



CITY OF NEWBURGH
COUNCIL MEETING AGENDA
SESION GENERAL DEL CONSEJAL

April 27, 2020

7:00 PM

Mayor/Alcaldesa

1. Moment of Silence / Momento de Silencio
2. Pledge of Allegiance/ Juramento a la Alianza

City Clerk:/Secretaria de la Ciudad

3. Roll Call/ Lista de Asistencia

Communications/Comunicaciones

4. Approval of the Minutes of the City Council Meeting on April 13, 2020
Aprobación del Acta de la Reunión General del 13 de abril de 2020
5. City Manager Update/ Gerente de la ciudad pone al día a la audiencia de los planes de cada departamento

City Manager's Report/ Informe del Gerente de la Ciudad

6. Resolution No. 98 - 2020 - PIN# 8005.26 Broadway Pedestrian & Traffic Signal Improvements

Resolution authorizing the City Manager to execute an agreement with WSP USA, Inc. for professional engineering services for the Broadway Pedestrian and Traffic Signal Improvements Project (PIN# 8005.26) in the amount of \$423,100.00.

Una resolución autorizando al Gerente de la Ciudad a ejecutar un acuerdo con WSP USA, Inc. Para servicios profesionales de ingeniería para el proyecto de mejoras de señales peatonales y de tráfico (PIN# 8005.26) por el monto de \$423,100.00

7. Resolution No. 99 - 2020 - 2020 Police & Fire Overtime Budget Adjustment

Resolution amending Resolution No: 288-2019, the 2020 Budget for the City of Newburgh, New York to adjust funds between Police and Fire overtime.

Una resolución enmendando Resolución No. 288-2019, el Presupuesto de la Ciudad de Newburgh, Nueva York para ajustar los fondos entre el sobretiempo de la Policía y los Bomberos.

8. Resolution No. 100 - 2020 - 82 Clinton Street - grantee amendment

Resolution authorizing the amendment of a Grantee on a deed for real property known as 82 Clinton Street (Section 10, Block 1, Lot 20).

Una resolución autorizando la enmienda de un concesionario sobre una escritura para bienes raíces conocida como 82 de la Calle Clinton (Sección 10, Bloque 1, Lote 20)

9. Resolution No. 101 - 2020 - 2020 Port Security Grant \$25,000

Resolution authorizing the City Manager to apply for and accept if awarded a Department of Homeland Security 2020 Port Security Grant in an amount not to exceed \$25,000.00 with no City match required.

Una resolución autorizando al Gerente de la Ciudad a solicitar y aceptar si es otorgada una subvención del Departamento de Seguridad Nacional 2020 Seguridad Nacional por un monto que no exceda \$25,000.00 el cual no requiere que la Ciudad iguale los fondos.

10. Resolution No. 102 - 2020 - Newburgh Warming Center - License Agreement Extension

Resolution authorizing the City Manager to execute an extension to the agreement with the Newburgh Ministry, Inc. to continue a warming center at 104 South Lander Street through August 31, 2020.

Una resolución autorizando al Gerente de la Ciudad a ejecutar una extensión al acuerdo con "Newburgh Ministry, Inc. Para continuar un centro de calentamiento en la 104 de la Calle South Lander hasta el 31 de agosto de 2020.

11. Resolution No. 103 - 2020 - BJA FY 2020 Coronavirus Emergency Supplemental Funding

Resolution authorizing the City Manager to apply for and accept a United States Department of Justice Bureau of Justice Assistance 2020 Coronavirus Emergency Supplemental Funding Program Grant in the amount of \$99,194.00 with no City match.

Una resolución autorizando al Gerente de la Ciudad a solicitar y aceptar una subvención del Programa de Financiamiento Suplementario de Emergencia de Coronavirus de la Oficina de Asistencia de Justicia del Departamento de Justicia de los Estados Unidos 2020 por el monto de \$99,194.00 el cual no requiere que la Ciudad iguale los fondos.

12. Resolution No. 104 - 2020 - Authorizing the Settlement of a Claim

A resolution authorizing the City Manager to execute a payment of claim.

Una resolución autorizando al Gerente de la Ciudad a ejecutar un reclamo de pago.

13. ~~Resolution No. 105 - 2020 - Authorizing the Settlement of a Claim~~
~~A resolution authorizing the City Manager to execute a payment of claim.~~

Una resolución autorizando al Gerente de la Ciudad a ejecutar un reclamo de pago.

Old Business: / Asuntos Pendientes

New Business: / Nuevos Negocios

Final Comments from the City Council/ Comentarios Finales del Ayuntamiento:

Adjournment/ Aplazamiento:

RESOLUTION NO.: 98 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE
AN AGREEMENT WITH WSP USA, INC.
FOR PROFESSIONAL ENGINEERING SERVICES FOR
THE BROADWAY PEDESTRIAN AND TRAFFIC SIGNAL IMPROVEMENTS PROJECT
(PIN# 8005.26) IN THE AMOUNT OF \$423,100.00**

WHEREAS, by Resolution No. 124-2019 of May 28, 2019, the City Council of the City of Newburgh authorized the City Manager to execute a Master Federal-aid Local Project Agreement with the New York State Department of Transportation to fund the preliminary engineering, final design and right-of-way incidentals phases for the Broadway Pedestrian and Traffic Signal Improvements Project (PIN# 8005.26) (the "Project"); and

WHEREAS, the City of Newburgh has proceeded with the RFQ process for selecting a design consultant in accordance with the Federal Aid process and wishes to accept a proposal and execute an agreement with WSP USA, Inc. for engineering services related to the Project; and

WHEREAS, the proposal includes preliminary design, right-of-way incidentals, final design and construction inspection and support consistent with the requirements of the New York State Department of Transportation and federal regulatory agencies for federal-aid local projects; and

WHEREAS, the cost of the services in the amount of \$423,100.00 shall be derived from NYSDOT/Federal Aid Reimbursement of up to 80% with 20% matching funds derived from the City's OCTC TIP Reserve Fund as per Resolution No. 136-2018 of May 29, 2018; and

WHEREAS, the City Council has reviewed the annexed proposal and has determined that approving the contract for such work would be 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 execute an agreement with WSP USA, Inc. for professional engineering services related to the Broadway Pedestrian and Traffic Signal Improvements Project (PIN# 8005.26) in the amount of \$423,100.00.

RESOLUTION NO.: 99 - 2020

OF

APRIL 27, 2020

RESOLUTION AMENDING RESOLUTION NO: 288-2019,
THE 2020 BUDGET FOR THE CITY OF NEWBURGH, NEW YORK
TO ADJUST FUNDS BETWEEN POLICE AND FIRE OVERTIME

WHEREAS, the combined public safety overtime is within amounts appropriated in the 2020 Budget but a re-allocation between police and fire is necessary to continue to track the annual expense as a whole; the same being in the best interest of the City of Newburgh;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Newburgh that Resolution No.: 288-2019, the 2020 Budget of the City of Newburgh, is hereby amended as follows:

	<u>Decrease</u>	<u>Increase</u>
A.3412.0103.0001	\$ 9,221.11	
A.3412.0108	\$ 625.00	
A.3120.0103.0001	\$ 8,228.97	
A.3120.0109	\$11,908.33	
A.3120.0111	\$ 8,750.00	
A.3120.0113	\$21,877.29	
A.3120.0103	\$31,636.81	
 A.3412.0103	 -----	 <u>\$92,247.51</u>
 TOTAL:	 \$92,247.51	 \$92,247.51

RESOLUTION NO.: 100 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE AMENDMENT
OF A GRANTEE ON A DEED FOR REAL PROPERTY KNOWN
AS 82 CLINTON STREET (SECTION 10, BLOCK 1, LOT 20)**

WHEREAS, by Resolution No.: 76-2020, the City Council authorized the sale of the premises located at 82 Clinton Street, being more accurately described as Section 10, Block 1, Lot 20 on the official tax map of the City of Newburgh to Anthony White; and

WHEREAS, Mr. White has requested that his wife Karon I. Melvin-White be added to the deed; and

WHEREAS, this Council has determined that authorizing the amendment to the grantee would be 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 and directed to execute and deliver a quitclaim deed to Anthony White and Karon I. Melvin-White, upon receipt of the purchase price by money order, good certified or bank check for the purchase of real property known as 82 Clinton Street, being more accurately described as Section 10, Block 1, Lot 20.

RESOLUTION NO.: 101 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER
TO APPLY FOR AND ACCEPT IF AWARDED
A DEPARTMENT OF HOMELAND SECURITY 2020 PORT SECURITY GRANT
IN AN AMOUNT NOT TO EXCEED \$25,000.00
WITH NO CITY MATCH REQUIRED**

WHEREAS, the City of Newburgh Fire Department wishes to apply for a Department of Homeland Security 2020 Port Security Grant in an amount not to exceed Twenty-Five Thousand (\$25,000.00) Dollars; and

WHEREAS, such grant funds, if awarded, shall be used for electronic equipment for the Fire Boat to maintain compliance with United States Coast Guard requirements; and

WHEREAS, no City matching funds or in-kind services are required; and

WHEREAS, this Council has determined that applying for such grant funds would be in the best interests of the City of Newburgh, and the safety of its firefighters and residents alike;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that the City Manager be and he is hereby authorized to apply for and accept if awarded a Department of Homeland Security 2020 Port Security Grant in an amount not to exceed \$25,000.00 for the City of Newburgh Fire Department with no City match required; and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the purchases funded thereby.

RESOLUTION NO.: 102 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE AN EXTENSION TO THE AGREEMENT
WITH THE NEWBURGH MINISTRY, INC. TO CONTINUE A WARMING CENTER
AT 104 SOUTH LANDER STREET THROUGH AUGUST 31, 2020**

WHEREAS, by Resolution No. 273-2019 of October 28, 2019, the City Council of the City of Newburgh authorized the City Manager to enter into an agreement with The Newburgh Ministry, Inc. to establish an overnight warming center at 104 South Lander Street; and

WHEREAS, the term of the Agreement began on November 18, 2019 and expires on April 30, 2020; and

WHEREAS, the City recognizes the enormous beneficial impact that the Newburgh Ministry, Inc. and the operation of the warming center has had on the City of Newburgh by providing overnight shelter to homeless persons during the cold weather season; and

WHEREAS, due to state of emergency from the novel corona virus (COVID-19) pandemic, the City finds that extending the term of the Agreement until August 31, 2020 to allow the Newburgh Ministry, Inc. additional time to locate and identify permanent housing placement for those occupying the warming center is in the best interest of the public health and safety of City of Newburgh, its residents and stakeholders;

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 extension agreement with the Newburgh Ministry, Inc. in substantially the same form as annexed hereto with other provisions as Corporation Counsel may require.

EXTENSION AGREEMENT

THIS EXTENSION AGREEMENT ("Extension"), made as of this ____ day of _____, 2020, by and between the City of Newburgh, a New York municipal corporation ("City") and Newburgh Ministry, Inc., a New York not-for-profit corporation, ("Newburgh Ministry").

WITNESSETH:

WHEREAS, on November 18, 2019, the City and the Newburgh Ministry executed an Agreement for the administration, operation, and management of an overnight warming center at the building located at 104 South Lander Street, Newburgh, New York; and

WHEREAS, the Agreement terminates on April 30, 2020; and

WHEREAS, the parties desire to extend the term of the Agreement until August 31, 2020 for the purpose of identifying permanent housing for the warming center occupants:

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

1. The term set forth in Paragraph 3 of the Agreement shall terminate on August 31, 2020 ("Extension Term").
2. All other terms and conditions set forth in the Agreement shall remain in full force and effect during the Extension Term.

IN WITNESS WHEREOF, the Landlord and the Tenant have duly executed this Lease in duplicate as of the day and year first above written.

CITY OF NEWBURGH

THE NEWBURGH MINISTRY, INC.

By: _____
Name: Joseph P. Donat
Its: City Manager
Per Resolution No.:

By: _____
Name: Colin Jarvis
Its:

RESOLUTION NO.: 103 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO APPLY FOR AND ACCEPT
A UNITED STATES DEPARTMENT OF JUSTICE BUREAU OF JUSTICE ASSISTANCE
2020 CORONAVIRUS EMERGENCY SUPPLEMENTAL FUNDING PROGRAM GRANT
IN THE AMOUNT OF \$99,194.00 WITH NO CITY MATCH**

WHEREAS, the City of Newburgh Police Department as an eligible unit of local government under the FY 2019 Edward Byrne Memorial Justice Assistance Grant Program is eligible for funding under the FY 2020 Coronavirus Emergency Supplemental Funding (“CESF”) Program for the period January 20, 2020 through January 19, 2022; and

WHEREAS, the CESF Program provides funding for preventing, preparing for, and responding to the coronavirus; and

WHEREAS, funding is allocated in the amount of \$99,194.00 for overtime, equipment and supplies, including personal protective equipment, hiring, training, and travel expenses related to the distribution of resources to impacted areas; and

WHEREAS, this Council has determined that applying for and accepting such funding is in the best interests of the City of Newburgh and for the safety of City of Newburgh Police Officers;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York that the City Manager be and is hereby authorized to apply for and accept a United States Department of Justice, Bureau of Justice Assistance 2020 Coronavirus Emergency Supplemental Funding Program Grant in the amount of \$99,194.00, with no City match; and to execute all such further contracts and documentation and take such further actions as may be appropriate and necessary to accept such grant and administer the programs funded thereby.

RESOLUTION NO.: 104 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A PAYMENT OF
CLAIM WITH BENJAMIN CORRADO IN THE AMOUNT OF \$17,284.96**

WHEREAS, Benjamin Corrado brought a claim against the City of Newburgh; and

WHEREAS, parties have reached an agreement for the payment of the claim in the amount of Seventeen Thousand Two Hundred Eighty-Four and 96/100 Dollars (\$17,284.96) 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 Benjamin Corrado in the amount of Seventeen Thousand Two Hundred Eighty-Four and 96/100 Dollars (\$17,284.96) and that the City Manager be and he hereby is authorized to execute documents as the Corporation Counsel may require to effectuate the settlements as herein described.

RESOLUTION NO.: 105 - 2020

OF

APRIL 27, 2020

**A RESOLUTION AUTHORIZING THE CITY MANAGER
TO EXECUTE A PAYMENT OF CLAIM WITH THE TOWN OF NEWBURGH
IN THE AMOUNT OF \$13,875.26**

WHEREAS, the Town of Newburgh 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 Thirteen Thousand Eight Hundred Seventy-Five and 26/100 Dollars (\$13,875.26) 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 Town of Newburgh in the total amount of Thirteen Thousand Eight Hundred Seventy-Five and 26/100 Dollars (\$13,875.26) 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.