

A regular meeting of the City Council of the City of Newburgh was held on Tuesday, November 12, 2019 at 7:00 PM in the third floor Council Chambers at City Hall, 83 Broadway, Newburgh, NY.

Moment of Silence (Prayer)/ Momento de Silencio (Rezo)

Mayor Harvey asked for a Moment of Silence followed by the Pledge Allegiance.

Pledge of Allegiance/ Juramento a la Alianza

Roll Call/ Lista de Asistencia

Present: Mayor Harvey, presiding; Councilman Grice, Councilwoman Mejia (arrived at 7:54 p.m.), Councilwoman Monteverde, Councilwoman Rayford, Councilman Sklarz, Councilwoman Sofokles - 7

COMMUNICATIONS

Approval of the Minutes of the City Council Meeting on October 28, 2019

Councilwoman Rayford moved and Councilwoman Sofokles seconded.

Ayes: Grice, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 6

Carried

City Manager Update/ Gerente de la ciudad pone al día a la audiencia de los planes de cada departamento

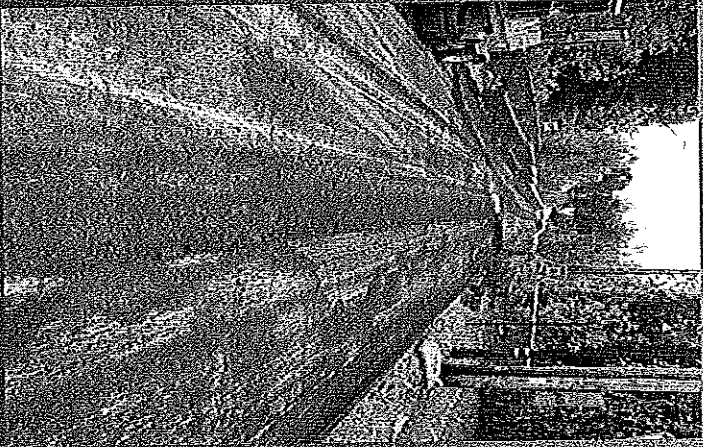


NEWBURGH NEW YORK

CITY MANAGER'S UPDATE

Newburgh City Council Meeting

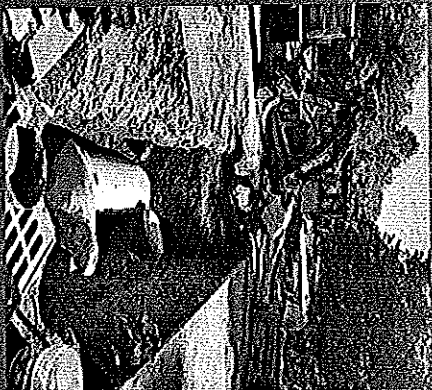
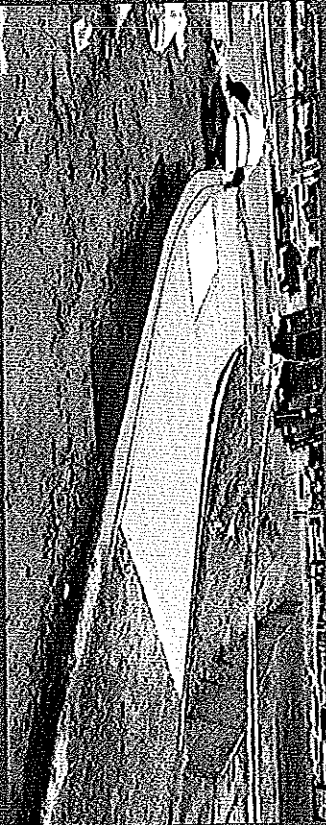
Tuesday, November 12, 2019



FALL PAVING - 2019
Little Britain Road, Old Little Britain Road
Lake Drive, Washington Terrace
Grove & Orchard Street(s)

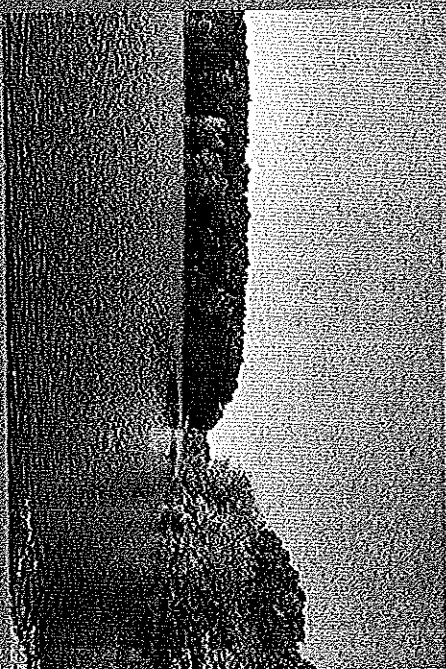
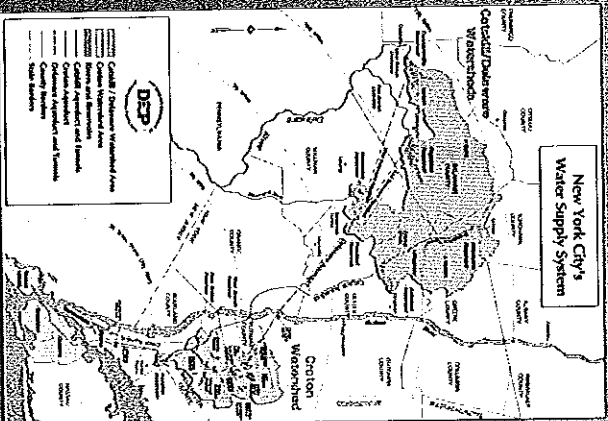
SPRING PAVING - 2019
Grand, Montgomery, Nicoll, Broad &
Clinton Street(s)

After roads were milled, we had to repair hundreds of catch basins, water valves, and manholes. Replaced sixty feet of storm sewer lines on Little Britain Road which collect storm water runoff. Completed critical ADA work.





WATER SUPPLY TRANSITION



- * CITY OF NEWBURGH HAS TEMPORARILY TRANSITIONED ITS SOURCE OF DRINKING WATER FROM THE CATSKILL AQUEDUCT TO BROWN'S POND.
- * THE CITY WILL REMAIN ON BROWN'S POND AS A SOURCE OF DRINKING WATER FOR AN ESTIMATED 10 WEEKS.
- * THE CITY OF NEWBURGH WILL ISSUE A NOTIFICATION IN JANUARY 2020 WHEN THE CATSKILL AQUEDUCT IS REACTIVATED.
- * BROWN'S POND LEVEL = FULL AND MONITORED HOURLY.
- * FULL PART 5 SAMPLING TAKEN ON BROWN'S POND.



ENGINEERING

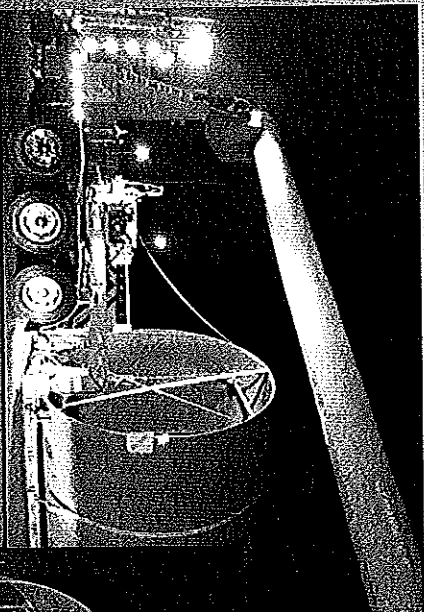
Smoke Testing of Sanitary Sewers



During November 12 and 13, the City of Newburgh will be conducting smoke testing of the sewer system near **Powell Ave., North St., Central Ave., Liberty St., Old Balmain Rd., Leroy Pl., Grand St., Rogers Pl. and Montgomery St.**

- The testing process involves blowing simulated smoke into the sewer lines to reveal places where storm and surface waters enter the sewer system.
- This smoke is NON-TOXIC, LEAVES NO RESIDUE AND CREATES NO FIRE HAZARD.

Steel pipe liner for NYCDEP's Delaware Aqueduct project



The City escorted the first steel pipe liner for NYCDEP's Delaware Aqueduct project through the City last month. The transport went as planned and it crossed safely under the overhead influent pipe to the City's wastewater treatment plant.





PLANNING & DEVELOPMENT



Neighborhood Development Task Force Meeting



Forming a Community Development Task Force

Topics:
City of Newburgh Government Code Enforcement
Housing Section Program
2019 Housing Laws

Wednesday, November 15, 2019

2:00 - 3:30 pm
Stakeholder Meeting
City Hall, 124 Grand Street
Newburgh, New York 12550
405-463-3000
405-463-3000
405-463-3000

The City of Newburgh will host a Neighborhood Development Task Force Meeting to update stakeholders and the public about initiatives and opportunities surrounding code enforcement efforts, heating season programs, and housing laws.

The meeting will be Wednesday, November 13, 2019, and has two programs. A Stakeholders Meeting will be 2:00pm-3:00pm at City Hall at 83 Broadway, followed by a Public Meeting at 6:30pm-8:00pm at the Newburgh Free Library at 124 Grand Street.

The Stakeholders Meeting is pertinent for people who work in related fields. The Public Meeting is ideal for the public to learn about opportunities available to them and will include a presentation about housing laws. Both sessions are open to all members of the public.



The City completed the 2016 In Rem process, taking the lowest amount of properties in recent memory. The City will begin actively marketing the 17 properties as soon as possible.

Year to date:
of properties approved for sale
(pending & closed): 35
\$ of property approved for sale
(pending & closed): \$1,556,325

Property ID	Address	Year Built	Area	Current Use	Proposed Use	Photo
1	123 Main St	1950	1,200 sq ft	Single-Family	Single-Family	
2	456 Elm St	1960	1,500 sq ft	Single-Family	Single-Family	
3	789 Oak St	1970	1,800 sq ft	Single-Family	Single-Family	
4	101 Pine St	1980	2,000 sq ft	Single-Family	Single-Family	
5	202 Birch St	1990	2,200 sq ft	Single-Family	Single-Family	
6	303 Cedar St	2000	2,500 sq ft	Single-Family	Single-Family	
7	404 Maple St	2010	2,800 sq ft	Single-Family	Single-Family	
8	505 Spruce St	2015	3,000 sq ft	Single-Family	Single-Family	
9	606 Willow St	2018	3,200 sq ft	Single-Family	Single-Family	
10	707 Ash St	2020	3,500 sq ft	Single-Family	Single-Family	
11	808 Hickory St	2022	3,800 sq ft	Single-Family	Single-Family	
12	909 Walnut St	2023	4,000 sq ft	Single-Family	Single-Family	
13	1010 Chestnut St	2024	4,200 sq ft	Single-Family	Single-Family	
14	1111 Sycamore St	2025	4,500 sq ft	Single-Family	Single-Family	
15	1212 Dogwood St	2026	4,800 sq ft	Single-Family	Single-Family	
16	1313 Magnolia St	2027	5,000 sq ft	Single-Family	Single-Family	
17	1414 Juniper St	2028	5,200 sq ft	Single-Family	Single-Family	



ADDITIONAL UPDATES



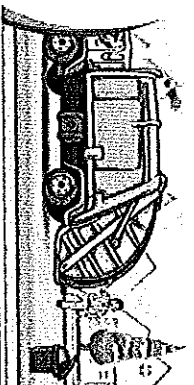
Fall Yard Cleanups

Disposal of leaves and brush for the fall is a free service offered every Wednesday. Arrangements must be made in advance by calling Sanitation at 845-565-1082 or DPW at 845-565-3297.

- Brush must be bundled and less than 50 lbs.
- Yard waste must be contained in clear or biodegradable bags.

November 2019 Sanitation Collection

Holiday Garbage Pickup Schedule

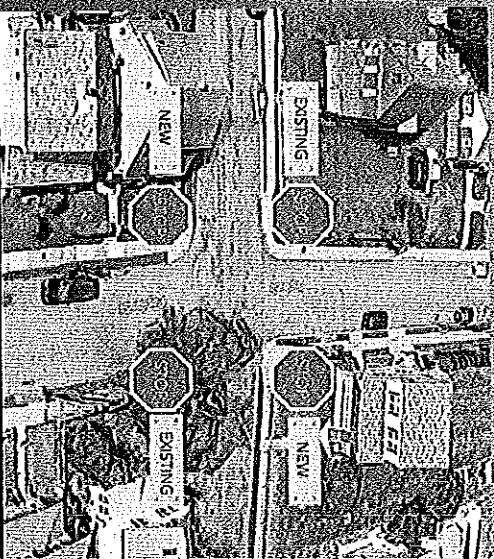


Due to Veteran's Day on Monday November 11th the sanitation collection for the Monday Sector was picked up on Tuesday, November 12th. The Tuesday Sector will be picked up on Wednesday November 13th. There will be no yard waste or bulk item pickup on Wednesday, November 13th.

City Hall and all Non-Emergency Departments will be closed for the Thanksgiving Holiday on November 28 & 29. There will be NO garbage collection on either day.



ADDITIONAL UPDATES



New STOP Signs on Fowler Avenue

The City of Newburgh will install additional stop signs on Fowler Avenue at the intersection of Poplar Street.

Stop signs are already present at the intersection on Poplar Street and this change will alter the intersection from a 2-way stop to a 4-way stop.

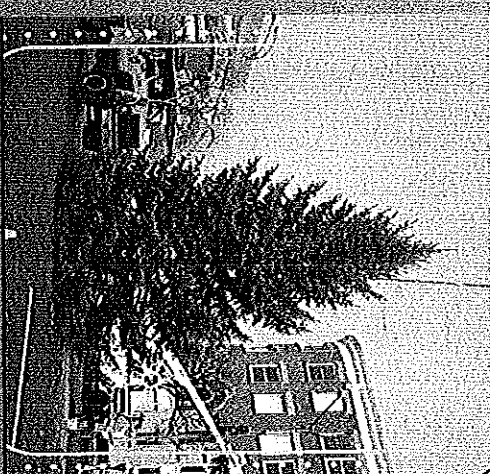


Quality of Life Sweep - November 18 - 22

DPW, PD, Codes, Water, Engineering and many others will be available and ready to take action.

November 22nd - Two dumpsters will be provided for disposal of unwanted, non-toxic, non-hazardous trash or debris.

Concerned citizens are invited to help clean any vacant or abandoned properties in the area.



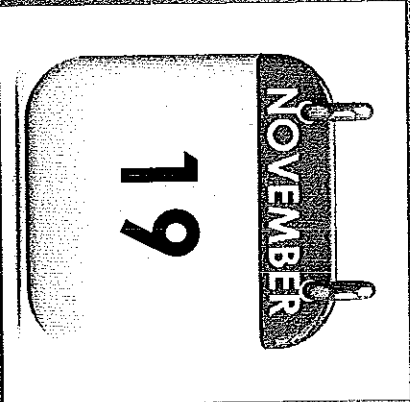
Christmas Tree Search

For more than 30 years, DPW has sought out, cut down, transported, and decorated a Christmas tree that set up outside City Hall.

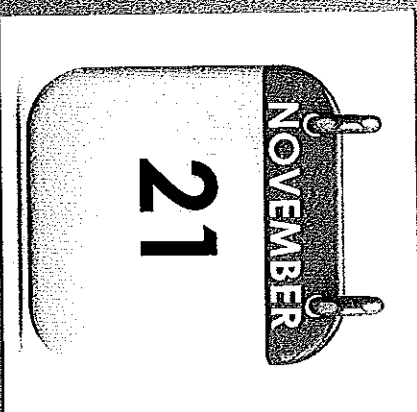
Anyone interested in donating a tree is encouraged to contact the Executive Office at City Hall: 845-569-7301



COUNCIL MEETING DATE CHANGES



The November 21st Council Work Session has been rescheduled and will be held on Tuesday, November 19, 2019 at 6:00 p.m. in the Council Chambers at City Hall



The November 25th regular Council meeting has been rescheduled and will be held on Thursday, November 21, 2019 at 7:00 p.m. at the Activity Center – 401 Washington Street, Newburgh, NY

Live stream will not be available for the Thursday, November 21, 2019 Regular Council Meeting at the Activity Center. The meeting will be video recorded and archived on the City of Newburgh's website.

PRESENTATIONS

Public hearing on proposed local law to exceed the property tax cap limit

Mayor Harvey called a public hearing that was advertised for this meeting to hear comments concerning a local law authorizing a property tax levy in excess of the limit established in General Municipal Law section 3-c.

Mayor Harvey noted that the Council Members, City Manager and Comptroller's Office have been working diligently since the second Tuesday in October when the City Manager's Proposed Budget for fiscal year 2020 came out. They have all been working hard to minimize the tax cap increase for homestead and non-homestead and he is proud of the work that has been done but now we want to hear from the public.

Julie Lyndell, First Street said she has been here in the City of Newburgh for seven years and she feels that the tax cap is really important. We have to have some safety for property owners and homeowners. She knows she is not alone but her taxes went from \$8,000.00 to \$14,000.00 this year which is impossible. How do you come up with \$7,000.00 more than you had last year? It's outrageous and we have nothing to protect us from these assessments that are going on. She knows someone whose assessment went up two hundred percent and hers went up seventy seven percent so there is no protection except for the tax cap. There are also some other places here that have not had a raise in their assessed value in ten years so the logic just isn't there. Her house didn't sell but another one on her street did so she feels that every time a house on your street gets sold you should get your taxes raised up to that sale price. This seems to happen only in the Historic District and it's not fair because the houses might look good on the outside but they are crumbling on the inside so people who buy those houses have to put a ton of money into them. She doesn't know what she is going to do so please consider this when deciding to raise the tax cap.

Mayor Harvey reminded everyone that as the numbers stand now we have a few different options. One is to actually decrease the tax -.24% for homesteaders and increase to 4% for non-homesteaders. That is one of the options the Council is considering now but because of the tax cap and the increase for the non-homesteaders we are considering a local law to exceed the tax cap for that reason. Just to give you an idea of where the numbers are right now.

Bill Conye, Town of Newburgh said he has a business here and owns property here as well. He shares what Julie was talking about that the tax cap is there for a reason. We need to send a message that we can manage our finances and stick to the tax cap so taxes shouldn't go up for either homestead or non-homestead. There is a direct correlation between sanitation fees, water, sewer and taxes with rents and these moves hurt everyone. On the Budget, there is still time to sharpen your pencils and figure out how we can get back to where we should be with no increases. He thinks the process could be more transparent and we have to get out of this one way monologue where we get our three or five minutes to speak but questions are never answered or rebutted. We knew that we had

problems last year so let's try to make it more open and get help from the public. Let's create our own destiny. When you look at Newburgh versus Beacon, Poughkeepsie, Kingston and Port Jervis we are twice what Beacon is. He is no expert but he looked at the Budget and sees surpluses in the Enterprise Fund being pushed into the General Fund in the amount of 2.4 million dollars. We are also going to raise water by 10% and sewer by 6% until 2024 and then an additional 7% in 2025. Sanitation went up 55% so we are all breaking at the seams. He also noticed that State Aid went down and he doesn't understand why but we keep getting the short end of the stick. We all have to pull together and turn this around because it can be done. If we go up on homestead or non-homestead it sends the message that we can't control our own destiny and finances. All around us we are seeing other municipalities that have reduced their taxes so what is so different about us? We need to figure that out. Everything we have been doing presumes there is no fat in this budget. It's either the taxpayers or fire and police but there has to be other ways.

Hannah Brooks, City of Newburgh said that assessed values have always been her thing. We all hear the formula that the assessed value of your home times your mill rate or tax rate is your bill. She wants to clarify how the assessed values which have been steadily climbing actually affect the mill rate so you are actually having our taxes go up tremendously on both sides of the formula. The tax levy is the big bowl of money that everyone in the City needs to chip in with to pay. That is the total amount of money we need. The way we figure out the mill rate is based upon the grand total assessed value of taxable properties. So you get the mill rate by dividing the total assessed value of all the real estate that is taxable in Newburgh and divide it into the levy that we need to come up with to get the mill rate. By raising assessed values you should be lowering the mill rate so why is the mill rate higher? Because the mill rate is also a reflection of the budget spending we need to come up with. That levy is being affected by budgetary spending so we need to cut out some of the line items. She looked closely at the tax rolls to see if there was any change and noted that in 2018 there were six thousand four hundred and ninety taxable parcels. In 2019, we went up by only four parcels. In addition, in between 2018 and 2019 holy exempt parcels went from four hundred and one to four hundred and six. When she went back to 2016 where we sold the sixty one properties, we had six thousand four hundred and seventy so we really only gained twenty four taxable properties in those years and we are not really getting anywhere with putting properties on the tax rolls. It's not going to happen fast enough so we have to cut the budget and the spending and it can't be supported by the taxpayers.

Caitlin Bows, said she has lived on Grand Street for five years and will be closing on a home on Forsythe on the 22nd. Before that she knew that taxes were going to increase based on the purchase price and what it was currently assessed at so she called the City Assessor and asked for the most honest number to have it factored into her closing costs so she would know what she will be paying. Now she is surprised to hear that a week before her closing her taxes are going to increase and they are not even in the house yet. It is very disheartening because she was born and raised here and she knows it's a wonderful community with potential. She could live in Cornwall for these taxes but she doesn't want to. You need to want to keep people like her here and you can't price us out. The price she was quoted was the top amount she was willing to pay and it is very scary as a new homebuyer to not know what she is going to be paying.

Rich Fracasse, Grand Avenue said that two years ago we talked about this situation and

we knew we were going to be here again. We cannot raise our taxes by 1%. We need development here and we don't need any more Churches. We have over four hundred Churches here that are not paying taxes and they have to help too. We are in a difficult spot and we cannot layoff Firemen, DPW or Police. We are in very bad shape and we begged two years ago to start with some development so you have to start now.

Tamara Rafkin, Courtney Avenue said she agrees with all of the comments made so far and feels the State put the tax cap in place to protect communities like we have in Newburgh. She knows they are working hard to find a solution and she would like to see more updates online. She wants to see the city fix its own *"broken windows"*. There are places all over this Budget that savings could be made. She is in favor of keeping all of our Police and Fire and if we have problems with the ShotSpotter system then they need to get on top of the software developers and the people who made that system to make it work. If we are already paying them they need to be on it. These are the problems that she is seeing. We are paying the electric company for taking care of the lights but no one stays on top of them to make sure the lights are working. The Police Department postage and office supplies was \$10,000.00 this year but there is \$25,000.00 allotted for next year so why is that higher? She would like to see more transparency and there needs to be more going through the Budget to clean house and find all of the missing dollars and cents to make up this difference. The sanitation and water all adds up. She chose to invest here as a single homeowner with a single income but taking care of the house and the sanitation increase has killed her. She doesn't even put out as much garbage as she is billed for because she is just one person. Other places have you pay for garbage by the bag and by what you put out instead of covering everybody else. She knows these are not easy systems to put into place but there are other options so there needs to be some outside of the box thinking going on to turn this around. We are all trying to help find other ways to share the responsibility.

Christie Amato, Grand Street said that after the last meeting there was discussion of economic development and a ten million dollar plan. She was involved in the waterfront property in the past and it requires a really heavy lift to make those parcels developable but we have two parcels that could be shovel ready which are Consolidated Iron and 2 Montgomery Street. As it has already been said, we all care a lot about this City and its future and this needs to be a larger thought out plan. There was a big Charrette done almost ten years ago that included a lot of people to come up with a plan to put something on those two sites and create some development. Just putting random parcels together doesn't help with planning. We are at a critical point in Newburgh's development and we have great opportunities so she asked that they talk to the public and those of us who are concerned about where we go in the future. This is not saying it needs to be one type of development or another but it needs to be net positive and it needs to include everyone. It is possible to create a beautiful plan that is sustainable into the future. Please don't present something to us that is just throwing spaghetti at the wall.

Tom Roberts, Central Avenue said he does not want to go over the tax cap and he is against having over four hundred Houses of Worship in this City. How do you get a license to have a Church? Are they just given out freely? He wants to know because all of the homeowners here are paying through the nose when the Churches and Colleges are not paying anything. They need to contribute something. Maybe we wouldn't be in this position if everyone here put something into the pot.

Mayor Harvey noted that they are working with Senator Skoufis and Assemblyman Jacobson on current legislation to work on something for payment in lieu of taxes for the larger not-for-profits. He has also asked our State representatives to help him legislate a 1% non-resident payroll tax for people who work in the City and take their salaries to other municipalities so they don't contribute to our economy.

Councilwoman Monteverde suggested they send out letters to Assemblyman Jacobson and Senator Skoufis as it might be helpful to push this along.

Mayor Harvey said that he doesn't think they are in favor of this because the State representatives represent constituents in other neighboring municipalities. We are the ones who are hurting the most because those other municipalities have Volunteer Firefighters and we pay our experts. We think it would be a good thing if you work in the City to pay one penny on every dollar so we don't have to lay off Firefighters or Police Officers because no one wants to do that.

Dawn, Foundry and Liberty Street said that at the last meeting she talked about the hope that is Newburgh and the hope that many people are seeing. We came here because we saw the potential here and what we are seeing tonight is active participation from the citizens of Newburgh. There are three elements of partnership and ways we can work together. The first is a partnership with the active citizens here and having people serve on advisory committees. Usually you have apathy at many of these meetings but tonight it's the opposite. People are engaged and concerned and they want to help and many have great ideas and experience. All that energy and brain power will lend to the issues that people have raised tonight about transparency. People want to help and see how they can help the Council do their jobs to keep the cap down at 2% and have an active viable city with no layoffs. The second thing in terms of partnership is how to raise the issue of taxable parcels. When you think about the fact that Newburgh has a large population with less than 65% taxable parcels and yet we have so many homes that are empty. What kind of partnership can we develop to actually bring people in to Newburgh to increase the tax and revenue base? There are programs where people are encouraged to come to places like Newburgh and develop and she thinks that if we had people engaged in this process we could bring people here and really increase the tax base. The third partnership is in terms of economic development. Lego Land is coming here and they are going to create hundreds if not thousands of jobs. They had a presentation at the New York Chamber of Commerce a few months ago that she attended but no one from Newburgh was there. A lot of people from Orange County were there but we need to have a plan and present something to these people saying that we are the closest municipality to Stewart so come look at Newburgh for housing. There is a whole plan that is being developed that Newburgh is not yet part of.

Mayor Harvey said that he doesn't want people to make the assumption that Newburgh is not in the conversation with regard to the development of Lego Land in Goshen because we are very aggressively involved as well as the capacity that will triple at the Woodbury Commons. We are very much at the table with both of those developments and we are aggressively developing a plan on those matters regarding transportation, employment, economic development and possible hotel conference centers. We are very much a part of it so if you don't see us please don't assume that we are not at the table.

There being no one else wishing to speak this public hearing was closed.

Public hearing on the proposed 2020 budget

Mayor Harvey called a public hearing that was advertised for this meeting to receive comments concerning the adoption of the 2020 budget for the City of Newburgh.

Cathy, City of Newburgh said she is a Town of Newburgh Police Officer and she support no layoffs from any department. In the thirteen years that she has lived here her property taxes have doubled and there is always the talk of laying off firemen, police and public works. For several years she couldn't even get the street plowed so she could go to work. Working next door and listening to the calls where many of them are working sixteen and twenty hour shifts and they never turn us away when we need back up. If you want to put in a hotel and a conference center and you are laying off police officers, how will you protect those guests? She has seen great things happen here and she loves it here but we also have to protect our residents and the City. We have to make it better than what people think it is and laying off public service is not the answer. There are fights on the streets and not enough cops to go to them. Fires will start breaking out and where will the fireman be when people starting using other means to keep warm because they don't have the money to pay their electric bill. She doesn't want to see fellow brothers and sisters get laid off because insurance will go up when they find out there is not enough public safety to keep us safe. So if insurance goes up, property taxes go up, water and sewer bills go up and we all feel the impact. Please find another way because it's getting hard to live here. If you want Police, Fire and DPW to live and work in the City then you have to make it affordable for them to live here.

Mayor Harvey said for clarification that the last comment was to not raise the taxes, don't exceed the tax cap and don't layoff anyone on public safety. The Comptroller put up different scenarios for the City Manager's Proposed Budget and one of the options was for a 39% increase in the tax levy if we layoff no public safety employees. Is that correct?

Todd Venning, City Comptroller said that was for illustrated purposes. It would have taken a 39% increase to keep everyone. He thinks that what some people are looking for is increases in our non-property tax revenues in order to have those revenues come into the City without increasing the property taxes but those revenues are not available right now.

Omari Shakur, 55 Liberty Street said a very serious thing is going on in our City. On Johnston Street by St. Mary's Church there used to be a plaque that read, "*City of Newburgh, Queen of the Hudson, All American City*" so what went wrong? Some of our seniors said that we were an All American City because everyone lived here and worked here so they had a vested interest and they cared about the streets and the houses. When Urban Renewal came through many people left but they kept the jobs. A lot of money has been drained from this City through salaries of people who don't live here. We will never fix Newburgh until we fix City Hall. We need to have the City Manager talk to our employees to see what we can do to bring them here. We are in a bad place right now so we need all hands on deck. Why would anyone want to bring a business here when most of the people who work here don't live here? That is where we begin to fix our city and understand what is wrong with our city. When you live here you won't just be here for your paycheck and you will put that extra mile in to make sure the streets are good and

safe because you live here and have a vested interest. If you don't want to live here you are part of the problem and you need to leave.

Bill Conye, City of Newburgh said it's hard to separate the 2% tax cap issue from the budget issue because they are tied together. Owners and taxpayers, homeowners and business owners are faced with two numbers that get multiplied together; the mill rate and the assessed value. A year ago he spoke to someone about all of the properties being reassessed because the taxes are going to go through the roof but the response he got was that it is good for us because it proves that you made a good investment. With real estate if the assessed value goes up and you don't lower the mill rate, it's going up. We can talk about the mill rate and the budget all day long but if there is a city wide evaluation next year and if it's anything like the one that took place this year it's going to go across all mixed use properties and multi-units and will be a huge tax burden. On the budget we have to get out of the taxes going up or the loss of municipal employees because all of that presumes that there is no fat in the budget. This is where the transparency issue comes in. When you are in an austere situation you go to all of your department heads and say you need 15% or 10% so figure it out and try not to fire anyone. Did we go to each department and ask? We get presented with a budget that is very thick and hard to figure out. We then get to speak about it and it's hard to schedule a meeting and have a public forum about it. He hasn't seen the Budget since the original one came out and all he knows is that we are up 4% on non-homestead and a little bit down on homestead so it's not a two way conversation. There has to be more fat in the Budget so sharpen the pencils and instead of the 2% cap let's go for zero.

Christie Amato, Grand Street, echoed an earlier comment that it's hard because everyone is trying to get residents to champion one side or the other. Do you want your taxes to go up or do you want to lose Police and Fire? She doesn't want either. As a resident she doesn't want to lose a single Fireman or Policeman and she doesn't want her taxes to go up. We get up and say the same things year after year and now they are starting to sink in. There needs to be another way to balance our Budget besides this every single year. In 2008, 2009 our city homestead levy rate was 6.644. The next year it went to 8.266, then 14.09, then 15.63, then 17.8, then 18.47, then 19.22, then 19.5, 19.6 and now we are at 19.7 versus who is making decisions about the future regarding economic development and where we are going as a community. Beacon started in 2008 at 5.3, then 5.8, then 7, then 7.5, then 8.4, 8.6, 8.7, 8.8, 8.6, 8.3, 8.2 and there current mill levy rate is 8.2 versus our 19.6. We both started in the same place and over the past ten years what is the difference? Economic development and decisions being made. We have said again as residents that we don't want to be here again next year with this same conversation. She wants her taxes to go down and she would like plenty of Police and Firemen so please do something.

Hannah Brooks, City of Newburgh said there are areas in the Budget where we can start to generate some revenue. We can look into the tipping fees, recycling, fees on municipal buildings and solar panels because we can't rely on those one time fixes. We can sit down with Police and Fire about the right staff and look at programs for the aging and the public. There might be some cuts there where we can share some of those with places like the Boys and Girls Club, Safe Harbors or other institutions where they are already providing these services. She doesn't know why Code Enforcement isn't finding the buildings that we see rotting before our eyes and they have been sitting there for ten or fifteen years. Are we going after those buildings aggressively? Also with fines, ticketing, etc. if you are going to look for that low hanging fruit at least see if the people we are

paying for are earning their salaries. Are we paying a \$50,000.00 salary to earn \$35,000.00 in ticket fines? With festivals and celebrations we can use the land that we own such as the Peoples Park and we should look hard at the abatements and pilots which are meant to be temporary measures to increase our sustainable structure not to be given as gifts year after year to the point we are subsidizing low income housing at the expense of home ownership. We could also monitor the parking lots as she understands we have muni meters that haven't yet been installed which could give us some parking revenue.

Martha White, 70 Johnes Street spoke about some other points on line items. There has been some back and forth about raises for administrative personnel and she doesn't understand how some people get raises and others are to be laid off. She read some of the amounts and said when she is mentioning raises it is not just the dollar amounts because you are also talking about having to increase what you put towards their retirement and increasing the number of payroll taxes you have to pay. She went through the general fund and there is a bit shy of one million dollars in pay raises, new or increased consulting fees and other services. *"Broadway School, \$25,000.00 for other services. Traffic Violations, \$3,000.00. City Manager, \$105,000.00 and other services again. Comptroller, \$173,000.00. Tax Collector, \$12,000.00. Assessments, \$9,000.00 and another fifty in other services. Property Management Maintenance, \$5,000.00"*. She knows that some of these amounts are small but think of how you do your household budget. *"City Clerk \$12,000.00.*

Corporation Counsel, \$17,000.00. Civil Service Commission, \$4,000.00. Engineering, \$13,000.00 and another five and a half in consulting. Municipal, \$23,000.00. Information Services, \$10,000.00. Traffic, \$7,000.00. Code Enforcement, \$126,000.00. DPW Administrative, Streets, Bridges and Garage, \$22,000.00. Snow removal, \$10,000.00 and other services. Parks, \$165,000.00 and \$6,000.00 in other services. Conservation Advisory Council, \$7,500.00 for consulting services. \$4,000.00 for tree planting and maintenance". We all like trees but maybe not next year. *"Delano Hitch Pool, \$10,000.00 and another \$34,000.00 for maintenance and supplies. Youth Services, \$5,000.00 and Planning \$5,000.00."* It's all the little stuff like this so she hopes they are all willing to do this deep dive and take a look at all of the numbers because there is fat to cut here.

Stephanie Roper, Town of Newburgh said she is a City of Newburgh Police Dispatcher and wanted to apologize to the City Manager because she didn't realize how difficult it must have been to present a Budget like that. She moved to the Town of Newburgh because of the taxes and it was cheaper for her to move there. She wanted the residents to know that the civilian dispatchers for Police and Fire are also part of DPW and Code Enforcement. We are CSEA so we are the ones who stay. We have many years here and we are cheaper to keep so she hopes they know how dedicated they are.

Mayor Harvey noted that the Council is unified on leaving them whole and they will look for funds in other areas.

Julie Lyndell, First Street said they are only proposing to balance the Budget on the backs of the Police and Fire or the taxpayers but there are other places to do it. Places where you don't need that much paper or envelopes. What are the police using so much paper and envelopes for? Perhaps they could publish a magazine to protect their jobs. Everyone needs to tighten up. She has incurred a huge doubling of her taxes and she doesn't even know if she could sell her home with these taxes. She knows there is a law on books that protects people when the City has overtaxed their property to a point where they are not

able to sell it and she is in that category with a number of other people who can't sell their house. Back in the day when everything was great and good and everyone was happy and thriving there were jobs and they could afford the taxes. We need to bring something here with jobs and she hasn't seen anything like that proposed. For the immediate moment let's have everybody give by cutting out the printing costs and new trucks. A lot of us here are prisoners now because we can't just sell and leave. It should be done equally and there are things that can be reduced so please consider that.

Mayor Harvey said it was proposed that the City Council get a raise in the original Proposed Budget but we have said that we are not going to get a raise and stay where we are. For the record this City Council has not had a raise in twenty seven years since 1992. *"We are looking at salaries and we started with us."*

There being no further comments this public hearing was closed.

COMMENTS FROM THE PUBLIC REGARDING AGENDA AND GENERAL MATTERS OF CITY BUSINESS

Bishop Terry Dorsey, Carson Avenue, said a Prayer.

Tom Roberts, Central Avenue would like to know why there is no progress on the property at 112 Broadway. Fences are up and no one has worked on it for months now. The inside has been exposed to rain, snow and wind and it still remains idle. We all have seen how much it costs for the City to demolish a building and clean the area. Is this going to be another thirty year project and will it be left to rot or will the City take action to prevent this from happening. We have some of the highest taxes around and now you want to raise our taxes more and increase our sanitation and water. Why is it so hard to live in this City? Many here contribute nothing and the rest are left paying the bills. Homeowners are getting tired of struggling so when do we get some relief and a break? He understands that the City has a lawsuit with the Federal Government and Stewart Airport on the PFOS and PFAS issue and the City is looking for a ten percent increase in our water bill.

Mayor Harvey said it was proposed but we are not going to.

There being no further comments this portion of the meeting was closed.

COMMENTS FROM THE COUNCIL REGARDING THE AGENDA AND GENERAL MATTERS OF CITY BUSINESS

Councilman Grice thanked everyone for coming out. When you think about City Council meetings years ago only a few people would come out and the City Council didn't show up for the Budget because they just rubber stamped what the City Manager proposed. People are putting out their passionate pleas which is a good sign because it shows that citizens are more engaged and he encouraged people to come out through his social media. He thinks there is some misunderstanding about how the Budget works and what the Council and departments are responsible for. We don't get that Budget until the second Monday in October and then we start working on it so we see it the same night as the public. All of the meetings we have regarding the Budget have to be done publicly and he has reached out to plenty of organizations and some of those people are in the audience tonight. We have also been working with our elected officials and the Council is united on being open for business and having a Hotel at the Consolidated Iron site. He missed the economic development forum but they are all aware of what was going on with that. Some of the other things people mentioned as far as revenue he agrees that code enforcement would be great and he thinks it is a little ironic that Code Enforcement falls under the Fire Department. When it comes to cutting the fat some of that is overtime which we have been looking at. The City wide assessment is not a threat but a state mandate. He congratulated Bob Sklarz, Mayor Harvey and Omari Shakur. He added that Hillary Rayford keeps him laughing and he is going to miss her but she has promised to stay active.

Councilwoman Mejia said she was late getting here but heard some of the comments. In regard to the tax cap she was the one who said we need it by law but agrees with a lot of people in the room that we shouldn't exceed it. On the comparison to Beacon, she echoes that and added that Beacon has a strong Mayor. When talking about comparison you also have to compare the structures of governance that are in place. Middletown has also done a lot with economic development but again they have a strong Mayor system. In terms of the overtime, it's part of everyone's business so we will always have a portion of overtime. Why can't we just staff accordingly and dwindle down the excess overtime and start putting in for the actual positions that would be required. Hopefully we will one day be able to make that decision. Maybe in 2020. In regard to the Police, she agrees that we need the people to enforce our laws so she is flexible on the ShotSpotter but she doesn't know why we have to pick one over the other. She is not in favor of the water rate increase. Even though we are not drinking from it our water is contaminated and dirty and until that is rectified she is going to push that we can't have those rate increases so we need to continue to put pressure on the State and the Federal Government. Unless we continue to stand up we will not be taken seriously when it comes to that so she is saying "no" on the water increase. We will just have to figure out how to do it differently.

Councilwoman Monteverde told Councilman Grice that she loves the fact that he is active on social media and he tries to break it down so that everyone understands. She said that they try to be transparent and this Budget is a working process. When they first got the Budget they were all in shock but they are bringing it down and they have a long way to go with cuts and overtime. She agrees with Councilwoman Mejia that we have to look at that and hold people accountable. Hold the heads of those departments accountable. Why can't they work with it? When we ask about it we get the run around like it's a big secret

so how does it work? She told the City Manager that she appreciates his report and wanted to point out that there is also a newsletter with a lot of information.

City Manager, Joseph Donat said that people can sign up to get the newsletter it and we can also post it to the Website.

Councilwoman Monteverde continued that there is a lot of good information in it and she appreciates it. We are trying to be transparent and get information out to everyone. We had a budget meeting last week which she thought was very helpful so we are looking at the numbers and trying to cut the fat.

Councilwoman Rayford said good morning because Newburgh is waking up. Over the past few years people have come to speak about economic development and we had developers try to come in to set up shop but some residents and business owners saw there were some flaws that weren't right so things didn't work out for the developers. To the developers out there she said we welcome you to come in and invest in our City. We want your business and we need you to come here so Newburgh can stay alive. On jobs for the residents here, she heard from former Mayor, Judy Kennedy that we want the best for our buck. Look around. Who has the jobs? Not the city residents. She knows a lot of City residents who are qualified and have degrees. If the distribution of jobs are not balanced, our City will continue to spiral down because you need people who live here that can work here. We also have a transportation problem here so the bottom line is that we have to take back our City. We had a City Manager who used favoritism. There were fifty people who lived here in the City of Newburgh that applied for a job and he didn't pick one. He chose someone who lived in Poughkeepsie.

Councilman Sklarz thanked everyone for coming out and he feels they are all overwhelmed with numbers. In regard to the 2% tax cap we are all facing, he feels we need the wiggle room but we can't go very far above it. Everyone talks about cutting the fat so we have been through every line of the Budget since it came out and there is not much more to cut but we have a couple more weeks to do it. One of the resolutions on for tonight is for almost 6.2 million dollars from the State to reimburse us for the water we will be drawing from the aqueduct. We are getting that money back which is a good thing but we are paying additional property taxes for the improvements we had to make on our water filtration system. These are ongoing expenses that we will have to pay through the years because someone polluted Washington Lake. As time goes on we have to continue to hold those accountable and keep our eye on the ball. Never take water from Washington Lake

Councilwoman Sofokles agrees with everything already said except that the City needs a strong City Manager which we have now. Like Councilman Grice said earlier, years ago not many people attended these meetings so the fact that we have so many interested people now says a lot. You can't compare us with Beacon because they don't have the not-for-profits that we have which is what we are facing a problem with. They took \$900,000.00 worth of properties off the tax rolls. Many things have happened over the years that we are trying to straighten out. She is not going to vote for a Budget that lays off Police and Fire because you can't be without your services. She also understands the need for the overtime because if we lay them off there will be more overtime so it makes no sense. You have to give us a chance because we are working on things that have been neglected for many years. We are trying to do the right thing. On the assessed values, she was on the Assessment Review Board for fourteen years and they only approved one Church so she

wants to look into that a little bit more. A lot of the Churches in this City are on rented properties that are paying taxes. Give us a chance because we are still working on things and we have gotten it down a lot. She trusts this Comptroller and City Manager but didn't trust the prior ones because when we started asking questions last year they resigned. She believes that things are going to change in the next year and she thinks we can cut a little bit more out of the Budget to make things better so please have a little patience.

Mayor Harvey thanked everyone who came out tonight and spoke because every single word shared is being thought of. Councilman Grice said it best because there was a time when people didn't come out to the meetings and didn't speak up but everyone is passionate about their point of view which he respects and appreciates. It really does take all hands on deck and as Councilwoman Sofokles said we are talking about decades of neglect and people robbing this City. That is the only reason why he ran for City Council. He wanted to get on the City Council to figure out why the taxes keep going up and how he could be part of the solution. We are working through the night and we have a strong team here that can make a positive difference. Someone said at a prior Council meeting that these are growing pains and we have to go through them to turn this City around and keep moving in the right direction. Public safety and economic development are our number one priorities. We know we can't move forward and revitalize if we don't have the economic development and get tax ratables with meaningful employment. We also have to look at these payments in lieu of taxes and not-for-profits to see if they can contribute to our fees.

There being no further comments this portion of the meeting was closed.

Mayor Harvey said there was a request by the City Manager to address some of the items that were discussed regarding the Budget. In good faith the Police and Fire Departments came forward with reductions and things they want to forgo in their departments to help us minimize the cuts. He definitely agrees with that and said that the Police Department total is at almost half a million.

City Manager, Joseph Donat said they are trying to gauge the interest of the Council on some of those items.

Mayor Harvey believes that the only point of contention for the Council was the ShotSpotter so if we could get a straw pull on who would agree to that. He agrees with the Police Department suggestion to forego the ShotSpotter for 2020 until we can figure out some grant funding or other ways to pay for that.

Councilman Grice said he wanted to keep ShotSpotter. With a seventy percent accuracy rate his concern is that if we let it go we won't be able to use CDBG funds to start that over again. As of right now he would like to keep ShotSpotter.

Councilwoman Mejia said it's the ninth hour and if that money allocated is not going to save any positions then what are we doing? She needs clarification on that. We are talking about taking away technology that costs \$200,000.00 but if that money has to go to other things before it goes to staffing then why take out ShotSpotter?

Todd Venning, City Comptroller said that is correct. There are a number of items that affect the Budget daily so it is a work in progress. The Budget review was just completed and the budget letter will be issued on the 15th so we will have to make updates with that. We also met with State Civil Service to make updates with that as well and whenever these changes happen they affect the revenues or expenditures and throw us out of balance. From the time we present the Manager's Proposed Budget until the Budget is adopted we are constantly being thrown in and out of balance and have to rebalance the Budget. Some of the items will put the fund back in balance and then go to positions.

Councilwoman Mejia said she is in favor of cutting ShotSpotter if it saves Policemen. If not, then no.

Councilwoman Monteverde said that after the report last week it was interesting to find out that it is 65% accurate most of the time. Someone talked about looking into the software but if the money is going to go back into the Budget then she thinks we can put it on hold for a year and look for a source of funding to bring it back in 2021.

Councilwoman Rayford said she asked three years ago when it was presented to the Council how we were going to pay for this. It sounded good and people said we needed it but her vote would be to get rid of it.

Councilman Sklarz agrees to put it on hold for 2020 and look for funding later.

Councilwoman Sofokles said she wants to make sure that if we get rid of ShotSpotter it will save Officers. She was under the impression that Shotspotter was 64% inaccurate but maybe she is mistaken. She is not saying that it's not a good tool but we need guys to respond.

Mayor Harvey said the majority of us would prefer foregoing ShotSpotter for 2020. He believes that they are all in agreement with the other point reductions for the Police Department but if someone objects please speak up. The other point of contention is with regard to the water increase and he is not in favor of a ten percent water increase. Water, Sewer and Sanitation are Enterprise Funds and everyone needs to be aware that they are supposed to function independent of our General Fund and our Budget. They are supposed to pay for themselves and be solvent so the recommendation is to have a ten percent increase in the water so it can remain solvent and not be in a deficit. His suggestion is that we do an increase but for only five percent instead of ten percent. We had to do an increase in sanitation because it was functioning at a deficit since 2015 and we hadn't raised the sanitation fees in twelve years. The comments and feedback from the public was that it would have been better if those increases came in small increments and we all agree with that. We are all homeowners on the City Council so we all pay the taxes, sanitation, sewer and water bills too. We should do a five percent increase, which is a smaller increment and then between now and 2024 we can continue to do what we need to do. What a lot of people don't realize is that the fees we have to pay increase annually when we talk about salary increases with people in bargaining units as well as health cost increases and benefits every year. We have to keep the Budget in balance so he recommends that we do a five percent increase instead of a ten percent increase.

Councilman Grice said he needs to know what that number looks like with a five percent increase. Does that get us to where we need to be with that deficit?

Todd Venning, City Comptroller said that unlike the Sanitation Fund the Water Fund is not currently in a deficit. Our 2018 financial statements were posted today and the Water Fund ended 2018 with a positive \$19,000.00, which means it's positive but it's in danger of running a deficit possibly in 2019 and definitely in 2020. When the Budget was done against the expenses which are completely bare bones, the original increase was going to be twenty four percent. When you have a fund that's not in a deficit you don't have to do that to the rate payers so we proposed a ten percent increase instead of twenty four. We can run it as a five percent increase but the appropriation to fund balance will just be greater for this year. That's something we can do this year but we can't do that every year going forward or the fund balance will eventually be depleted.

Councilman Grice asked what that rate increase will look like for next year.

Todd Venning, City Comptroller said that the 2020 Budget has a rate study proposed and we are hoping to do that to get more expert numbers on where those rates should be but it will definitely be a rate increase for next year. This year you are doing part of the rate increase with the fund balance which means that next year's rate increase is going to come off of a larger base.

Councilman Grice said he agrees with 5% increase.

Councilman Sklarz asked where is the money coming from?

Mr. Venning said it's coming from the fund balance. We have a savings account which is the fund balance but with sanitation the fund balance was negative so we had no choice but to raise the fees so high or no one would get services in 2020. The Water Fund is a savings account and we can offset the impact to the public by pulling from the fund balance this year because it is positive but in future years, as we are still battling the increased property taxes and any litigation like what was discussed earlier, we are going to have to account for those rate increases.

Councilwoman Mejia said she is going to be a "no" on this. When you talk about mutual aid, she wants to make the public aware that New Windsor hit us with an increase in the assessment value for a filtration plant that we are not going to use because our water is contaminated. On top of that we need to have a conversation about mutual aid because if we are a community and we are helping each other out, how can you increase my assessment on a filtration plant that contaminated my community? So now we are supposed to vote on a ten percent increase? No she is not going to do it because it is not in danger this year. We need to handle this water issue differently and if the State needs to step in because we will be in a deficit then Cuomo needs to do something about this water contamination. Her PFOS levels, her family's PFOS levels and the community's PFOS levels are way too high for this increase.

Mayor Harvey said just like they are all passionate about speaking up and out at the City Council meetings in Newburgh we all need to organize because our water plant is partially in the Town of Newburgh and partially in the Town of New Windsor. The Town of Newburgh does not levy a tax against the City of Newburgh but the Town of New Windsor

charges a tax which just increased. New York State built our twenty five million dollar carbon filtration system which we do use for our Brown's Pond water and any water that we drink. We need to organize and go to their Town Council and ask the Town of New Windsor why they are charging us for our water property when the Town of Newburgh doesn't. We just had an election and Mr. George Meyers was elected in the Town of New Windsor and he seems to be in favor of working with us so hopefully we can get some results. That's fat in our Budget. We pay the Newburgh Enlarged City School District, the Town of Cornwall School District and the Town of new Windsor taxes but we are a city municipality. \$600,000.00 the City pays which is in our Budget. How do they levy a tax on us when they use our services? Our firefighters go to neighboring towns for mutual aid because they are experts and they are well trained. Cornwall, New Windsor and the Town of Newburgh have volunteer firefighters and four of our guys are out because of the fire at Verla International but is the Town of New Windsor throwing any money toward that? We have to bring the fight to New Windsor and the school districts.

Councilwoman Monteverde said she agrees with Councilwoman Mejia to put it off until next year. She hates to kick the can down the road but it's ridiculous. We have to do something to address this. We have a lawsuit and we should go after New Windsor so she is a "no".

Councilwoman Rayford asked if our sewage went up last year 4%.

Michelle Kelson, Corporation Counsel responded that the sewer was increased by 4%

Councilwoman Rayford said her answer is "no."

Councilman Sklarz said he needs some clarification. We are paying for water treatment so if Washington Lake was never polluted would our fund balance be in the same place it is now if PFOS never existed?

Todd Venning, City Comptroller said that this fund pays for the entire operation.

Michelle Kelson, Corporation Counsel said that raw water that comes from Washington Lake or Brown's Pond doesn't cost the city any additional funding because we own it. The Water Fund supports the treatment of the water from raw water to finished water. Water comes out of the source and goes through the system where it gets treated and then finished water comes out of your tap so there are costs associated with treatment and distribution of that water.

Mayor Harvey wants to make it clear because it sounds good to say no we aren't going up on the water fees but look at the alternative. If we don't get support and we keep the water fee flat then next year we will definitely have to go up and it's going to be big like the sanitation fee. That's the alternative because water, sewer and sanitation have to be solvent and they have to pay for themselves.

Mr. Venning said that the rate increase to close the gap in the Water Fund for the 2020 Budget is 24%. The Manager's Proposed Budget proposed an increase of 10% with the remaining 14% to be appropriated from the Fund Balance. If you choose to do a zero percent increase and appropriate the entire \$900,000.00 deficit from the Fund Balance, not

only are you reducing thirty percent of the unreserved fund balance from water then next year we start with a minimum of a 24% increase from this year plus anything that goes up. Right now there is a 24% gap and we are utilizing Fund Balance to cover 14% and there is a propose 10% increase. If we drop to a 5% increase we will only have to appropriate 22% of the Fund Balance and next year there will still be an increase. If the Council votes for a zero percent increase, you will pay nothing this year and we are starting out of the gate next year at 24% plus whatever New York State or any expense goes up by.

Mayor Harvey said that's why he recommended a 5% increase instead of a 10% increase and if we do that then next year we know an increase is coming but it's not as large and we have a chance to work at this study that is going to be done in 2020 for the water rates. If we say no and we don't agree to raise the water fees 5%, then again the alternative is that we are going to be in trouble next year like we were with sanitation.

Councilman Grice said he was agreeing with Mayor Harvey because if it's a 5% increase then we have the opportunity for those larger nonprofits and outsiders to recoup some of those funds from them.

Councilman Sklarz said he agrees with the 5% approach.

Councilwoman Sofokles feels that they don't have a choice but to go with the 5%. What is it in dollars and cents to a taxpayer? It helps to understand better if it's in dollars and cents.

Michelle Kelson, Corporation Counsel said that the 10% increase per the 1000 gallon rate for the average property owner with a 5/8 inch main would go from \$6.13 to \$6.74. Your quarterly rate if you are inside the City would go from \$36.76 to \$40.44 per quarter. If you are going to reduce that by half it will probably go from \$6.13 to \$6.30 per 1000 gallons and from \$36.76 to \$38.00 per quarter. When you have a 5/8 inch main you get a maximum allowed of 6000 gallons. In 2013 it used to be that the maximum allowed was 9000 gallons for anyone with a 5/8 inch main and when the rates were proposed to increase one of the residents suggested that we incentivize conservation. So the in City water users who conserve and use a lower maximum gallons their bills would be lower. If you exceed the maximum gallons then you get charged per that overage.

Councilwoman Sofokles said that basically the most it could be per homeowner per quarter is \$40.00 so it's about a \$4.00 increase for the 10%.

Councilman Grice agrees with what some people were saying about looking at this Budget process and getting more participatory budgeting. If this fee goes us up we are also charging out of city people who use our water services.

Michelle Kelson, Corporation Counsel said that we do have properties outside of the City that are connected to our water and sewer systems and their rates are higher. The larger the water service line the higher the rate is so the commercial water users will pay more. Your tax exempt properties like educational and religious institutions pay user fees. We are able to charge those people who are actively using the system based on the amounts they use. That's why the Enterprise Systems are more equitable than the systems we have in place that apply to the General Fund. The General Fund for the most part is supported by the real property tax. That is a convention of New York State Law and it has to be

changed at the State level.

Mayor Harvey believes he has a 4-3 count.

City Manager, Joseph Donat said that there have been a number of personnel changes at DPW mainly on the building and maintenance property lines and they are looking to elevate current employees to fill those gaps.

Councilman Grice said he is having a hard time understanding the Police layoffs. He doesn't understand how it works structurally.

Mayor Harvey said that those layoffs should be across the board evenly as opposed to laying off more Sergeants than Lieutenants. He is in agreement with the reductions that DPW made. He thought they were some great suggestions and they should all be in consensus on that.

Councilman Grice said he is not sure what Mr. Garrison suggested.

George Garrison, DPW Superintendent said there are two individuals that are doing our ADA and concrete sidewalk work and they are working out of title. If they don't get this they will get paid out of title pay which is more money so he is trying to keep the work going and support them with what they are doing.

Councilman Grice said he is in agreement with the rest of the suggestions.

Councilwoman Monteverde said it's her understanding that if we do the staffing analysis audit that it's at no cost.

Joseph Donat, City Manager said that if the Council wishes he can speak with the New York State Comptroller's Office at no cost to the City.

Mayor Harvey said if we can get that Operational Audit through the New York State Comptroller's Office at no cost then we are all in agreeance. If there are any changes with that status or that probability then we would look to re-appropriate funds in the budget to make that Operational Audit happen but if we can do it for free, let's do it.

There being no further discussion this portion of the meeting was closed.

CITY MANAGER'S REPORT

Resolution No. 277 - 2019 - Plaque installation honoring Elaine "Kiki" Hayden

Councilwoman Sofokles said she spoke with the ladies who presented the plaque and she suggested instead of putting it in City Hall that it should be put in the Shelter House at Downing Park and they agreed.

Michelle Kelson, Corporation Counsel said that the Council will have to amend the resolution.

Councilman Grice said that Kiki has done so much for the City of Newburgh so he is open to either location.

Councilwoman Mejia said that she would support the change.

Ms. Kelson recommended that they convert Councilwoman Sofokles's suggestion into a motion to amend the resolution

Councilwoman Rayford moved and Councilman Grice seconded that the resolution be amended.

**Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey – 7
Carried**

Councilwoman Rayford moved and Councilman Grice seconded.

**Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted**

Resolution No. 278 - 2019 - Award of Bid for Recycle Well Pumps for the WWTP

Councilwoman Rayford moved and Councilman Grice seconded.

**Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted**

Resolution No. 279 - 2019 - PKF O'Connor Davies, LLP Engagement Letter

Councilwoman Rayford moved and Councilman Grice seconded.

**Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted**

Resolution No. 280 - 2019 - Rescheduling the Second Work Session and Second Regular Meeting of November 2019

Councilman Sklarz moved and Councilwoman Sofokles seconded.

**Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted**

Resolution No. 281 - 2019 - 373 Third Street - partial release of covenants

Councilwoman Rayford moved and Councilwoman Sofokles seconded.

Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted

Resolution No. 282 - 2019 - Authorizing the City of Newburgh to Accept the Five Year Consolidated Plan, Fiscal Year 2020 Annual Action Plan and Direct Staff to Submit such Documents to the United States Department of Housing and Urban Development

Councilwoman Rayford moved and Councilman Grice seconded.
Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted

Resolution No. 283 - 2019 - Hudson River Greenway Community Grant

Councilwoman Rayford moved and Councilman Grice seconded.
Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted

Resolution No. 284 - 2019 - Catskill Aqueduct water reimbursement contract

Councilwoman Rayford moved and Councilman Sklarz seconded.
Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted

Resolution No. 285 - 2019 - Supporting Joint Comments of Scenic Hudson, et al. (Danskammer Energy, LLC Article 10 Application)

Councilman Harvey asked for some clarification on this resolution. He wants to make sure that supporting this resolution does not preclude or exclude us from Article 10.

Michelle Kelson, Corporation Counsel said that this is part of the Article 10 process. Scenic Hudson, Riverkeeper, Inc., Natural Resources Defense Counsel and Hudson Valley Sloop Clearwater in the City of Beacon and the City of Newburgh all partnered with their intervenor funding to hire consultants to address the application that was submitted by Danskammer under the Article 10 process. Those environmental agencies submitted a comment letter addressing all of the shortcomings and other items that they felt needed to be further addressed in that application so the environmental agencies in the City of Beacon are asking for the City of Newburgh to sign on to those comments and support them as they have been submitted to the Public Service Commission.

Councilwoman Rayford moved and Councilwoman Sofokles seconded.
Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted

Resolution No. 286 - 2019 - Scheduling a public hearing regarding an ordinance amending Section 163-1 to increase water rates

Councilwoman Rayford moved and Councilman Grice seconded.
Ayes: Grice, Mejia, Monteverde, Rayford, Sklarz, Sofokles, Harvey - 7
Adopted

NEW BUSINESS

There was no new business to discuss.

OLD BUSINESS

Councilwoman Rayford said that when we talk about accountability and transparency, two years ago we had someone take an oath to become our Police Chief who said he was going to move to the City of Newburgh. Did that happen yet?

Michelle Kelson, Corporation Counsel said that the Council adopted amendments.

Councilwoman Rayford said that was after.

Ms. Kelson said it was before.

Councilwoman Rayford said it was after. He was supposed to have been here and he doesn't fit that category.

Michelle Kelson, Corporation Counsel said he does qualify for the exemption.

Councilwoman Rayford asked how he qualifies when he took an oath. What happened? She would like to see the Chief's attendance too. She watched the discussion about the Audit at the Work Session and she understands about the Forensic Audit which has changed to an Operational Audit. She would like to have the former Manager's and attorney's positions audited too.

Mayor Harvey said that after meeting and consulting with O'Connor Davies they were told that an Operational Audit is appropriate once we have identified the departments particularly public safety because we believe overtime has been abused. With an Operational budget from the State Comptroller's office they will pick through it with a fine toothed comb. They will do a staffing analysis and look at the shifts to see who is getting the overtime and who is not. He has had conversations with that office and they are going to get to the bottom of it. We will also have a conversation, hopefully in 2020, about what it would take to create a Regional Fire Department. Since our Firefighters are acting and performing like Regional Firefighters then let the County pay their salaries and take that fat out of our Budget. Let the County fund the salaries, health insurance and benefits so when someone gets hurt in another municipality, the County can pay the three fourths of their salaries for those who are hurt or on disability. The County would take up those costs as opposed to the City and the taxpayers. He told Councilwoman Rayford that the crazy part about that is that in theory we function as our own City Fire Department but in all practicality we are servicing all of these other neighboring municipalities which means they are Regional Firefighters. To add insult to injury the County would throw us Grants with no city match to create a Rapid Response Team out of our Firefighters and have them trained. We all thought that was awesome because our Firefighters were being trained for free but the cost is that if you create a Rapid Response Team with County funding and Grant money then when something happens in a neighboring municipality who is going to be expected to go? Our guys.

There being no further old business to discuss this portion of the meeting was closed.

FURTHER COMMENTS FROM THE COUNCIL

Councilman Grice said he is proud of our Mayor and this Council because we are working hard to bring a certain level of professionalism and intelligence to get this work done. He appreciates the people in the community who have reached out and given their comments.

Councilwoman Mejia thanked everyone for coming and reminded them to check the calendar for the revised meeting schedule. The story on the front cover of the Times Herald Record today was about the Dreamers and DACA recipients. There are a lot of DACA recipients here in the City of Newburgh who are our neighbors, friends and care takers and she feels that dark days are coming with that. They are active residents of our City who came when they were children so this is an action item we will have to focus on heavily next year because if they are no longer in our community there will be a huge vacuum in this City. She noted that she is going to let her time on the clock run out because she feels it is important to hold that space that we are here to stay. She added that she appreciates everyone at this table.

Councilwoman Monteverde said it was a powerful article and she has worked with Ms. Morales who was the DACA person interviewed. She has managed to accomplish many things after coming here as a young girl so she thanked Councilwoman Mejia for reminding us of that. She thanked everyone for coming and she appreciates their comments. Get home safe.

Councilwoman Rayford thanked everyone for coming tonight and staying. She said if we are going to take ShotSpotter away then we must invest in our youth. We have to have some sort of youth engagement so gangs will cease and homelessness will diminish. We do have a CDBG Grant for the City of Newburgh and she would like for some of that funding to be invested in our youth. We need a youth center not only in the west end but also in the east end and the heights. She has been working in the school district for fifteen years but worked with Special Ed this year and some of these third grade children are homeless and hungry so we have to invest in our youth. Although she is exiting she is not done because she lives here and when people talk bad about Newburgh she gets offended so she will fight for Newburgh and all of us like she has and hopes that someone will be listening. She thanked everyone and said that they mean the world to her and she will do anything to help.

Councilman Sklarz said that during the water and sewer conversation some comments were made by the public so if we could incorporate that into our discussions on a regular basis he thinks it would be helpful to do in the future.

Councilwoman Sofokles agrees with what Councilman Sklarz just said. She noted that she will not support demoting any police officers. They work too hard so how can you give them a promotion and then take it away? We have to find another way because she will not support it.

Mayor Harvey thanked everyone for coming out and he echoed some of the sentiments made by Councilwoman Mejia because Supreme Court will decide on the DACA residents who are here. President Obama put this in place for those who were brought here as children and who have been law abiding, productive citizens and they are well educated professionals who are adding to our nation's beauty. He was listening to the report before coming to the meeting and people are hoping that Chief Justice John Roberts will do what he did in a previous decision regarding immigration and side with those to be compassionate about the Dreamers who are here. He heard, however, that they are leaning toward supporting Trump's decision on the Dreamers and if that happens there will be a lot of problems and it's going to be a sad day in America. He added that a Thanksgiving meal will be served on November 28th from 1:00 p.m. to 5:00 p.m. here at the Activity Center given by Mt. Carmel Church.

ADJOURNMENT

There being no further business to come before the Council the meeting adjourned at 10:00 p.m.

**LORENE VITEK
CITY CLERK**

RESOLUTION NO.: 277 - 2019

OF

NOVEMBER 12, 2019

A RESOLUTION AUTHORIZING THE INSTALLATION OF A MEMORIAL PLAQUE
IN HONOR OF ELAINE "KIKI" HAYDEN

WHEREAS, Elaine "Kiki" Hayden was born and raised in her beloved city of Newburgh, the youngest girl in a family of eight, and was elected as the very first female to be a Senior class president at Newburgh Free Academy; and

WHEREAS, Kiki joined John J. Lease Realtors in 1971 and was honored over and over again for being a top sales associate in all of Orange County, winning the Gold Excellence Award for Realtors many times; and

WHEREAS, Kiki had a motto "You must give to the community in which you live" (Marion, 2005) and her service in the community was evident early on as she served on the Newburgh Day Nursery Board, the YWCA board of directors and as YWCA board President in addition to serving as a Trustee for many years and in 1966 honored as "YWCA Woman of the Year"; and

WHEREAS, Kiki has also earned recognition for her unending love and devotion to the City of Newburgh having been bestowed with the Key to the City and the Newburgh Woman of the Year Award and also was honored by the Downing Park Planning Committee, Newburgh Republican Committee, Woman of the Year (2005) and Honoree Award from the Orange County Human Rights Commission; and

WHEREAS, Kiki's tremendous dedication to her community included serving on the board of the Greater Newburgh Symphony Orchestra, being a founding member of the Newburgh Chamber Music Group, serving as President of the Downing Park Planning Committee and the Advisory Board of the St. Luke's Hospital Foundation, and volunteering at Fishes and Loaves, and most recently serving as president of the Trestle Committee and as vice president of Trestle Inc.; and

WHEREAS, it is fitting and appropriate that Kiki's life and community service be permanently memorialized by the City of Newburgh to serve as a reminder of the selfless principles she represented;

NOW, THEREFORE, BE IT RESOLVED, that it is fitting to pause in our deliberations and honor Elaine "Kiki" Hayden by accepting and authorizing the installation of a plaque in her memory in the Shelter House located within Downing Park representing this Council's respect, admiration, appreciation and love for Kiki and her myriad contributions to Newburgh.

RESOLUTION NO.: 278 - 2019

OF

NOVEMBER 12, 2019

A RESOLUTION AUTHORIZING THE CITY MANAGER TO AWARD BID #23.19
TO DAVE HEINER ASSOCIATES, INC. FOR
THE LUMP SUM TOTAL AMOUNT OF \$19,644.00 FOR
THE PURCHASE AND DELIVERY OF TWO (2) RECYCLE WELL PUMPS FOR
THE WASTEWATER TREATMENT PLANT

WHEREAS, the City of Newburgh has duly advertised for bids for the purchase and delivery of two recycle well pumps for the City of Newburgh Wastewater Treatment Plant; and

WHEREAS, the bids have been duly received and opened and Dave Heiner Associates, Inc. is the low bidder; and

WHEREAS, the funding for the purchase and delivery of the recycle well pumps shall be derived from G.8130.0200;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York that the bid for the purchase and delivery of two (2) recycle well pumps for the Wastewater Treatment Plant be and it hereby is awarded to Dave Heiner Associates, Inc., for the lump sum total \$19,644.00, and that the City Manager be and he is hereby authorized to enter into a contract for such work in this amount.

RESOLUTION NO.: 279 - 2019

OF

NOVEMBER 12, 2019

A RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE A LETTER AGREEMENT BETWEEN THE CITY OF NEWBURGH
AND THE FIRM OF PKF O'CONNOR DAVIES, LLP FOR AUDITING SERVICES FOR
FISCAL YEAR ENDING DECEMBER 31, 2019 FOR THE PRICE OF \$86,000.00

WHEREAS, the firm of O'Connor Davies, LLP has worked diligently in connection with the preparation of the City of Newburgh auditing for fiscal years ending December 31, 2011, 2012, 2013, 2014, 2015, 2016, 2017 and 2018; and

WHEREAS, based on experience and work history the Comptroller has recommended that the firm of PKF O'Connor Davies, LLP be retained for fiscal year ending December 31, 2019; and

WHEREAS, this Council has reviewed the letter agreement attached hereto and has determined it to be in the best interests of the City to enter into the same;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York that the City Manager be and he is hereby authorized to enter into a letter agreement with the firm of PKF O'Connor Davies, LLP for auditing services for the fiscal year ending December 31, 2019 for the price of \$86,000.00.

RESOLUTION NO.: 280 -2019

OF

NOVEMBER 12, 2019

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWBURGH
RESCHEDULING THE SECOND WORK SESSION AND
SECOND REGULAR MEETING OF NOVEMBER 2019

BE IT RESOLVED, by the Council of the City of Newburgh, New York that a pursuant to City Charter Section C4.01(E) that the second work session of Thursday, November 21, 2019 be and hereby is rescheduled to Tuesday, November 19, 2019 and the second regular meeting of Monday, November 25, 2019 be and hereby is rescheduled to Thursday, November 21, 2019.

RESOLUTION NO.: 281-2019

OF

NOVEMBER 12, 2019

A RESOLUTION AUTHORIZING THE EXECUTION
OF A PARTIAL RELEASE OF RESTRICTIVE COVENANTS AND RIGHT OF RE-ENTRY
FROM A DEED ISSUED TO BEATRICE LORENZETTI AND WALKER ADAMS TO THE
PREMISES KNOWN AS 373 THIRD STREET (SECTION 21, BLOCK 1, LOT 4)

WHEREAS, on April 30, 2018, the City of Newburgh conveyed property located at 373 Third Street, being more accurately described on the official Tax Map of the City of Newburgh as Section 21, Block 1, Lot 4, to Beatrice Lorenzetti and Walker Adams; and

WHEREAS, the owners have requested a release of the restrictive covenants numbered 1, 2, 3, 4, and 5 contained in said deed; and

WHEREAS, it has been determined that such release be granted; and

WHEREAS, this Council believes it is in the best interest of the City of Newburgh to grant such request;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York that the City Manager be and he is hereby authorized to execute the release, annexed hereto and made a part of this resolution, of restrictive covenants numbered 1, 2, 3, 4 and 5 of the aforementioned deed.

PARTIAL RELEASE OF COVENANTS AND
RIGHT OF RE-ENTRY

KNOWN ALL PERSONS BY THESE PRESENTS, that the City of Newburgh, a municipal corporation organized and existing under the Laws of the State of New York, and having its principal office at City Hall, 83 Broadway, Newburgh, New York 12550, in consideration of TEN (\$10.00) DOLLARS lawful money of the United States and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby release and forever quitclaim the premises described as 373 Third Street, (Section 21, Block 1, Lot 4) on the Official Tax Map of the City of Newburgh, from those restrictive covenants numbered 1, 2, 3, 4 and 5 in a deed dated April 30, 2018 from THE CITY OF NEWBURGH to BEATRICE LORENZETTI and WALKER ADAMS, recorded in the Orange County Clerk's Office on July 16, 2018, in Liber 14430 of Deeds at Page 1113 and does further release said premises from the right of re-entry reserved in favor of the City of Newburgh as set forth in said deed.

Dated: _____, 2019

THE CITY OF NEWBURGH

By: _____

Joseph Donat, City Manager

Pursuant to Res. No.: _____-2019

STATE OF NEW YORK)
) ss.:
COUNTY OF ORANGE)

On the ____ day of _____ in the year 2019, before me, the undersigned, a Notary Public in and for said State, personally appeared JOSEPH DONAT, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted; executed the instrument.

RECORD & RETURN TO:

RESOLUTION NO.: 282 - 2019

OF

NOVEMBER 12, 2019

A RESOLUTION AUTHORIZING THE CITY OF NEWBURGH TO ACCEPT THE
FIVE YEAR CONSOLIDATED PLAN, FISCAL YEAR 2020 ANNUAL ACTION PLAN
AND DIRECT STAFF TO SUBMIT SUCH DOCUMENTS TO
THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

WHEREAS, the City of Newburgh administers the federal Community Development Block Grant (CDBG) for the City; and

WHEREAS, every five years the City, as an Entitlement Community, must submit its 5 year Consolidated Plan for review by the U.S. Department of Housing and Urban Development in conjunction with the County of Orange, which describes the housing and community goals and objectives to be undertaken by the City and further describes the needs in housing, community development and other special needs; and

WHEREAS, the City has developed the 5 year Consolidated Plan and the Annual Action Plan in accordance with all statutory requirements, including those related to citizen participation; and

WHEREAS, the City must also submit a Citizens Participation Plan, a Language Access Plan, due to the high percentage of non-native English, and also submit a draft of the 2020 Annual Action Plan and Budget, which may be revised;

WHEREAS, this one-year Action Plan contains the following proposed activities and budget for the City's 2020 Community Development Block Grant Entitlement Program;

Expenditures 2020	
Housing: In-rem Property Program	\$220,000
Housing: Homeowner Assistance Program	\$50,000
Infrastructure: Complete Streets Project (ADA curb cuts)	\$225,000
Economic Development: workforce development; sign/façade improvements	\$25,000
Quality of Life: Park Improvements	\$175,000
Homeowner Resources Assistance Program	\$60,000
Administration	\$130,000
TOTAL BUDGET	\$845,000

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Newburgh, New York does hereby approve and adopt the attached 5 year Consolidated Plan for FY 2020-2024; FY2020 one-year Action Plan, subject to further revisions as may be necessary to meet federal requirements, Citizens Participation Plan and a Language Access Plan; and

BE IT FURTHER RESOLVED, that the City Council of the City of Newburgh, New York does hereby accept a grant allocation under the Community Development Block Grant Program in the amount of \$845,000.00, and in the event that award funding is greater than \$845,000.00, as presented in the FY 2020 CDBG Annual Action Plan, the additional funding will be applied in the established, corresponding projects of the existing FY 2020 CDBG Annual Action Plan; and

BE IT FURTHER RESOLVED, that the City Manager be and is hereby designated the official representative of the City of Newburgh and he is hereby authorized to submit the one-year Action Plan and execute the appropriate forms and certifications; that the City Manager he is further directed and authorized to act in connection with the submission of a one-year Action Plan and to provide such additional information as may be required; and that the City Manager be and is hereby authorized to execute all such contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the programs funded thereby; and

BE IT FURTHER RESOLVED, that the Secretary of Housing and Urban Development be and hereby is assured full compliance by the City of Newburgh with said certifications.

RESOLUTION NO.: 283 - 2019

OF

NOVEMBER 12, 2019

A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR
A HUDSON RIVER VALLEY GREENWAY PLANNING GRANT
IN AN AMOUNT NOT TO EXCEED \$10,000.00 FOR
A BICYCLE MASTER PLAN PROJECT

WHEREAS, the City of Newburgh Transportation Advisory Committee has requested that the City of Newburgh apply to the Hudson River Valley Greenway for a planning grant under the Hudson River Valley Greenway Planning Grant Program for a project entitled the Bicycle Master Plan Project to be located in the City of Newburgh; and

WHEREAS, the grant application requires the applicant municipality to obtain the approval/endorsement of the governing body of the municipality or municipalities in which the project will be located; and

WHEREAS the City intends to request a grant award in the amount of \$10,000.00 with a match to be derived from in-kind volunteer hours and donations; and

WHEREAS, if awarded, the funding will be used to build from the Complete Streets Workshop to create a Bicycle Master Plan for the City of Newburgh; and

WHEREAS, this Council has determined that making such application is in the best interests of the City of Newburgh and its further development;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York that the City Manager be and he is hereby authorized to apply for a Hudson River Valley Greenway Planning Program Grant in an amount not to exceed \$10,000.00 for a project known as Bicycle Master Plan Project to be located in the City of Newburgh.

RESOLUTION NO.: 284 - 2019

OF

NOVEMBER 12, 2019

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO
A NEW AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION FOR REIMBURSEMENT OF THE COST OF
WATER PURCHASED FROM THE NEW YORK CITY CATSKILL AQUEDUCT**

WHEREAS, perfluorooctane sulfonic acid (PFOS) has been detected in the City of Newburgh's water supply at levels in excess of the Environmental Protection Agency's recently released lifetime health advisory level; and

WHEREAS, there is a need to provide a temporary alternate source of drinking water to residents of the City of Newburgh, which has access to New York City's Catskill Aqueduct as a backup source of drinking water; and

WHEREAS, by Resolution No. 204-2016 of August 8, 2016, the City Council of the City of Newburgh authorized the City Manager to enter a Contract with the New York State Department of Environmental Conservation (the "Contract") for reimbursement for the actual cost of water purchased from the New York City Catskill Aqueduct; and

WHEREAS by Resolution No. 326-2017 of November 27, 2017 and Resolution No. 227-2018 of August 13, 2018, the City Council authorized Amendments No. 1 and No. 2 to the Contract because the need for the temporary alternate source of drinking water was anticipated to extend past the original end date of the Contract; and

WHEREAS, the need to for the temporary alternate source of drinking water is anticipated to extend past the amended end date of Amendments No. 1 and No. 2 to the Contract and the Parties have determined that a new Contract for reimbursement of the costs associated with providing a temporary alternate source of drinking water to City residents through the New York City Catskill Aqueduct is necessary, appropriate, and in the best interest of the City of Newburgh and its residents;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that the City Manager be and he is hereby authorized to enter a new Contract with the New York State Department of Environmental Conservation for a term of 3 years with two 1-year extensions in an amount not to exceed \$6,171,975.00 for reimbursement for the actual cost of water purchased from the New York City Catskill Aqueduct.

RESOLUTION NO.: 285 - 2019

OF

NOVEMBER 12, 2019

A RESOLUTION SUPPORTING THE JOINT COMMENTS OF SCENIC HUDSON,
RIVERKEEPER, INC., THE NATURAL RESOURCES DEFENSE COUNCIL,
HUDSON VALLEY SLOOP CLEARWATER, AND THE CITY OF BEACON
FOR PROPOSED STIPULATIONS IN THE DANSKAMMER ENERGY, LLC
NEW YORK STATE PUBLIC SERVICE LAW, ARTICLE 10 APPLICATION

WHEREAS, Danskammer Energy, LLC ("Danskammer") seeks a permit through New York State's Article 10 power plant siting process to repower its existing power generating facility; and

WHEREAS, the City is an active party to Danskammer's Article 10 application proceeding;
and

WHEREAS, the City continues to partner with and support other parties to the proceeding who share common goals and interests with respect to Danskammer's application, including but not limited to: Scenic Hudson, the Natural Resources Defense Council, Riverkeeper, Hudson River Sloop Clearwater, and the City of Beacon; and

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Newburgh hereby expresses unequivocal support for the Joint Comments as filed with the New York State Board on Electric Generation Siting and the Environment on October 23, 2019 on behalf of Scenic Hudson, Riverkeeper, Inc., the Natural Resources Defense Council, Hudson Valley Sloop Clearwater, and the City of Beacon.

RESOLUTION NO.: 286 - 2019

OF

NOVEMBER 12, 2019

RESOLUTION SCHEDULING A PUBLIC HEARING FOR NOVEMBER 21, 2019
TO HEAR PUBLIC COMMENT CONCERNING AN ORDINANCE TO
AMEND CHAPTER 163 ENTITLED "FEES" OF THE CODE OF
THE CITY OF NEWBURGH TO INCREASE WATER RATES

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that there is hereby scheduled a public hearing to receive comments concerning an ordinance to amend Chapter 163 entitled "Fees" of the Code of the City of Newburgh to increase water rates; and that such public hearing be and hereby is duly set for the next regular meeting of the Council to be held at 7:00 p.m. on the 21st day of November, 2019, in the Activity Center, 401 Washington Street, Newburgh, New York.

ORDINANCE NO.: _____ - 2019

OF

_____, 2019

AN ORDINANCE AMENDING CHAPTER 163 ENTITLED "FEES" OF THE CODE
OF THE CITY OF NEWBURGH

BE IT ORDAINED by the City Council of the City of Newburgh that:

Section 1. Chapter 163 entitled "Fees" of the Code of the City of Newburgh be and hereby is amended as follows:

§ 163-1. Applicability.

Notwithstanding any other provision in this Code, the following schedule of fees is hereby established with respect to licenses, permits, registrations, applications, subscriptions and activities required or regulated under the provisions of the Code of the City of Newburgh. Specific requirements and regulations shall be as set forth in the chapter to which reference is made below. The following schedule of fees shall remain in effect until rescinded or amended.

Code Section	Type of Fee	Amount
§ <u>293-38</u>	Quarterly metered water rates per 1,000 gallons	
	First 1,000 gallons	Inside City: \$ 6.127 <u>6.74</u> Outside City: \$ 9.196 <u>10.12</u>
	Additional usage	Flat rate of \$ 6.127 <u>6.74</u> (\$9.196 <u>10.12</u> outside City) per 1,000 gallons
	Minimum quarterly charge:	
	Meter	
	Size	
	Gallons	
	(inches)	
	Allowed	Inside City
		Outside City
	+5/8 6,000	\$ 36.76 <u>40.44</u>
	+5/8 9,000	\$ 82.76 <u>91.08</u>
	3/4 14,000	\$ 85.78 <u>94.36</u> 128.74 <u>141.68</u>

Underlining denotes additions
~~Strikethrough~~ denotes deletions

1	24,000	\$147.05 <u>161.76</u>	\$220.70 <u>242.88</u>
1 1/2	42,000	\$257.33 <u>283.08</u>	\$386.23 <u>425.04</u>
2	83,000	\$508.54 <u>559.42</u>	\$763.27 <u>839.96</u>
3	120,000	\$735.24 <u>808.80</u>	\$1,103.52 <u>1,214.40</u>
4	180,000	\$1,102.86 <u>\$1,213.20</u>	\$1,665.28 <u>1,821.60</u>
6	315,000	\$1,930.01 <u>2,123.10</u>	\$2,896.74 <u>3,187.80</u>
8	675,000	\$4,135.73 <u>4,549.50</u>	\$6,207.30 <u>\$6,831.00</u>

A surcharge shall be added to the above charges for water services in the amount of 14%. This extra charge is made for the purpose of financing the cost of obtaining water from the New York City Aqueduct. Such surcharge shall be effective on October 1, 1981, and shall continue to be made in every quarterly billing period in which any water is taken from the Aqueduct tap.

Section 2. This Ordinance shall take effect on January 1, 2020.

Underlining denotes additions
~~Strikethrough~~ denotes deletions