



CITY OF NEWBURGH
COUNCIL MEETING AGENDA

March 11, 2013
7:00 pm

Mayor:

1. Prayer
2. Pledge of Allegiance

City Clerk:

3. Roll Call

Communications:

4. Approval of the minutes of the February 25, 2013 City Council meeting
5. Notice of Claim: Lauren Joyce v. City of Newburgh
6. Notice of Claim: A. Romaine Jackson v. City of Newburgh

Comments from the public regarding the agenda:

Comments from the Council regarding the agenda:

City Manager's Report:

7. Resolution No. 52 - 2013
A resolution authorizing participation in the Orange County Fire Mutual Aid Plan.
8. Resolution No. 53 - 2013
A resolution amending Resolution No. 223-2012, the 2013 Budget for the City of Newburgh, New York to transfer \$10,000.00 from contingency to property management in connection with the cleanup of 1 Edward Street.
9. Resolution No. 54 - 2013
A resolution authorizing the City Manager to execute a contract with Barton & Loguidice for professional engineering services to evaluate the impact of residual contamination from the Central Hudson Manufactured Gas Plan on the construction phase of the wastewater treatment plant emergency backup generation and solids handling systems project at a cost not to exceed ten thousand (\$10,000.00) dollars.

10. Resolution No. 55 – 2013

A resolution reappointing Denise Ribble and Natalie McKinstrie as members of the Waterfront Advisory Committee.

Old Business:

11. Resolution No. 36 – 2013

A resolution to sponsor the Newburgh Illuminated Event for the purpose of providing insurance and assistance with grant applications.

New Business:

Public Comments Regarding General Matters of City Business:

Further Comments from the Council:

Adjournment:



CITY OF NEWBURGH

CITY CLERK'S OFFICE
83 BROADWAY
NEWBURGH, NEW YORK 12550
PHONE (845)569-7311
FAX (845)569-7314

LORENE VITEK
CITY CLERK

KATRINA COTTEN
LISETTE WILLIAMS
DEPUTY CLERKS

MEMORANDUM

TO: Michelle Kelson, Corporation Counsel

FROM: Katrina Cotten, Deputy City Clerk

RE: Notice of Claim:
A. Romaine Jackson vs. City of Newburgh

DATE: February 14, 2013

Please find attached Notice of Claim regarding the above, which was hand delivered to our office on this date.

Attachment

Cc City Manager
Mayor & Council



In the Matter of the Claim of

A. ROMAINE JACKSON

VS

CITY OF NEWBURGH



TO:

PLEASE TAKE NOTICE that the undersigned claimant(s) hereby make(s) claim and demand against you as follows:

1. The name and post-office address of each claimant and claimant's attorney is:

A. ROMAINE JACKSON
45 SCARBOROUGH LN
WAPPING FALLS, NY 12590

2. The nature of the claim:

PROPERTY DAMAGE TO MY
2006 CHEV. BLZE

3. The time when, the place where and the manner in which the claim arose:

SATURDAY - FEB. 9, 2013

9:45 - 10:00 AM

CORNER RENWICK & WILLIAM STS.
NEWBURGH, N.Y.

4. The items of damage or injuries claimed are (do not state dollar amounts)

FRONT BUMPER - DRIVER SIDE
WHEEL WELL.



CITY OF NEWBURGH

CITY CLERK'S OFFICE
83 BROADWAY
NEWBURGH, NEW YORK 12550
PHONE (845)569-7311
FAX (845)569-7314

LORENE VITEK
CITY CLERK

KATRINA COTTEN
LISETTE WILLIAMS
DEPUTY CLERKS

MEMORANDUM

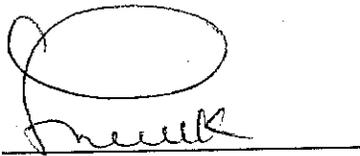
TO: Michelle Kelson, Corporation Counsel

FROM: Lorene Vitek, City Clerk

RE: Notice of Claim:
Lauren Joyce vs. City of Newburgh

DATE: February 25, 2013

Please find attached Notice of Claim regarding the above, which was received via Certified Mail on this date.



Attachment

Cc City Manager
Mayor & Council

In the Matter of Claim of LAUREN JOYCE,

Claimant(s)

-against-

NOTICE OF CLAIM

JOHN MAGUIRE City of Newburgh Police Officer and CITY
OF NEWBURGH POLICE DEPARTMENT and CITY OF
NEWBURGH

Respondent(s).

RECEIVED

FEB 26 2013

CITY CLERK

TO: CITY OF NEWBURGH POLICE DEPARTMENT
POLICE OFFICER JOHN MAGUIRE, and CITY OF NEWBURGH

55 Broadway
Newburgh, New York 12550

and/or

83 Broadway
Newburgh, New York 12550

PLEASE TAKE NOTICE that the undersigned, LAUREN JOYCE intends to
file claim and demand judgment against CITY OF NEWBURGH POLICE OFFICER
JOHN MAGUIRE, CITY OF NEWBURGH POLICE DEPARTMENT and CITY OF
NEWBURGH as follows:

1. That the name and post office address of the claimant is as follows:
LAUREN JOYCE, 421 Winding Hills Road, Montgomery, New York 12549.
2. That the name and post office address of the claimant's attorney is as
follows:

SCHONBERG LAW OFFICES OF THE HUDSON
VALLEY, P.C.
209 Route 32, P.O. Box 217
Central Valley, NY 10917
(845) 928-3030

RESOLUTION NO.: 52 - 2013

OF

MARCH 11, 2013

A RESOLUTION AUTHORIZING PARTICIPATION IN THE
ORANGE COUNTY FIRE MUTUAL AID PLAN

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York that the City Council approves the participation by the City of Newburgh Fire Department in the orange county Fire Mutual Aid Plan as now in effect and as amended from time to time ("Plan"); and

BE IT FURTHER RESOLVED that the City of Newburgh acknowledges and accepts its financial responsibility for such participation pursuant to General Municipal law Section 209(2)-(4); and

BE IT FURTHER RESOLVED that the City of Newburgh agrees to comply with all provisions of this Plan and will respond to all calls for assistance from another fire company or fire department through the County Division of Emergency Communications; and

BE IT FURTHER RESOLVED that the City of Newburgh, to the best of its knowledge, knows of no resolution or agreement against "outside service" by the City of Newburgh Fire Department that would affect the power of such department to participate in the Plan; and

BE IT FURTHER RESOLVED that the City Manager be and he is hereby authorized to execute on behalf of the City of Newburgh, the Plan; and

BE IT FURTHER RESOLVED that the City Manager is authorized to deliver to the Count of Orange Fire Coordinator, an executed copy of the Plan and certified copy of this Resolution upon adoption.

Voted: In Favor _____ Opposed _____ Abstained _____

RESOLUTION NO.: 53 - 2013

OF

MARCH 11, 2013

RESOLUTION AMENDING RESOLUTION NO: 223-2012,
THE 2013 BUDGET FOR THE CITY OF NEWBURGH, NEW YORK
TO TRANSFER \$10,000.00 FROM CONTINGENCY TO
PROPERTY MANAGEMENT-MAINTENANCE IN CONNECTION
WITH THE CLEANUP OF 1 EDWARD STREET

BE IT RESOLVED, by the Council of the City of Newburgh, that Resolution No: 223-2012, the 2013 Budget of the City of Newburgh, is hereby amended as follows:

	<u>Decrease</u>	<u>Increase</u>
A.1900 Special Items .1990 Contingency	\$10,000.00	
A.1365 Property Management - Maintenance .0459.0001 1 Edward Street Cleanup/Removal		\$10,000.00

RESOLUTION NO.: 54 - 2013

OF

MARCH 11, 2013

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH BARTON & LOGUDICE FOR PROFESSIONAL ENGINEERING SERVICES TO EVALUATE THE IMPACT OF RESIDUAL CONTAMINATION FROM THE CENTRAL HUDSON MANUFACTURED GAS PLANT ON THE CONSTRUCTION PHASE OF THE WASTE WATER TREATMENT PLANT EMERGENCY BACKUP GENERATION AND SOLIDS HANDLING SYSTEMS PROJECT AT A COST NOT TO EXCEED TEN THOUSAND (\$10,000.00) DOLLARS

WHEREAS, this Council, by Resolution No.: 254-2011 of December 12, 2011, authorized the City Manager to enter into an agreement for professional engineering services with Malcolm Pirnie-Arcadis in connection with the Waste Water Treatment Plant Emergency Backup Generation and Solids Handling Systems Project (the "WWTP Project"); and

WHEREAS, this Council, by Resolution No.: 108-2012 of June 18, 2012, authorized the City Manager to execute and amendment to the contract for professional engineering services with Malcolm Pirnie-Arcadis for detailed design services in connection with the WWTP Project; and

WHEREAS, this Council, by Resolution No. 161-2012 of September 24, 2012, authorized the City Manager to execute a contract with Malcolm Pirnie-Arcadis for Construction Phase Services in connection with the WWTP Project; and

WHEREAS, this Council, by Resolution No. 167-2012 of September 24, 2012 accepted a bid and authorized the City Manager to execute an electrical construction contract with Hudson Valley Electrical C&M, Inc. in connection with the installation of the back-up generator for the WWTP Project; and

WHEREAS, the WWTP Project is proceeding under a Consent Order with the New York State Department of Environmental Conservation and the work associated with the WWTP Project is subject to strict completion deadlines; and

WHEREAS, during construction phase of the WWTP Project, unidentified substances were observed which may be related to the Central Hudson Manufactured Gas Plant Remediation Project which may require evaluation by an independent engineering firm; and

WHEREAS, it is necessary to engage the services of an independent engineering firm to evaluate whether further and additional remediation work is required at the WWTP and time is of the essence to ensure that the WWTP Project deadlines are met; and

WHEREAS, Barton & Loguidice has been identified as qualified to perform the profession engineering evaluation should it be required; and

WHEREAS, funding for such services shall be derived from HG1.8130.0200.8100; and

WHEREAS, this Council has determined that entering into a contract for professional engineering services with Barton & Loguidice 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 a contract with Barton & Loguidice for professional engineering services in connection with the evaluation of substances found in connection with the construction phase of the Waste Water Treatment Plant Emergency Backup Generation and Solids Handling Systems Project at a cost not to exceed Ten Thousand (\$10,000.00) Dollars.

RESOLUTION NO.: 55 - 2013

OF

MARCH 11, 2013

A RESOLUTION APPOINTING AND REAPPOINTING
DENISE RIBBLE AND NATALIE MCKINSTRIE
AS MEMBERS TO THE WATERFRONT ADVISORY COMMITTEE

BE IT RESOLVED, by the Council of the City of Newburgh, New York that Denise Ribble and Natalie McKinstrie be and are hereby re-appointed to the Waterfront Advisory Committee for a three (3) year term commencing on April 1, 2013 and expiring March 31, 2016.

RESOLUTION NO.: 36 - 2013

OF

MARCH 11, 2013

A RESOLUTION TO SPONSOR THE
NEWBURGH ILLUMINATED EVENT

WHEREAS, the Newburgh Illuminated Festival will be held in June 2013; and

WHEREAS, the Newburgh Illuminated Festival is an event designed to celebrate the rich history of the City as well as the great cultural diversity, to bring city residents together in celebration, to "illuminate" and market the great assets of the City, to bring new people into the City thus resulting in increased tourism, new business and positive regional perception, and

WHEREAS, this City Council finds that supporting the Newburgh Illuminated Festival as a City-sponsored event is in the best interests of the residents of the City of Newburgh and that cooperation between the Festival organizers and the City creates the greatest opportunity for success; and

WHEREAS, the organizers of the Newburgh Illuminated Festival have requested that the City Council support the Festival as a City-sponsored event; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York hereby supports and sponsors the Newburgh Illuminated Festival as a City-sponsored event and that such sponsorship be limited to providing insurance coverage for the event and the use of the City's Federal tax identification number for the purposes of applying for grant funds to support the event unless additional support is specifically approved by the Council members and the cost of any services provided by the City staff and departments are paid for by funds raised by the Festival organizers.

City of Newburgh
Newburgh Illuminated (Festival) Sponsorship Opportunities
(what's bolded for one package is what is NOT in the package below)

The Concert Spotlighter: \$10,000

1. Company logo/name associated with the main stage
2. Company banner displayed prominently within the stage area and up to two additional banners in high traffic viewing areas, furnished by company
3. Company logo/name on event map
4. Company logo/name on Newburgh Illuminated Festival website & social networking sites which has capacity to reach every resident & business in City of Newburgh (approx. 10,000 households & businesses)
5. Company promotional announcements from the stage during the event
6. Event flyer featuring company logo/name reaching more than 12,000 NECSD students
7. Company logo/name featured in a full page color ad in event program, distributed to anticipated audience of 5,000 attendees
8. Company logo/name prominently featured in print, radio, web and magazine advertising
9. 10 x 10 space for company's booth at Festival in prime spot (sponsor to bring their own table & chairs)

Flame Sponsor: \$5,000

1. Company banner displayed within the stage area and up to two additional banners in high traffic viewing areas
2. Company logo/name on event map
3. Company logo/name on Newburgh Illuminated Festival website & social networking sites which has capacity to reach every resident & business in City of Newburgh (approx. 10,000 households & businesses)
4. Event flyer featuring company logo/name reaching more than 12,000 NECSD students
5. Company logo/name featured in a half-page black & white ad in event program, distributed to anticipated audience of 5,000 attendees
6. Company logo/name featured in print, radio, web and magazine advertising
7. 10 x 10 space for company's booth at Festival (sponsor to bring their own table & chairs)

Sparkler Sponsor: \$ 2,500

1. Up to two Company banner(s) displayed in high traffic viewing areas
2. Event flyer featuring company logo/name reaching more than 12,000 NECSD students
3. Company logo/name featured in a quarter page black & white ad in event program, distributed to anticipated audience of 5,000 attendees
4. Company logo/name on Newburgh Illuminated Festival website & social networking sites which has capacity to reach every resident & business in City of Newburgh (approx. 10,000 households & businesses)
5. 10 x 10 space for company's booth at Festival (sponsor to bring their own table & chairs)

Limelight Sponsor: \$1,500

1. Event flyer featuring company logo/name reaching more than 12,000 City of Newburgh students
2. Company logo/name featured in a quarter page black & white ad in event program, distributed to anticipated audience of 5,000 attendees
3. Company logo/name on Newburgh Illuminated Festival website & social networking sites which has capacity to reach every resident & business in City of Newburgh (approx. 10,000 households & businesses)
4. 10 x 10 space for company's booth at Festival (sponsor to bring their own table & chairs)

Incandescent Sponsor: \$1,000

1. Company logo/name featured in a 1/4 page black & white ad in event program, distributed to anticipated audience of 5,000 attendees
2. Company logo/name on Newburgh Illuminated Festival website & social networking sites which has capacity to reach every resident & business in City of Newburgh (approx. 10,000 households & businesses)
3. 10 x 10 space for company's booth at Festival (sponsor to bring their own table & chairs)

Brightener Vendor Booth Sponsor: \$500

1. Company name listed in event program, distributed to anticipated audience of 5,000 attendees
2. 10 x 10 space for company's booth at Festival (sponsor to bring their own table & chairs)

Shimmer Sponsor: \$250

1. Company logo/name on Newburgh Illuminated Festival website & social networking sites which has capacity to reach every resident & business in City of Newburgh (approx. 10,000 households & businesses)
2. Ad sized 1/8 page featured in event program distributed to an anticipated audience of 5,000 attendees

PLEASE NOTE:

1. All logos must be provided high resolution.
2. All banners are to be furnished by company.
3. Company booths will be located in central spot (TBD) on Saturday of festival weekend.
4. Deadline for all logos/ads is April 30, 2013
5. Payment is due on or before April 15, 2013.

For more information, contact either June Henley via phone at 845-629-8676 or email at jhenley@sate-harbors.org.