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MEETING HELD VIA ZOOM

TOWN BOARD MEETING
of the Town Board of the Town of Newburgh
held at 1496 Route 300 in said township
at 7:00 p.m. on Monday, the 9th of November 2020

PRESENT Scott M. Manley, Deputy Supervisor
Elizabeth J. Greene, Councilwoman
Paul R. Ruggiero, Councilman (remote)
Anthony LoBiondo, Councilman (remote)

ALSO PRESENT Joseph P. Pedi, Town Clerk
Mark C. Taylor, Attorney for the Town (remote)
James Osborne, Town Engineer

REPORTED BY: Michelle L. Conero
Court Reporter
3 Francis Street
Newburgh, New York 12550
(845)541-4163

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MR. PEDI: It's 7 p.m. It's Monday,
the 9th of November 2020. This is a
regularly scheduled Town Board meeting.

The first order of business is roll
call. Mrs. Greene.

MS. GREENE: Here.

MR. PEDI: Mr. Ruggiero.

MR. RUGGIERO: Present.

MR. PEDI: Mr. Manley.

MR. MANLEY: Here.

MR. PEDI: Mr. LoBiondo.

MR. LOBIONDO: Here.

MR. PEDI: And Mr. Piaquadio is absent.

Next, if everybody would please stand
for the Pledge of Allegiance and a Moment of
Silence.

(Pledge of Allegiance and Moment of
Silence.)

MR. PEDI: Thank you very much.

Mr. Deputy Supervisor, are there any
changes to the agenda?

MR. MANLEY: No, there is not.

MR. PEDI: Next we have approval of
audit.

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MR. MANLEY: I'm looking for a motion for the approval of the audit for \$1,362,232.10. Do I hear a motion?

MS. GREENE: So moved.

MR. LOBIONDO: I'll second the motion.

MR. PEDI: Any discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 6 for Animal Control, a T-94 withdrawal. Item A, September 2020 billing, Newburgh Veterinary Hospital.

MR. MANLEY: Okay. I'm looking for a motion -- let me see. The total is \$1,733.61 from the T-94 account, which is an all non-taxpayer donation account. I'm looking for a motion to pay Newburgh Vet for that.

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MR. LOBIONDO: I'll make the motion.

MR. RUGGIERO: I'll second it.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 6-B, October 2020
billing, Newburgh Veterinary Hospital.

MR. MANLEY: I'm looking for a motion
here from our T-94 all donation account for a
total of \$671.69.

MR. LOBIONDO: I'll make that motion.

MS. GREENE: I'll second your motion.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

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MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 7 for the Engineering Department. The first item, A, approval to solicit bids for North Fletcher Drive water main extension.

MR. MANLEY: This is for North Fletcher Drive water main extension. This is a motion to adopt the schedule as presented.

Mark Taylor, is there anything else or is that it on that one?

You're muted, Mark. I think we're okay.

MR. TAYLOR: That's it, Scott.

MR. MANLEY: Okay. I'm looking for that motion.

MR. LOBIONDO: I'll make the motion.

MR. PEDI: Mr. LoBiondo made that motion. Do I have a second, please?

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MR. RUGGIERO: I'll second it.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 7-B, approval to solicit bids for Meadow Hill South relief sewer.

MR. MANLEY: I'm looking also for a motion to schedule the bids as presented for the Meadow Hill South relief sewer project.

MS. GREENE: So moved.

MR. LOBIONDO: I'll second the motion.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

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MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 7-C, which is the award of contract for Gardnertown Road culvert replacement.

MR. MANLEY: I've got a recommendation award here. There's fourteen bids on this. It's basically for the award of the contract for the Gardnertown Road culvert replacement. There's a long history here. The lowest bid is Rifenburg Contracting Corporation for \$1,224,551.75. I'm looking for a motion to accept that.

MS. GREENE: I would love to make that motion. This has been around for years.

MR. PEDI: Do I have a second, please?

MR. RUGGIERO: I'll second it.

MR. PEDI: Thank you. Any further discussion?

(No response.)

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MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 7-D, which is approval to start process to hire a secretary for the Engineering Department.

MR. MANLEY: I've got a request from James Osborne, Town Engineer, to start the process of filling the secretary position. This is the 2021 budget for the Engineering Department/Water & Sewer Department. I'm just looking for a motion to start the process for hiring.

MR. RUGGIERO: I'll make that motion.

MR. PEDI: Do I have a second, please?

MR. LOBIONDO: Second.

MR. PEDI: Thank you. Any further discussion?

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(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 8 for the Code Compliance Department, approval to start process to hire a part-time fire inspector.

MR. MANLEY: I got a request from Jerry Canfield, Code Compliance, via Charlene Black, Personnel Director, looking to start the replacement process of a part-time fire inspector. If I can get a motion for that.

MS. GREENE: So moved.

MR. RUGGIERO: I'll second it.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

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MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 9 for the Jewish Family Service, Memorandum of Understanding for 2021.

MR. MANLEY: Okay. I'm looking for a motion. This is Jewish Family Services Memorandum of Agreement for -- Memorandum of Understanding for 2021 to assist with \$2,000. This is an eleven-year program. It's just a good program. I'm just looking for a motion.

MR. LOBIONDO: I'll make a motion.

MS. GREENE: Go ahead, Paul.

MR. LOBIONDO: That was Anthony, actually.

MS. GREENE: Okay.

MR. PEDI: Councilman LoBiondo made the motion. Do I have a second, please?

MS. GREENE: I'll second it. I've been

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a liaison to Friends of Seniors since its inception, and it does a fantastic service for our seniors in the Town.

MR. PEDI: Thank you. Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Abstain.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 10 for the Water Department. Item A is a budget transfer for sludge removal.

MR. MANLEY: Okay. I'm looking for a motion to adopt -- sure -- to adopt this transfer. Basically it's out of the New York City Water Board money going to the Chadwick Lake money, the sludge hauling and chemical budget for Chadwick Lake. Can I get a motion for that?

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MR. RUGGIERO: I'll make the motion.

MR. LOBIONDO: I'll second it.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 10-B which is a water supply budget transfer.

MR. MANLEY: The same thing. I'm looking for a budget transfer, the water supply budget. Basically it's because of the shift in production of treated water from the Delaware Aqueduct supply to Chadwick Lake. We just have to move the budget from the Aqueduct to Chadwick Lake. I'm looking for a motion. This is \$160,000.

MR. LOBIONDO: I'll make the motion.

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MR. PEDI: Councilman LoBiondo made the motion. Do I have a second, please?

MR. RUGGIERO: Yup. I'll second it.

MR. PEDI: Was that Councilman Ruggiero who seconded it?

MS. GREENE: Yes, it was.

MR. RUGGIERO: Yes.

MR. PEDI: Thank you. Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 11 for Madre De Cristo Road, return of letter of credit.

MR. MANLEY: I'm looking for a motion for Madre De Cristo Road. I guess it's two years ago when we transferred this over, and there is a

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-- I'm looking for a motion to release the maintenance security, which is a letter of credit I believe, Mark?

MR. TAYLOR: Correct.

MR. MANLEY: I'm just looking for a motion to go ahead and release that. It appears Mark Hall, Highway Super, is okay with it. I need a motion for that.

MS. GREENE: So moved.

MR. RUGGIERO: I'll make the motion.

MS. GREENE: Then I'll second your motion.

MR. RUGGIERO: Thank you, Betty.

MR. PEDI: Councilman Ruggiero, did you make that or was it Councilman LoBiondo?

MR. RUGGIERO: Yes, sir.

MR. PEDI: Councilman Ruggiero made the motion. Councilwoman Greene seconded the motion. Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

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MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 12 for Buildings and Grounds. It's the lease of copier for Town Hall.

MR. MANLEY: I'm looking for a motion. We have three vendors that made bids, Cannon, Toshiba and Ricoh. How ever you pronounce that. Anyway, the adjusted annual cost, the cheapest would be Cannon, and we're looking for a motion to go ahead and okay that or approve that. Can I get a motion on Cannon?

MR. LOBIONDO: I'll make a motion.

MR. RUGGIERO: I'll second it.

MR. PEDI: Any further discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

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MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 13 for the Assessor. Schedule a public hearing for Introductory Local Law 3 of 2020 for Solar PILOT.

MR. MANLEY: Okay. This is for a public hearing. Mark Taylor, our Attorney, has discussed this, along with the whole Board, about this Solar PILOT Local Law. We're looking to have a public hearing I believe, Mark? And we're talking about the first meeting in December.

MR. TAYLOR: That's correct. You already have one continued on that evening on the Records Retention Law.

MR. PEDI: Mr. Deputy Supervisor, that first meeting is December 14th.

MR. MANLEY: December 14th. Okay. I looked at it wrong. I'm sorry. Anyway, okay. So 7:15. Is that okay there, Joe?

MR. PEDI: 7:15 is good.

MS. GREENE: So moved.

MR. MANLEY: 7:15 on the 14th.

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MS. GREENE: So moved.

MR. PEDI: Do I have a second, please?

MR. RUGGIERO: I'll second it.

MR. PEDI: Thank you. Any further
discussion?

(No response.)

MR. PEDI: Mrs. Greene?

MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Next we go on to item 14 for
announcements.

MR. MANLEY: I'll go right down here.
Betty Greene, do you want to go first?

MS. GREENE: Okay. I want to invite
everyone and have them kind of put it on their
calendars because we would love to see them.
We're having a service on Wednesday -- I'm sorry,
I didn't write down the date. Isn't that

1 something -- November the 11th. It is 11/11/11.
2 It is to commemorate the end of World War I.
3 It's Veterans Day. It's a holiday for many of
4 us. But at 11:00 we will be having a service
5 here in the parking lot, staying roughly six feet
6 apart. We invited the fire departments, the
7 American Legion, any veteran to come and join us
8 to honor our ancestors, many of them who died
9 during World War I. In fact, I have two uncles
10 that were gassed in World War I and passed away
11 from being gassed. So it is very special in our
12 history. We invite you to come and hope to see
13 you on the 11th to honor our past veterans.
14

15 MR. MANLEY: Thank you.

16 Paul, do you have anything?

17 MR. RUGGIERO: No. I have nothing,
18 Scott. Thank you.

19 MR. MANLEY: Anthony?

20 MR. LOBIONDO: No. Nothing. Thank
21 you.

22 MR. MANLEY: The only thing I had also
23 is Veterans Day. Hopefully we'll get a few
24 people out here. Obviously social distancing and
25 masks.

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That's it for announcements.

MR. PEDI: Okay. Next we go on to item 15 for public comments.

MR. MANLEY: If we can -- Bobby, can you unmute Bill? Bill Fetter.

MR. FETTER: Hi, folks. How are you?

MR. MANLEY: Thanks for coming out.

MR. FETTER: You're welcome. You're welcome.

Three items. Some questions, some just a comment. The Gardnertown culvert, is there a mandated timeframe from date of award to beginning of project, do we know?

MR. MANLEY: Let me see what it says on the schedule.

Mark, do you know offhand while I'm pulling up the schedule?

MR. TAYLOR: No. I'm sorry, I don't.

MR. FETTER: I know originally when things were normal they were trying to work around the bus schedule for the kids and do it when school was out I think.

MR. MANLEY: I mean that's North Fletcher Drive. Meadow Hill. It's the same one.

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The execute contract and pre-construction meeting is February 4th. I just don't know what the timeframe is, how long it would take for them to start after that.

MR. FETTER: Okay. It's not before the winter then. That's for sure.

MR. MANLEY: No.

MR. OSBORNE: Can you guys hear me?

MR. MANLEY: There you go, Jim. We didn't know you were on there. Go ahead, Jim.

MR. OSBORNE: The actual physical construction is probably going to take awhile because one of the first things that they're going to have to do is fabricate the concrete structures that they're going to use for the culvert replacement. From what I understand, that has been a long lead time to get those structures prefabricated and delivered to the site.

MR. FETTER: Okay.

MR. OSBORNE: So the actual schedule -- one of the first things that we'll be demanding from the contractor will be a schedule of completion within the timeframe of completion for

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the contract. That will dictate when we actually will shut the road and --

MR. FETTER: Okay. Okay. Sorry. The overall allowable time was stipulated in the contract I think, wasn't it, from start to finish?

MR. OSBORNE: Yes, it is.

MR. FETTER: Okay.

MR. OSBORNE: I believe it's 120 days, although if the contractor can demonstrate that it is the fabricator's long lead time, he may be granted a no cost extension.

MR. FETTER: Right, right, right.
Okay.

On the new topic, the inter-municipal water transfer with New Windsor, did that ever take place or --

MR. OSBORNE: Scott, I can answer that.

MR. MANLEY: Yes.

MR. OSBORNE: Yes. We had an inspection on November 3rd. It was quite successful. The average transfer from New Windsor into the Town of Newburgh was about 850,000 gallons per day. We will hope to repeat

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that test because we identified a few operational tweaks to make sure the water is going where we want it to go.

MR. FETTER: Right.

MR. OSBORNE: We will probably repeat that test in another three days. Test schedule sometime in the future.

MR. FETTER: Thank you. One last thing is on the solar topic tonight. I was misconstrued myself with a Solar Pilot. I thought maybe there was a pilot project. In the announcement make sure you say it's, you know, Payment In Lieu Of Taxes so people are not confused. I'm embarrassed to say that I didn't realize it, but I didn't.

MR. MANLEY: Okay.

MR. FETTER: That's it. Thank you, folks. We will see you Wednesday.

MR. MANLEY: Thank you, Bill.

And then let me see here. Somebody is under TNPd, if you want to unmute them.

MR. ROBERT PIAQUADIO: It's up to them if they want to unmute.

MR. MANLEY: Okay. The only other one

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we have in the public, it looks like TNPd. Do you want to say anything?

MR. ROBERT PIAQUADIO: They're staying muted.

MR. MANLEY: All right. They're staying muted.

MR. ROBERT PIAQUADIO: We have Jimmy, too.

MR. MANLEY: Does anybody else want to say anything? Jim Presutti, I see you're on there.

MR. PRESUTTI: No. I'm fine.

MR. MANLEY: Okay. Thank you.

Joe, I think we can go on to the next item.

MR. PEDI: Next we go on to item 16 for adjournment.

MR. MANLEY: Can I get a motion to adjourn?

MS. GREENE: So moved.

MR. RUGGIERO: Second.

MR. PEDI: Motion made and seconded to adjourn at 7:20 p.m.

Mrs. Greene?

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MS. GREENE: Yes.

MR. PEDI: Mr. Ruggiero?

MR. RUGGIERO: Yes.

MR. PEDI: Mr. Manley?

MR. MANLEY: Yes.

MR. PEDI: Mr. LoBiondo?

MR. LOBIONDO: Yes.

MR. PEDI: And Mr. Piaquadio is absent.

Meeting adjourned.

MR. MANLEY: Thank you, everybody, for
coming out or turning on your computer. Thank
you.

(Time noted: 7:20 p.m.)

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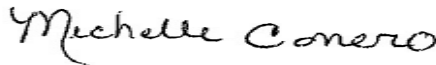
C E R T I F I C A T I O N

I, MICHELLE CONERO, a Notary Public
for and within the State of New York, do hereby
certify:

That hereinbefore set forth is a
true record of the proceedings.

I further certify that I am not
related to any of the parties to this proceeding by
blood or by marriage and that I am in no way
interested in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto
set my hand this 15th day of November 2020.



MICHELLE CONERO