



CITY OF NEWBURGH
COUNCIL MEETING AGENDA
SESION GENERAL DEL CONSEJAL

June 28, 2018
6:00 PM

Mayor/Alcaldesa

1. Prayer/Rezo
2. Pledge of Allegiance/Juramento a la Alianza

City Clerk:/Secretaria de la Ciudad

3. Roll Call / Lista de Asistencia

Communications/Comunicaciones

Presentations/Presentaciones

Comments from the public regarding agenda and general matters of City Business/Comentarios del público con respecto a la agenda y sobre asuntos generales de la Ciudad.

Comments from the Council regarding the agenda/Comentarios del Consejo con respecto a la agenda

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

4. Resolution No. 158-2018 - CFA 2018 - NYSDOS Local Government Efficiency Grant for Orange County Water Efficient Fleet Wash Project
Resolution authorizing the City of Newburgh to participate in the New York State Department of State (NYSDOS) 2018-2019 Local Government Efficiency Grant Application for the Orange County Water Efficient Fleet Wash Project and support the joint application by the County of Orange, the City of Newburgh, the Town of Goshen, the Village of Goshen and other municipalities for the purpose of seeking funding for the installation of a shared water efficient fleet wash at the Orange County Department of Public Works Complex. (Michelle Kelson, as per Mayor Harvey)
5. Resolution No. 159 - 2018 - awarding a bid to A-Tech Concrete Co. Inc. for the ADA Curb Ramp Rehabilitation Phase 1A Construction Project
Resolution authorizing the award of a bid and the execution of a contract with A-Tech Concrete Co., Inc. for the ADA Curb Ramp Rehabilitation Phase 1A Construction Project for the northeast section of the City of Newburgh in an amount not to exceed \$420,000.00.
(Jason Morris, George Garrison & Katie Mack)
6. Resolution No. 160 -2018 NYSDOT MOU for Route 9W paving

Resolution authorizing the City Manager to execute on behalf of the City of Newburgh a memorandum of understanding with the New York State Department of Transportation for a Robinson Avenue/Route 9W Paving Project. (George Garrison & Jason Morris)

Old Business: / Asuntos Pendientes

New Business: / Nuevos Negocios

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

Adjournment/ Aplazamiento:

RESOLUTION NO.: 158 - 2018

OF

JUNE 28, 2018

**RESOLUTION AUTHORIZING THE CITY OF NEWBURGH TO PARTICIPATE IN THE
NEW YORK STATE DEPARTMENT OF STATE (NYS DOS) 2018-2019
LOCAL GOVERNMENT EFFICIENCY GRANT APPLICATION FOR
THE ORANGE COUNTY WATER EFFICIENT FLEET WASH PROJECT
AND SUPPORT THE JOINT APPLICATION BY THE COUNTY OF ORANGE,
THE CITY OF NEWBURGH, THE TOWN OF GOSHEN, THE VILLAGE OF GOSHEN
AND OTHER MUNICIPALITIES, FOR THE PURPOSE OF SEEKING FUNDING FOR
THE INSTALLATION OF A SHARED WATER EFFICIENT FLEET WASH
AT THE ORANGE COUNTY DEPARTMENT OF PUBLIC WORKS COMPLEX**

WHEREAS, the County of Orange, the City of Newburgh, the Town of Goshen, the Village of Goshen and other municipalities share a particular interest in the prospects of constructing a shared Fleet Wash facility which would serve multiple municipalities and county departments and would provide a vehicle washing system to accommodate motor pool vehicles, trucks and heavy equipment to extend the useful life of equipment and, ultimately, save taxpayer dollars in each of the involved municipalities, and

WHEREAS, the County of Orange will be the lead applicant for this grant application, and

WHEREAS, the Town of Goshen and the Village of Goshen will be co-applicants; and

WHEREAS, the County of Orange will be the source of the 10% cash match required in the application regulations by NYS DOS, and the maximum funding request to the Local Government Efficiency Grant Program to complete the construction of the shared Fleet Wash facility will not exceed \$700,000;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Newburgh, New York that:

1. The City of Newburgh will participate as the co-applicant in the above specified application and the scope of work includes the construction of a 40' x 50' water efficient Fleet Wash building to provide vehicle washing operations while using green technology to reduce the water and prevent the discharge of various contaminants to nearby ground and surface water systems.

2. The City of Newburgh intends to enter into an inter-municipal agreement which will describe the scope of shared services in detail; and

3. The City Manager is authorized to execute any and all papers and agreements required in connection with such application, subject to review thereof by the Corporation Counsel for purposes of form and content.

A motion was made by _____, seconded by _____ to adopt the foregoing resolution.

Upon Roll Call Vote:

RESOLUTION NO.: 159 - 2018

OF

JUNE 28, 2018

**A RESOLUTION AUTHORIZING THE AWARD OF A BID AND
THE EXECUTION OF A CONTRACT WITH A-TECH CONCRETE CO, INC. FOR THE
ADA CURB RAMP REHABILITATION PHASE 1A CONSTRUCTION PROJECT
FOR THE NORTHEAST SECTION OF THE CITY OF NEWBURGH
IN AN AMOUNT NOT TO EXCEED \$420,000.00**

WHEREAS, the City of Newburgh duly advertised for bids in connection with the ADA Curb Ramp Rehabilitation Phase 1A Construction Project (the "Project") consisting of 11 intersections and 33 individual curb ramps along Grand Street and Montgomery Street in the northeast section of the City of Newburgh; and

WHEREAS, one (1) bid was duly received and opened and A-Tech Concrete Co., Inc. is the low bidder; and

WHEREAS, funding for such project shall be derived from A.5112.0206.0000.0000-Highway Resurfacing;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, New York, that the bid for construction of the ADA Curb Ramp Rehabilitation Phase 1A Construction Project for the northeast section of the City of Newburgh be and it hereby is awarded to A-Tech Construction Co., Inc., in an amount not to exceed \$420,000.00, which includes the base bid in the amount of \$370,000.00 and contingency in the amount of \$50,000.00, and that the contract work shall continue, if necessary, based upon site conditions as funded by the contingency on a per-unit basis for the bid quantities as listed in section 5 of the bid; and

BE IT FURTHER RESOLVED, by the Council of the City of Newburgh that the City Manager be and he is hereby authorized to enter into a contract for such work in this amount.

City of Newburgh



Curb Ramp Improvement Project

Curbs to be Improved

- Phase 1a
- Phase 1b



North



1 inch = 380 feet

FOR VISUAL REFERENCE ONLY

DISCLAIMER: City of Newburgh makes no representations and provides no warranties, expressed or implied, concerning the accuracy, completeness, or suitability of this map for any particular purpose and/or for title infringement and assumes no liability for the use or misuse of such data.



RESOLUTION NO.: 160 - 2018

OF

JUNE 28, 2018

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE ON BEHALF OF
THE CITY OF NEWBURGH A MEMORANDUM OF UNDERSTANDING WITH
THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION
FOR A ROBINSON AVENUE/ROUTE 9W PAVING PROJECT**

WHEREAS, the New York State Department of Transportation (NYSDOT) proposes to resurface Route 9W/Robinson Avenue in the City of Newburgh (City) from the southern City line to just south of Broadway (the "Project"); and

WHEREAS, the work performed by NYSDOT will include mill and fill of 1.5 inches of top course for the entire pavement width and modifying affected non-compliant handicap ramps; and

WHEREAS, the City will be responsible for the maintenance of existing features, pavement and handicap ramps and newly constructed features, pavement and handicap ramps, including modifications to handicap ramps to make them ADA compliant; and

WHEREAS, NYSDOT will provide for the construction of the above mentioned work, as shown on the contract plans relating to the above mentioned Project; and

WHEREAS, the Project requires NYSDOT and the City to enter into a Memorandum of Understanding in substantially the form as annexed hereto and made part hereof and in the best interests of the City of Newburgh;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Newburgh, that the City of Newburgh grants permission to NYSDOT to resurface Route 9W in the City of Newburgh from the southern City border to just south of Broadway; that the City of Newburgh will be responsible for the maintenance of existing features, pavement and handicap ramps as well as newly constructed features, pavement and handicap ramps and will hold harmless NYSDOT from any claims, lawsuits, actions damages and liability related to these newly constructed features; and that the City of Newburgh grants NYSDOT permission to perform the construction related to modifying the handicap ramps to make them ADA compliant, within the existing handicap ramp/sidewalk footprint which the City of Newburgh assumes to be within their Right of Way with NYSDOT and City of Newburgh Engineers having jointly inspected all the handicap ramps and determined needed modification, and will jointly inspect the construction of the ramps which is to be completed to their mutual satisfaction; and

BE IT FURTHER RESOLVED, by the Council of the City of Newburgh that the City Manager be and he is hereby authorized to sign any and all documentation that may become necessary as a result of this Project as it relates to the City of Newburgh; and

BE IT FURTHER RESOLVED, that the Clerk of the City of Newburgh is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.



Department of Transportation

ANDREW M. CUOMO
Governor

PAUL A. KARAS
Acting Commissioner

LANCE MacMILLAN, P.E.
Acting Regional Director

Michael G. Ciaravino
City Manager
City of Newburgh
Newburgh, NY 12550

Dear Michael,

As part of our paving Route 9W project, NYSDOT is offering to pave the 9W portion in the City, Robinson Avenue, south of Broadway - which is the worst pavement condition section of our project- per following Memorandum of Understanding:

“The City of Newburgh grants permission to NYSDOT to resurface 9W in the City of Newburgh from the southern City border to just south of Broadway. The work will be executed by NYSDOT Orange County East Residency using FOB maintenance contracts and will involve Mill & Fill of 1.5 inches of top course for the entire pavement width and modifying effected non-compliant handicap ramps. The Mill & Fill construction will involve single lane closure from 7:00 AM to 5:00 PM with south bound traffic on 9W and north bound traffic detoured as explained below. Paving will not likely to be done the day of milling, rather a lag of few days is expected between the two operations.

As the City of Newburgh is responsible for the maintenance of existing features, pavement and handicap ramps, so will the City be responsible for the maintenance of the newly constructed features, pavement and handicap ramps. The City of Newburgh agrees to hold NYSDOT harmless from any claims, law suits, actions, damages and liability related to the these newly constructed features.

The City of Newburgh grants NYSDOT permission to perform the construction related to modifying the handicap ramps to make them ADA compliant, within the existing handicap ramp/sidewalk footprint which the City of Newburgh assumes to be within their Right of Way. NYSDOT and City of Newburgh Engineers have jointly inspected all the handicap ramps and determined needed modification, and now will jointly inspect the construction of the ramps which is to be completed to their mutual satisfaction.

The City of Newburgh has informed NYSDOT of no traffic signal loops being present within the project limits.

The City of Newburgh will be opening Mill Street to be used to detour north bound non-truck traffic. Route 32 will be used to detour the north bound truck traffic. Once the

NYSDOT detour plan is approved, the City of Newburgh will be responsible for placing the detour signs on both non-truck and truck detour routes.

Outreach to businesses will be done by the City of Newburgh. Prohibiting of parking will also be the responsibility of the City.”

Sincerely,

Shahid A. Quadri, P.E.
Resident Engineer

New York State Department of Transportation, East Orange County Residency
112 Dickson Street, Newburgh, NY 12550

RESOLUTION FOR
MAINTENANCE OF
SIDEWALKS, WATER MAINS AND APPURTENANCES

RESOLUTION # 131

RESOLUTION OF CITY COUNCIL

WHEREAS, the New York State Department of Transportation proposes the construction of the Routes 9W-184-32 Interchange, PIN 8061.57, including a portion of North Plank Road from just west of Route 9W (Robinson Avenue) to Powell Avenue; and a portion of Robinson Avenue from the City line at North Plank Road to North Street, in the City of Newburgh and,

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the construction of sidewalks, water mains and appurtenances pursuant to Section 10, subdivision 22 or Section 46 of the Highway Law, and will provide for the removal, relocation, replacement and/or reconstruction of existing sidewalks, water mains and appurtenances pursuant to Section 10, subdivision 24 of the Highway Law, as shown on the contract plans relating to the project and,

WHEREAS, the service life of the relocated and/or replaced utilities has not been extended and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the project.

Now, therefore,

BE IT RESOLVED: That the City of Newburgh approve the removal, relocation, replacement and/or reconstruction of such existing sidewalks, water mains and appurtenances and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the City of Newburgh will maintain or cause to be maintained the relocated and/or replaced sidewalks, water mains and appurtenances performed as above stated and as shown on the contract plans, including the control of snow and ice.

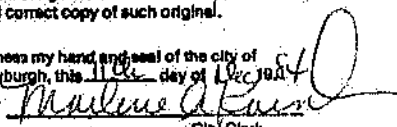
BE IT FURTHER RESOLVED: that the clerk of this Council is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Councilman Lentini moved and Councilman Rossi seconded that the resolution be adopted.

Ayes-Councilmen Lentini, Presutti, Rossi-3.
Adopted.

I, Marlene A. Kolsch, City Clerk of the city of Newburgh, hereby certify that I have compared the foregoing with the original resolution adopted by the council of the city of Newburgh at a regular meeting held 12-10-84, and that it is a true and correct copy of such original.

Witness my hand and seal of the city of Newburgh, this 11th day of Dec 1984


City Clerk