**AT THE PUBLIC 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 12th of May, 2025

 **Present** Gilbert J. Piaquadio, Supervisor

 Paul Ruggiero, Councilman

 Anthony R. LoBiondo, Councilman

James Politi, Councilman

**Also Present**  Lisa M. Vance Ayers, Town Clerk

 Dawnmarie Busweiler, Deputy Town Clerk

 Mark C. Taylor, Town Attorney

**Absent** Scott M. Manley, Councilman

 *Meeting called to order at 7:01 p.m.*

**1. ROLL CALL**

**2. PLEDGE OF ALLEGIANCE TO THE FLAG**

**3. MOMENT OF SILENCE**

**4. CHANGES TO THE AGENDA-Remove #12A**

**5. ACCOUNTING:**

 **A. Approval of Audit**

MOTION made Councilman Ruggiero to approve the audit in the total amount of $2,522,279.28.

 Motion seconded by Councilman Politi. VOTE: Councilman Ruggiero – yes; Councilman Manley –

 absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion

 passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **B. Review Status Report and Budget Status Report for April 2025**

MOTION made by Councilman LoBiondo to approve the Status Report and Budget Status Report for

 April 2025. Motion seconded by Councilman Politi. VOTE: Councilman Ruggiero – yes; Councilman

 Manley – absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio.

 Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**6. ASSESSOR: Appointment of Assessor**

Molly Carhart, Town Assessor is requesting approval to be reappointed for the next six-year term of

 service on October 1, 2025. The current assessor term expires September 30, 2025.

 MOTION made by Councilman Politi to reappoint Molly Carhart as Town Assessor for a six-year term.

 Motion seconded by Councilman LoBiondo. VOTE: Councilman Ruggiero – yes; Councilman Manley –

 absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion

 passed: 4 yes; 0 absent; 0 abstain; 1 absent.

**7. RECREATION: Laborer – Seasonal Hire**

James Presutti, Commissioner of Parks and Recreation is requesting approval to change Jayden

 Rivera’s start date to May 13th. Jayden was already approved for hire at the April 28th Workshop

 Meeting with a start date beginning June 2nd.

 MOTION made by Councilman LoBiondo to approve the change of Jayden Rivera’s start date to May

 13, 2025. Motion seconded by Councilman Ruggiero. VOTE: Councilman Ruggiero – yes; Councilman

 Manley – absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes.

 Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

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**8. DEPARTMENT HEAD REPORTS:**

 **A. Recreation**

Parks and Recreation Commissioner, James Presutti reported:

* Mommy & Me Yoga is this Wednesday 5/14/2025.
* Wednesday 5/21/2025 Mommy & Me Tea Party at Chadwick Lake Park Playground Pavilion 10:00am. Pre-registration only.
* Thursday 5/22/2025 Senior Trip to The Riverview Inn in Matamoras, PA for Red’s Country Hoedown & Lunch. Bus departs Rec Center at 10:00am.
* We have an upcoming trip in June to Yankee Stadium 6/19/2025.
* Youth basketball is starting on 6/03/2025.
* Summer camp registration is full.
* We created a new fishing trail called Cormorant Way. Mike Black made a nice sign for the new trail.
* Memorial Day Parade will be on 5/25/2025, 1:00 pm step off and 10:30 Ceremony.
* Tree tags are done all the way up to the main bridge in the west side.
* New boats are here and in service.
* We have a new bear.

**9. ANIMAL CONTROL:**

 **A. T-94 Withdrawal Newburgh Veterinary Hospital**

 Tracey Carvell of Animal Control requests authorization to use T-94 account to pay for veterinarian

 services from Newburgh Veterinary Hospital in the total amount of $902.18 for which $599.88 for

 Canine services and $302.30 for Feline services.

 MOTION made by Councilman Ruggiero to approve the use of T-94 account to pay for veterinarian

 services from Newburgh Veterinary Hospital in the total amount of $902.18. Motion seconded by

 Councilman Politi. VOTE: Councilman Ruggiero – yes; Councilman Manley – absent; Councilman

 LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

 abstain; 1 absent.

 **B. T-94 Withdrawal Flannery Animal Hospital**

Tracy Carvell of Animal Control requests authorization to use T-94 account to pay for veterinarian

 services from Flannery Animal Hospital for a total of $152.85 for Canine services.

 MOTION made by Councilman LoBiondo to approve the use of T-94 account to pay for

 veterinarian services from Flannery Animal Hospital for a total of $152.85. Motion seconded by

 Councilman Politi. VOTE: Councilman Ruggiero – yes; Councilman Manley – absent; Councilman

 LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

 abstain; 1 absent.

**10. RESOLUTIONS:**

 **A. Home Rule Hotel Motel Tax**

Attorney for the Town Mark Taylor presented a resolution to the Town Board for approving the

 Home Rule request for an act to amend chapter 371 of the laws of 2020amending the Tax Law in

 relation to Authorizing the Town to impose a Hotel and Motel Tax; in relation to the effectiveness

 thereof Bill Nos. A. 8074 and S. 7743. This legislation which authorizes the Town of Newburgh to

 continue to impose by local law a tax on motel occupancy of up to five percent of the charge.

Motion made by Councilman Ruggiero to approve the Resolution of the Town Board of the Town

 of Newburgh approving Home Rule Request for an act to amend Chapter 371 of the Laws of 2020

 amending the Tax Law in relation to Authorizing the Town to impose a Hotel and Motel Tax; in

 relation to the effectiveness thereof Assembly Bill No. A. 8074 and Senate Bill No. S. 7743.

 Motion seconded by Councilman Politi VOTE: Councilman Ruggiero – yes; Councilman Manley

 – absent; Councilman LoBiondo – yes; Councilman Politi-yes; Supervisor Piaquadio – yes.

 Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

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 **B. Orange County Firearms Training Facility Revocable License**

Town Attorney Mark Taylor presented to the town board a resolution authorizing the Firearms

 Training Facility Revocable license with Orange County. This agreement will provide authorized

 members of the town Police force access and use of the certain portions of the Orange County

 Sheriff’s office’s Firearms Training Facility for classes and training.

MOTION made by Councilman LoBiondo as presented to approve the Resolution for Orange

 County Firearms Training Facility Revocable License pertaining to the Town’s access and use of

 the Orange County Sheriff’s Office Firearms Training Facility for classes and training. Motion

 seconded by Councilman Ruggiero. VOTE: Councilman Ruggiero – yes; Councilman Manley –

 absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion

 passed: 4 yes; 0 no; 0 abstain; 1 absent.

**11. HIGHWAY:**

 **A. Award of Tree Cutting Bid**

Mark Hall, Highway Superintendent is requesting approval to award the bid for the Tree Cutting to

 New England Property Maintenance Inc.

 MOTION made by Councilman Politi to approve award to bid for the Tree Cutting to New England

 Property Maintenance Inc. Motion seconded by Councilman LoBiondo. VOTE: Councilman

 Ruggiero – yes; Councilman Manley – absent; Councilman LoBiondo – yes; Councilman Politi – yes;

 Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **B. Award of Summer Material Bid**

Mark Hall, Highway Superintendent is requesting approval to award the bids for Summer

 Materials to Callahan and Nannini Quarry Inc.

 MOTION made by Councilman Ruggiero to approve the award the bids for Summer Materials to

 Callahan and Nannini Quarry Inc. Motion seconded by Councilman Politi. VOTE: Councilman

 Ruggiero – yes; Councilman Manley – absent; Councilman LoBiondo – yes; Councilman Politi –

 yes; Supervisor Paiquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent

 **C. Award of Cold Milling Machine Bid**

 **I.** Mark Hall, Highway Superintendent is requesting approval to award the bid for the Cold Milling

 Machine to Milling Machine with minimum width of 4’, to Consorti Bros Paving & Sealcoating.

 MOTION made by Councilman Ruggiero to approve to award the bid for Cold Milling Machine to

 Milling Machine with minimum width of 4’, to Consorti Bros Paving & Sealcoating. Motion

 seconded by Councilman LoBiondo. VOTE: Councilman Ruggiero – yes; Councilman Manley –

 absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion

 passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **II.** Mark Hall, Highway Superintendent is requesting approval to award the bid for the Cold Milling

 Machine with minimum width of 6’3”, to Jorrey Excavating Inc.

 MOTION made by Councilman LoBiondo to approve to award the bid for the Cold Milling

 Machine with minimum width of 6’3”, to Jorrey Excavating Inc. Motion seconded by Councilman

 Politi. VOTE: Councilman Ruggiero – yes; Councilman Manley – absent; Councilman LoBiondo –

 yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1

 absent.

 **D. Award of Road Striping Bid**

Mark Hall, Highway Superintendent is requesting approval to award the bid for Road Striping to

 Atlantic Pavement Marking.

 MOTION made by Councilman Politi to approve to award the bid for Road Striping to Atlantic

 Pavement Marking. Motion seconded by Councilman Ruggiero. VOTE: Councilman Ruggiero – yes;

 Councilman Manley – absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor

 Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

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 **E. Award of Box Culvert and Guide Rail**

Mark Hall, Highway Superintendent is requesting approval to award the bid for Aluminum Box

 Culvert and Guide Rail to Chemung Supply Corp.

 MOTION made by Councilman LoBiondo to approve to award the bid for Aluminum Box Culvert

 and Guide Rail to Chemung Supply Corp. Motion seconded by Councilman Politi. VOTE:

 Councilman Ruggiero – yes; Councilman Manley – absent; Councilman LoBiondo – yes;

 Councilman Politi – yes; Supervisor Piaquadio – yes; Motion passed: 4 yes; 0 no; 0 abstain; 1

 absent.

**12. ENGINEERING:**

 **A. ~~Recreation Center Retainage Reduction Request~~**

 **B. Farrell Industrial Park Landscape Security**

Patrick Hines, Rep Town Engineer is requesting approval for Farrell Industrial Park Landscape

 Security – Revision 4/24/25. The landscape cost estimate for Farrell Industrial Park revised April

 24, 2025 was reviewed. Unit costs are reasonable and the landscape bond is recommended for

 approval. We recommend that the board approve a landscape security in the amount of

 $742,746. The landscape escrow amount for this project is $4,000.00.

 MOTION made by Councilman Politi to approve Farrell Industrial Park Landscape Security –

 Revision 4/24/25 in the amount of $742,746, with the landscape escrow amount for $4,000.00

 Motion seconded by Councilman Ruggiero. VOTE: Councilman Ruggiero – yes; Councilman

 Manley – absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio –

 yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

 **C. Farrell Industrial Park Stormwater / E&S Securities Cost Estimate**

Patrick Hines, Rep Town Engineer is requesting approval for Farrell Industrial Park (PB #23-9)

 Stormwater / E & S Securities Cost Estimate. The Farrell Industrial Park has conditional final

 approval from the Town of Newburgh Planning Board for the construction of 262,080 square foot

 warehouse distribution facility to be located on the east side of New York State Route 300. The

 applicants’ Engineer JMC Consulting have prepared a cost estimate for the stormwater

 improvements and erosion and sediment control for the subject project. Cost estimate was

 prepared utilizing the standard unit cost template provided by this office. The applicant’s

 representative calculated a cost estimate in the amount of $900,002.15, say $900,000. In

 accordance with Town Code an inspection fee of 4% for the improvements is required to be

 posted. Equates to an inspection of $36,000.

 MOTION made by Councilman LoBiondo to approve Farrell Industrial Park Stormwater / E&S

 Securities Cost Estimate for the construction of 262,080 square foot warehouse distribution

 facility to be located on the east side of New York Route 300 in the total amount $900,000 and an

 inspection fee of 4% in the amount of $36,000. Motion made by Councilman Politi. VOTE:

 Councilman Ruggiero – yes; Councilman Manley – absent; Councilman LoBiondo – yes;

 Councilman Politi – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1

 absent.

 **D. Farrell Industrial Park Privately Owned Utilities System Security**

Patrick Hines, Rep Town Engineer is requesting approval for Farrell Industrial Park (PB #23-9)

 Privately Owned Utilities System Security. The Farrell Industrial Park project has conditional final

 approval from the Town of Newburgh Planning Board for the construction of 262,080 square foot

 warehouse distribution facility to be located on the east side of New York State Route 300. The

 project proposes privately owned package sewage treatment plant with a surface discharge. This

 system requires review and approval as well as on-going monitoring by New York State

 Department of Environmental Conservation. “The ownership, organization and operating

 program for any privately owned water or sewer system not offered for dedication to the Town

 shall be approved by the Town Board. Any such system will be required to post performance and

 maintenance bonds as determined by the Town Board”. The applicants’ representatives

 responsible for design of the package sewer plant Pitingaro & Doetsch Engineering have provided

 a cost estimate in the amount of $504,116.22 for the construction of the package sewer plant.

 Based on the attached information provided by the applicant’s representative this office

 recommends the Town require security in the amount of the submitted cost estimates. Future

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 maintenance security should be provided in the amount of 10% of the performance security upon

 NYSDEC approval of the constructed facility and permit for discharge. This office recommends the

 Town establish performance security in the amount of $504,116.

 MOTION made by Councilman Ruggiero to approve Farrell Industrial Park (PB #23-9) Privately

 Owned Utilities System Security in a total amount of $504,116.22 for the construction of the

 sewer plant. Motion seconded by Councilman LoBiondo. VOTE: Councilman Ruggiero – yes;

 Councilman Manley – absent; Councilman LoBiondo – yes; Councilman Politi – yes; Supervisor

 Piaquadio – yes. Motion passed: 4 yes; 0 no; 0 abstain; 1 absent.

**13. ANNOUNCEMENTS:**

Councilman Ruggiero would like to say Happy Mother’s Day to everyone.

**14. PUBLIC COMMENTS:**

 **Ernie Tirado 89 Lakeside Road-** Asked what was the outcome of the EX203 Police 2021 zoom

 meeting, and wanted to know if the panel was together. Mr. Tirado is unable to find anything on the

 website, there was supposed to be a survey for residents to fill out. Asked what the final outcome

 was.

 **Supervisor Piaquadio-** It was called the Police reformat, about five zoom meetings were held with

 Deputy Supervisor Manley and Police Chief Campbell and there was a panel of residents from all

 Backgrounds. The town hired a retired FBI expert to go over the current police procedures and

 couldn’t come up with much for the town to revise. The town came up with a plan that was

 satisfactory to the Governor and the Attorney General. If you have a problem with drugs or anything,

 you can walk right into the Police station and they will do whatever they can help you in anyway.

 Supervisor Piaquadio also explained to Mr. Tirado how to navigate the website and watch the zoom

 meetings because they are still up on the website.

 **Ernie Tirado-** Asked if the website translate into Spanish?

 **Supervisor Piaquadio-** Agreed that it’s a good idea and would look into it.

 **Stephen Hunter Leslie Road-** Offered to help with getting the website translated, he works with his

 website developer. Mr. Hunter asked about the amount of storage units opening in the area, why are

 there so many and what is the process of approving them?

 **Supervisor Piaquadio-** Explained that people moving into the area are driving up the demand for

 storage units.

 **Councilman Ruggiero-** Commented that business owners are renting them and using them a store

 their products

 **Stephen Hunter-** Commented that he has seen people working out them as well. And understands

 there is a demand for them but would like to see a balance happen, would like to see things that will

 improve the community. Things geared toward families like a new movie theater.

 **Supervisor Piaquadio-** Stated that the town is in the process of updating the Comprehensive Plan and

 that the link for public input is still active on the town website and comments can still be added for

 consideration.

 Motions to adjourn the meeting were made, Mr. Tirado asked if he could ask one last question to

 which Supervisor Piaquadio granted his request.

 **Ernie Tirado-** Asked what is the process for a political candidate to march in the upcoming Memorial

 Day parade?

 **Supervisor Piaquadio-** Explained that this has been explained before, the Memorial Day Parade is

 hosted by thetown but run by theAmerican Legion. Regardless of party affiliation, unless you are an

 elected official, you cannot walk the parade. It’s not a political event it’s about the veterans.

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**15. ADJOURNMENT**

MOTION made by Councilman Ruggiero to adjourn the meeting at 7:25 p.m. Motion seconded by

 Councilman LoBiondo. VOTE: Councilman Ruggiero – yes; Councilman Manley – absent; Councilman

 LoBiondo – yes; Councilman Politi – yes; Supervisor Piaquadio – yes. Motion passed: 4 yes; 0 no; 0

 abstain; 1 absent.

 *Meeting adjourned at 7:25 p.m.*

*Respectfully submitted,*

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 Lisa M. Vance Ayers Dawnmarie Busweiler

 Town Clerk Deputy Town Clerk