start Date for Seasonal Recreation Aides**
- 10. CODE COMPLIANCE: Approval to Purchase Copier**
- 11. ANNOUNCEMENTS**
- 12. PUBLIC COMMENTS**
- 13. ADJOURNMENT**

GJP:jpp
First Revision – June 5, 2020 at 9:05 am

6
May 5, 2020

VIA E-MAIL - mtaylor@riderweiner.com

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

Re: Orchard Hills Landing LLC v. Town of Newburgh
Index Nos. 2017-EF005557, 2018-EF007884, 2019-EF005775
Our File No. 5018.082

Dear Mr. Taylor:

Attached please find the proposed Stipulation & Order of Settlement relative to the above-referenced proceedings. There are currently three (3) years pending.

The subject property is Orchard Hills Landings Apartment and Townhouse Complex, a 260-unit complex located at 1 Kayla Court, a/k/a 819 NS Oak Street (Tax Map No. 9-1-45.2). The FMV of the property is \$38,675,958 in 2017, \$39,176,471 in 2018, \$38,000,000 in 2019¹, and \$40,854,800 in 2020.² Trial-ready appraisals were exchanged, and a trial date was to be set by the Court at the next conference. Our appraisal came in at a FMV of \$34,000,000; petitioner's appraisal report came in at a FMV of \$29,500,000. The main differences between the two appraisals was the cap rate that each appraiser applied and the income and expenses. After reviewing the appraisal reports and the cost of a trial, the parties agreed to a proposed settlement of a FMV of \$31,750,000 which is the difference between the two appraised values. The 2020 assessed value will be reduced to \$9,509,125 and as reduced will be held for 2021, 2022 and 2023 pursuant to RPTL§727, subject to the usual exceptions. 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 Town Board meeting for approval. Once the Resolution passes, please let me know and I will sign the Stipulation of Settlement.

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

¹ We lowered the assessment slightly in 2019 to reduce some of the Town's exposure.

² Tentative assessment at 2020 eq. rate.

STATE OF NEW YORK
SUPREME COURT

ORANGE COUNTY

In the Matter of the Application of

ORCHARD HILLS LANDINGS LLC,

Petitioner,

-against-

**BOARD OF ASSESSMENT REVIEW AND ASSESSOR OF
THE TOWN OF NEWBURGH AND THE TOWN OF
NEWBURGH,**

Respondents.

For the review of the assessment for the years 2017, 2018 and 2019
of certain real property in the said **TOWN OF NEWBURGH.**

**STIPULATION &
ORDER OF
SETTLEMENT**

Index Nos.: EF005557-
2017, EF007129-2018 &
EF005372-2019

Assigned Judge:
Hon. Catherine M. Bartlett,
J.S.C.

The above named Petitioner having duly brought these Real Property Tax Law ("RPTL") Article 7 proceedings to review the tax assessments made against property owned by the Orchard Hills Landings LLC located at 819 NS Oak Street (SBL No. 9-1-45.21) in the Town of Newburgh, Orange County, New York State (the "Property"), for the years 2017, 2018 and 2019 and being the real property mentioned and more fully described in the petitions made and filed herein, and issue having been duly joined herein, and the Petitioner having appeared by Goldman Attorneys PLLC, Paul J. Goldman, Esq., the Respondents having appeared by E. Stewart Jones Hacker Murphy LLP, Cathy L. Drobny, Esq. (collectively the "Parties");

WHEREAS, the Parties having entered into and consent to this Stipulation & Order of Settlement which resolves these proceedings in their entirety;

NOW, on motion of Goldman Attorneys PLLC, attorneys for Petitioner, it is hereby,

1. ORDERED, ADJUDGED and DECREED, that the 2017 assessments of the Property in the Town of Newburgh, County of Orange, State of New York on the assessment rolls of the

Town of Newburgh (the "Town") for the tax years 2017/2018 shall be reduced and corrected as follows:

<u>Property</u>	<u>Original Assessed Value</u>	<u>Corrected Assessed Value</u>	<u>Reduction in Assessed Value</u>
819 NS Oak Street (SBL No.: 9-1-45.21)	\$13,320,000	\$10,934,700	\$2,385,300

, and

2. ORDERED, ADJUDGED and DECREED, that the 2018 assessments of the Property in the Town of Newburgh, County of Orange, State of New York on the assessment rolls of the Town of Newburgh (the "Town") for the tax years 2018/2019 shall be reduced and corrected as follows:

<u>Property</u>	<u>Original Assessed Value</u>	<u>Corrected Assessed Value</u>	<u>Reduction in Assessed Value</u>
819 NS Oak Street (SBL No.: 9-1-45.21)	\$13,320,000	\$10,795,000	\$2,525,300

, and

3. ORDERED, ADJUDGED and DECREED, that the 2019 assessments of the Property in the Town of Newburgh, County of Orange, State of New York on the assessment rolls of the Town of Newburgh (the "Town") for the years 2019/2020 shall be reduced and corrected as follows:

<u>Property</u>	<u>Original Assessed Value</u>	<u>Corrected Assessed Value</u>	<u>Reduction in Assessed Value</u>
819 NS Oak Street (SBL No.: 9-1-45.21)	\$12,236,000	\$10,223,500	\$2,012,500

, and

4. ORDERED, ADJUDGED and DECREED, that the 2020 assessments of the Property in the Town of Newburgh, County of Orange, State of New York on the assessment rolls of the

Town of Newburgh (the "Town") for the tax years 2020/2021 shall be reduced and corrected as follows:

<u>Property</u>	<u>Original Assessed Value</u>	<u>Corrected Assessed Value</u>	<u>Reduction in Assessed Value</u>
819 NS Oak Street (SBL No.: 9-1-45.21)	\$12,236,000	\$9,509,125	\$3,810,875

5. ORDERED, ADJUDGED and DECREED, subject to the terms, covenants and conditions set forth herein, the provisions of RPTL §727 shall be applicable to the corrected assessed value set forth in paragraph 4 for the 2021, 2022 and 2023 assessment rolls; and it is further,

6. ORDERED, ADJUDGED and DECREED, that the Town shall refund any excess Town, Town Highway, other Town taxes and special district charges paid on account of the reductions set forth above to the 2017, 2018 and 2019 assessments of the Property for the 2017, 2018 and 2019 assessment rolls used to generate 2018, 2019 and 2020 Town, Town Highway, other Town taxes and special district charges on the Property; and it is further,

7. ORDERED, ADJUDGED and DECREED, that the County of Orange (the "County") shall refund any excess County, County Highway, water, sewer and all special district taxes paid on account of the reductions set forth above to the 2017, 2018 and 2019 assessments of the Property on account of the 2017, 2018 and 2019 assessment rolls used to generate the 2018, 2019 and 2020 County, County Highway, water, sewer and all special district taxes on the Property; and it is further,

8. ORDERED, ADJUDGED and DECREED, that the Marlboro Central School District (the "School District") shall refund any excess School District taxes (including the library taxes) paid on account of the reductions set forth above to the 2017, 2018 and 2019 assessments of the Property on account of the 2017, 2018 and 2019 assessment rolls used to generate the 2017-2018, 2018-2019 and 2019-2020 School District taxes (including the library taxes) on the Property, and it is further,

9. ORDERED, ADJUDGED and DECREED, that the refunds, set forth above, shall be paid to Goldman Attorneys PLLC, attorneys for the Petitioner, 255 Washington Avenue Extension, Suite 108, Albany, New York 12205, without interest or costs, provided any such refunds are made within sixty (60) days of the service of this Stipulation & Order of Settlement with notice of entry thereof.

Dated: _____, 2020
Goshen, New York

Hon. Catherine M. Bartlett
Justice, Supreme Court

STIPULATION

The Attorneys for the respective Parties do hereby consent to this Stipulation & Order of Settlement.

Dated: May 5, 2020

GOLDMAN ATTORNEYS PLLC

By: 

Paul J. Goldman, Esq.
Erika C. Browne, Esq.
Attorneys for Petitioner
Orchard Hills Landings LLC
255 Washington Avenue Extension, Suite 108
Albany, New York 12205
(518) 431-0941

Dated: _____, 2020

E. STEWART JONES HACKER MURPHY LLP

By: _____

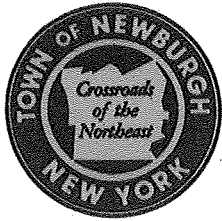
Cathy L. Drobny, Esq.
Attorneys for Respondents
Town of Newburgh
7 Airport Park Boulevard
Latham, New York 12110
(518) 274-5820

Orchard Hills Landing v. Newburgh - Settlement

Year	Parcel Number	Assessed Value	Offered Assessed Value	Eq. Rate	FMV	Offered FMV	Difference	Tax Rate	Refund Liability
2017	9-1-45.21	\$13,320,000	\$10,934,700	34.44%	\$38,675,958	\$31,750,000	\$2,385,300	County Town Highway Fire-MI Sp. Dist.	\$11,1261 \$26,539.09 \$9,2118 \$21,972.91 \$5,2743 \$12,580.79 \$3,7273 \$8,890.73 \$1,5515 \$3,700.79 \$1,98242 \$4,728.67
								Library School	\$4,728.67 \$187,793.91
2018	9-1-45.21	\$13,320,000	\$10,795,000	34.00%	\$39,176,471	\$31,750,000	\$2,525,000	County Town Highway Fire-MI Sp. Dist.	\$11,0305 \$27,852.01 \$9,4132 \$23,768.33 \$5,4584 \$13,782.46 \$4,3312 \$10,936.28 \$1,4642 \$3,697.11
								Library School	\$2,15492 \$5,441.17 \$81,57889 \$205,986.70
2019	9-1-45.21	\$12,236,000	\$10,223,500	32.20%	\$38,000,000	\$31,750,000	\$2,012,500	County Town Highway Fire-MI Sp. Dist.	\$11,5799 \$23,304.55 \$9,6560 \$19,432.70 \$5,4916 \$11,051.85 \$4,4232 \$8,901.69 \$1,4614 \$2,941.07
								Library School	\$2,310789 \$4,650.46 \$87,568006 \$176,230.61
2020	9-1-45.21	\$12,236,000	\$9,509,125	29.95%	\$40,854,758	\$31,750,000	\$2,726,875	County Town Highway Fire-MI Sp. Dist.	\$11,5799 \$77,695.65 \$9,6560 \$65,173.94 \$37,415.09 \$28,728.70 \$10,338.97 \$14,820.30
								Library School	\$2,310789 \$4,650.46 \$87,568006 \$176,230.61
								County Town Highway Fire-MI Sp. Dist.	\$77,695.65 \$65,173.94 \$37,415.09 \$28,728.70 \$10,338.97 \$14,820.30 \$570,011.22

Orchard Hills Landing v. Newburgh

Year	Parcel Number	Assessed Value	Claimed Assessed Value	Eq. Rate	FMV	Claimed FMV	Difference	Tax Rate		Refund Liability
2017	9-1-45.21	\$13,320,000	\$7,200,000	34.44%	\$38,675,958	\$20,905,923	\$6,120,000	County	11.1261	\$68,091.73
								Town	9.2118	\$56,376.22
								Highway	5.2743	\$32,278.72
								Fire-Mi	3.7273	\$22,811.08
								Sp. Dist.	1.5515	\$9,495.18
2018	9-1-45.21	\$13,320,000	\$7,200,000	34.00%	\$39,176,471	\$21,176,471	\$6,120,000	Marlboro	1.98242	\$12,132.41
								School	78.72968	\$481,825.64
								County	11.0305	\$67,506.66
								Town	9.4132	\$57,608.78
								Highway	5.4584	\$33,405.41
2019	9-1-45.21	\$12,236,000	\$7,200,000	32.20%	\$38,000,000	\$22,360,248	\$5,036,000	Marlboro	4.3312	\$26,506.94
								School	81.57889	\$499,262.81
								County	11.5799	\$58,316.38
								Town	9.6560	\$48,627.62
								Highway	5.4916	\$27,655.70
2020	9-1-45.21	\$12,236,000	\$40,854,758	29.95%				Marlboro	1.4642	\$8,960.90
								School	2.15492	\$13,188.11
								County	2.310789	\$11,637.13
								Town	87.568006	\$440,992.48
								Highway	11.5799	
								County	9.6560	
								Town	5.4916	
								Highway	4.4232	
								Fire-Mi	1.4614	
								Sp. Dist.	2.310789	
								Library	87.568006	
								School		
								County		\$193,914.77
								Town		\$162,612.62
								Highway		\$93,339.82
								Fire-Mi		\$71,593.26
								Sp. Dist.		\$25,815.69
								Library		\$36,957.65
								School		\$1,422,080.93



TOWN OF NEWBURGH ANIMAL CONTROL & SHELTER

645 GIDNEY AVE. NEWBURGH, NY 12550

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

To: Town Board

From: Cheryl Cunningham, Animal Control

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

Date: May 27, 2020

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

Totaling: \$205.49

Feline: \$

Canine: \$205.49

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) 564-2660
www.newburghvet.com

TERMS Net 30 Days

DO NOT WRITE IN THIS BOX

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

Invoice # _____

Canine

Dates	Quantity	Description of Materials or Services	Unit Price	Amount
3/26/20	1	733978		205.49 ①
			TOTAL	205.49

CLAIMANT'S CERTIFICATION

I, Dora McCast certify that the above account in the amount of \$ 205.49 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.

4/29/2020 Dora McCast Office Mgr
DATE SIGNATURE 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

①

"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: 05-19-20 at 11:01a
Date: 03-26-20
Account: 19984
Invoice: 733978

Date	For	Qty	Description	Price	Discount	Net Price	
03-24-20	Bo 24-20	1	Neuter/Canine- Town of Newburgh	84.00	4.25	79.75	**✓
03-24-20		1	Midazolam Inject / ml	45.50	45.50	0.00	**
03-24-20		0.60	Torbugesic 10mg/ml Injectable/ml	34.80	34.80	0.00	**
03-24-20		3	Penicillin G Inject / ml (in hosp)	32.07	32.07	0.00	**
03-24-20		2	Rimadyl Inject / ml (in hosp)	60.20	60.20	0.00	**
03-24-20		0.60	TelazolInject Control Log / ml			0.00	
03-24-20		0.60	Torbugesic 10mg/ml Injectable/ml	12.30	12.30	0.00	**
03-24-20		0.50	Buprenorphine 0.3mg Inject/ml Hos	52.25	52.25	0.00	**
03-24-20		7	Vetprofen Tablets 100mg Individual	23.50	19.64	3.86	**✓
03-24-20		42	Trazodone 100mg tablets #270604	28.05	24.17	3.88	**✓
03-24-20		1	Cryptorchid K9 add-on	200.00	100.00	100.00	**✓
03-24-20		1	Elizabethan Collar	20.00	2.00	18.00	**✓

Total charges, this invoice...

205.49

**Total discount included: 387.18

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

Reminders for: **Bo 24-20** (Weight: 59.0 lbs - 14m) Last done

03/24 Consultation/Exam- Bi-annual
09/20 Canine Kennel Cough Vacc -1 ye
09/20 FECAL EXAM
03/20 **Pro-Heart 12 (26-50lbs)**
03/20 **Pro-Heart 12 (1-25lb)**
03/20 **Pro-Heart 12 (51-100lbs)**
09/19 **HEARTWORM TEST**
07/19 **CANINE RABIES / 1YEAR**
06/19 **CANINE DIST/A2/PI/PARVOLEPTO1Y**

OK

LIKE US ON FACEBOOK.COM!

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

8 (new item added)

Fleet Maintenance
Town of Newburgh
88 Gardnertown Rd.
Newburgh, NY 12550
845-561-2288 / Fax 845-561-3975

(please replace)

TO: Gil Piaquadio, Supervisor and Town Board Members

FROM: Mark Hall, Highway Superintendent/Fleet Maintenance



DATE: June 1, 2020

RE: Surplus Vehicle

Request that the following items and vehicles be declared surplus for the purpose of disposal via auction.

Boat #	Description
23	DuraNautic 12ft Aluminum V-Type Boat
4	Marathon 12ft Aluminum V-Type Boat
17	DuraNautic 12ft Aluminum V-Type Boat
24	DuraNautic 12ft Aluminum V-Type Boat
22	DuraNautic 12ft Aluminum V-Type Boat
3	DuraNautic 12ft Aluminum V-Type Boat

← added item

Item	Description
Trailer	Sewer Equipment Co. of America: Ford Sewer Jet Trailer

Vehicle Year	Vehicle Make	Model	VIN #
2007	Dodge	Charger	2B3KA43G27H771038
2008	Ford	F250	1FTNF21558EB94534
1992	Buick	Park	1G4CW53L7N1649158



PROPOSED SYSTEM CONFIGURATION/FEATURES

Toshiba e-Studio 3515AC

35 Pages Per Minute Black / White & Color

Adjustable & Customizable Color 10" "Tablet" Touch Screen

100 Sheet Document Feeder

Scans at 73 Pages per Minute

4 GB of Main Memory

320 GB Self Encrypting Hard Disk Drive w/Data Overwrite

Intel Atom 1.33 Ghz. Dual Core Processor

Automatic Duplex (2 Sided) Copying /Printing

E-Filing (Electronic document storage on hard drive of copier)

2-550 Sheet Universal Paper Drawers

100 Sheet Universal By-Pass with Banner Printing (Up to 12" x 47.25")

Scan and Print to USB Flash – JPEG & PDF Formats

Console 50 Sheet Stapler with 2,000 Page Capacity

Stand

TOSHIBA/NY STATE CONTRACT PURCHASE & DEFERRED PAYMENT PLAN PT66615

<u>MODEL/PART #</u>	<u>DESCRIPTION</u>	<u>STATE CONTRACT*</u>	<u>36 MONTHS</u>	<u>48 MONTHS</u>	<u>60 MONTHS</u>
ES 3515AC	35 PPM COLOR COPIER	\$4,637.00	\$128.81	\$96.60	\$77.28
MR3031B	100 SHEET SINGLE SCAN DOCUMENT FEEDER	\$302.00	\$8.39	\$6.29	\$5.03
MJ1109B	CONSOLE FINISHER STAPLER	\$711.00	\$19.75	\$14.81	\$11.85
KN5005	BRIDGE KIT	\$105.00	\$2.92	\$2.19	\$1.75
STAND5005	STAND	\$118.00	\$3.28	\$2.46	\$1.97
TOTALS:		\$5,873.00	\$163.15	\$122.35	\$97.88

ADDITIONAL COST OVER THE ABOVE PRICING

<u>OPTIONS:</u>		
KD1059B	2,000 SHEET LARGE CAPACITY DRAWER (REPLACES STAND5005)	\$270.00 \$7.50
MR4000B	300 SHEET DUAL SCAN DOCUMENT FEEDER (REPLACES MR3031)	\$202.36 \$5.62

<u>BLACK IMAGES</u>	<u>COLOR IMAGES</u>
\$0.0098	\$0.0649

MAINTENANCE

USAGE BILLED ON A QUARTERLY BASIS
 INCLUDES ALL SUPPLIES EXCEPT PAPER AND STAPLES
 INCLUDES ALL PARTS AND LABOR

MISCELLANEOUS

AT THE END OF DEFERRED PAYMENT PLAN THE TOWN OF NEWBURGH OWNS THE EQUIPMENT; ZERO % FINANCING FOR OWNERSHIP.
 OPTIONAL IN PERSON INSTALLATION OF PRINT DRIVERS AND SCAN PATHS BY TOSHIBA: \$250. NO CHARGE IF DONE REMOTELY

added item (new item 11)



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 THE TOWN BOARD APPROVING HOME RULE
REQUEST FOR AN ACT TO AMEND THE TOWN LAW IN RELATION TO
AUTHORIZING THE TOWN TO ESTABLISH A ROAD IMPROVEMENT
DISTRICT IN THE RIDGE HUDSON VALLEY DEVELOPMENT AREA
OUR FILE NO. 800.1(B)(10)(2020), 800. _____

DATE: JUNE 8, 2020

In accordance with Supervisor Piaquadio's request of today, enclosed please find the following draft resolution for the Board's consideration pertaining to special legislation introduced by Senator Skoufis and Assemblyman Jacobson which enables the Town Board to create a new road improvement district to serve the properties located in the Ridge Hudson Valley development area and to diminish the size of, extend, merge or combine any lighting district or districts in the town:

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF NEWBURGH APPROVING HOME RULE REQUEST FOR AN ACT TO AMEND THE TOWN LAW IN RELATION TO AUTHORIZING THE TOWN OF NEWBURGH, ORANGE COUNTY TO ESTABLISH A ROAD IMPROVEMENT DISTRICT IN THE RIDGE HUDSON VALLEY DEVELOPMENT AREA: Bill No. A.9154 and S.8494

MCT/sel

Enc.

cc: Joseph P. Pedi, Town Clerk
Deborah Smith, Receiver
Laurie Coady, Assessor
James Osborne, Town Engineer
Ronald Clum, Town Accountant
John P. Ewasutyn, Planning Board Chairman

DRAFT

At a meeting of the Town Board of the Town of Newburgh, held at the Town Hall, 1496 Route 300, in the Town of Newburgh, Orange County, New York on the 8th day of June, 2020 at 7:00 o'clock p.m.

PRESENT:

Gilbert J. Piaquadio, Supervisor

Elizabeth J. Greene, Councilwoman

Paul I. Ruggiero, Councilman

Scott M. Manley, Councilman

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF NEWBURGH APPROVING HOME RULE REQUEST FOR AN ACT TO AMEND THE TOWN LAW IN RELATION TO AUTHORIZING THE TOWN OF NEWBURGH, ORANGE COUNTY TO ESTABLISH A ROAD IMPROVEMENT DISTRICT IN THE RIDGE HUDSON VALLEY DEVELOPMENT AREA; Bill No. A. 9154 and S.8494

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

WHEREAS, the Town Board of the Town of Newburgh wishes to affirm its support and approval of New York State Assembly Bill No. A. 9154 and Senate Bill No. S. 8494 pertaining to an Act to Amend the Town Law in relation to authorizing the Town of Newburgh, Orange County to establish a road improvement district in the Ridge Hudson Valley development area; and

WHEREAS, Home Rule Requests must be submitted to the Assembly and Senate for the enactment of such Special Law.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby approves Home Rule Requests to the New York State Assembly and the New York State Senate for enactment of Assembly Bill No. A. 9154 and Senate Bill No. S. 8494; and

BE IT FURTHER RESOLVED, that the Supervisor and the Town Clerk of the Town of Newburgh 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, the Home Rule Requests and all such certificates, documents and papers as may be necessary to effectuate and carry out the foregoing resolution; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

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

Elizabeth J. Greene, Councilwoman voting _____

Paul I. Ruggiero, Councilman voting _____

Scott M. Manley, Councilman voting _____

Gilbert J. Piaquadio, Supervisor voting _____

The resolution was thereupon declared duly adopted.

add item (new item 12)

KALA

Karen Arent Landscape Architect

Memorandum

To: Supervisor Gil Piaquadio and the Town of Newburgh Board

From: Karen Arent, Landscape Architect

Date: May 15, 2020

Subject: Courtland Commons Landscape Estimate

Town Project Number: 2017-11

Consultant: JMC Consulting

Cc: Chairman John Ewasutyn and the Town of Newburgh Planning Board, Pat Hines, Dominick Cordisco, Gerald Canfield, Scott Manley, Mr Joe Sarchino with JMC Consulting

COMMENTS:

The landscape cost estimate for the above referenced project was reviewed. The costs are somewhat on the light side, especially considering a two year warranty is to be included, however, due to the current circumstances, it is acceptable. The bond to be collected for this project, is \$35,259.

In accordance with comments listed above, I recommend the board approve a landscape security in the amount of \$35,259. The landscape inspection escrow amount for this project is \$2,000.