

A regular meeting of the City Council of the City of Newburgh was held on Monday, May 11, 2020 at 7:00 p.m. via a Zoom Digital Platform.

Moment of Silence / Momento de Silencio

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

Pledge of Allegiance/ Juramento a la Alianza

Roll Call/ Lista de Asistencia

Present: Mayor Harvey, Presiding; Councilman Grice, Councilwoman Mejia, Councilwoman Monteverde, Councilman Shakur, Councilman Sklarz, Councilwoman Sofokles - 7

COMMUNICATIONS

Approval of the Minutes of the City Council Meeting on April 27, 2020 / Aprobacion del Acta de la Reunion del 27 de abril de 2020

Councilman Shakur moved and Councilwoman Sofokles seconded.

Ayes: Grice, Mejia, Monteverde, Shakur, Sklarz, Sofokles, Harvey - 7

Carried

****The meeting was paused to address a problem with the livestream of the meeting.**

City Manager, Joseph Donat, noted that they are having issues with the livestreaming, however, this meeting is being recorded on Zoom and will be made available on the City's website upon conclusion.

Mayor Harvey noted that people can go to the Zoom website to watch the meeting.

Councilwoman Mejia suggested for future meetings to note the Zoom meeting credentials along with our normal livestream.

Michelle Kelson, Corporation Counsel said that the meeting notice was supposed to have the Zoom links included.

City Manager, Joseph Donat noted that they were posting the Zoom link to the livestream website as we speak.

Mayor Harvey asked if they click into the Zoom link does that mean they will appear on our screen.

City Manager, Joseph Donat, said they are not able to participate in the meeting as a participant. They are just able to observe. He suggested that we proceed with the Manager's Update and at some point in the next few minutes the livestream will go live and at the conclusion of the meeting the recorded session will be posted on the City's website.

Mayor Harvey asked for a motion to continue the City Council meeting with access through Zoom.

Councilman Shakur moved and Councilwoman Sofokles seconded to continue the meeting.

Ayes: Grice, Mejia, Monteverde, Shakur, Sklarz, Sofokles, Harvey – 7

CARRIED



City Manager's Update

Newburgh City Council Meeting

Monday, May 11, 2020

Where to find information



City of Newburgh

www.cityofnewburgh-nv.gov

- Changes to operations
- Important city updates



Orange County

www.orangecountygov.com

- Guidance & best practices
- Updates from County Executive

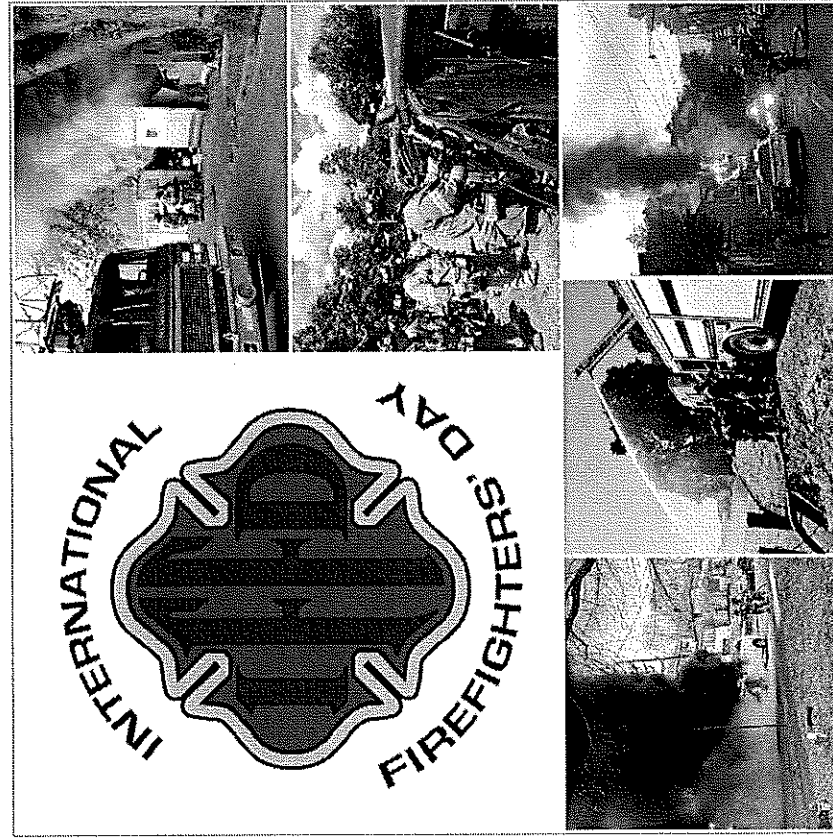


New York State

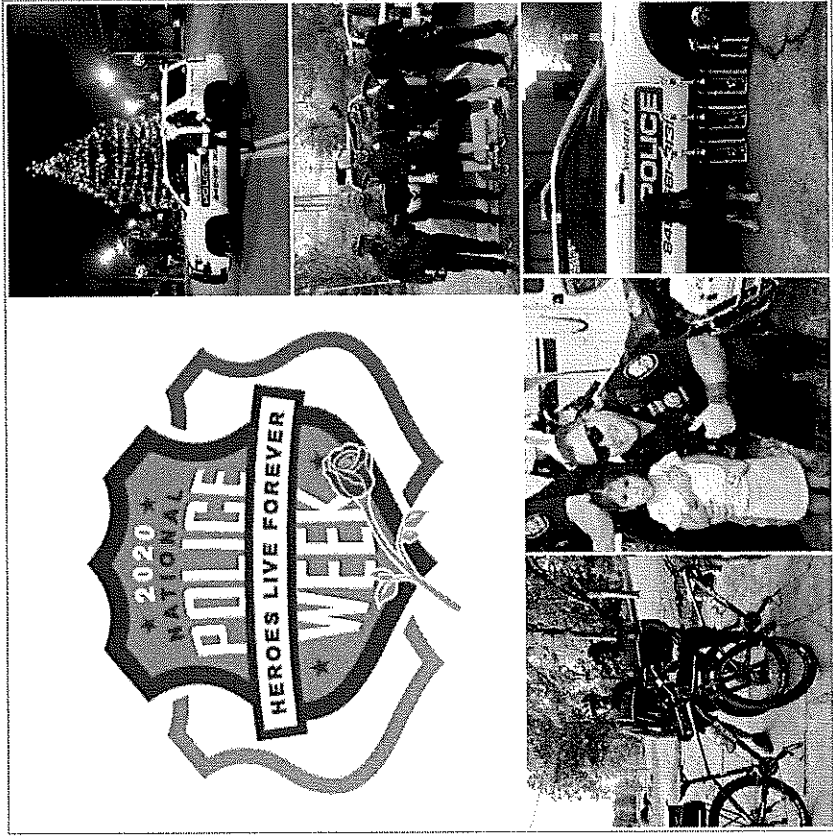
www.governor.ny.gov

- Executive Orders
- Links to helpful information

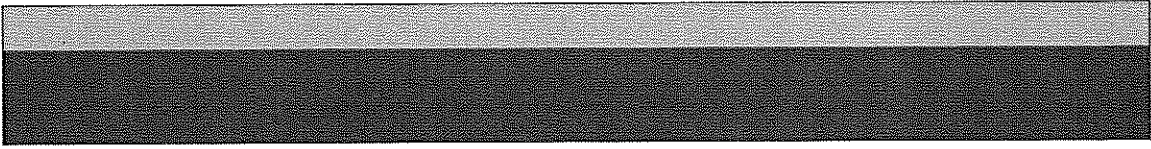




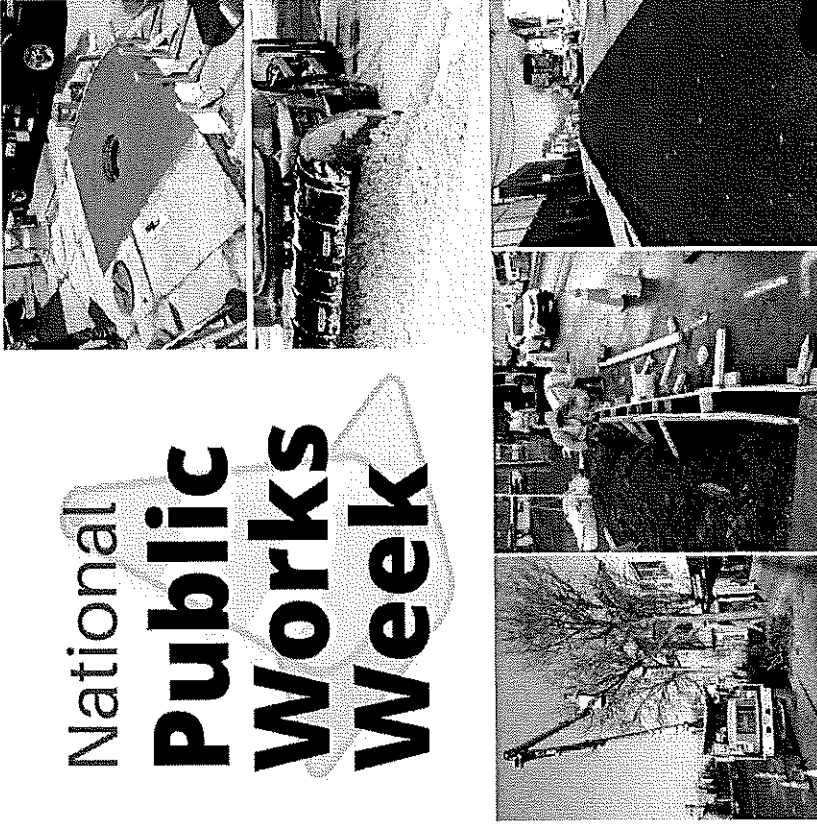
International Firefighters' Day
May 4, 2020



National Police Week
May 10, 2020 - May 16, 2020

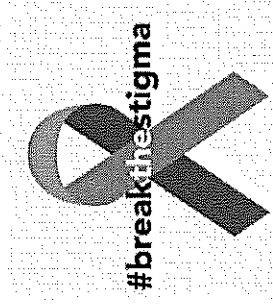


Drinking Water Week
May 3, 2020 - May 9, 2020



National Public Works Week
May 17, 2020 – May 23, 2020

Mental Health Awareness Month



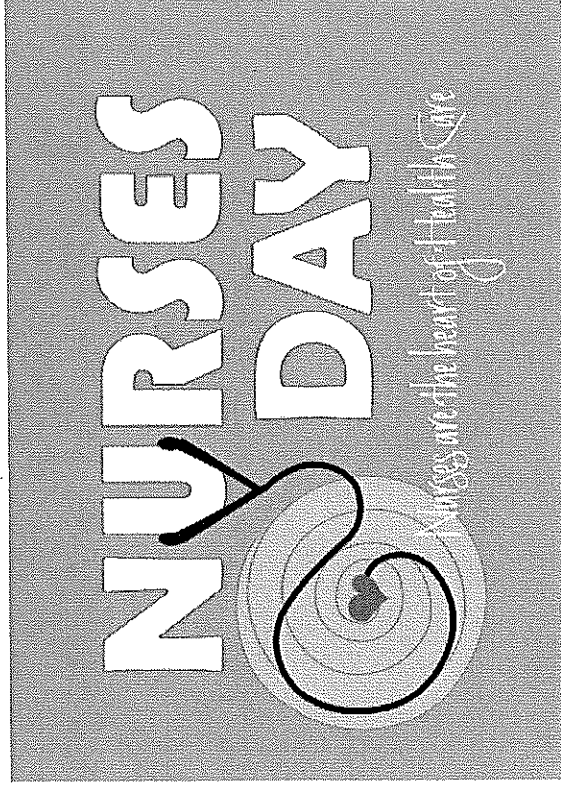
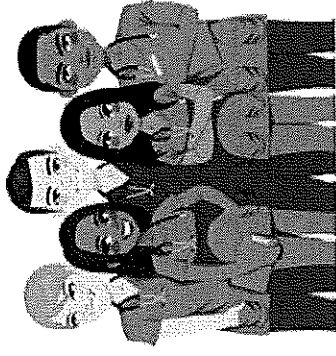
VIRTUAL
MENTAL HEALTH & SUBSTANCE USE
24/7 URGENT CARE

We're here for you
Call 1-888-750-2266, Option 2

HOPE
Starts Here
1-800-832-1200

Nurses Day

Wednesday,
May 6



Metro-North Railroad Safe Travels

You should only travel for essential purposes.

Hudson Line

Substitute Bus Service for Ferries Discontinued

Effective: Monday May 4, 2020

Substitute bus services for the Haverstraw-Ossining and Newburgh-Beacon ferries is discontinued effective Monday, May 4, 2020.

Ferry service will remain suspended until further notice.

Parking will be free at these Metro-North stations on the Hudson Line:

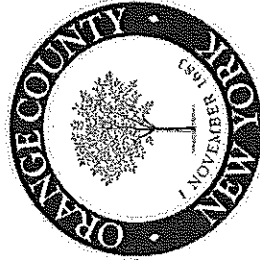
- Irvington • Tarrytown • Beacon

Metro-North Railroad

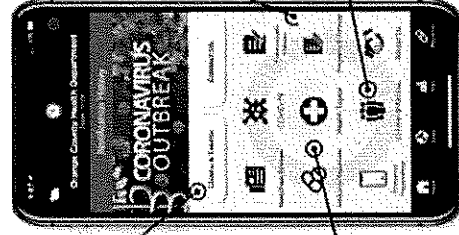
Stay Home Stop the Spread #FlattenTheCurve

For more information on COVID-19, visit www.mta.com/covid-19 or call 800-333-3333.

O.C. Department of Health App



Orange County, NY
Department of Health
Prevent. Promote. Protect.



CLINICS AND EVENTS

PROGRAMS & SERVICES

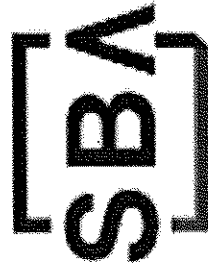
HEALTH TOPICS

CHILDREN & FAMILIES

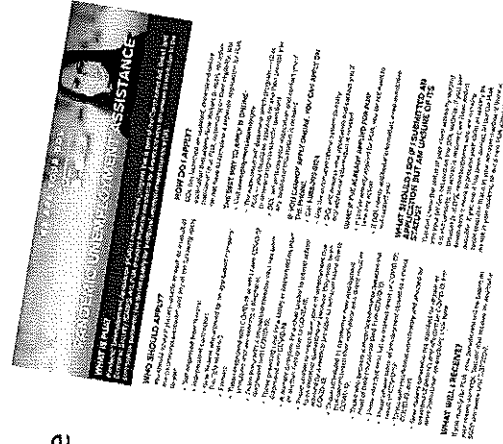
Business & Workforce Support



**Department
of Labor**



What's the difference between traditional Unemployment Insurance (UI) and Pandemic Unemployment Assistance (PUA) which is part of the CARES Act?



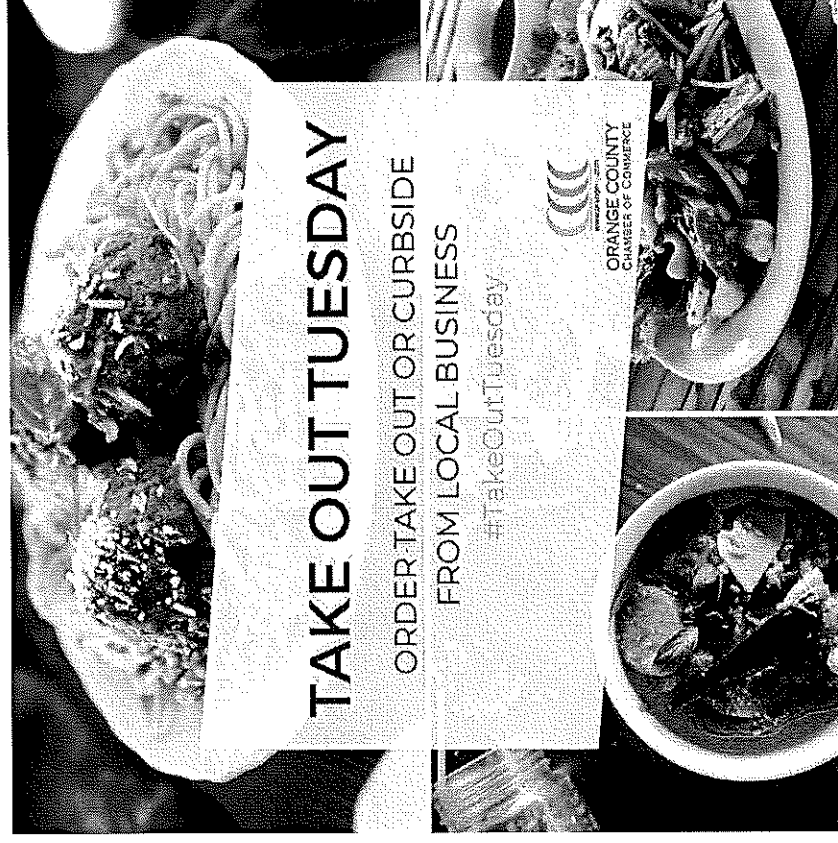
Visit www.sba.gov to find:

- Coronavirus funding options
- Guidance for businesses & employers
- Local assistance
- SBA products and resources
- Government contracting
- Disaster response jobs at SBA

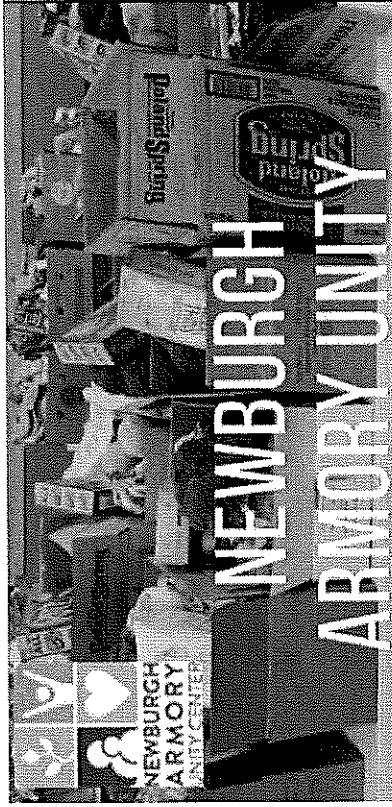
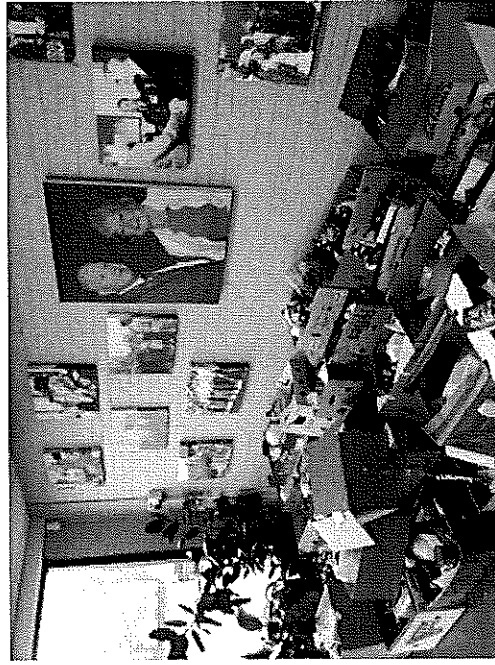
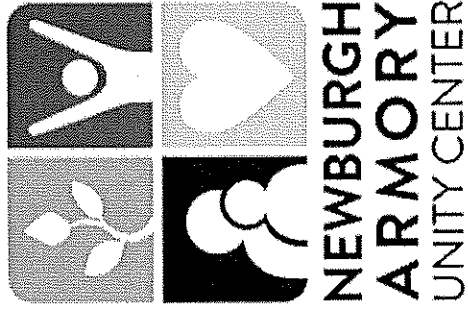
Local Eateries Need Us!



Find a list of City of Newburgh restaurants on the city website. Click the COVID-19 button.



Newburgh Armory Unity Center Food Giveaway

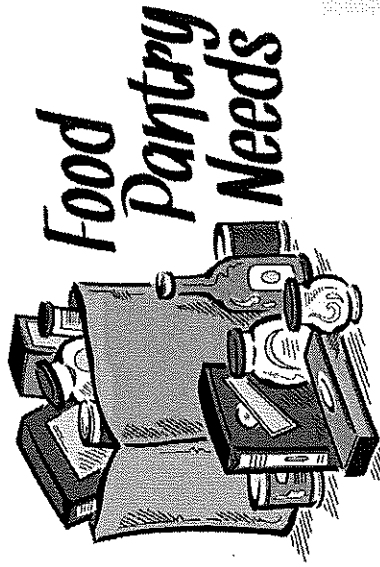


**NEWBURGH
ARMORY UNITY
CENTER
FOOD GIVEAWAY**

**FOOD PICKUP: TODAY, FRIDAY 5/8
4 PM TO 6 PM**

**321 S. WILLIAM ST. NEWBURGH, NY 12550
LARKIN CENTER SIDE ENTRANCE**

**PLEASE REMAIN IN YOUR VEHICLE.
ALL PACKAGES WILL BE BROUGHT DIRECTLY TO YOUR
VEHICLE.**



How can you help?

- Donate a surplus of masks & PPE
- Volunteer virtually with marketing & logistics
- Help on site with prep and distribution

Food Security in Newburgh

In Need of Volunteers!

St. Mary's Outreach at 180 South Street. Food giveaway event on Friday 5/15. Volunteers needed for prep and distribution tasks
7:30am-12:30pm

Call Marietta at 845-541-8144

Food Giveaway

Saturday 5/16, 10am-noon
Church of God Prophecy Food Pantry at 477 1st Street
(please bring your own bag)

FOOD PANTRIES

Trinity House Food Pantry
Church of God Prophecy Food Pantry
HV Christina Church Food Cupboard
Holy Deliverance Apostolic Temple
Deacon Jack Seymour Parish Food Pantry
St. George's Episcopal Church
Union Presbyterian Church
St. Mary's Outreach
Salvation Army
RECAP

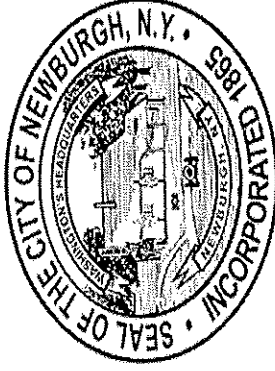
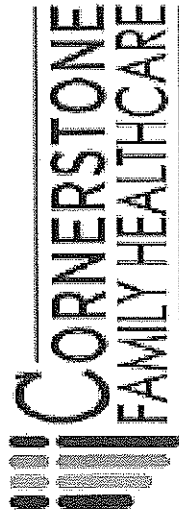
HOTLINES

Orange County Crisis Call Center
Orange County Office for the Aging
Collectively Helping Our Neighbors

BULK FOOD EVENTS

Newburgh Armory Unity Center
RECAP

www.cityofnewburgh-ny.gov/coronavirus



Ongoing Antibody Testing

For people who have tested positive or had symptoms. An appointment is needed. Call 845-563-8000

COVID-19 Pop-up Testing Center

Friday, May 15, 9am-12pm.

Appointments preferred but walk-ins accepted. All ages are welcome. Service provided regardless of insurance or immigration status.



LEARN YOUR COVID-19 STATUS

COVID-19 & ANTIBODY TESTING

AT MOBILE HEALTH VAN IN CITY OF NEWBURGH

Friday, May 15 • 9am - 12pm

On Broadway between Lander St. and Johnston St.

CALL FOR AN APPOINTMENT 845-563-8000

Appointments preferred. Walk-ups will be accommodated.

Please bring your ID and Medicaid/insurance card.

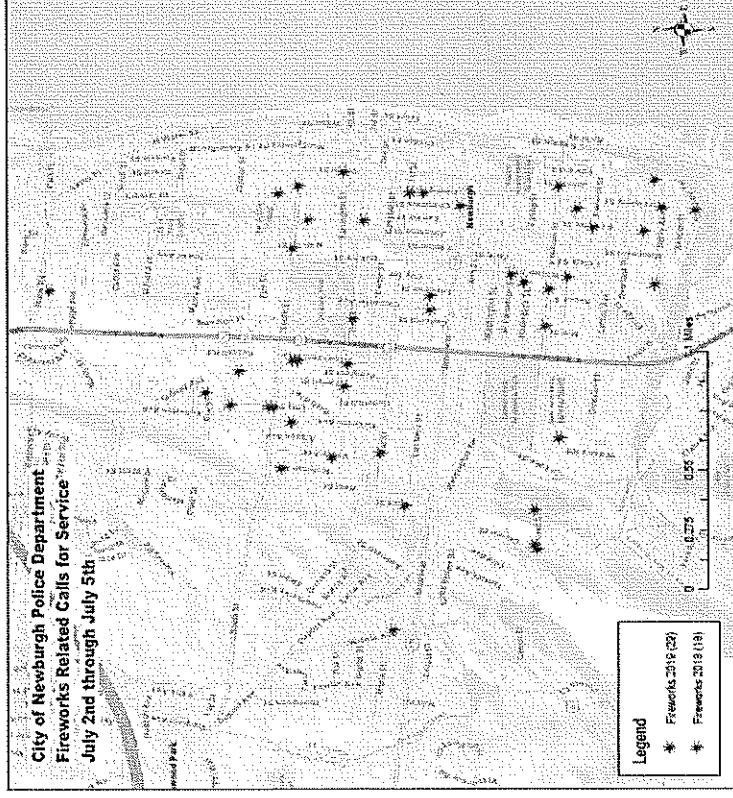
If you do not have this information, it is okay.

All are welcome, regardless of insurance or immigration status.

CORNERSTONE
FAMILY HEALTHCARE
www.cornerstonefamilyhealthcare.org

Your results are NOT immediate.
If you are experiencing symptoms of illness or having a medical
emergency, dial 9-1-1 immediately.

Fireworks in the City

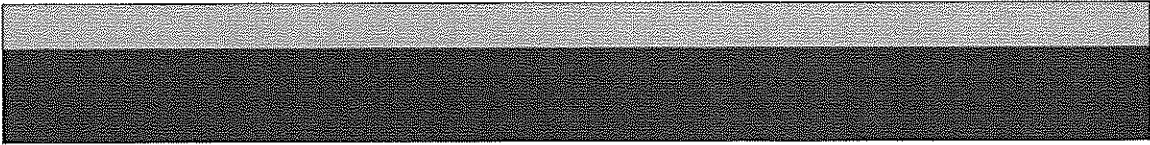


Fireworks calls
2019: 29 2018: 18

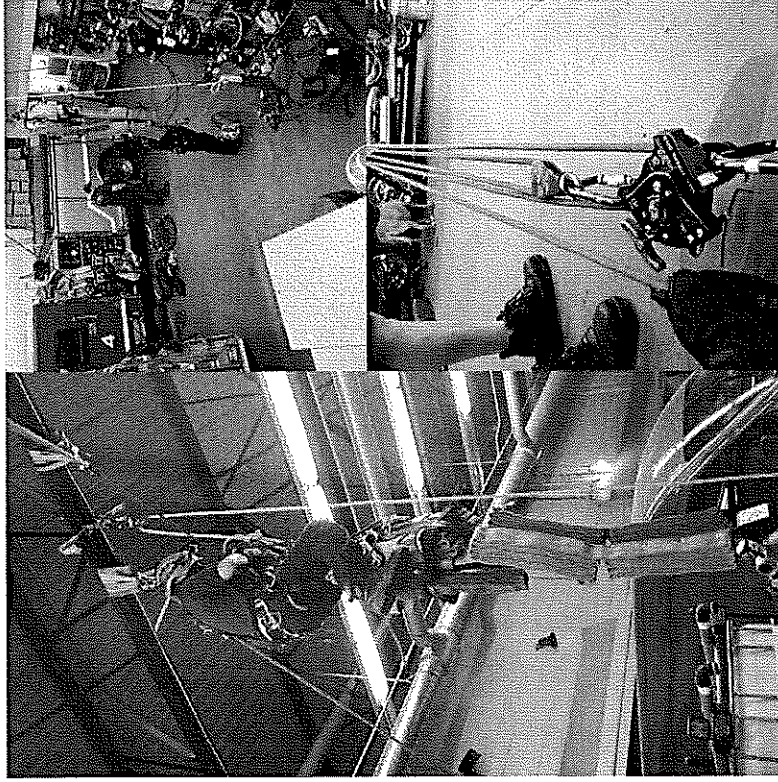


Fireworks Facts

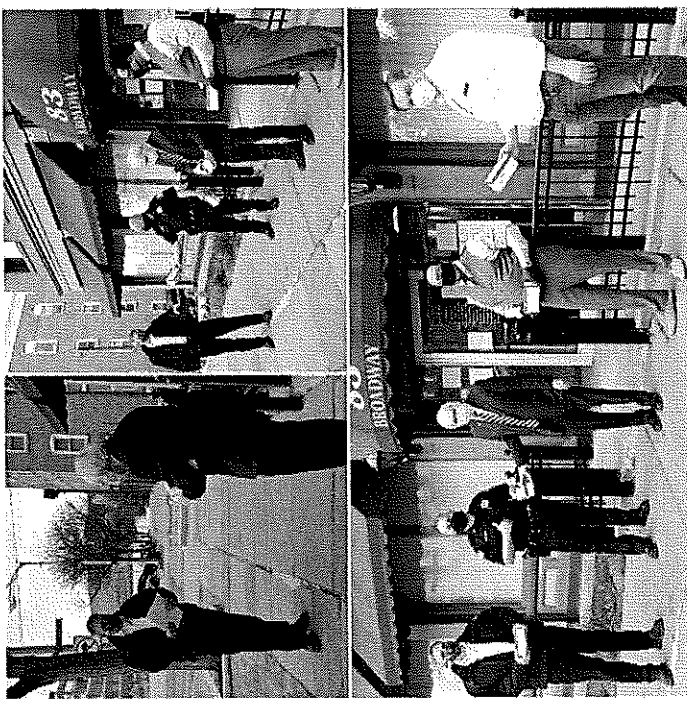
- Fireworks start an average of 18,500 fires each year. Including 1,300 structural fires and 300 vehicle fires
- U.S. hospital emergency rooms treated an estimate 12,900 people for fireworks related injuries



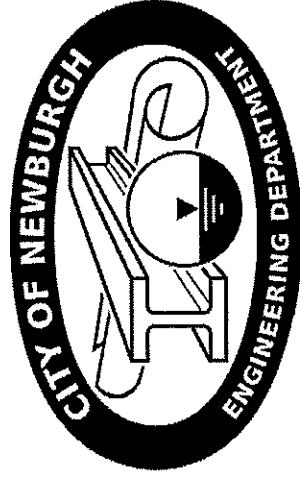
Fire Department Rescue Training



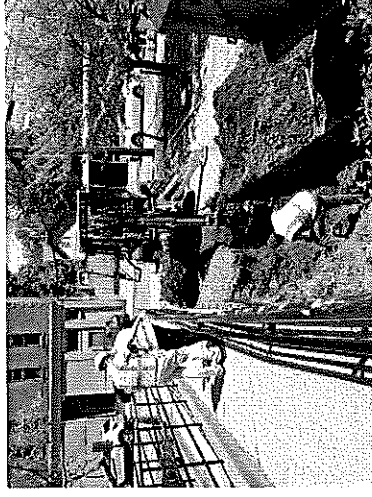
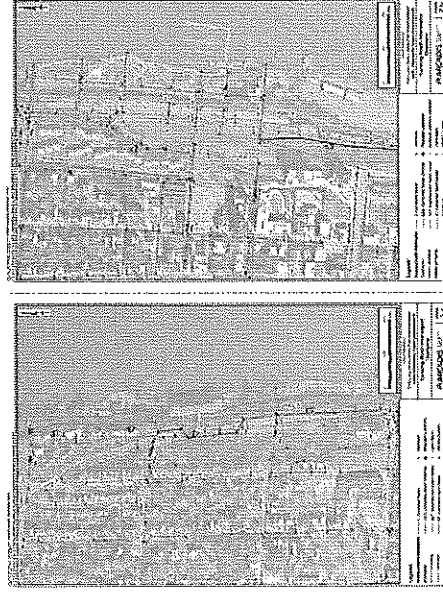
Assemblymember Jacobson Donates PPE for First Responders



Engineering Updates

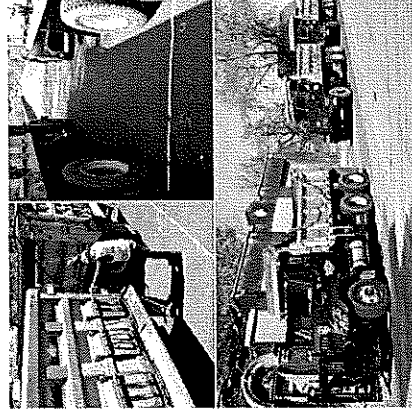


Long Term CSO Control Plan North
Interceptor Sewer Improvements Project



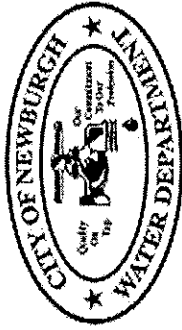
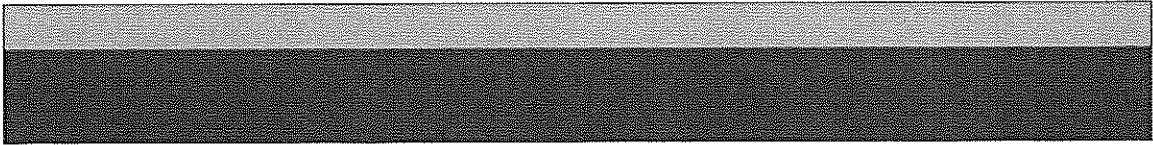
125-129 Grand Street
Underground
Petroleum Tank
Investigation

Load Rating Analysis of
Mill Street Bridge

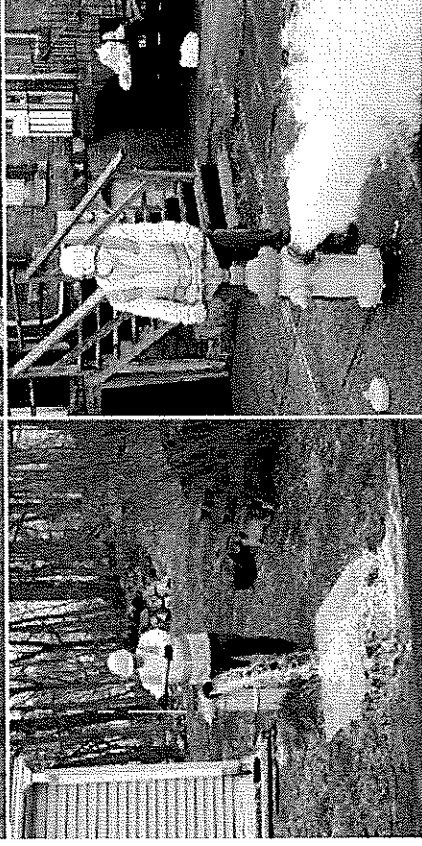
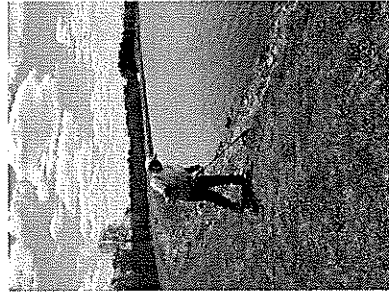
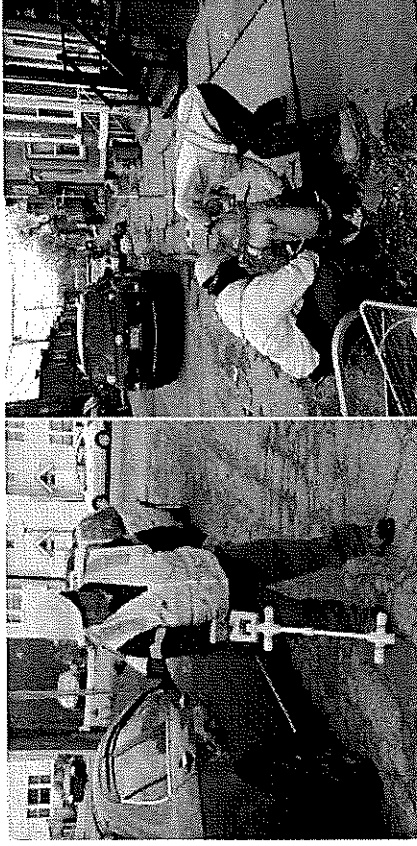
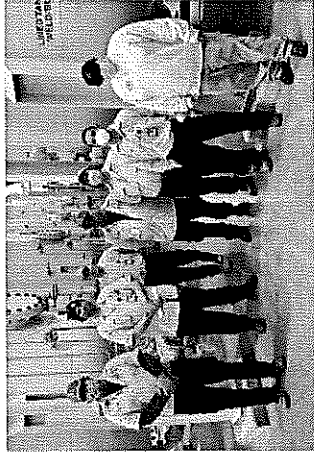


Water Department Generator
Diesel Day Tank Replacement





Water Department at Work

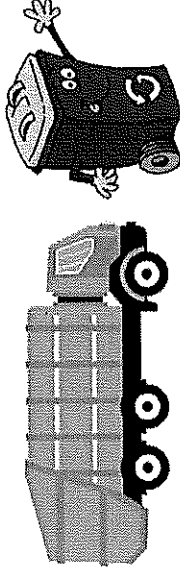


Street Sweeping Continues



Help us out!

- Move vehicles off the street during the times/days posted on the signs
- Avoid sweeping leaves and sidewalk debris into the street
- Keep the curb area free from obstacles such as trash cans and basketball hoops
- Keep all hedges and vegetation trimmed behind the curb
- Use caution when driving near a street sweeper



Sanitation Collection

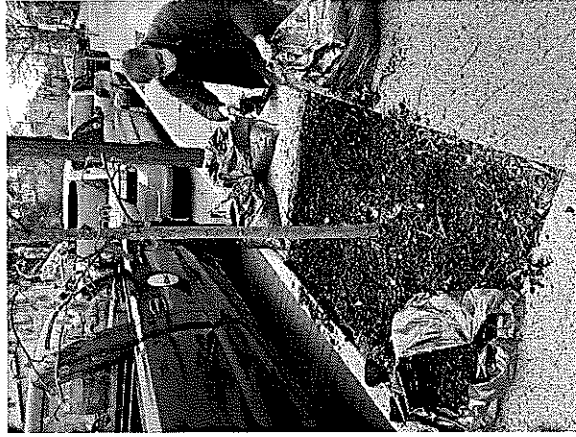
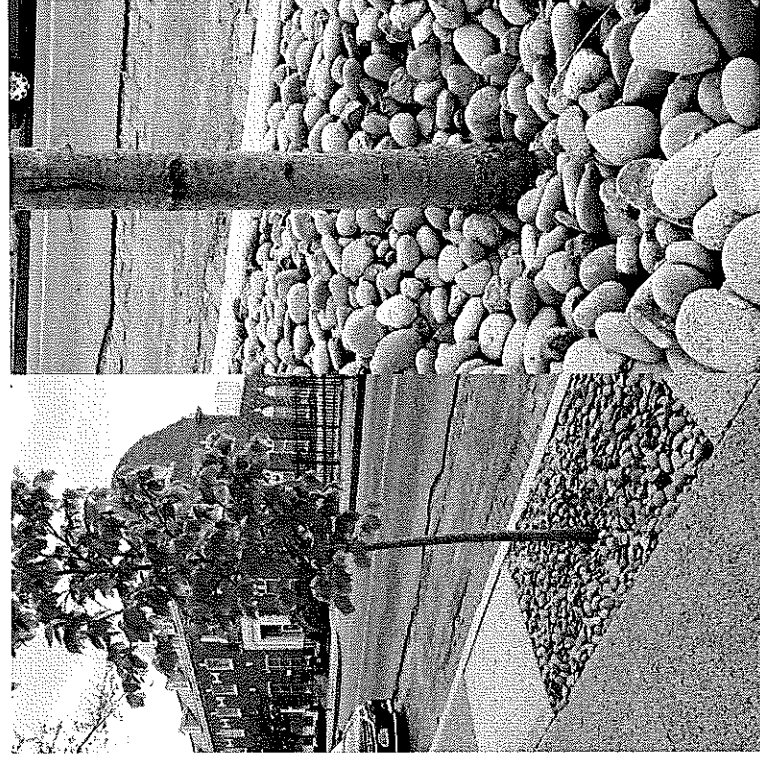
City returned to normal collection
Bulk items remains suspended.

Memorial Day Week

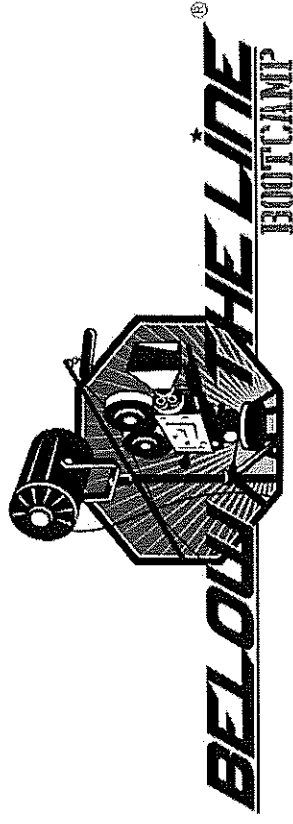
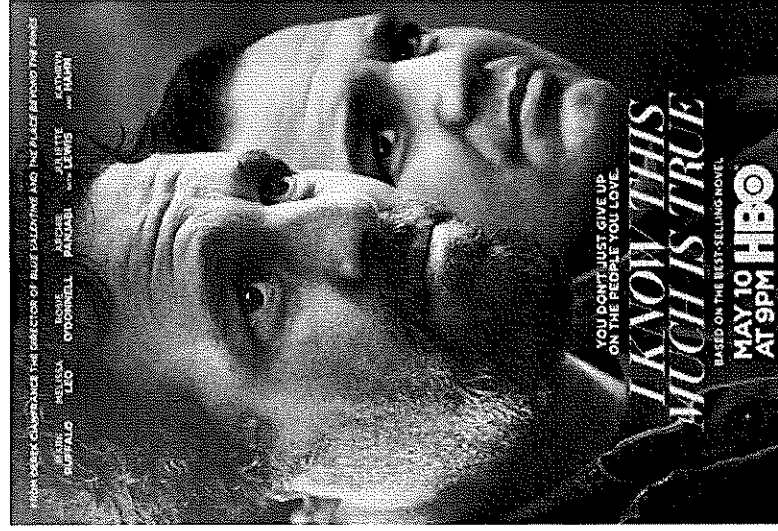
Monday pickup pushed to Tuesday. Tuesday pickup pushed to Wednesday.

Bulk pick up remains suspended. No yard waste pickup on Wednesday 5/27. Yard waste collection resumes on 6/3 after the holiday.

Model Trees on Liberty Street



City of Newburgh on the Big Screen

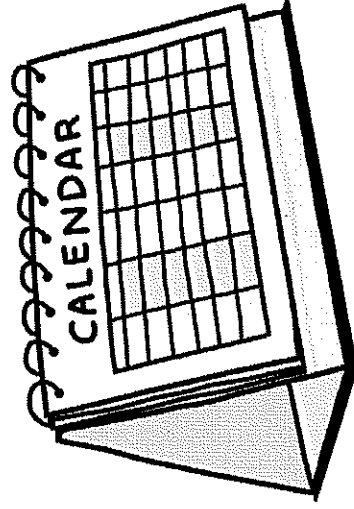


Extension of Bill Payment Deadlines

Sanitation
April 30 > May 15

Water
May 6 > May 15

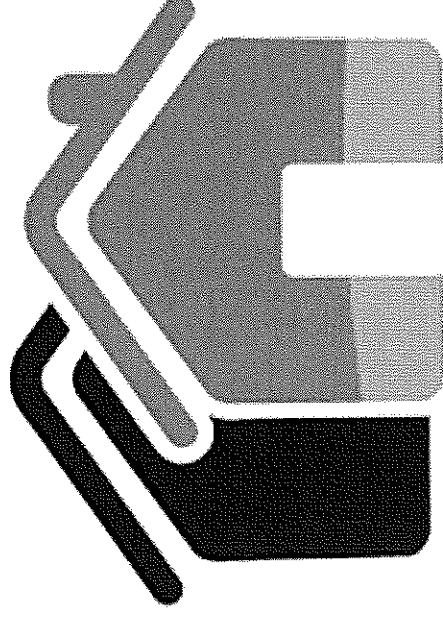
City Real Property Tax Second Installment
April 6 > May 21



2020 Tentative Assessment Roll

Available online

Have questions?
Call the Assessor's Office at
845-569-7333



**Memorial Day Parade
Cancelled**

***See you
next year***



Face Coverings

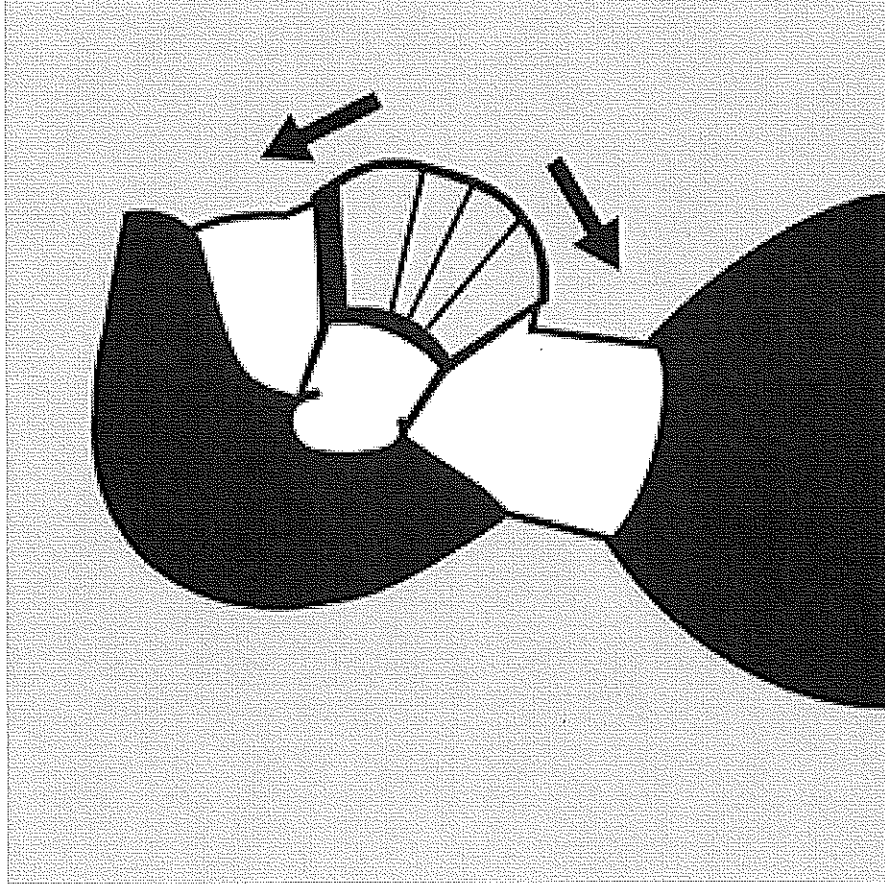
Use these in public settings where social distancing is not possible

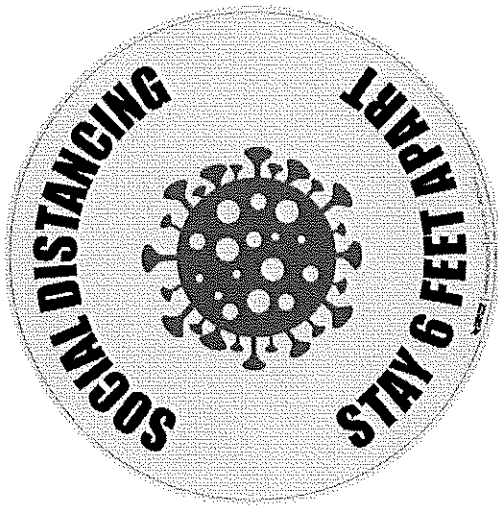
Great options are homemade masks, bandanas, and scarves

Sew and no-sew tutorials are available from the CDC website

Coverings should be worn while using public transportation and in for-hire vehicles by both passengers and operators

Have extras face masks at home? Bring them to food pantries.



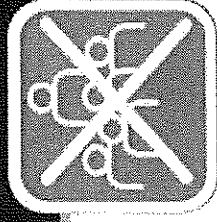


Social Distancing!
Social Distancing!
Social Distancing!

Taking precautions will help our city recover as quickly as possible. We can all do our part.

Protect yourself and others from COVID-19

Help reduce the spread of novel coronavirus
and keep yourself and your community healthy



Practice "Social Distancing"

- Stay at home as much as possible
- Keep 6 feet of distance from others
- Avoid large gatherings or events
- Avoid unnecessary appointments
- Cancel unnecessary travel plans

Anyone found in violation of Social Distancing Protocols can be subject to arrest and face a maximum fine of \$1,000.



United States® Census 2020

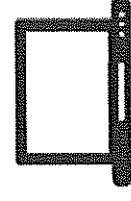
New York Self-Response Rate

52.9%

Newburgh Self-Response Rate

34.8%

(as of May 11)



Online By Phone By Mail



CITY MANAGER'S REPORT

Resolution No. 106 - 2020 - Contract with The Chazen Companies for Annual Sampling & Reporting on Former Consolidated Iron Superfund Site

Councilwoman Sofokles moved and Councilman Grice seconded.

Ayes: Grice, Mejia, Monteverde, Shakur, Sklarz, Sofokles, Harvey - 7

Adopted

Resolution No .107 - 2020 - Scheduling a Public Hearing Concerning an Amendment of the Community Development Block Grant (CDBG) Citizen Participation Plan

Councilman Grice asked Corporation Counsel to explain this for the public.

Michelle Kelson, Corporation Counsel said that everyone should be aware that this resolution is scheduling a Public Hearing on amendments to the Citizens Participation Plan for CDBG programs. There are provisions that have been included in this plan that would allow the City to undertake public participation through virtual meetings and email comments in times of emergency or disasters when we are not able to meet in person by more traditional means. This is a preliminary step in order to be able to access the COVID related CARES funds that have been allocated to Community Development Block Grant grantees. We have to amend the Citizen Participation Plan first then continue the process at the next Council Meeting on May 28th. At that time we will also begin considering what the allocation of those CARES funds will look like and be able to access those funds for programs to help our citizen's obtain relief from these economic problems that we are facing under pandemic crisis. This is just to schedule a Public Hearing on the amendment to the Citizens Participation Plan and this Plan is available on the City's website under Planning & Development, Community Development Program.

Mayor Harvey thanked Ms. Kelson for that clarification. It's Important to schedule a public meeting to make sure we amend this portion of the Citizens Participation Plan so that we are in alignment with the Federal guidelines from HUD regarding CDBG funds and particularly with half a million dollars that has been awarded to the City under the CARES Act. That funding is specifically to deal with matters regarding COVID19

Councilwoman Monteverde also thanked Ms. Kelson for the clarification. She received a lot of questions about it and wants to make sure she can explain it.

Mayor Harvey asked the City Manager if there is also a survey process.

City Manager, Joseph Donat said that he believes we have about twenty or so responses related to a survey that went out to the community on how to utilize these funds and during the next Work Session we will have a presentation on that.

Councilwoman Mejia suggested for this public hearing that we hold a practice run on people logging in to test the system. This would be helpful with the new technology.

Michelle Kelson, Corporation Counsel noted that in order to make comments during the virtual Public Hearing on May 28th you will have to pre-register. We will get the Public Hearing Notice out on the City's website, in traditional media and on social media. She

emailed the link to everyone to distribute as well so people can register in advance if they want to speak during the virtual Public Hearing. We are also taking public comments by email and that email address will be posted on the website as well.

Mayor Harvey asked about the notification timeline. The Public Hearing will be on May 28th and there are preliminaries to register.

Michelle Kelson, Corporation Counsel said that during the week the City Clerk will certify the resolution and we will get it on the website, contact the media and have the notice placed in the traditional newspapers. People can register as soon as the links go up and the virtual Public Hearing will take place in the regular order of business for the City Council meeting. The Moment of Silence, Pledge of Allegiance, Roll Call, Communications and then we will go back to having Public Hearings so it will probably be about fifteen minutes into the start of the meeting. The Public Hearing will be between the City Manager's Update and the City Manager's Report.

Councilman Shakur asked if the comments will be actual comments at the time of the meeting.

Michelle Kelson, Corporation Counsel said that everyone who registers will get a participant number and they will be called into the meeting one by one to give their comments live.

Councilman Shakur asked if there is a limit on how many people can register.

City Manager, Joseph Donat said as many can register as they want. We are not cutting off public comment.

Ms. Kelson noted that the capacity for Zoom is upwards of five hundred people so we should be able to accommodate anyone who wishes to speak.

Councilwoman Mejia moved and Councilman Grice seconded.

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

Resolution No. 108 - 2020 - Community Resource Officer Agreement Addendum

Councilwoman Mejia moved and Councilman Sklarz seconded.

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

Resolution No. 109 - 2020 - Payment of Claim with Raiquan Falls

Councilwoman Sofokles moved and Councilman Shakur seconded.

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

Resolution No. 110 - 2020 Settlement of Litigation Relative to 20 Deyo Place

Councilwoman Sofokles moved and Councilman Grice seconded.

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

Resolution No. 111 - 2020 - Authorizing a Payment of Claim with Old Newburgh Properties, LL

Councilman Grice moved and Councilman Sklarz seconded.

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

Resolution No. 112 - 2020 - Scheduling a Public Hearing to Hear Public Comment Concerning a Local Law Amending Chapter 172 of the Code of Ordinances to add "Article II - Fireworks & Sparkling Devices"

Councilwoman Monteverde said she was concerned about the data received concerning the number of fires, calls to the Police Department and Emergency Room visits so this is something she would definitely support again. Every time the 4th of July comes around she is always afraid that one of her neighbors is going to start a fire with the fireworks because they are not careful. This is a lot of calls to the Police Department so she will support this resolution.

Councilwoman Sofokles said she agrees. She received many calls last 4th of July especially from the residents on Townsend Avenue because it was a nightmare up there. These were not just sparklers, which we are outlawing too, but big bombs so people were deathly afraid. She totally supports this.

Councilman Grice said he supports this but what happens when neighboring municipalities sell them? He hopes the County can move on this to make it County wide. Also, what other positive activities do we have for our youth to do instead of the sparklers and such?

Mayor Harvey supports this resolution as well. This comes up every spring as we get closer to the 4th of July and obviously this year is a very unique and different set of circumstances with the pandemic and healthcare crisis we are dealing with. Anytime decisions are being made as a Council he thinks about how it affects our law enforcement. Just like it was a challenge for our Police Officers to have people self-quarantine they also have to deal with the dirt bikes and people buying and using fireworks. We have to think through what that means for our police officers and enforcement. Next year, perhaps right after the New Year we can make an effort to have a coalition with neighboring towns and the County Legislators to see what they can do for public safety because this is another thing our Police Department has to challenge to enforce.

Councilman Shakur agreed that this would definitely be a challenge for our Police Department. If you have a crowd of one hundred people, who are you going to arrest for the fireworks? He hates to put a ruling into effect that we can't enforce when our surrounding communities are selling fireworks so this is going to be a nightmare for our Police Department.

Mayor Harvey said he understands completely what they are all saying and that public safety is their number one concern but how do we enforce this?

Councilman Sklarz said he is very disappointed in the County. They have three large cities

that comprise most of the population and they allow us all to opt out of the fireworks and leave us holding the bag once again. We should ban this in the City but people right outside of the City will be selling fireworks so we need to communicate clearly to our citizens that it's not allowed in the City of Newburgh. We have to do a strong job of enforcing that message.

City Manager, Joseph Donat said he appreciates the discussion and the comments and clarified that this resolution will be to schedule a public hearing. Upon conclusion of that public hearing an actual vote will take place on implementing the amendment.

Councilwoman Mejia added that in the next few weeks we have before voting on the legislation we should do some outreach to our County Legislators and neighboring cities.

Councilwomen Monteverde and Sofokles said they agree.

Mayor Harvey thanked Mr. Donat for clarifying that this is a vote for the public hearing saying that we want to hear from the public and give them an opportunity to speak on this matter as well. Everyone's point of view and perspective is valid and Councilmen Shakur and Sklarz have brought up some very important points. He is also disappointed with the County so he wants to reach out to our County representatives to see what they can do at the County level. We can't pass a resolution like this because it's almost like a set-up for the Police Department and it's going to be explosive, "*No pun intended*". We don't want that especially under these circumstances with the healthcare crisis.

Councilwoman Sofokles moved and Councilman Sklarz seconded.

Ayes: Grice, Mejia, Monteverde, Shakur, Sklarz, Sofokles, Harvey - 7

Adopted

NEW BUSINESS

Councilman Grice said he had a conversation with RECAP about a food co-op they started and during that conversation it came up that some of our residents don't have phones. Cell phones are one of those things we think everyone has but there is a certain population that doesn't have them. What's happened with COVID and places being closed is that people are being told to call first but they can't because they don't have a phone. Some places in New York City have a stationary type of mobile phone on the corner and he was wondering if there were any thoughts about that here. People need access to phones so how can we help with that?

City Manager, Joseph Donat said he will look into it and provide an update as soon as possible.

Councilwoman Sofokles said she is very sad that we had to cancel the Memorial Day Parade. We will have re-enactments at Downing Park on Memorial Day, which we have always had, at the Civil War Monument and the other Monument. She thinks they might also go over to the Firefighters Monument on Dubois Street. We will keep our social distancing and this is something we can do to respect the Veterans on Memorial Day which is very important.

Councilman Shakur said that Councilman Grice was talking about phones and if they have ID sometimes during the day in front of Social Services they are giving out phones.

Councilwoman Monteverde noted that you have to be an SSI or SSA recipient.

Councilman Shakur said he received a letter from the NAACP regarding the resignation of the Police Chief and that the City is eighty percent Black and Hispanic. *"Dear City Manager Donat, hope this letter finds you well during this COVID19 Pandemic. These are indeed times for us to reset our better outcomes. As representatives of the NAACP of Newburgh-Highland Falls, we are prompted to write our concerns and advocacy in a context of the selection of a new Police Chief for the City of Newburgh. Established in 1935, the NAACP NBHF mission includes Civic Engagement, Education, Health, Safety, Criminal justice, Economic sustainability and equitable dispensation of justice for all. We are urging the process for selection of the next Police Chief be transparent and move forward with a dynamic that informs and includes us in the process. We are writing to you to advocate for the following three actions: That the Civil Service test be administered as part of the selection process for the next Police Chief. That no one be appointed to the position of Police Chief until there is a fair and transparent process which includes the administering of the Civil Service test for Police Chief. That given our experiences and concerns that people of color do not have the apparent opportunity for promotion as department heads in the City of Newburgh that a remedy be put in place. It is apparent that there is a disparity of underrepresented groups not reflecting the City of Newburgh's population. We want to be more knowledgeable and active as a part of such processes as we and the City moves forward. We believe that with more transparency and participation of community groups in the process, fairness will be apparent and diversity achievable. We expect to see people of color in the promotion pipeline that would result from use of the City of Newburgh's Charter and as described in guiding equity reports similar to those published by the US Justice Department's EEOC Diversity and Police Diversity Offices. We would like to know what the process is to be promoted and the process should look the same for everyone".* He said there is more to the letter but they explain that the City of Newburgh is eighty percent Black and Hispanic and sixty percent of the people at City Hall don't live in our city and seventy percent are White. We need to make sure going forward that we look for a Police Chief that will represent the diversity of the City.

Mayor Harvey said we can add as new business at the next City Council meeting an update from our City Manager on where he is on the process of selecting a Police Chief.

City Manager, Joseph Donat said he received that letter also and reached out to Mr. Harvey from the NAACP so he looks forward to increasing communication with them and noted that he also received a similar letter from the Christian Ministerial Fellowship. For clarification he noted that the City had a Police Chief test called for this past March and we had more than ten people signed up for it but the test was canceled by the New York State Civil Service Commission due to COVID. At this time it is unclear when or if it will be rescheduled. The Police Chief Exam is held annually each March and at this time we have reason to believe that Chief Exam will be held next March and most likely will not be held by any jurisdiction throughout the State prior to that. That opens up a whole host of issues which he has discusses with the parties who have written letters. Whatever the case may be moving forward he can assure the Council and the community that it will be a transparent process and we are literally doing whatever we can to identify the best manner

in which we can move forward effectively, efficiently and as quickly as possible. There are a number of different obstacles standing in our way as it relates to COVID but that's not going to hold us back. That is the only update he has on this and he anticipates it will be the only update for the next several weeks but he is all ears for any options that the public or the Council may have as far as the test is concerned. There is no reason to believe that a test will be available prior to next March and with that having been said we are looking into other available options so far as identifying and filling the role of Police Chief but it will be done collaboratively with the Legislative Body. He can assure all who are listening that it will be a transparent and open process.

Mayor Harvey said that he and the City Manager have been in ongoing discussions about the process being transparent and involving the Legislative Body. He reminded everyone that one of the actions is that we could possibly reduce the Police Chief position to a part-time position which will broaden the options and create a Police Commissioner position which would not require a Civil Service exam. That is his recommendation as the Mayor. A Public Safety Commissioner was his initial recommendation but because we already have a Fire Chief there is no need to do that so he would recommend exploring all options but particularly possibly reducing the Police Chief position to part-time.

Councilman Shakur asked who would be in charge of the Police Department.

Mayor Harvey said that ultimately the Police Commissioner would oversee all responsibilities within the Police Department and particularly overseeing and creating innovative and creative ways to improve the public and Police relationships. That could all be written out in a job description as to what the expectations, roles and responsibilities are of a Police Commissioner and the Police Chief who would be part-time would answer ultimately to the Police Commissioner. Other municipalities have that structure so if the Police Chief exam is a concern because it's only given once a year in March and will most likely not happen now before March, 2021 then his recommendation as the Mayor of this City is to go to a part-time Police Chief and write a description of what a Police Commissioner's role would be and that way there is no need for a Civil Service exam.

Councilwoman Sofokles said that the Mayor mentioned there are other municipalities that have Police Commissioners. New York City has a Commissioner overseeing thirty nine thousand Police Officers but what other communities around here has a Police Commissioner?

Mayor Harvey said he will get that information to her.

Councilwoman Monteverde said that this is going to be a long drawn out conversation and she doesn't think it should be public yet. Can we possibly do this in Executive Session?

Mayor Harvey said it was a new business item introduced by Councilman Shakur and as the Mayor he was making it know what his recommendation would be.

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

OLD BUSINESS

Councilman Grice wanted to circle back to what Councilwoman Mejia mentioned regarding getting some of our old legislation in a grid that will help all of us be aware.

Mayor Harvey said we need an update on the Comprehensive Video Surveillance Program because as we transition into the warmer months that's an important update we need. We also need an update on where we are financially with the ShotSpotter technology, road repavement and infrastructure. Prior to the Governor's Phase One re-opening, New York construction workers and employees were given the green light to commence with construction so we should get an update on our pavement plan.

Councilwoman Monteverde said it would be good to see the updated Plan because we haven't seen that in a while.

City Manager, Joseph Donat said that during the months of January and February the team here in the City compiled a five year plan and we have every intention of brining that before the Council for further discussion. We will get that on as a presentation at the next meeting or shortly thereafter.

Mayor Harvey said that he has spoken with several Council members regarding the Street Light Replacement Program and needs to know where we are with Central Hudson. He believes a letter was drafted from our City government to Central Hudson for quotes and a price line on what the responsibility would be to purchase the street lights that belong to Central Hudson so we can commence with that transition to LED lights.

Councilman Grice said that's what he was referring to earlier. If we could get that Excel sheet so everyone is aware and on the same page.

Councilwoman Monteverde said it's been a while and the pandemic has brought everything to a halt but she would like to get an update from the Grants Writer. Where are we? Have any Grants come in? She knows that a lot has been placed on hold but if we could get something on that it would be great.

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

FURTHER COMMENTS FROM THE COUNCIL

Councilman Grice thanked his colleagues for doing an outstanding job through COVID. He does have concerns with the setup they were just talking about and agrees it should be discussed in executive session. Out in the community there have been some great organizations that have been stepping up and doing some wonderful things. He is cautious about mentioning them because he doesn't want to leave anyone out but he appreciates everything that they are doing. He has also noticed that there has been some misunderstanding in the community on some things and it's important for us as a

government to keep it simple. Not to use the same words exactly but to be on message. It's also important for the community to get engaged by signing up for CodeRed, following the City's Social Media pages and calling. We are a very accessible and open government and that makes it easier for us to explain what the facts are before the misinformation takes hold. Reach out and get the facts because then it's easier for us to debate on how to move forward. Census 2020, Census 2020, Census 2020.

Councilwoman Mejia said that these have been really difficult times for the City, the Country and the World. There has been a lot of suffering and grief but also incredible acts of selflessness that have been done by so many people from our first responders to our frontline City staff to our neighbors. It is in that spirit that she wants to honor and recognize that work and love so with that in mind she has compiled a simple digital tribute that she played for everyone to view.

Councilwoman Monteverde said that was beautiful and thanks for sharing. She continued with a quote that spoke to her and touched her, *"When all is said and done the real citadel of strength of any community is in the hearts, minds and desires of those who dwell there. During this time what do you desire for your community?"* She desires that we continue to show kindness and give a hand. Now more than ever in the midst of this Pandemic it's important that we come together to help each other and be kind. Do everything we can to make sure we continue to flatten the curve. These are extremely difficult and challenging times but she has seen people show themselves and come together. She gave a shout out to RECAP and all of the important work that they are doing because they are feeding families and putting food on the table for those who don't have it. Shout out to DPW for providing services as well as the Water Department, Fire Department, Police Department, City Hall, Mr. Donat and his staff. They keep this City going and she is proud to be a member of this community. She added to continue to support local restaurants because they are suffering. Tomorrow is Take out Tuesday so let's do some takeout and hopefully soon we will be able to see each other in person. Thank you.

Councilman Shakur thanked everyone for being here tonight. Over the last two weeks the NAACP, Nu- Voters Movement, NB Kings and K & J Deli distributed over one thousand masks downtown in the community. We will also be out this Saturday and Sunday again giving out masks and doing Census information too. We just reached thirty-five percent and we are going to try to get that up to forty percent hopefully in the next two weeks. We have to make sure that the community gets this message because this is one of the resources we will need as a community going forward after this crisis. As Councilman Grice says, Census 2020, Census, 2020, Census 2020. If anyone has any masks they would like to get to him he will make sure they are given out this Saturday and Sunday.

Councilman Sklarz requested a monthly report a few meetings ago on traffic enforcement data and tickets issued by streets. One of the residents of South Street indicated that the area of South Street from West Street to the City line on Dupont has become a speedway. He has lived in the neighborhood for thirty years and it's always been a speedway but lately it's been motorcycles and dirt bikes. Someone also said they saw dirt bikes on Route 84 driving the wrong way so they are really out of control. Similar behavior has also occurred on Water Street so we need a monthly report of all traffic enforcement activity by streets so the public knows that we are taking action to keep them safe. It was also requested that the public comment section be put back on the agenda for the Zoom meetings and that we

read the comments during the meetings. He received requests that COVID testing be more available for the high density public housing especially the seniors who are most affected by this. It would be helpful if we could outline what testing is available and give that information to the housing areas so hopefully we can arrange for testing to be done on site. He thanked the City Manager and his staff for the daily updates. They are very helpful with comprehensive information so people can get what they need and go to the source to get it.

Councilwoman Sofokles wanted to remind everyone about Census 2020 and noted that there will be testing available at Cornerstone on Fridays from 9:00 a.m. to 12:00 p.m. She spoke to the Chief of Police the other day about the minibikes because they were on the sidewalk one day with is a real problem. A young man passed away in Poughkeepsie in a dirt bike accident and she is afraid that's going to happen here so if you see something, say something. She thanked the City Manager for all of the updates because they are really important so we can see what is going on. They have been giving out masks too. We are the highest in the County so we have to educate people and do everything we can to get the word out. She appreciates everything that everyone is doing and she appreciates everyone on the Council.

Mayor Harvey reiterated the sentiments that were already said. Tomorrow is Take Out Tuesday and it's also Donate Tuesday as he has been donating funds to various agencies that have been involved with food distribution. It is National Police Celebration Week from May 10th to 16th and regardless of individual experiences it's important to celebrate our men and women in uniform for doing the best they can during this Pandemic and on a regular basis. We have used the *"Talk and Knock Approach"* asking people to go inside and self-quarantine with the various activities and challenges that have been brought before the Police Department. With the dirt bikes and working with the young people we are using a cautious approach to dealing with those matters and it's important to celebrate the Police Officers during National Police Celebration Week. We need to get the word out on Census 2020. He has been doing a lot of outreach on his own with calls and the Newburgh Enlarged City School District has been making calls too to get the word out on why Census 2020 is important. Lastly he read a quote, *"Hope is important because it can make the present moment less difficult to bare."* It's important for us to express sentiment and words of hope and encouragement. We are seeing the positive tests trend down and there is a four point phase plan that Governor Cuomo has shared with us on how to transition and open the State of New York by Region. Even though the numbers are tending down we are still in the woods and we still need to self-quarantine so we need to stay home so we can come out of this safe and prosperous.

ADJOURNMENT

There being no further business to come before the Council the meeting adjourned at 8:38 P.M.

LORENE VITEK
CITY CLERK

RESOLUTION NO.: 106 - 2020

OF

MAY 11, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER
TO ACCEPT A PROPOSAL WITH THE CHAZEN COMPANIES TO
PERFORM ADDITIONAL GROUNDWATER SAMPLING, REPORTING AND
PERIODIC REVIEW OF THE ENGINEERING AND INSTITUTIONAL CONTROLS AT
THE DELISTED CONSOLIDATED IRON SUPERFUND SITE AT A COST OF \$15,656.00**

WHEREAS, the United States Environmental Protection Agency and the New York State Department of Environmental Conservation approved the Site Management Plan for the Consolidated Iron Superfund Site, and subsequently delisted the site in December of 2014; and

WHEREAS, provisions in Site Management Plan requires the City of Newburgh to conduct groundwater sampling and periodic review of the engineering and institutional controls at the delisted Consolidated Iron Superfund Site; and

WHEREAS, by Resolution No. 267-2015 of October 26, 2015, Resolution No. 125-2017 of May 22, 2017, and Resolution No. 192-2018 of August 13, 2018 the City Council approved contracts with The Chazen Companies to conduct groundwater sampling, reporting services and periodic reviews of the engineering and institutional controls at the delisted Consolidated Iron Superfund Site; and

WHEREAS, the United States Environmental Protection Agency and the New York State Department of Environmental Conservation have requested additional groundwater sampling for certain emerging contaminants at the delisted Consolidated Iron Superfund Site; and

WHEREAS, The Chazen Companies has submitted a proposal to conduct such groundwater sampling, reporting services and periodic review of the engineering and, institutional controls at the delisted Consolidated Iron Superfund Site at a cost of \$15,656.00 with funding to be derived from A.1440.0448.0003; and

WHEREAS, this Council has determined that accepting such proposal and entering into a contract for such work is in the best interests of the City of Newburgh;

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 accept a proposal and enter into a contract with The Chazen Companies to conduct groundwater sampling, reporting services and review of the engineering and institutional controls at the delisted Consolidated Iron Superfund Site at a cost of \$15,656.00.

RESOLUTION NO.: 107 - 2020

OF

MAY 11, 2020

**RESOLUTION SCHEDULING A PUBLIC HEARING FOR MAY 28, 2020
TO HEAR PUBLIC COMMENT CONCERNING
AN AMENDMENT OF THE CDBG CITIZEN PARTICIPATION PLAN**

WHEREAS, by Resolution No. 282-2019 of November 12, 2019, the City Council of the City of Newburgh, New York approved and adopted the Community Development Block Grant ("CDBG") 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, Citizen Participation Plan and a Language Access Plan; and

WHEREAS, the Citizen Participation Plan requires an amendment to include processes for Citizen Participation during Emergencies and Disasters, including the potential use of new technology that improves the avenues of participation by residents, in preparation for the receipt and allocation of CDBG Coronavirus aid (CDBG-CV);

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 a proposed amendment to the CDBG Citizen Participation Plan; 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 28th day of May, 2020; and

BE IT FURTHER RESOLVED, that due to public health and safety concerns related to COVID-19, the City Council will not be meeting in-person. In accordance with the Governor's Executive Order 202.1, as amended, the May 28, 2020 City Council meeting will be held via videoconferencing, and a transcript will be provided at a later date. The public will have an opportunity to see and hear the meeting live and provide comments on the proposed local law as follows:

To view the livestream of the City Council Work Session and Meeting visit:
<https://www.cityofnewburgh-ny.gov/live-video-streaming>.

To access the City Council Work Session and Meeting remotely: join from a PC, Mac, iPad, iPhone, or Android device through the Zoom App:
https://zoom.us/webinar/register/WN_sl4UfTZSTeqCHaf8N0eQzw. Please note that there is an underscore between the "N" and "s").

To register in advance for this webinar in order to provide comments during the hearing:
https://zoom.us/webinar/register/WN_sl4UfTZSTeqCHaf8N0eQzw. Please fill out the required information (First Name, Last Name, E-mail Address). After registering, you will receive a confirmation email containing information about joining the webinar.

Comments can be provided by email before the meeting to comments@cityofnewburgh-ny.gov with the Subject Line in this format: "PUBLIC HEARING ITEM" by 4:00 p.m. on Wednesday, May 27, 2020. Please check the meeting Agenda posted on the website for further instructions to access the virtual meeting and for updated information.

City of Newburgh

Department of Planning and Development

Community Development Block Grant Program

CDBG

Citizen Participation Plan



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A. Introduction

Purpose

Pursuant to the citizen participation requirements of 24 CFR Section 91.105 and 24 CFR Part 5, City of Newburgh ("City") sets forth the following Citizen Participation Plan (the "Plan") as it relates to the administration of the grant programs funded by the U.S. Department of Housing and Urban Development (HUD), including:

- Community Development Block Program (CDBG)
- Any other grants that may be provided by HUD.

The Plan presents the City of Newburgh's plan to provide opportunity for and encourage all citizens to participate in the development, revision, amendment, approval, and implementation of:

- The Citizen Participation Plan
- The Assessment of Fair Housing (AFH)
- The Consolidated Plan (CP)
- The Annual Action Plan (AAP)
- The Consolidated Annual Performance and Evaluation Report (CAPER), and
- The Section 108 Loan Guarantee Program

Lead Agency

The City of Newburgh Department of Planning and Development is the lead agency responsible for the administration of the following HUD funded federal grant program:

- Community Development Block Program (CDBG)
- Any other grants that may be provided by HUD.

Effective Date

Subsequent to approval of this Citizen Participation Plan by the City of Newburgh City Council, the Plan shall be effective until it is amended or otherwise replaced.

B. Encouragement of Citizen Participation

General

The City of Newburgh provides for and encourages citizens to participate in the development, revision, amendment, approval, and implementation of the Citizen Participation Plan, the Assessment of Fair Housing, the Consolidated Plan, the Annual Action Plan, and the CAPER. The City of Newburgh encourages participation of people with low- and moderate-incomes, particularly by residents of predominantly low- and moderate- income neighborhoods as well as those living in areas designated as revitalization areas, in slum and blighted areas, and/or in areas where HUD funds are proposed to be used. With respect to the public participation initiatives included in this Plan, the City of Newburgh will take appropriate actions to encourage the participation of all its citizens, including minorities, people

with low and moderate incomes, non-English speaking people, and people with disabilities, as described below.

Non-English-Speaking People

The City of Newburgh utilized American Community Survey Data Tables # DP-1, DP02, DP05. Based on this data, the City of Newburgh meets the 1,000 or 5% LEP persons threshold for Spanish speakers.

The City of Newburgh will provide a Spanish interpretation services at City Council meetings where HUD programs are discussed. Meeting agendas, proposed plans and other meeting materials will be translated into Spanish.

People with Disabilities

To encourage the participation of people with disabilities, the City of Newburgh will include the following language in all of its public hearing notices published in the newspapers of record and La Voz newspaper/website.

“The City of Newburgh will make reasonable accommodations and services necessary for citizens with sensory-impairments and disabilities at the public hearing. Translation services may be offered upon request and availability. People requiring such accommodations/services should contact the City of Newburgh at least three working days in advance of the meeting. People requiring information in alternative formats should contact the City of Newburgh Department of Planning and Development, (845) 569-9400.”

The City of Newburgh will conduct all public hearings in locations that are accessible by people with disabilities, when available.

If requested, the City of Newburgh will mail copies of public hearing notices to people who are homebound and request such accommodation no less than seven days prior to the public meeting.

People with Low- and Moderate-Incomes

All citizens of the City of Newburgh, especially those of low and moderate income, are encouraged to participate in the CDBG program process. 73% of City of Newburgh residents are considered Low and Moderate Income Persons (2011-2015 American Community Survey [ACS]), with poverty concentrated mostly in the East End.

Organizations and Agencies

The City of Newburgh encourages the participation of local and regional institutions, the Continuum of Care, businesses, developers, nonprofit organizations, philanthropic organizations, broadband internet service providers, organizations engaged in narrowing the digital divide, agencies whose primary responsibilities include the management of flood prone areas, public land or water resources, emergency management agencies, and community-based and faith-based organizations in the process of developing, revising, amending, approving, and implementing all documents covered by this Plan. This will be achieved through stakeholder interviews, focus groups and/or public meetings.

Local Public Housing Agency

The City of Newburgh encourages, in consultation with the Public Housing Authority (PHA), the Newburgh Housing Authority (NHA), the participation of residents of Section 8 Housing Choice Vouchers issued by the PHA, in the process of developing, revising, amending, approving, and implementing the documents covered by this Plan. The City of Newburgh will provide information to the Executive Director of the NHA about the Assessment of Fair Housing, its affirmatively furthering fair housing strategy, and Consolidated Plan activities related to housing developments and communities so the PHA can make this information available at the annual public hearings required for its Public Housing Agency Plan.

The City of Newburgh encourages participation by PHA stakeholders. This will be carried out by providing to the PHA information on public meetings, surveys and other outreach initiatives related to the documents covered by this Plan.

Public Notices

Public Meeting and document/comment review notices will be placed in the four (4) local newspapers:

- Orange County Post
- Hudson Valley Press
- Mid Hudson Times
- Times Herald Record

Meeting and document review notices will be placed in a local Spanish-Language publication:

- La Voz (either the monthly publication or on the La Voz website, in the event of an urgent notice.)

Public Hearings

All public hearings will be scheduled at times and locations that are convenient for potential and actual program beneficiaries, and with accommodation for people with disabilities and non-English Spanish speakers in accordance with this Plan.

Technical Assistance

When programs are available, the City of Newburgh Planning and Development staff are available to assist organizations representatives of people of low and moderate income and other eligible individuals interested in submitting a proposal to obtain funding through HUD funded Community Development programs. All potential applicants are strongly encouraged to contact the City of Newburgh Department of Planning and Development for technical assistance before initiating a funding request application.

Online Access

The City of Newburgh will post draft copies and final copies of all documents covered by this Plan on its website accessible at <https://www.cityofnewburgh-ny.gov/community-development>.

Other Engagement Techniques

This Plan may be amended as the City of Newburgh continues to gain access to technology that improves the avenues of participation by its residents.

City of Newburgh Contact

All communication regarding the Plan, the Assessment of Fair Housing, the Consolidated Plan, the Annual Action Plan, the CAPER, comments, complaints, reasonable accommodation for people with disabilities, translation services, or other elements shall be directed to:

City of Newburgh
Department of Planning and Development
83 Broadway
Newburgh, NY 12550

In the Event of Disaster or Emergency

In the event of a local, state or federally declared disaster or emergency where public places may be closed to the public or in-person participation may not be feasible or large gatherings may be considered a public health risk, the City of Newburgh may opt to conduct public hearings and meetings virtually via conference call or live web-streaming with ability to ask questions and provide comment in real time. Accommodations will be made for persons with disabilities upon request, such as sign language or translation services. Documents for public review will be shared via the City of Newburgh's website. Copies of the document will may be mailed or e-mailed upon request. The public comment and display period for any Substantial Amendment will shall be no less than five (5) days.

C. The Citizen Participation Plan

Plan Development

The City of Newburgh shall implement the following procedure when amending its Citizen Participation Plan.

Public Review of the Draft Plan

The draft Citizen Participation Plan will be made available for public review for a 15-day period prior to the consideration and approval by the City of Newburgh City Council and may be done concurrently with the public review and comment process for the Consolidated Plan. Copies of the draft Citizen Participation Plan will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

Public Hearing

The City of Newburgh will conduct a public hearing to accept comments on the draft Citizen Participation Plan prior to its approval and submittal to HUD. This public hearing may be held concurrently with the public hearing held in conjunction with the Consolidated Plan.

Comments Received on the Draft Plan

Written comments will be accepted by the City of Newburgh, or a designee, during the 15-day public review period.

City of Newburgh Action

Following the public hearing, the Citizen Participation Plan will be presented to the City of Newburgh City Council for consideration and formal action. A summary of all written comments and those received orally during the public hearing, as well as the City of Newburgh's responses to all written comments, will be attached to the Citizen Participation Plan prior to submission to HUD.

Submission to HUD

The Citizen Participation Plan will be approved as a stand-alone document and submitted to HUD with a summary of all written comments and those received orally during the public hearing as well as the City of Newburgh's responses to written comments and proof of compliance with the 15-day public review and comment period requirement. A summary of any comments or views not accepted and the reasons for non-acceptance shall be supplied to HUD as well.

Amendments to the Approved Citizen Participation Plan

The City of Newburgh shall follow the following procedure to amend its approved Citizen Participation Plan, as needed.

Amendment Considerations

The City of Newburgh will amend the Plan, as necessary, to ensure adequate engagement and involvement of the public in making decisions related to its HUD funded programs. Substantial amendments to the Citizen Participation Plan may be required should a provision of the Plan be found by the City of Newburgh to conflict with HUD regulations, or when changes in HUD regulations occur. Edits to the Plan that only include updated contact information or editorial changes for clarity will not be released for public review and comment.

Draft Amended Citizen Participation Plan Review

The draft Amended Citizen Participation Plan will be made available for public review for a 15-day period prior to the City of Newburgh City Council's consideration and approval and may be done concurrently with the public review and comment process for the Consolidated Plan. Copies of the draft Amended Plan will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

Comments Received on Draft Amended Citizen Participation Plan

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 15-day public review period.

Public Hearing

The City of Newburgh will conduct a public hearing to review and accept public comments on the draft Amended Citizen Participation Plan prior to its approval and submittal to HUD. This public hearing may be held concurrently with the public hearing held in conjunction with the Consolidated Plan. In the event of a local, state or federally declared disaster or emergency where public places may be closed to the public or in-person participation may not be feasible or large gatherings may be considered a public health risk, the City of Newburgh may opt to forgo the public hearing to review revisions to the Citizen Participation Plan.

City of Newburgh City Council Action

Following the public hearing, the Citizen Participation Plan will be presented to the City of Newburgh City Council for consideration and formal action.

Submission to HUD

A copy of the Amended Citizen Participation Plan, including a summary of all written comments and those received during the public hearing as well as the City of Newburgh's responses and proof of compliance with the minimum 15-day public review and comment period requirement, will be submitted to HUD. A summary of any comments or views not accepted and the reasons therefore shall be supplied to HUD as well.

Plan Access

The approved Amended Citizen Participation Plan will be kept on file at:
City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

Hard copies can be made available to those requesting the approved Amended Citizen Participation Plan by contacting the City of Newburgh Department of Planning and Development, or a designee.

In the Event of Disaster or Emergency

In the event of a local, state or federally declared disaster or emergency where public places may be closed to the public or in-person participation may not be feasible or large gatherings may be considered a public health risk, the City of Newburgh may opt to conduct public hearings and meetings virtually via conference call or live web-streaming with ability to ask questions and provide comment in real time. Accommodations will be made for persons with disabilities upon request, such as sign language or translation services. Documents for public review will be shared via the City of Newburgh's Website. Copies of the document may be mailed or e-mailed upon request. The public comment and display period for any Substantial Amendment will shall be no less than five (5) days.

D. The Consolidated Plan (CP)

Plan Development

The City of Newburgh will follow the process and procedures described below in the development of its Consolidated Plan (CP).

Stakeholder Consultation and Citizen Outreach

In the development of the CP, the City of Newburgh will consult with other public and private agencies including, but not limited to, the following:

- Newburgh Housing Authority
- Other assisted housing providers
- Social service providers including those focusing on services to people with low and moderate income, families with children, the elderly, people with disabilities, people with HIV/AIDS and their families, homeless people, and other protected classes
- Community-based and regionally-based organizations that represent protected class members and organizations that enforce fair housing laws
- Regional government agencies involved in metropolitan-wide planning and transportation responsibilities
- Broadband internet service providers and organizations engaged in narrowing the digital divide

- Agencies whose primary responsibilities include the management of flood prone areas, public land or water resources
- Emergency management agencies.

When preparing the portion of the CP concerning lead-based paint hazards, the City of Newburgh shall consult with local or state health and child welfare agencies and examine existing data related to lead-based paint hazards and poisonings, including health department data on the addresses of housing units in which children have been identified as lead-poisoned.

When preparing the description of priority non-housing community development needs, the City of Newburgh will notify adjacent units of local government, to the extent practicable.

A variety of mechanisms may be utilized to solicit input from these people/service providers/agencies/entities. These include written letters, telephone or in-person interviews, mail surveys, internet-based feedback and surveys, focus groups, and/or consultation workshops.

Public Hearings

The City of Newburgh will conduct at least two public hearings in the development of the CP. The first public hearing will be conducted before the draft CP is published for public comment, during which the City of Newburgh will address housing and community development needs, development of proposed activities, the amount of assistance the City of Newburgh expects to receive (including grant funds and program income), the range of activities that may be undertaken, including the estimated amount that will benefit low- and moderate-income residents, and a review of program performance.

The second public hearing will be conducted during or after the 30-day public comment period during which the City of Newburgh will address identified housing and community development needs, proposed eligible activities, and proposed strategies and actions for affirmatively furthering fair housing consistent with the Assessment of Fair Housing.

Potential Displacement of People

Although the City of Newburgh does not anticipate any residential displacement to occur in the foreseeable future, it is required to describe its plans to minimize the displacement of people and to assist any people displaced. When displacement is unavoidable on a temporary or permanent basis, the City of Newburgh will comply with the federal Uniform Relocation Act.

Should displacement of residents be necessary as a result of the use of funds covered by this Plan, the City of Newburgh shall compensate residents who are actually displaced in accordance with HUD Handbook No. 1378, Tenant Assistance, Relocation and Real Property Acquisition. This resource is accessible online at http://portal.hud.gov/hudportal/HUD?src=/program_offices/administration/hudclips/handbooks/cpd/13780.

Public Display and Comment Period

The draft CP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary, description of the contents and purpose of the CP; the anticipated amounts of funding (including program income, if any); proposed activities likely to result in displacement, if any; plans for minimizing the displacement of people as a result of funded activities, if any; plans to assist people actually displaced by the project, if any; the dates of the public display and comment period; the locations where copies of the draft CP can be examined; how comments will be accepted; when the document will be considered for action by the City of Newburgh City Council; and, the anticipated submission date to HUD. Copies of the draft CP will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

In addition, the City of Newburgh will make available a reasonable number of free copies of the draft document to residents and groups that request them.

Comments Received on the Draft Consolidated Plan

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 30-day public display and comment period. The City of Newburgh will consider any comments or views of City of Newburgh residents received in writing, or orally at the public hearings, in preparing the final CP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final CP for submission to HUD.

City of Newburgh City Council Action

Following the public hearing, the CP will be presented to the City of Newburgh City Council for consideration and formal action.

Submission to HUD

The CP will be submitted to HUD no less than 45 days before the start of the City of Newburgh's five-year program cycle.

In the Event of Disaster or Emergency

In the event of a local, state or federally declared disaster or emergency where public places may be closed to the public or in-person participation may not be feasible or large gatherings may be considered a public health risk, the City of Newburgh may opt to conduct public hearings and meetings virtually via conference call or live web-streaming with ability to ask questions and provide comment in real time. Accommodations will be made for persons with disabilities upon request, such as sign language or translation services. Documents for public review will be shared via the City of Newburgh's Website. Copies of the document will may be mailed or e-mailed upon request. The public comment and display period for any Substantial Amendment will shall be no less than five (5) days.

Revisions to the Consolidated Plan

The City of Newburgh shall follow the following procedure to revise its CP, as needed.

Revision Considerations

There are two types of amendments that may occur with the CP: minor amendments and substantial amendments. An amendment to the approved CP will be considered substantial when there is a change in the needs, goals, or priorities identified in the CP.

All other changes that do not meet the criteria defined above will be considered minor amendments and will not be subject to public comments. These changes will be fully documented and approved by the City of Newburgh City Council. The City of Newburgh may choose to submit a copy of each amendment to the CP to HUD as it occurs, or at the end of the program year. Letters transmitting copies of amendments will be signed by the City of Newburgh City Manager or designee.

Public Display and Comment Period

The draft Revised CP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the revisions, the dates of the public display and comment period, the locations where copies of the proposed revised CP can be examined, how comments will be accepted, when the document will be considered for action by the City of Newburgh City Council, and the anticipated submission date to HUD. Copies of the draft Revised CP will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:

<https://www.cityofnewburgh-ny.gov/community-development>

In addition, the City of Newburgh will make available a reasonable number of free copies to residents and groups that request them.

Comments Received on the Draft Revised Consolidated Plan

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 30-day public display and comment period. The City of Newburgh will consider any comments or views of City of Newburgh residents received in writing, or orally at public hearings, in preparing the final Revised CP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final Revised CP for submission to HUD.

City of Newburgh City Council Action

Following the public hearing, the Revised CP will be presented to the City of Newburgh City Council for consideration and formal action.

Submission to HUD

The Revised CP will be submitted to HUD within 30 days following the end of the public display and comment period.

In the Event of a Disaster or Emergency

In the event of a local, state or federally declared disaster or emergency where program funds covered by this Plan may be expended to carry out eligible activities to address the City of Newburgh's disaster response, the City of Newburgh's requirements under this Plan will be streamlined to include:

- A 5-day public display and comment period to amend the CP.
- A minimum of one public hearing shall be held to receive comments on the Revised CP. The City of Newburgh may opt to conduct public hearings and meetings virtually via conference call or live web-streaming with ability to ask questions and provide comment in real time. Accommodations will be made for persons with disabilities upon request, such as sign language or translation services. Documents for public review will be shared via the City of Newburgh's website. Copies of the document will may be mailed or e-mailed upon request. The public comment and display period for any Substantial Amendment will shall be no less than five (5) days.
- Following the public hearing, the Revised CP will be presented to the City of Newburgh City Council for consideration and formal action.
- The Revised CP will be submitted to HUD upon approval of the City of Newburgh City Council.
- Documents for public review will be shared via the City of Newburgh's Website. Copies of the document will may be mailed or e-mailed upon request.

Plan Access

The Revised CP will be kept on file at the City of Newburgh Department of Planning and Development Office, 123 Grand St. Newburgh, NY 12550

The plan can be accessed online at <https://www.cityofnewburgh-ny.gov/community-development>

Hard copies can be made available to those requesting the Revised CP by contacting the City of Newburgh Department of Planning and Development, or a designee. In the event of a local, state or federally declared disaster or emergency, documents for public review will be shared via the City of Newburgh website. Copies of the document may be mailed or e-mailed upon request.

E. The Annual Action Plan (AAP)

The Annual Action Plan (AAP) is a component of the Consolidated Plan (CP), and it describes the City of Newburgh's proposed use of available federal and other resources to address the priority needs and specific objectives in the CP for each program year; the City of Newburgh's method for distributing funds to local municipalities; and, the geographic areas of the City of Newburgh to which it will direct assistance.

Plan Development

The City of Newburgh will follow the process and procedures described below in the development of its AAP.

Public Hearings

The City of Newburgh will conduct at least two public hearings during the development of the AAP to obtain residents' views and to respond to proposals and questions. The first public hearing will be conducted before the AAP draft is published for public comment. During the first public hearing the City of Newburgh will address housing and community development needs, development of proposed activities, the amount of assistance the City of Newburgh expects to receive (including grant funds and program income), the range of activities that may be undertaken, including the estimated amount that will benefit residents with low- and moderate-incomes, and a review of program performance.

The second public hearing will be conducted during or after the 30-day public comment period during which the City of Newburgh will address identified housing and community development needs, proposed eligible activities, and proposed strategies and actions for affirmatively furthering fair housing consistent with the Assessment of Fair Housing.

Citizen Advisory Committees

In the event that a Request for Proposal (RFP) is announced and RFPs are received by the City of Newburgh Department of Planning and Development, a review process is carried out whereby applications are ranked according to criteria outlined in the RFP. Planning and Development staff undertake an initial review of the RFP. The City of Newburgh CDBG Advisory Group members review the proposals. The CDBG Advisory Group then makes award recommendations to the City of Newburgh City

Council. The CDBG Advisory Group is comprised of residents in the City of Newburgh and the City of Newburgh Director of Community Development (or designee.)

Public Display and Comment Period

The draft AAP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the AAP, the anticipated amounts of funding (including program income, if any), the dates of the public display and comment period, the locations where copies of the draft AAP can be examined, how comments will be accepted, when the document will be considered for action by the City of Newburgh City Council, and the anticipated submission date to HUD. Copies of the draft AAP will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

In addition, the City of Newburgh will make available a reasonable number of free copies to residents and groups that request them.

Comments Received on the Draft Annual Action Plan

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 30-day public display and comment period. The City of Newburgh will consider any comments or views of City of Newburgh residents received in writing, or orally at the public hearings, in preparing the final AAP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final AAP for submission to HUD.

City of Newburgh City Council Action

Following the public hearing, the AAP will be presented to the City of Newburgh City Council for consideration and formal action.

Submission to HUD

The AAP will be submitted to HUD no less than 45 days before the start of the City of Newburgh's annual program year.

Revisions to the Annual Action Plan

The City of Newburgh shall follow the following procedure to revise its AAP, as needed.

Revision Considerations

There are two types of amendments that may occur with the AAP: minor amendments and substantial amendments.

An amendment to the approved AAP is considered substantial whenever the City of Newburgh makes one of the following decisions:

- Make a change in its allocation priorities or a change in the method of distribution of funds;
- To carry out an activity, using funds from any program covered by the consolidated plan (including program income, reimbursements, repayment, recaptures, or reallocations from HUD), not previously described in the action plan; or
- To change the purpose, scope, location, or beneficiaries of an activity.

The following changes define a substantial amendment:

- Substantial changes in the CDBG plan that directly affects the City of Newburgh Consolidated Plan. For the Annual Action Plan, a substantial change would constitute a change of more than 25 % of the total grant award funding the activity.
- To carry out an activity, using funds from any program covered by the Consolidated Plan (including program income) not previously identified in the Plan.
- To change the purpose, scope, location, and beneficiaries from one eligible activity to another by more than 25% of the total funds previously authorized.

Changes that are not considered substantial amendments:

- Changes to the CDBG budget for a project by an amount that is less than 25%;
- Consolidated Plan data updates: Consolidated Plan data updates such as census data, income limits, and fair market rents, HOME high and low market rents, Home subsidy limits, and similar types of data shall not be considered a substantial amendment;
- Minor change in project location: A minor change in location on a specific property is not considered a substantial change as long as the purpose, scope, and intended beneficiaries remain essentially the same;
- Project Budget Line Item change: The transfer of some (but not all) funds within a project from one approved budget line item to another approved budget line.

All other changes to funding allocations or approved eligible activities that do not meet the criteria defined above will be considered minor amendments and will not be subject to public comments. These minor amendments will be fully documented and executed by the City of Newburgh City Council. The

City of Newburgh may choose to submit a copy of each amendment to the AAP to HUD as it occurs, or at the end of the program year. All amendments will be submitted to HUD for review via the IDIS.

Public Display and Comment Period

The draft Revised AAP will be placed on display for a period of no less than 30 days to encourage public review and comment. The public notice shall include a brief summary of the revisions, the dates of the public display and comment period, the locations where copies of the draft revised AAP can be examined, how comments will be accepted, when the document will be considered for action by the City of Newburgh City Council, and the anticipated submission date to HUD. Copies of the draft Revised AAP will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

In addition, the City of Newburgh will make available a reasonable number of free copies to residents and groups that request them.

Comments Received on the Draft Revised Annual Action Plan

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 30-day public display and comment period. The City of Newburgh will consider any comments or views of City of Newburgh residents received in writing, or orally at public hearings, in preparing the final Revised AAP. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final Revised AAP for submission to HUD.

City of Newburgh City Council Action

Following the public hearing, the Revised AAP will be presented to the City of Newburgh City Council for consideration and formal action.

Submission to HUD

The Revised AAP will be submitted to HUD within 30 days following the end of the public display and comment period.

In the Event of a Disaster or Emergency

In the event of a local, state or federally declared disaster or emergency where program funds covered by this Plan may be expended to carry out eligible activities to address the City of Newburgh's disaster response, the City of Newburgh's requirements under this Plan will be streamlined to include:

- A 5-day public display and comment period to amend the CP.
- A minimum of one public hearing shall be held to receive comments on the Revised CP. The City of Newburgh may opt to conduct public hearings and meetings virtually via conference call or live web-streaming with ability to ask questions and provide comment in real time. Accommodations will be made for persons with disabilities upon request, such as sign language or translation services. Documents for public review will be shared via the City of Newburgh's Website. Copies of the document will may be mailed or e-mailed upon request. The public comment and display period for any Substantial Amendment will shall be no less than five (5) days.
- Citizens Advisory Group will not be required to review proposed amendments to the Plan.
- Following the public hearing, the Revised AAP will be presented to the City of Newburgh City Council for consideration and formal action.
- The Revised CP will be submitted to HUD upon approval of the City of Newburgh City Council.
- Documents for public review will be shared via the City of Newburghs Website. Copies of the document will may be mailed or e-mailed upon request.

Plan Access

The Annual Action Plan and any revisions will be kept on file at the City of Newburgh Department of Planning and Development, 123 Grand St., Newburgh NY 12550. The plan and revisions can be accessed online at: <https://www.cityofnewburgh-ny.gov/community-development>

Hard copies can be made available to those requesting the Revised AAP by contacting the City of Newburgh Department of Planning and Development, or a designee. In the event of disaster or emergency, documents will be made available on the City of Newburghs Website. Copies may be e-mailed or mailed upon request.

F. Consolidated Annual Performance and Evaluation Report (CAPER)

Report Development

The City of Newburgh shall follow the following procedure in the drafting and approval of its Consolidated Annual Performance and Evaluation Report (CAPER).

Report Considerations

The City of Newburgh Department of Planning and Development will evaluate and report the accomplishments and expenditures of the previous program year and draft the CAPER in accordance with HUD requirements.

Public Display and Comment Period

The draft CAPER will be placed on display for a period of not less than 15 days to encourage public review and comment. Public notice of the display and comment period will be published in the Times Herald Record no less than two weeks before the period begins with accommodation for people with disabilities and non-English Spanish speakers in accordance with this Plan. The public notice shall include a brief summary and purpose of the CAPER, a summary of program expenditures, a summary of program performance, the dates of the public display and comment period, the locations where copies of the draft CAPER can be examined, how comments will be accepted, and the anticipated submission date to HUD. Copies of the draft CAPER will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

Comments Received on the Draft CAPER

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 15-day public display and comment period. The City of Newburgh will consider any comments or views of City of Newburgh residents received in writing while preparing the final CAPER. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final CAPER for submission to HUD.

Submission to HUD

The CAPER will be submitted to HUD within 90 days following the end of the City of Newburgh's annual program year.

Plan Access

The CAPER will be kept on file at the City of Newburgh Office of Planning and Development, 123 Grand St. Newburgh, NY 12550.

The CAPER can be accessed online at <https://www.cityofnewburgh-ny.gov/community-development>

In the Event of Disaster or Emergency

In the event of a local, state or federally declared disaster or emergency where public places may be closed to the public or in-person review of the CAPER may not be feasible or large gatherings may be considered a public health risk, the City of Newburgh will place documents for public review on its Website. Copies of the document will may be mailed or e-mailed upon request.

G. Section 108 Loan Assistance Guarantee Program**Development of Section 108 Loan Guarantee Application**

Applications for assistance filed by the City of Newburgh for Section 108 Loan Guarantee assistance authorized under HUD regulation 24 CFR Part 570, Subpart M, are subject to all provisions set forth within this Plan. Such applications for Section 108 assistance may be included as part of the Consolidated Planning process or may be undertaken separately anytime during the City of Newburgh's program year. Before the City of Newburgh submits an application for Section 108 loan guarantee assistance, the City of Newburgh will make available to citizens, public agencies and other interested parties information that includes the amount of assistance the City of Newburgh expects to be made available (including program income), the range of activities that may be undertaken, the estimated amount that will benefit people of low- and moderate-incomes, and any activities likely to result in displacement.

Public Display and Comment Period

The City of Newburgh will publish its proposed Section 108 loan application for review and comment. The public notice shall include a summary describing the contents and purpose of the application and listing the locations where the entire application may be examined. An application for Section 108 Loan Guarantee funding shall be made available for public review for a 30-day period prior to consideration and submission to HUD and may be done concurrently with the public review and comment process for the Consolidated Plan.

Copies of the proposed Section 108 loan application will be made available for review at the following locations:

City of Newburgh Department of Planning and Development Office
123 Grand St.
Newburgh, NY 12550

City of Newburgh Clerk's Office
83 Broadway
Newburgh, NY 12550

Newburgh Free Library
124 Grand St.
Newburgh, NY 12550

City of Newburgh website:
<https://www.cityofnewburgh-ny.gov/community-development>

Comments Received on the Proposed Section 108 Application

Written comments will be accepted by the City of Newburgh Department of Planning and Development, or a designee, during the 30-day public display and comment period. The City of Newburgh will consider any comments or views of City of Newburgh residents received in writing in preparing the final application. A summary of these comments or views, and a summary of any comments or views not accepted and the reasons why, will be attached to the final application for submission to HUD.

Submission to HUD

The Section 108 Loan Application will be submitted to HUD.

H. Complaints

Residents may register complaints regarding any aspect of the HUD funded programs administered by the City of Newburgh Department of Planning and Development CDBG program by contacting the City of Newburgh Department of Planning and Development, or a designee. All written complaints received will be addressed in writing within 15 days.

Residents wishing to object to HUD approval of the final Consolidated Plan, Annual Action Plan or other documents identified in this plan may send written objections to the Department of Housing and Urban Development, New York State Office: Jacob K. Javits Federal Building, 26 Federal Plaza Room 3541, New York, NY 10278-0068.

Objections should be made within 30 days after the City of Newburgh has submitted the Consolidated Plan or other documents to HUD. Any objections made will only be submitted to HUD for the following reasons:

- The City of Newburgh's description of needs and objectives is plainly inconsistent with available facts and data.
- The activities to be undertaken are plainly inappropriate to meeting the needs and objectives identified by the City of Newburgh.
- The Annual Action Plan does not comply with the requirements of the CDBG program or other applicable laws.
- The Annual Action Plan proposed activities which are other-wise ineligible under the program regulations.

Objections shall include both an identification of requirements not met and available facts and data.

RESOLUTION NO.: 108 - 2020

OF

MAY 11, 2020

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE
AN ADDENDUM TO THE AGREEMENT WITH
THE NEWBURGH ENLARGED CITY SCHOOL DISTRICT FOR POLICE SERVICES
IN CONNECTION WITH THE COMMUNITY RESOURCE OFFICER PROGRAM

WHEREAS, by Resolution No. 210-2019 of August 12, 2019, the City Council of the City of Newburgh authorized the City Manager to enter into an agreement with the Newburgh Enlarged City School District ("NECSD") to provide police services in connection with the Community Resource Officer Program for the 2019-2020 school year for compensation paid by the District to the City of Newburgh in the amount of One Hundred Thousand (\$100,000.00) Dollars; and

WHEREAS, due to the state of emergency from the novel corona virus (COVID-19) pandemic, Governor Andrew M. Cuomo, by Executive Order 202.4, required all schools in New York State to close no later than Wednesday, March 18, 2020, and by Executive Order 202.18, which extended the directives contained in Executive Order 202.4, as amended by Executive Orders 202.11 and 202.14, required that all schools in New York State remain closed through May 15, 2020, after which the continued closure would be re-evaluated; and

WHEREAS, by Executive Order 202.28, Governor Cuomo continued Executive Order 202.18, and Executive Orders, 202.14, 202.11 and 202.4, to provide that all schools shall remain closed through the remainder of the school year; and

WHEREAS, the school closures have reduced the need for a Community Resource Officer services in the NECSD and the parties wish to modify the terms of the cooperative agreement concerning the compensation to the City for services rendered in connection with the Community Resource Officer Program; and

WHEREAS, the City finds that such modification in the form of the Addendum annexed hereto is in the best interests of the City of Newburgh;

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 an Addendum to the Community Resource Officer Agreement with the Newburgh Enlarged City School District, in substantially the same form as annexed hereto with such other terms and conditions as may be required by the Corporation Counsel.

RESOLUTION NO.: 109 - 2020

OF

MAY 11, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PAYMENT OF
CLAIM WITH RAIQUAN FALLS IN THE AMOUNT OF \$8,000.00**

WHEREAS, Raiquan Falls brought a claim against the City of Newburgh; and

WHEREAS, parties and the City have reached an agreement for the payment of the claim in the amount of Eight Thousand and 00/100 Dollars (\$8,000.00) in exchange for a release to resolve all claims among them; and

WHEREAS, this Council has determined it to be in the best interests of the City of Newburgh to settle these matters for the amount agreed to by the parties;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that the City Manager is hereby authorized to settle the claim of Raiquan Falls in the amount of Eight Thousand and 00/100 Dollars (\$8,000.00) and that the City Manager be and he hereby is authorized to execute documents as the Corporation Counsel may require to effectuate the settlement as herein described

RESOLUTION NO.: 110 - 2020

OF

MAY 11, 2020

A RESOLUTION AUTHORIZING THE SETTLEMENT OF
LITIGATION REGARDING THE IN REM TAX FORECLOSURE
OF LIENS FOR THE YEAR 2017 RELATIVE TO
20 DEYO PLACE (SECTION 43, BLOCK 3, LOT 10.1)

WHEREAS, The City of Newburgh commenced a proceeding for the foreclosure of certain tax liens, such action being designated as Orange County Index Number 2017-9726; and

WHEREAS, the attorney for the property owner has advised the City that she is prepared to settle such action; and

WHEREAS, this Council has determined that it would be in the best interests of the City of Newburgh and its further development to settle this matter without the need for litigation;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that the Director of Finance and Enforcing Officer be and he is hereby authorized to withdraw the liens on the property located at 20 Deyo Place (Section 43, Block 3, Lot 10.1), in the City of Newburgh, from the List of Delinquent Taxes, provided that the sum of One Hundred Thousand Eight Hundred Fourteen and 96/100 (\$100,814.96) Dollars representing all past due tax liens, together with all interest and penalties accruing thereon, together with all currently due taxes and charges, including but not limited to all open school taxes, water charges and sewer charges, are all paid in full by certified or bank check on or before May 21, 2020.

RESOLUTION NO.: 111 - 2020

OF

MAY 11, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A
PAYMENT OF CLAIM WITH OLD NEWBURGH PROPERTIES, LLC
IN THE AMOUNT OF \$4,500.00**

WHEREAS, Old Newburgh Properties, LLC brought a claim against the City of Newburgh; and

WHEREAS, the parties have reached an agreement for the payment of the claim in the amount of Four Thousand Five Hundred and 00/100 (\$4,500.00) Dollars in exchange for a release to resolve all claims among them; and

WHEREAS, this Council has determined it to be in the best interests of the City of Newburgh to settle the matter for the amount agreed to by the parties;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that the City Manager is hereby authorized to settle the claim of Old Newburgh Properties, LLC in the total amount of Four Thousand Five Hundred and 00/100 (\$4,500.00) Dollars and that the City Manager be and he hereby is authorized to execute documents as the Corporation Counsel may require to effectuate the settlement as herein described.

RESOLUTION NO.: 112 - 2020

OF

MAY 11, 2020

RESOLUTION SCHEDULING A PUBLIC HEARING FOR MAY 28, 2020
TO HEAR PUBLIC COMMENT CONCERNING A LOCAL LAW AMENDING
CHAPTER 172 OF THE CODE OF ORDINANCES OF THE CITY OF NEWBURGH
TO ADD "ARTICLE II - FIREWORKS AND SPARKLING DEVICES"

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 a Local Law amending Chapter 172 of the Code of Ordinances of the City of Newburgh to add "Article II - Fireworks and Sparkling Devices"; 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 28th day of May, 2020; and

BE IT FURTHER RESOLVED, that due to public health and safety concerns related to COVID-19, the City Council will not be meeting in-person. In accordance with the Governor's Executive Order 202.1, as amended, the May 28, 2020 City Council meeting will be held via videoconferencing, and a transcript will be provided at a later date. The public will have an opportunity to see and hear the meeting live and provide comments on the proposed local law as follows:

To view the livestream of the City Council Work Session and Meeting visit:
<https://www.cityofnewburgh-ny.gov/live-video-streaming>.

To access the City Council Work Session and Meeting remotely: join from a PC, Mac, iPad, iPhone, or Android device through the Zoom App:
https://zoom.us/webinar/register/WN_sl4UfTZSTeqCHaf8N0eQzw. Please note that there is an underscore between the "N" and "s").

To register in advance for this webinar in order to provide comments during the hearing:
https://zoom.us/webinar/register/WN_sl4UfTZSTeqCHaf8N0eQzw. Please fill out the required information (First Name, Last Name, E-mail Address). After registering, you will receive a confirmation email containing information about joining the webinar.

Comments can be provided by email before the meeting to comments@cityofnewburgh-ny.gov with the Subject Line in this format: "PUBLIC HEARING ITEM" by 4:00 p.m. on Wednesday, May 27, 2020. Please check the meeting Agenda posted on the website for further instructions to access the virtual meeting and for updated information.