



City of Newburgh Council Work Session

7:00 pm
April 7, 2011

AGENDA

1. Procedural Items related to the City Council meeting on April 11, 2011:
 - a. Minutes of the meeting of March 28, 2011
 - b. Notices of Claim
 - c. Departmental Monthly Reports
 - d. Dave McTamaney will make a brief presentation at Monday night's City Council Meeting about the upcoming Memorial Day parade

2. Public Hearing to be Scheduled:
 - a. (Res. 73) Scheduling a public hearing for April 25, 2011 to receive comment on three related pieces of proposed legislation amending the City's Code of Ordinances. The purpose of these amendments is to match up the methodology for computing Sewer Facility Charges with the existing methodology for computing Water Facility Charges, in order to facilitate consolidated billings. This is basically an efficiency measure.
 - A local law amending Section 248-1(1) entitled "Imposition; Method of Determination".
 - An ordinance amending Chapter 248-38 entitled "Water Rates; Service"
 - An ordinance amending Chapter 163 entitled "Fees"

3. Finance Department:
 - a. (Res. 74) A resolution amending the 2011 Budget by the establishment of a budget for the Department of State Local Government Efficiency Grant in the amount of \$45,000.00.
 - b. (Res. 75) A resolution amending the 2011 Budget by the transfer of \$16,045.66 from the Contingency/Emergency line to the Public Works/Other Equipment.

4. Discussion Items:
 - a. Burton Towers
 - b. Council Meetings Summer Schedule:

<u>Work Session</u>	<u>Council Meeting</u>
June 16	June 20
July 7	July 11
August 4	August 8

5. Planning and Development/Real Estate

- a. Section 108 Repayments
- b. CDBG 2010 CAPER
- c. Mid-Broadway RFQ

6. Executive Session:

- a. Sale of Real Estate
- b. Settlement of Litigation
- c. Pending Litigation

RESOLUTION NO.: 73 - 2011

OF

APRIL 11, 2011

RESOLUTION SCHEDULING A PUBLIC HEARING FOR APRIL 25, 2011
TO HEAR PUBLIC COMMENT CONCERNING A LOCAL LAW
AMENDING SECTION 248-1(1) OF THE CITY OF NEWBURGH
CODE OF ORDINANCES TOGETHER WITH ASSOCIATED ORDINANCES
AMENDING SECTION 163-1 OF CHAPTER 163, FEES AND SECTION 293-38
OF CHAPTER 293, WATER OF THE CITY CODE, RELATIVE TO SEWER
FACILITY UNIT CHARGES AND WATER FACILITY UNIT CHARGES

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 Section 248-1(A) entitled "Imposition; Method of Determination" of the Code of the City of Newburgh together with associated ordinances amending Section 163-1 of Chapter 163, Fees and Section 293-38 of Chapter 293, Water of the City Code, relative to Sewer Facility Unit Charges and Water Facility Unit Charges; 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 25th day of April, 2011, in the 3rd Floor Council Chambers, 83 Broadway, City Hall, Newburgh, New York.

LOCAL LAW NO.: _____ - 2011

OF

APRIL 25, 2011

A LOCAL LAW AMENDING SECTION 248-1
ENTITLED "IMPOSITION; METHOD OF DETERMINATION"
WITHIN THE CODE OF ORDINANCES OF THE CITY OF NEWBURGH

BE IT ENACTED, by the Council of the City of Newburgh, New York as follows:

§ 248-1. Imposition; method of determination.

There is hereby established and imposed sewerage facilities rents and sewer use rents, which rents are to be imposed upon the owners of real property and which rents are to be determined as follows:

A. ~~Sewerage facilities rents.~~ Sewer Facility Unit Charge.

- ~~(1) Each single family dwelling will be assigned a value of one unit.~~
- ~~(2) Each multiple family housing structure and apartment house will be assigned a value of one unit for the first dwelling unit and 3/4 of a unit for each additional dwelling unit contained within the housing structure or apartment house. A "dwelling unit" shall be defined as a room or group of rooms occupied or intended for occupancy as separate living quarters and having direct access from the outside or through a common hall.~~
- ~~(3) All other properties within the city, other than single family dwellings, multiple family housing structures and apartment houses, will be assigned one unit for every \$30,000 of their total assessed value (approved prior to applying exceptions, abatements, etc.).~~
- ~~(4)~~ (1) The sum of all units derived in the manner described in Subsection A(1), (2) and (3) above set forth in Chapter 163, Fees shall be divided into the annual cost of debt service to determine the sewerage facilitiesy unit charge.
- ~~(5)~~ (2) The owner of each property in the City shall pay a sewerage facility unit charge equal to the number of units assigned to that property multiplied by the sewerage facilitiesy unit charge determined in Subsection A~~(4)~~ A(1) above.

~~(6)~~ (3) The minimum sewer facility unit charge shall be as set forth in Chapter 163, Fees, of this Code.

This Local Law shall take effect on January 1, 2012.

| Matter ~~stricken~~ deleted.
Matter underlined added

OF

APRIL 25, 2011

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

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

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

§ 163-1. Applicability.

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

Code Section	Type of Fee	Amount
§ 248-1	Minimum sewer charge	\$1.00 per quarter
§ 248-1.A	<u>Sewer Facility Unit Charge</u>	<u>Each single-family dwelling will be assigned one unit</u> <u>Each two-family dwelling will Be assigned 2.5 units</u> <u>All other properties with improvements within the City, other than one, two, and three family dwellings, will be assigned one unit for every \$30,000 in their total assessed value (approved prior to</u>

Each three-family dwelling will be assigned 2.5 units

All other properties with improvement within the City, other than one, two and three family dwellings, will be assigned one unit for every \$30,000.00 in their total assessed value (approved prior to applying exceptions, exemptions abatements, etc.)

All other properties without improvements within the City will be assigned one unit.

Quarterly water facility charge	\$7.30 per unit as determined above
Minimum water facility charge	\$1.00 per quarter
Hydrant charge, outside City	\$64 per hydrant per year

Section 2. This Ordinance shall take effect of January 1, 2012

Matter ~~stricken~~ deleted.
Matter underlined added.

ORDINANCE NO.: _____ - 2011

OF

APRIL 25, 2011

AN ORDINANCE AMENDING CHAPTER 248-38
ENTITLED "WATER RATES; SERVICE"
OF THE CODE OF THE CITY OF NEWBURGH

BE IT ORDAINED, by the Council of the City of Newburgh, New York that Chapter 248-38, entitled "Water rates; service" of the Code of the City of Newburgh be and is hereby amended as follows:

Section 1. § 248-38. Water rates; service.

C. Water Facility Unit Charge. The sum of all units derived in the manner set forth in Chapter 163, Fees shall be divided into the annual cost of debt service to determine the water facility unit charge. The owner of each property in the City shall pay a water facility unit charge equal to the number of units assigned to that property multiplied by the water facility unit charge. The minimum water facility unit charge shall be as set forth in Chapter 163, Fees, of this Code.

Section 2. This Ordinance shall take effect on January 1, 2012

Matter ~~stricken~~ deleted.

Matter underlined added.

RESOLUTION NO.: 74 - 2011

OF

APRIL 11, 2011

A RESOLUTION AMENDING RESOLUTION NO: 264-2010,
THE AMENDED 2011 BUDGET FOR THE CITY OF NEWBURGH, NEW YORK
TO ESTABLISH A BUDGET FOR THE DEPARTMENT OF STATE
LOCAL GOVERNMENT EFFICIENCY GRANT

BE IT RESOLVED, that Resolution No: 264-2010, the 2011 Amended Budget of the City of Newburgh, is hereby amended as follows:

GRANT FUND

Revenue

CG.1210.3360.3210.2011	DOS Charter Revision Grant	\$45,000.00
CG.1210.5031.3010.2011	Transfer from General Fund	\$ 5,000.00

Expenditures

CG.1210.0455.3010.2011	Consultants Charter Revision	\$50,000.00
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General Fund

A.9901.9000.3010.2011	Transfer to Grant Fund	\$5,000.00
A.1900.1990.3010.2011	Contingency	(\$5,000.00)

RESOLUTION NO.: 75 - 2011

OF

APRIL 11, 2011

RESOLUTION AMENDING RESOLUTION NO: 264-2010,
THE AMENDED 2011 BUDGET FOR THE CITY OF NEWBURGH, NEW YORK
TO TRANSFER \$16,045.66 FROM CONTINGENCY-EMERGENCY
TO DEPARTMENT OF PUBLIC WORKS REPAIRS/OTHER EQUIPMENT
FOR AN EMERGENCY REPAIR

BE IT RESOLVED, that Resolution No: 264-2010, the 2011 Amended Budget of the City of Newburgh, is hereby amended as follows:

		<u>Decrease</u>	<u>Increase</u>
Special Items			
Contingency	A.1900.1990	\$16,045.66	
Department of Public Works			
Repairs/Other Equipment	A.5010.0443		\$16,045.66