



COMMON COUNCIL MEETING
CITY OF MIDDLETOWN
October 1, 2024 Minutes
City Hall
16 James Street
Middletown, New York 10940

J. Miguel Rodrigues, President

Ald. Jude Jean-Francois

Ald. Andrew Green

Ald. Paul Johnson

Ald. Gerald Kleiner

Ald. Sparrow Tobin

Ald. Kevin Witt

Ald. Kate Wray

Ald. Joseph Masi

ALSO PRESENT:

Richard McCormack, City Clerk

Joseph M. DeStefano, Mayor

(Pledge given)

CITY CLERK RICHARD MCCORMACK: Alderman
Tobin? Alderman Jean-Francois? Alderman
Johnson? Alderman Wray? Alderman Kleiner?

ALDERMAN GERALD KLEINER: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Green?

ALDERMAN ANDREW GREEN: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Witt.

ALDERMAN KEVIN WITT: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Masi.

ALDERMAN JOSEPH MASI: Here.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues.

PRESIDENT MIGUEL RODRIGUES: Here.

CITY CLERK RICHARD MCCORMACK: Quorum
is present.

PRESIDENT MIGUEL RODRIGUES: Public
hearings and grievances.

CITY CLERK RICHARD MCCORMACK: Good
evening. We have a public hearing this evening.
Notice is hereby given that the City of
Middletown will hold a public hearing on Tuesday,

October 1st, 2024 in the Common Council Chambers City Hall, 16 James Street, Middletown, New York on or as near to 6:00 p.m. as possible to hear any and all persons wishing to be heard on the application of Orange Terrace Properties seeking a four-lot subdivision located on Orange Terrace, Middletown, Section 33, Block 4, Lots 3, 5, 7, 9, 11, and 13. Any and all persons wishing to be heard will be given the opportunity to speak either for or against the proposed four-lot subdivision. The complete proposed application is available on the City website or in the Office of the Common Council Clerk, 16 James Street, Room 12. And for any person not able to participate at the time of the public hearing, email comments may be submitted in advance to RMcCormick@middletownny.gov by order of the Common Council.

PRESIDENT MIGUEL RODRIGUES: Okay. A this time the public hearing is open.

NEAL FRISHBERG: Good evening. My name is Neal Frishberg. I am with Fabricant Lipman & Frishberg. Thank you for hearing us.

I represent Orange Terrace Properties, LLC, which seeks a four-lot subdivision in the

City of Middletown on Orange Terrace, New York.

The property is already -- was correctly zoned for a three-lot subdivision and Orange Terrace -- sorry.

Orange Terrace received a variance from the City of Middletown -- not the city, I'm sorry -- permitting -- it was considered a front yard width variance. The front yard width was supposed to be 75 feet. They were short about 2.7 feet as I recall. And the ZBA, after extensive hearings, concluding issues regarding the width of the road, turnarounds, et cetera, granted that variance.

That went to the Planning Board who also made further recommendations, among other things, that we extend the Orange Terrace Road to the end of old Lot 2 or new Lot 1. So here we are today.

I've handed -- I'm going to leave the engineering -- the nitty-gritty of the engineering to Mr. Fusco, who is here. But I would -- my understanding of the Middletown Code is that we have to comply with Section 420-3 of the Middletown City Code. That has 14 requirements, which as I indicated in my attached

memorandum of law on Pages 8 and 9, we have complied. We've complied with Chapter 475 because we obtained the variance. We satisfy the requirements for the continuation of the principal streets in terms of width. There are no minor streets. IN fact, most of these provisions don't apply. For example, no street name shall be used which will duplicate. Well, we're continuing Orange Terrace. They have a provision regarding corner lots. We don't have any corner lots.

We satisfy the frontage lot width because we have the variance. That's under G. We satisfy the requirements of public streets because each lot will have access to Orange Terrace. We satisfy the grade requirements as indicated in the submitted plans.

And as far as paying whatever monies we need to pay, I think we've done so. And to the extent that additional monies are needed, the Applicant will pay them.

In short, we have I believe and I respectfully submit satisfied the requirements of 420-3, which is under the City of Middletown Code.

The only other thing I would point out is -- and this is something that Mr. Smith and I spoke about, and I don't think he disagrees with me -- is that the variance given by the ZBA is within the exclusive province of the ZBA. And so you may have people come up here and say the ZBA shouldn't have done this, it was bad, this was all -- they had an opportunity to say this before the ZBA. So rightly or wrongly, however they feel -- and they could have Article 78 it, but they didn't.

The only other thing I would add -- and also this is in the memorandum of law, because you may -- in anticipation of general public sentiment against this project is that obviously we should have a robust, fair, and frank discussion of the merits of this application. But in terms of what this Council should do, I respectfully submit that general objections to this subdivision is not part of the process. If somebody has an objection regarding turnaround with the street, grades of street, obviously you should consider it. But just because somebody doesn't like it doesn't mean it's good enough.

And really the bottom line here is what

are we really asking for? An extra house and an extra two cars. So thanks for listening.

PRESIDENT MIGUEL RODRIGUES: Okay. A this time I'll open it up to the public.

PETER BROKER: Good evening. My name is Peter Broker. I live on 27 Orange Terrace. I've lived there most of my life. This is my 14th meeting up here about this project. It's getting to the point where it's just ridiculous. We all know we've got to build on 75-foot lots. Nothing less. If you allow this to happen, what are you going to do when Clinton Street gets developed? There's at least 15 lots there that are 50-foot wide. We already have one person that bought six lots, but he bought every other lot under a different name. So we know what he's up to. And he wants to build on 50-foot lots.

Somebody's got to tell Orange Terrace Properties, you know, you can't do this. And we all had to subdivide. I had to subdivide when I built up there. And it wasn't cheap, either.

Mr. Stack, the local builder, he built two homes there. He wanted to build there. You know, he was denied. One of the lots that we're talking about here was denied way back in 2010.

Three houses would look a lot better in our neighborhood than four houses. It's that simple. Thanks for listening.

PRESIDENT MIGUEL RODRIGUES: Thank you.

JASON LICHTENSTEIN: How's it going?

Jason Lichtenstein, 1 Clinton Street. I've spoken multiple times on the issue. I've stayed pretty consistent with my concerns on it.

Up by us when asked to build houses, we were asked to build on 75-foot lots. And I understand that it's not a large percentage change that they're looking for, but I still think a change is a change.

We were also asked to establish past precedence as to, you know, maintain why we felt that we should be in objection to this. We were able to do that. Specifically the meeting that we were able to find was the September 11th, 1992 meeting where Jack Stack was denied the variance to build. And again, he was looking for a greater variance for this. But, you know, it's still denied nonetheless.

While the ZBA did make a favorable decision in this, the Planning Board did not. And that was a six-one vote against it. And I

think that's pretty -- it speaks volumes to what the thoughts were from the Planning Board. So while one board may have been in favor of it, another board was very much against it. You know, again, I think that should be favored into this.

You know, we've come to a quality of life up there. Does one house make a difference? You know, that's yet to be determined. But I think that part of this decision is foresight down the road as to what's going to happen if future projects are presented.

You know, future projects that are presented are going to look at this and they're going to look from this to establish their own past precedent. And this, you know, has ramifications moving forward as to what future projects are going to do. And again, we were asked to establish past precedents. And that's kind of the basis for what we're doing here. You know, there has been in writing a denial for anything less than 75 feet.

And there was an issue over on -- I think it was on Adams where they applied for a similar variance, and it wasn't a very big one.

And they've had countless issues over at that project. So you start to just question -- you know, there's been issues at other ones where there was a small variance application. You know, is there going to be a small issue -- is there going to be issues with this one being applied here as well?

The Clinton Street project could potentially be an issue. You know, I know that's not on the table right now, but it should be considered. Because what happens when they look to build 15 houses and extend Clinton Street? You know, it does make a neighborhood that's not crowded very crowded. And our property taxes up there aren't cheap, either. And we've come accustomed to a quality of life that we want to maintain. All right? Thank you.

PRESIDENT MIGUEL RODRIGUES: Thank you.

Anyone else from the public who would like to come up? All right. I'm going to keep the public hearing open for another two weeks to the 15th.

Alex, is that okay? 10/15? All right. So we're going to leave it open. So at this time the public hearing is over, but we're going to

keep it open for another two weeks. Thanks,
everybody.

(Break)

PRESIDENT MIGUEL RODRIGUES: We're back
on for the Common Council Meeting. Do we have a
motion to go into executive session?

ALDERMAN JOSEPH MASI: So moved.

PRESIDENT MIGUEL RODRIGUES: For -- for
-- litigation. Litigation. Motion by Alderman
Masi. Second?

ALDERMAN PAUL JOHNSON: Second.

PRESIDENT MIGUEL RODRIGUES: By
Alderman Masi -- Alderman Johnson.

All in favor?

(Members respond)

PRESIDENT MIGUEL RODRIGUES: We are now
in executive session.

We have a motion by Alderman Masi
seconded by Alderman Wray. All in favor?

(Members respond)

PRESIDENT MIGUEL RODRIGUES: Okay.
Correspondence.

MAN 1: Nothing this evening.

PRESIDENT MIGUEL RODRIGUES: For the
good of the City we have an audit report.

WOMAN 1: Good evening, everybody. I am here to discuss the 2023 Financial Statement Audit.

First I would like to say a lot of hard work goes into getting the audit done, and I would like to thank Leonora, Rosa and their team.

Some key notes about the audit. There were no significant issues that impacted it. The City did adopt GASB 96, which is subscription-based IT arrangements. It's just a pronouncement. It had no impact on the financial statements. There were no significant or unusual transactions or policies noted during our audit. There were no disagreements. And we recommend that the City provide cybersecurity awareness training to all employees.

The City does go through two audits concurrently. One is the financial statement audit and the other is the single audit, which is related to the federal funds and the expenditures related to the funds that the City does receive.

So for the financial statement audit, the City did receive an unmodified clean opinion, which is what we're hoping for. There were no internal control or material weaknesses and there

was just one non-compliance finding which was related to sexual harassment training by every employee. Not every employee actually received it.

There were a few restatements that adjust the beginning fund balances. And that was really related to the fixed assets. We added more assets that weren't currently on the listing, and that was due to a big cleanup by Rosa and Leonora.

There were 17 journal entries proposed by RBT and there were five entries proposed by Leonora and her team during our audit.

The single audit also received an unmodified clean opinion. There were no internal control weaknesses or material weaknesses there and there was also one compliance finding which is related to the submission of the 2022 single audit. But neither of those findings will be repeats, as the 2023 audit was already submitted on time.

Next is cash and cash equivalents. So everybody is always inquiring as to what the cash is. So at 12/31/23 there was \$43 million in the bank. And on the books was \$42.2. And that's

just the timing of when transactions actually clear the bank. And the City also had almost \$5.5 million invested with NYCLASS, which is a common government investment company.

The next page is just a breakout of the cash balances by funds. All have a strong position. I just would like to point out that your capital projects funds as 23.5 and we'll get into why that particular fund has so much cash in it.

Next are the bonds. So the City borrows for all the projects that it does. So this is just a five-year trend of where everything happens to stand. And at 12/31 there was \$56.9 million. And just to give a little perspective on that in how much activity the City is really doing, the County, it represents about 25 percent of the County. So it just shows you the volume of activity and the projects that go on here.

The next is the BANs Payable. And this is just short-term financing to help with the capital projects that are going on or any other projects that need immediate funding. And these usually convert to the bonds payable and the

long-term financing.

The next is the performance contract. So this was related specifically to a project that the City did a few years ago for lighting. And that won't change unless they do a similar project to it. But this is getting paid down year after year, as you'll see.

And finally for debt was the loan payable for the Section 108. This is related to community development. And as of 2024, I believe this is paid off.

This brings us to the fund balance, which is the result of all the activity for each of those funds. All are positive and have a strong position other than your capital projects fund, which is just a timing issue again related to the financing versus the expenditures that were incurred during the year. So nothing really to be worried about. But all strong, good financial positions there.

And all of the capital projects that the city has ongoing and have completed for 2023. So at the beginning of 2023, there was approximately \$37 million of projects in process. They added \$20.8 million to that during the year.

They converted \$16.5 million of those to useable projects. And at the end of the year, you're at \$41.6 million still in ongoing projects. Again, it goes to how much the City is doing for the community and everything that goes on around here. And that is about 18 percent of capital projects that the County does. So you can see in perspective that the City is really doing a lot in comparison to being one municipality versus the whole county.

The next slide is your capital assets. So between land and the construction of progress, there's \$52 million of assets that don't get depreciated. And then you have your buildings, improvements, infrastructure, roads, highways, your sewers, your water mains, and machinery and equipment. And that's \$201 million. So again, a lot going on here.

And lastly, we just like to show about all the federal funds and what those particular programs are. So this is what prompted the other audit. So there was \$12 million spent of federal funds that the City received. The rest is either through state, county, or through their own financing.

Any questions?

PRESIDENT MIGUEL RODRIGUES: Sounds very good.

WOMAN 1: It is. A lot of work. A lot of effort goes into it.

PRESIDENT MIGUEL RODRIGUES: We've got a good treasurer, right?

WOMAN 1: Absolutely. Don't let her go. And she did it while on maternity leave as well. Had she not gone out, this would have been much sooner. But everything was done almost prior to her going out to maternity leave. So that's how dedicated she was on timing this.

PRESIDENT MIGUEL RODRIGUES: Awesome. All right, thank you.

All right, public comments. We're going to open it up for the good of the city. You have three minutes. You'll hear a beep and you'll -- the time is up.

JASON: All right. Good evening, Council. My name is Jason (indiscernible). I am a Middletown, Northport resident.

For the fourth consecutive week in a row, Middletown residents have shown up, calling for a cease fire resolution. I know this should

go without saying, but this is a human rights issue. It transcends all party affiliations. I don't care if you're a democrat, a republican, a libertarian or a socialist, this is about human rights. And we're standing up against injustice. And your political affiliation should not matter here.

But regardless, I need to dispel this notion that we're organized by the DSA. This is factually incorrect. So if you go on our petition on the website, you'll see that we're also sponsored by Jewish Voices for Peace in the Hudson Valley. They are a coalition of Jewish members of our community who are organizing against the genocide and standing up for humanity. So there's that.

Rather than explaining the differences between sponsorship and organizing, I would just invite the Mayor to respond to my email or meet with us in person. We could have a quick phone call to go over any misconceptions. You know, I think that would be best, rather than talking past each other when we could be establishing common ground.

Also, let's dispel any fearmongering

that surrounds socialism. Right? The local DSA is doing amazing work for mutual aid, for housing justice, climate justice, labor. Right? So nothing to be scared about.

However, what you should be afraid about is in the past 24 hours, Israel has bombed Lebanon, Yemen, Gaza, Syria. And now they've launched a ground invasion into Lebanon, all right? Even using white phosphorus as a weapon of war. Okay? We could have used that \$8.7 billion that we just sent to Israel this week to prepare for this hurricane that just wiped out the south.

So in the past 24 hours -- not in the past 24 hours, in the past year actually, Hudson Valley residents have been rising up. They're going to their city councils, as Middletown residents are doing here. We're talking to our representatives like Pat Ryan. But what are you all doing, right? Are you going to do another round of unanimous silence, right? So you can go home and get snuggled up in your pajamas to watch the debate tonight? Are you going to still be silent when Middletown residents are sending their sons and daughters to defend Israel's war

crimes as they continue to escalate in the middle east? Will you be silent then?

I ask that all of you dig deep and don't let your legacy as a common council member be overshadowed by your complicity during this atrocity. Do the right thing and use your voice for peace. Thank you.

PRESIDENT MIGUEL RODRIGUES: Thank you.

CAMILLA ADAMOWICZ: Hi, my name is Camilla Adamowicz. I have been a resident of Middletown for pretty my whole life, but I've never actually come to any of these meetings before. I'm here to say that I support a cease fire resolution. I would like you as representatives of the city that I live in to also support a cease fire resolution. I don't want to be complicit in genocide. I don't want my money to go towards supporting genocide. I know that this is only a city, not the entire country. You're not the federal government. There's only so much that you can do. But this is something that you can do. You can have a say here in ways that us regular people can't. And I think you should use that power to support the cease fire resolution, as many cities in our area

have done. And let that be your legacy instead of silence, complicity, making all of us, the people who you are supposed to represent, continue to be complicit in genocide as well. Thank you.

DONNA GOODMAN: Hi, everyone. My name is Donna Goodman. I am a member of the Hudson Valley, but not distinctly Middletown. I'm a member of an international group called Women in Black, which was started by Israeli and Palestinian women way back in the 80s and still exists. And we stand every Saturday for peace and justice and for unity between Palestinian people and Israeli people.

I am a mother of four, grandmother of seven. And I look with horror on that my next generation of family members is going to face. And not just my family members, but your family members, as our hard-earned tax dollars go to bombs and missiles and destruction. And what's going to be left for them? What are we leaving behind if we keep on allowing our dollars to go to war instead of having discussions and negotiations and peace? Thank you.

CHLOE ETIENNE: My name is Chloe

Etienne. I have family that are residents of Middletown. I am a young person interested in being involved in politics and oping to be sitting in similar seats that you all are. And I'm sure that you have been in my shoes in the past. And I would hope that you could look inside yourselves for that same passion and energy for justice that I would hope that you have brought to this position and that brought you here today. And I support a ceasefire resolution.

AMALIA TRUGLIO: Hello, my name is Amalia Truglio. I am a lifelong resident of Middletown and I'm also a student at SUNY Orange. I'm right now studying to become a social worker and dedicate my life to helping people and kids at risk. It makes it extra-heartbreaking to see what's going on in Palestine. And I think a lot of times we all try to pretend that we can't do anything about it. But the biggest acknowledgement is that our money is going directly to fund the people who are slaughtering all these children. So we're not helpless. A lot of you in this room have the power to at least divest or root for a ceasefire. So thank

you.

STEVE SWIFT: Good evening, Mayor.

Good evening, Council. My name is Steve Swift.

Now, I'm from Bloomingburg, so you've got to discount what I'm saying a little bit. But I wanted to mention it anyways. Sorry. Okay.

I asked my wife, I said where did you go shopping this week. She said, well, I went to Wal-Mart, I went to Adams, I went to new Middletown Chinese products right in the downtown area, Da Tang Chinese grocery, TJ Maxx, Old Navy, Marshalls. Any money that was left went where? Anyone remember? Hobby Lobby. Okay.

But this is serious business. So what I wanted to say is my name is Steven Anthony Swift. I'm named after Technical Sergeant Anthony Steven Swift, my uncle Steve.

So two weeks before World War II ended, my grandfather was home. Got a knock on the door. It was a man in a Western Union uniform. Gave my grandfather an envelope. My grandfather handed it back.

This is my Uncle Steve. Two weeks before the war ended, two bombers collided in the sky over England. Everyone was killed.

So what does this have to do with what we're talking about today is that all of you -- some of you have sons and daughters. You don't want to ever have two uniformed soldiers come to your house.

And so now Iran is involved. And you know what that means. That means there's going to be American bombers, there's going to be our soldiers. But there's just people. There's just people. There's fathers and mothers and finding out that their kids are dead.

And a cease fire resolution is a small symbolic step to show that we want this to stop. No matter what side you feel like you're on, this needs to stop. Thank you.

WOMAN 2: Hi, Council. "A man who stands for nothing will fall for anything. If you are not careful, the newspapers will have you hating the people who are being oppressed and loving the people who are doing the oppression. The fight for justice knows no borders and we must stand in solidarity with all oppressed people." Malcolm X.

"Neither love nor terror makes one blind; indifference makes one blind." James

Baldwin.

"Injustice anywhere is a threat to justice everywhere. We are caught in an inescapable network of mutuality tied in a single garment of destiny. Whatever affects one directly affects all indirectly." Martin Luther King.

I would also like to touch on one argument that is being given to us about this resolution that Middletown and this local government does not have any influence in foreign policy. I would just like to point out some small examples of how that is not true.

Local government plays an important role in grassroots mobilization. Local governments can serve as a platform for grassroots organizing and allowing communities to rally together around shared concerns and goals. There are sister city programs, bilateral engagements. Local officials often engage directly with foreign dignitaries, fostering relationships that can lead to economic and cultural collaborations, thus enhancing soft power.

Community engagement. City governments

can organize forums and discussions to educate residents about foreign policy issues, encouraging civic engagement and advocacy at higher levels of government, including voting.

Lobbying for policy changes, engaging national governments. Local officials can lobby national representatives to consider local perspectives and form policy decisions, advocating for issues that directly affect their communities.

Political pressure. Local governments can apply pressure on state or national governments to adopt similar stances or engage in peace negotiations, especially if resolutions garner (indiscernible) public rapport. Cities can also collaborate together on similar issues to also create global coalitions in order to pressure state officials to vote accordingly. And state officials voting a certain way also can have a lot of influence in lobbying in national issues, which also relates to that of foreign policy.

Like I mentioned last time, when it comes to being able to pass certain laws, some of the most important laws that have been passed in

our history regarding civil rights or women's rights to vote all started with a few states passing those laws first and hit a certain plateau to the point where once a certain amount of states hit it, it soon thereafter became federal law.

So to say that our local governments have no power in influencing what is happening overseas right now is just false.

We have the ability to make change and bring good to our communities and the people who are suffering the most. Thank you.

PRESIDENT MIGUEL RODRIGUES: Thank you.

ALDERMAN JOSEPH MASI: Go ahead. No, you go ahead.

KEVIN GOMEZ: All right. Well, good evening. Kevin Gomez. I am a resident of the Second Ward. I just want to address the Common Council on two issues.

First I want to express my appreciation to the Mayor and the city administration as a parent of our city for the quick response and security to our high school in the incidents that happened yesterday. When it comes to protecting our children, our city administration has always

been for many years ahead of the game and I'm very supportive of the efforts that we did back in the days when I was on the board to bring back school safety officers. And that support -- any parent I think does appreciate to keep our children safe.

And then as many I'm sure the Common Council members will be aware, last week Wawayanda's planning board held hearings with respect to the anticipated building of major warehouses that are adjacent to our city by Dolsontown Road, Route 6, Kirbytown Road. And even though a lot of that falls within the jurisdiction of Wawayanda, if those warehouses are built, they could have major impact on traffic congestion, quality of life for many of our residents. I do encourage, and I'm sure our city is looking into it, to see what can be done to protect our side of the border. I think if anything it would be good maybe at the county level or state level to have future laws to protect municipalities from zoning changes in adjacent municipalities, especially if you have an industrial zone in one municipality that overlaps a residential in another municipality,

as is maybe the case right now. We have Middletown residents living next to or nearby those areas in the town of Wawayanda which may alter the beauty and quality of life for may Wawayanda residents if not Middletown residents. So I do encourage our City to look into that or continue looking into that. And again, I express our appreciation for keeping and working with our school district to keep our children and our school staff and our families safe. Thank you.

PRESIDENT MIGUEL RODRIGUES: Thank you.

CHARLES LEWIS: Good evening, Council. My name is Charles Lewis. I've lived in the City for about 30 years. And I do also want to commend everybody on the events that happened last night, yesterday. We all remember what happened nine months ago. That was just as devastating if not even scarier.

I remember a little longer than that. 2006 I was in Twin Towers Middle School. And if anybody was around then, you know it was a nightmare. There was drugs, there was fights, there was teachers getting beat up. All that. You know, we've gotten much better with the response to kids here and I do want to commend

that. That's leadership.

Tonight I'm asking for a little bit more. Because it's not just our kids; it's those kids in South Carolina, it's those kids in Tennessee, it's those kids in Tel Aviv, it's those kids in Beirut, it's those kids in Gaza. They are dying. They cannot go to school. They are eating grass. We have to help. Because we are Americans, and Americans help. That's what I know. I don't know any other nation that's given so much more of a hand to a genocide than America. And that is not us. We swore off that mindset when we said that all men are created equal. So all men are created equal. We need to give everybody the equal opportunity to be able to talk this out. And we cannot do that without a ceasefire. Nobody is able to do that while we're still fighting. We know that from Twin Towers days. Because we had to calm the kids. People understood what was happening. Just like we're going to have to do with this kid. Free Gaza.

AMANDA CRUMP: Hello. Good evening, Councilmembers. It's good to see you all again. Thank you for having us and for listening to us.

I appreciate you all hearing us out and being here tonight.

I would just like to start off -- oh, by the way, my name is Amanda Crump. I am from Middletown's fourth ward.

I would just like to point out thank you to the Mayor for pointing out that the DSA was our only sponsor. I do understand how that could have been confusing and I look forward to meeting with the Mayor and hopefully meeting with you all over time and being able to talk things through so there aren't any miscommunications further.

Saying that this is an outside effort by an organization like the DSA, it's just really discrediting to all of the work that me and my partner, Jason, and I and others here involved have been doing since the month of June. We have been protesting now for 17 consecutive weeks. Every Sunday. And we will continue to protest and continue to get Middletown residents involved until our voices are heard.

Our movement is labeled as Rally Middletown. So if you need to refer to us as a group, that is what we prefer. It's called Rally

Middletown. I don't think political affiliations are relevant in this instance, but anyways.

Just this past week, Israel has attacked civilians in Yemen, Syria, Gaza, and Lebanon. I would just like to say how much longer will we say that this is Israel defending itself? How much longer will we refer to Arabs as terrorists as Israel bombs their counties and illegally occupies their land? That is my question.

And I would just like to make a quick reference to an important documentary that was put on by -- that was posted by a -- it's called TRT World Exclusive Holy Redemption: Stealing Palestinian Land. And it's a documentary that was filmed in Israel. The people who were filming it, the Israelis believe that they were in support of what they are doing. And so they felt very comfortable. And so there are some things that are said that I would just like to make reference to. Because, you know, if you won't listen to the people here and you won't listen to Palestinian people, maybe you will hear the Israelis and the kind of rhetoric and language that they are using. So I'm just going

to make a few references to some quotes that they made.

This is within 26 minutes and 50 seconds. An Israeli resident, not an IDF soldier, said, "Blood and land come together. If we have to kill, then we have to kill."

And then in the next scene, he is describing what's happening with Israeli residents going into the village of Surif in Gaza. He says, "Here in this area they gather together and go down to the village every night." And they said, "Death to all Arabs. We must kill them. I could not see a way that we could keep them alive." I hope you all will watch that documentary. Thanks.

PHILLIP CRUMP: Hello, my name is Phillip Crump and I am a resident of Bloomingburg. And I am Amanda's dad. And I finally came. And I'm really glad that you show the respect to hear these people out on this issue.

Although I need to research all the issues surrounding this and do more research on this and really pay attention to everything that everyone is saying, one thing that is very simple

for me at this point is that there needs to be a ceasefire. And if you could pass the resolution, I think that would be a very good, strong statement toward that end. So thank you.

ADAM BYRNE: Good evening, members of the Council. My name is Adam Byrne. And let me tell you, this City is my life. And I've just been thinking lately that I don't want it to become the end of someone else's.

You might have thought to yourselves in the past that it's not possible for us -- we might be the largest city in Orange County, but we're still pretty small -- us to get something passed or create meaningful change on this issue. But it's really on a local level where all of this starts, where all of this could start.

I want to see my city do good for the world. I want to see us do better. America and the European Union are first and second, the top two biggest donators for weapons to Israel's military. Without them, they've got nothing. No firepower. But stopping, actually stopping them, that comes from all of us. That's democracy, baby.

It's not going to happen overnight, but

we've just got to keep our noses to the grindstone and really get something done.

Because isn't that why you're here? I'd really appreciate it if you did. Thank you.

PRESIDENT MIGUEL RODRIGUES: All right.

Remarks of the Mayor.

MAYOR JOSEPH DESTEFANO: Good evening.

First I'll address Mr. Gomez's comments. I appreciate his input. The City has been involved in the warehouse situation down on Dolsontown. We've provided a report that was paid for by the city taxpayers prepared by CDM Engineers regarding the initial round one of the warehousing. And we are also monitoring the situation through our Department of Public Works. And as you know, we're doing so because we are an involved agency through the SEQOR process and we will continue to do so and we'll continue to share information with the groups that oppose the development in that section of the Town of Wawayanda.

You know, listening to the comments, it was interesting, the one civics lesson about some people commenting basically that we're not listening. But we are here every week or every

two weeks giving them a forum not only to express their opinions about that or about any issue involving the City. The fact that we don't agree with them or don't agree with their approach I think maybe they're not listening a little bit.

But more importantly, I think Mr. Crump came up and said he's going to do a little bit of research. And he asked for a ceasefire. I'm not sure if you're aware that what is being proposed is not just a ceasefire or a ceasefire and a release of the hostages; what's being proposed is a pretty extensive resolution that calls -- that has many whereas and many demands on what the U.S. Government does regarding the Israeli-Gaza conflict and the spreading conflict.

So I think we expressed the opening night of the opinions here that most of us were - - and I think most Americans and most people are in agreement that releasing the hostages and a ceasefire are very important to all of us, but we are not in agreement with what they have proposed. And I think even some of the people who spoke on the other side of this issue the first night acknowledged that. They said that we're all in favor of a ceasefire and we're all

in favor of releasing of the hostages.

So let's put that to the side now and let's go back to the comments of the fearmongering and the issue of the Hudson Valley DSA and the fact that implied that I misrepresented what they were saying. And I think Ms. Crump came up and tried to clarify a little bit, but still left it with the impression that there was miscommunication. This is not miscommunication. I don't care if it came from the Heritage Foundation, a very conservative, right-wing thinktank in the United States, or if it came from the Mid-Hudson Valley DSA. I made a statement the first night of this meeting that the representations that were made by the speakers, by Jason and others, were that -- when I questioned the -- they made their statements and I questioned why they didn't identify themselves as this issue being organized by the Mid-Hudson Valley DSA. I said it went to their credibility of their comments and their speaking that they never disclosed that. And I found it strange.

The next meeting they came and said I lied, that the Mid-Hudson DSA, Democratic

Socialists of America, had nothing to do. And they sort of implied that again tonight, but well, maybe we had a little bit to do with it. No.

The emails that went out, the very resolution that they are asking us to comment on was sent out by the Mid-Hudson Valley DSA, and that's their proposal.

Now, they can hide behind it. There's no fearmongering there. I don't care if they're DSA, Heritage as I said. It doesn't matter. The issue was they lied. And they lost credibility right there.

We're also ignoring the fact that they believe that we as residents are only hearing from them. I made a statement, I think Rick -- the emails are being forwarded to Rick. And I don't know where these people are from, either, that are writing the emails. People from all over the -- could be all over the state, all over the country. I have no idea.

MAN 3: Not here.

WOMAN 3: Not here.

PRESIDENT MIGUEL RODRIGUES: We're going to -- we didn't do that to you. We're not

going to play this game. Point of order.

MAYOR JOSEPH DESTEFANO: But we are hearing from constituents. We are hearing from people like Mr. Swift from Bloomingburg. And by the way, I don't want to burst your bubble a little bit, but when you talk about Wal-Mart and Hobby Shop and -- because you made a little sarcastic comment about the -- about your residency in Bloomingburg, you should learn that Hobby Lobby, Wal-Mart and those, they're not in Middletown, they're in the town of Wallkill. But just a point of clarification. Da Tang is Middletown. New Middletown is Middletown, but the others are not Middletown. But just a point of clarification for you.

But the point is that we are receiving comments and questions on the other side also. I have probably received in the past week 500 emails. Again, organized. Disclosed that they are from an organized email campaign. And they basically call for us in the City of Middletown to fly the Israeli flag on October 7th because of -- to commemorate the invasion by Hamas into Israel and the loss of lives there.

And I've said the same thing to the

people who have written me and that I've said to these folks here. We're not the foreign policy experts. American lives are in jeopardy now, especially now after today. And I don't think it's our business to be directing or telling the President of the United States, Secretary of State and others as an organized body what to do. That's our opinion. You can have your opinion and you can mislead if you like and say who -- what part of the organization put you up to this. But there's no question that you're failing to listen to us.

And the fact that some council people are not responding to you, that's their choice. They are not part of a fearmongering campaign or trying to dispel you; they're listening.

You know, very easy for a legislative body to say, because we're not required by law to have public participation. So -- but we don't do that. We give you your three minutes, as many people as come up here at a time. And we do it.

The other part is the way you're going about your opposition. For example, today scattered around the City of Middletown on telephone poles were posters advertising for

people to come to this meeting tonight.
Hundreds, maybe a thousand posters. I don't know what the number was. I know it was hundreds. Put out all over around the college, around everywhere else in the City. And we see who is here. Really nobody new. So we're hearing the same voices over and over and over.

But the other thing they should note is that it's also a violation of our City Code to post on telephone poles and on public property these types of things. Because you know what happens in a day or two? They end up in the street in front of somebody else's house. It becomes litter. It becomes degrading to that neighborhood where they have to put up with your litter that you're putting on a post.

So I would hope in the future that you're being put on notice that you will comply with City Code, follow the law, and do what you need to do. If you want to put signs on people's lawns with their permission, do so. But you can't put signs on telephone poles and on trees and the public right-of-way or on public property. So that's that.

So my opinion hasn't changed. I've

given my opinion. I know they don't accept it. Okay. I don't accept theirs. That's the way it is. You folks do what you choose to do with it. But we can listen every week or every two weeks if they want to come and give their position. And I'm here to listen to it.

On other matters, positive stuff for the City is that we have been -- as you know, we designated -- not designated, we applied for the -- as part of our approach on affordable housing, we did apply for the Pro Housing Community through Governor Hochul's office. And it was a cumbersome process. Maria Bruni and Kaitlyn and her office did an excellent job on it and were notified on September 13th by letter that we were designated as a Pro Housing Community and that makes us eligible for a series of grants not only related to housing, but through other programs throughout the State. For example, the DRI and economic development programs. If we were not designated a Pro Housing Community, we would have been losing points on applications. So it was very important that we made this step and we had this designation and were successful.

We continue to work on the good cause

research and we'll have recommendations in the near future we hope. We're still waiting for more data to come in from around the state from communities that have been experiencing it. And as soon as we get that, we'll be forwarding it to Chairman Johnson and his committee. But it is a slow process and we're continuing to move that way.

And that's all I have. If you have any questions?

PRESIDENT MIGUEL RODRIGUES: Any questions for the mayor? All right. Thank you, Mayor.

MAYOR JOSEPH DESTEFANO: All right, thank you.

PRESIDENT MIGUEL RODRIGUES: Reports of department heads. Economic Development.

MARIA BRUNI: Good evening, everyone. I look for your support tonight for the -- we're preparing for the five-year consolidated plan through our Housing and Urban Development program and to designate the economic and community development as lead agency for the preparation of the plan and also for the mayor to sign all the required certifications.

Once we start preparing, there will be public hearings and so forth. And then we'll come back with final to the council to approve to be submitted to Housing and Urban Development.

And the mayor mentioned the Pro Housing Community certification. We are excited about that. Again, like he stated, I would like to thank Kaitlyn. Also Marianne from the Assessor's Office put a lot of work into -- we had to do a lot of data for this. So I thank them for assisting and getting this together.

And other stuff here. We've got some things coming up at Paramount Theater, Celebrating Meatloaf with Caleb Johnson. He was on American Idol. That's on October 18th.

This Friday Joker 2 starts at the Paramount. First run movie. So we look forward to that.

We have the Horrorthon Weekend for the Paramount Theater October 25th to the 27th. A lot of classic and horror movies. Thank you, Eileen, for getting that all together.

And October 19th at the farmer's market we're going to have our pumpkin patch, pumpkin giveaway, and pumpkin painting. Thank you Run

For Downtown for contributing and buying all the pumpkins and the (indiscernible). So that's all I have right now.

PRESIDENT MIGUEL RODRIGUES: Okay. Any questions for Maria? Alderman Johnson?

ALDERMAN PAUL JOHNSON: Could you just explain what's the benefit of the consolidation plan? Why is that a good thing to do?

MARIA BRUNI: Well, we're an entitlement city. So we have to prepare the consolidated plan. Since we became an entitlement city, we've been preparing a five-year plan. And that is so we can do an action plan every year to get our entitlement money from HUD, from the federal government. And that translates to the housing programs that we do, the housing rehab, small business loans, and other public projects that we do through the grant process.

ALDERMAN PAUL JOHNSON: Thank you.

PRESIDENT MIGUEL RODRIGUES: All right, anyone else? Any luck with the Christmas tree?

MARIA BRUNI: Thank you for reminding me. We are looking for a nice 40-foot spruce. We've been having inquiries, but nothing solid

yet. So we're on the -- you know, we're looking for a tree. Anybody knows, just send them to my office or the bid office. And we're looking for that perfect tree. I know John's going to help us from up there.

PRESIDENT MIGUEL RODRIGUES: All right, thank you. DPW Commissioner.

JACOB TAWIL: Good evening, all. Reservoir level is 85 percent. September was quite dry month for us, but we are at 85 percent full.

The last couple of weeks we've been applying for the DEC for -- for water permit withdrawal renewal. Every five years we have to renew it. And we applied for one -- we have a major disagreement with the DEC about definition of safe yield. They have our permits set up right now as a maximum per day as 4.2 million gallons per day. And it should be an annual average daily withdrawal. And this disagreement, we discussed it with them several times. We still disagree. We made an official request from DEC to change our water taking permit. That makes a huge difference for us. We worked very closely with CDM Smith on this.

Also, the Mid-Hudson Psychiatric Center, the forensic psychiatric center, 17M, they also joined and they applied for their own water taking permit through us, obviously. We had to apply for them. That's 40,000 gallons per day. That would be a great avenue for Middletown to explore and start supplying water and sewer services to 17M towards Mid-Hudson Forensic Psychiatric Center. That's done through Ramboll Engineering. It's a big engineering outfit that's working for them for Orange County, for New York State (indiscernible) Authority.

Congressman Ryan's office, they called us. We've been applying for grants. He already secured three-and-a-half million dollars for us for raw water lines. He also got us on the list for another million dollar for the same project for raw water line. That's replacing raw water line from Kinch all the way down as far as we can go to Shawangunk.

And two weeks ago they called us again. They are supporting us and putting our request for another million dollar. Of course we applied for \$14 million. But he supported us for \$1 million. It's going to go before the Congress.

Hopefully if it gets -- the appropriation bill if it gets through, then we'll get another million dollar. So you're talking about almost five-and-a-half million dollars. So the money is adding up for that big project for our raw water lines.

Tonight the contractor with traffic operations and the contractor tonight at 9:00, he'll be doing the striping. That's epoxy striping throughout -- not throughout, as much as they can cover tonight. And they'll start again tomorrow night, and so on and so forth. And they do it obviously at night so that they can avoid the traffic.

The last item is tomorrow -- we did the inspection yesterday for High Barney tank. That's the brand new water storage tank. And tomorrow it's due to -- we have one more test to perform. It should pass tomorrow morning. Shortly after that, we will put that High Barney tank online. We will have plaque naming each and every one of you guys for the High Barney tank, which is 750,000-gallon tank and for the one that we put online a week ago, which is Mountain Avenue for the 1 million gallon water storage tank.

And with that, I will conclude my comments. If you have any questions?

PRESIDENT MIGUEL RODRIGUES: Any questions for Jacob? Alderman Green?

ALDERMAN ANDREW GREEN: Yeah, thank you. Do you know where they are going to be striping, or is there a specific area?

JACOB TAWIL: We sent a message a couple of -- when was it? Last weekend it was cancelled because of the rain, obviously. But I'll make sure we'll send it over. Most likely it's going to be Highland Avenue intersection by the Armory and towards -- let me get --

ALDERMAN ANDREW GREEN: No, I appreciate it. No, thank you. Just there's a notice, that's all.

JACOB TAWIL: We did send a message again a week ago just before the rain. And then the rain came in. So if somebody looks over, you know, scroll back with their messages, they'll find the location.

ALDERMAN ANDREW GREEN: I appreciate it.

JACOB TAWIL: My apologies, I don't have them off the top of my head.

ALDERMAN ANDREW GREEN: No worries.

Thank you.

PRESIDENT MIGUEL RODRIGUES: Okay.

Thank you, Jacob.

City Treasurer?

LEONORA LIZ: Hi, good evening,
everyone. It's nice to see everyone.

PRESIDENT MIGUEL RODRIGUES: Welcome
back.

LEONORA LIZ: I've been (indiscernible)
for a couple of months. I have no comments. I
just want to give credit where it's due, to my
team. Rosa Tumminia, the Deputy Treasurer, and
the finance HR payroll team.

And on top of that, it takes the whole
city. It takes DPW, it takes Community
Development, the rest of the department heads,
the rest of the department and admins to pull
this audit together. The RBT team does a very
thorough audit, which is something that we want
to verify. And as she presented, about \$12
million of that is federal and state, which is a
completely separate audit. So I do want to say
congratulations not just to my team, but the rest
of the City for having a clean opinion this year.

PRESIDENT MIGUEL RODRIGUES: Any questions? Alderman Masi?

ALDERMAN JOSEPH MASI: It's not a question. It's a comment. Congratulations on you and your department for doing a great job with the audit. We appreciate it. It's our money. We really appreciate it.

LEONORA LIZ: Thank you.

PRESIDENT MIGUEL RODRIGUES: All right. Anyone else? All right. Thank you.

Police? Acting chief.

LIEUTENANT JEFFRY THOELLEN: Not really acting chief, just Lieutenant Thoelen.

Chief Ewanciw actually, we're hosing a four-day leadership training actually at Orange County Community College. He is entertaining the instructor. It's a really, really intense leadership program. We are fortunate we are sending most of our sergeants to the training. And it's a really great opportunity. It comes to us through the Police Chief's Association of Orange County and the District Attorney's Office, and obviously the support that we get from the Common Council and the Mayor for the police academy that's right here.

So it's a really good opportunity. There are not a lot of leadership trainings that are available. And this comes from a great instructor with a PhD in leadership out of Phoenix, Arizona. And I attended the training myself today, and it was really, really good and provides good opportunities for our people. So we appreciate that and the Chief sends his best.

In regards to -- I know Mr. Gomez spoke briefly about the incident that took place at the school yesterday. I know all of you are aware of that. All I would say from our perspective is any level of violence in or around our school is completely unacceptable and we will not tolerate that. And the school and the police department have a very, very close relationship and we immediately respond to those types of incidents with every available resource that both of our organizations have and we're able to quickly take control of that and do what needs to be done in that situation.

The person was -- he is going to be charged in court. He's going to be charged with assault in the first degree. And the school will have their own internal process for dealing with

that as well.

When we have those types of incidents, we recognize that they are very, very scary and alarming to people in the community, but they are isolated. It's not unique to the City of Middletown. It is not unique to our school district. These types of incidents happen everywhere and it is a problem in all of our communities. We wish we had the solution to that.

But what I can say is our relationship with the school district has never been better. We work collectively on all the different security issues. Some of that is the work that Mr. Gomez did when he was part of the Board. But from the top of the organization all the way down. The superintendent, the board members, the principals and the teachers, you will not find a more dedicated system of education than in the City of Middletown. And we have more opportunities, more programs than probably any school district around. I've seen them firsthand. I deal with them every single day. And we should be proud of that. And that is what we should be focusing on as a city and as a

school district. We will continue to work and meet with the school district and make sure that they have what they need and we are doing what we need to to keep everyone safe day in and day out.

We could use more support from the parents. That is one of our challenges. These types of incidents tend to involve only a couple of kids. There's 27,00 kids roughly in the high school. There's a lot of really, really good kids doing great things, remarkable achievements that you don't see anywhere else. Those are the things that we should be focusing on. And we will move past this incident and the kids are going to be fine. I was there on site today. The school ran normally. And I think we'll be just fine into the future.

Tomorrow is October 2nd. That is -- I think it's always the first Wednesday in October. It is National Coffee With a Cop Day. So we will have our neighborhood enhancement officers and some other personnel at a bunch of different locations. Just free coffee, opportunity to interact with the officers, learn about them, address any problems, questions, concerns that you might have, learn about the police

department.

We start at 9:00 a.m. The first two locations are Joddy's Deli, which is 198 Monhagen Avenue. And then Orange County Bagel on 67 Dolson Avenue. That's from 9:00 to 10:00.

Then maybe we'll make it Croissants With a Cop, because we'll be at Mister Croissant on North Street. That's from 10:30 to 11:30. As well as First Fed just next door, 10:30 to 11:00.

And then we have some afternoon hours. We got complaints that people work, so not everybody can come out and see us in the middle of the day. So we've worked with ShopRite on Dolson Avenue and Dunkin' Donuts is actually sponsoring that. So if you like Dunkin' Donuts coffee, please come out. That's from 4:00 to 5:00. We're usually right in the vestibule of ShopRite.

So please come out, take the opportunity to see our people and get some free coffee and maybe some donuts. That's all I have.

PRESIDENT MIGUEL RODRIGUES: Any questions for the Lieutenant?

ALDERMAN JOSEPH MASI: Tell them what you're going to be doing Saturday morning.

LIEUTENANT JEFFRY THOELEN: Oh.

Saturday morning we have an agility test coming up with Civil Service for a number of our candidates, and I think the Fire Department as well. The Fire Department, it's going to be their first agility test.

This year we're going to have our Civil Service Test coming up, probably this fall. Right? Or I'm sorry, next year. So 2025. So we'll be ramping that up. We'll start advertising probably in the early part of 2025. We'll have some openings and we can certainly use a few good men and women to join our ranks.

ALDERMAN JOSEPH MASI: Thank you.

PRESIDENT MIGUEL RODRIGUES: All right, thank you.

City clerk?

CITY CLERK RICHARD MCCORMACK: Nothing this evening.

PRESIDENT MIGUEL RODRIGUES: All right. Any questions for the City Clerk? All right. Remarks of Alderman. Alderman Masi?

ALDERMAN JOSEPH MASI: Just a couple of things. One, that I was surprised the Mayor didn't mention it, but the City Treasurer,

Leonora, Mayor, myself are meeting with -- we have this past week met with all department heads, save one, one that wasn't feeling well, to work on the budget, the wish list, and to bring it down. And they will continue to be working on it. And at some point I will obviously bring it to the entire council when the budget is done.

I just want to address --
unfortunately, young lady, I don't remember your name. And I apologize. That's you.

CITY CLERK RICHARD MCCORMACK: Amanda.

ALDERMAN JOSEPH MASI: What is it?

CITY CLERK RICHARD MCCORMACK: Amanda.

ALDERMAN JOSEPH MASI: Amanda. We know you have the right to come here, and we certainly listen intently for what you have to say. And obviously each week you repeat and repeat and repeat. And that's certainly your business.

But one of the questions that most of you say is, well, we'd like to hear from you, you guys are silent.

Well, I don't know if you remember, but two weeks ago at the end of that meeting, I personally came up to you and I told you that there are a lot of things that I don't

understand, but I am willing to listen. And I'm sure my colleagues would be also. And I gave you my email and you said you would email me. Now, I am not the best with email, so I apologize if you actually did, but I don't believe you have. And it's been two weeks. And I just wonder, you people, you keep coming. You say you want to hear what we have to say. I reached out to you. And of course you've come tonight again and say I'd like to hear what you have to say. And I got no response from you.

Now, I just want to throw that out there. Because people have to know that there are other sides. And I told you that night I wasn't saying I'm with you, against you, or anything like that. But there were information that you had that I did not have. And I was willing to listen. And you chose not to reach out to me. Thank you.

PRESIDENT MIGUEL RODRIGUES: No, no. Remarks of Alderman. You can talk to him after the meeting.

Alderman Witt?

ALDERMAN KEVIN WITT: Nothing this evening.

PRESIDENT MIGUEL RODRIGUES: Alderman Green?

ALDERMAN ANDREW GREEN: I just want to say congratulations to Leonora and your team. I've worked closely this year with a lot of the people in finance and HR. And, man, what an awesome team you have. Everyone is always so quick to respond to anything anyone needs. So congratulations there and looking forward to another year. Thank you.

PRESIDENT MIGUEL RODRIGUES: Alderman Kleiner?

ALDERMAN GERALD KLEINER: Thank you. I know we want to get out of here and go listen to the debate tonight.

We will have our constituents' meeting next Monday, October 7th. It will be right here in the council chambers at 7:00 p.m. So anyone is welcome.

I want to congratulate Sergeant Welch on the night out, which was more like afternoon out. But it was still a very nice program that they put on. And she is always good at organizing those.

Also on the 21st, a week ago Saturday,

the high school put on their Wall of Fame ceremony and inducting the whole 1961 undefeated Middletown football team, from the Class of '62. And along with other inductees. So I want to thank the school for that. It's an important community event that they do.

I also last Friday went to Orange Hall Gallery where the college was sponsoring a -- this college, Orange County Community College, now SUNY Orange, was sponsoring a reunion kickoff. Next year is the 75th anniversary of OCC. And it was very nicely organized. Rich Guertin was there, other alumni. It was very nice to see. I thank them for doing that.

I want to wish Jimmy Carter a happy 100th birthday. I'm sure that won't get out from here, but our best-ever ex-president.

I had one thing that I had to bring in, because going through trying to throw out some stuff. This was a 2012 copy, February 2012 of the Times Herald Record. And it says, "Unaffordable by Summer". And it's about gas prices. And the gas price then that they show was \$3.87 a gallon for regular up to \$4.23. Their concern was would it be \$5 a gallon by

summer. It has to do with prices because somebody's economic plan for getting us out of -- or taking care of problems with prices is drill, baby, drill. This was 13 years ago. And as I drove down here, gas prices in Middletown was \$3.05. I was told in Goshen it's like \$2.75. So it's just a reminder that it's the issue of the day.

And I also went to the Veterans' Memorial Day ceremony last Friday. And that's at the Veterans Memorial Park. And they recognized the 40 people from Middletown who were killed -- from Orange County, from Orange County, I think 13 or 14 of those were from Middletown, were killed on a single day, September 29th, 1918 in World War I. They called it the Great World War because there wasn't a second one yet. And it was remembering their sacrifice.

And we had Registration Day in Middletown. We had the whole -- almost the whole community out marching. We were very much involved with what was going on in the world.

I think exploding pagers and exploding walkie-talkies would have been considered an act of state-sponsored terrorism had it been done by

the other side. So I want to thank the people for coming here every week or every two weeks and reminding us what's going on, particularly today after we got what we didn't want; a huge expansion of the war in the Middle East. And yes, we are all part of that. Thank you.

PRESIDENT MIGUEL RODRIGUES: Alderman Wray?

ALDERMAN KATIE WRAY: Good evening. I just wanted to say, Leonora, your team, you guys are amazing. I think you're going to be stuck with us. We're going to make sure you stay here. Keep doing the amazing work you guys do.

I would just like to briefly respond to what Lieutenant Thoelen had to say today. Because he is a hundred percent correct. You know, these incidents happen. We are not unique. And all we get is a lot of bad publicity with, oh, that's Middletown. No, it's not. I have been bringing my children to that high school every night for 15 years because my daughter has been swimming since she's five. And you know what? I've had littles, I've had babies, I've been pregnant, I'm pushing strollers. It's been basketball games or wrestling matches, it doesn't

matter. I have gone in there every night for 15 years. And I have never had a negative experience with a child in that school.

They're holding the door for me.

They're like, look out behind you, ma'am, little kid right there. These kids are athletes and scholars and musicians and artists, and they are wonderful kids by and large. I get to work with a lot of them. They are amazing.

And for the actions of two to three, a handful of students to put a stain on this City and the youth of this City that I believe every day in some way make us all very proud, and we should take ownership of that. And I think that's key.

And Lieutenant Thoelen, I appreciate you speaking on that. Because that's important to me. Because my kids are Middletown. And they're amazing. And they go to school with kids who are fantastic. And we should celebrate that and we should focus on that. And I just wanted to make sure that was spoken on tonight. That's all I have.

PRESIDENT MIGUEL RODRIGUES: Alderman Johnson?

ALDERMAN PAUL JOHNSON: Thank you. I will join in congratulating the administration on the audit. It's not a surprise, but never taken for granted. Thank you so much.

PRESIDENT MIGUEL RODRIGUES: Alderman Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Yes, good evening. Leonora, welcome back and congratulations to the new addition to your family. And you guys did a great job with the audit. Congratulations to your team. Thank you.

PRESIDENT MIGUEL RODRIGUES: Okay. New business.

CITY CLERK RICHARD MCCORMACK: Good evening. We have a resolution sponsored by Alderman Jean-Francois appointing Tracy Racine to the Zoning Board of Appeals.

PRESIDENT MIGUEL RODRIGUES: Resolution sponsored by Alderman Jean-Francois, seconded by Alderman Green. Any discussion?

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Here.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN JUDE JEAN-FRANCOIS: I meant
aye.

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois, was that a yes?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.
It's an aye.

CITY CLERK RICHARD MCCORMACK: We have
a resolution sponsored by Alderman Jean-Francois
authorizing the 2024 fall leaf removal.

PRESIDENT MIGUEL RODRIGUES: Resolution
by Alderman Jean-Francois, seconded by Alderman
Witt. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing a transfer of \$25,000 for
repairs, for HVAC repairs at City Hall.

PRESIDENT MIGUEL RODRIGUES: Resolution
sponsored by Alderman Johnson, seconded by
Alderman Jean-Francois. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.
Resolution sponsored by Alderwoman Wray
authorizing a transfer of \$500 in the Corporation
Council 2024 budget line.

PRESIDENT MIGUEL RODRIGUES: Resolution
sponsored by Alderman Wray, seconded by Alderman
Jean-Francois. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Kleiner authorizing the acceptance of a \$50
donation from (indiscernible) Winters family in
memory of Richard Wolslayer.

PRESIDENT MIGUEL RODRIGUES: Resolution
sponsored by Alderman Kleiner and seconded by

Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Green authorizing an increase in the legislative initiative grant budget line by \$25,000.

PRESIDENT MIGUEL RODRIGUES: Resolution sponsored by Alderman Green, seconded by Alderman

Johnson. Any discussion? Roll?

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Witt authorizing an intermunicipal agreement with Mount Hope for the patrol of the reservoir trails.

PRESIDENT MIGUEL RODRIGUES: Resolution

sponsored by Alderman Witt and seconded by
Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Masi
authorizing -- declaring a police vehicle S
surplus.

PRESIDENT MIGUEL RODRIGUES: Resolution

sponsored by Alderman Masi, seconded by Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Masi adopting a time clock policy.

PRESIDENT MIGUEL RODRIGUES: Resolution sponsored by Alderman Masi and seconded by

Alderman Jean-Francois. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Jean-Francois authorizing the declaration of a pontoon boat in the Department of Public Works as surplus.

PRESIDENT MIGUEL RODRIGUES: Resolution

sponsored by Alderman Jean-Francois, seconded by Alderman Johnson. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK:
Resolution sponsored by Alderman Green
authorizing the Office of Economic and Community
Development Office as the lead agency for the
2025 to 2030 consolidated plan.

PRESIDENT MIGUEL RODRIGUES: Resolution sponsored by Alderman Green, seconded by Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

PRESIDENT MIGUEL RODRIGUES: Audit?

ALDERMAN JOSEPH MASI: Mr. President, I
move the accounts be ordered and claims be

adjusted and the City Treasury be authorized to issue warrants for the payment.

PRESIDENT MIGUEL RODRIGUES: Resolution sponsored by Alderman Masi. Do I have a second? Alderman Johnson. Roll?

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

PRESIDENT MIGUEL RODRIGUES: Alderman

Johnson?

ALDERMAN PAUL JOHNSON: Mr. President, earlier this evening the legislative committee met and we concluded our discussion on the repeal of the winter parking regulations. Within the committee we also approved the resolution.

At this time I would like to make a motion that the Council approve that resolution as a whole.

PRESIDENT MIGUEL RODRIGUES: Resolution sponsored by Alderman Johnson. Do I have a second?

ALDERMAN JOSEPH MASI: I'll second.

PRESIDENT MIGUEL RODRIGUES: Alderman Masi.

Do you have the resolution?

CITY CLERK RICHARD MCCORMACK: Yes, I do.

PRESIDENT MIGUEL RODRIGUES: Can you read it?

CITY CLERK RICHARD MCCORMACK: It's the repeal of winter parking resolutions. Whereas the Mayor and the Common Council wish to amend the code provisions governing weather-related parking restrictions and to place such

restrictions in a single area of the Code. Now therefore be it resolved and be it ordained by the Common Council of the City of Middletown New York as follows.

Section 1, the Code of the City of Middletown, New York, Chapter 460, Vehicles and Traffic, is hereby amended by repealing Section 416.14, Night Parking, Section 460-22, Parking Restrictions to Aid Snowplowing and Snow Removal, and Section 460-74, Designation of Emergency Streets.

Section Two of the Code of the City of Middletown, New York, Chapter 460, Vehicles and Traffic is hereby amended by replacing Section 460-71, Declaration of Emergency, to read as follows.

Whenever road conditions in the City of Middletown shall become hazardous or such that free movement of fire, health, police emergency, or other vehicular traffic may be impeded by reason of non-winter related events such as water, debris, fire, or other natural or artificial causes, the Mayor of the City of Middletown or such other person designated by him may be hereby is authorized to declare the

existence of an emergency.

Section Three of the Code of the City of Middletown, New York, Chapter 460, Vehicle and Traffic is hereby amended by replacing Section 460-72, Notice of Emergency, to read as follows.

Notice of Emergency. The declaration of emergency as aforesaid may be conveyed to the public by radio or newspaper, announcement by one local radio station or one daily newspaper published in the City of Middletown, by the citywide emergency alert system, official city social media accounts, and the City website. Notice may also be transmitted to the general public by distribution of notices, leaflets, handles, or other written or printed notices distributed to the general public or affixed to the automobiles parked on the streets within the City of Middletown.

If the emergency is obvious, such as a fire or other visible causes which to a reasonably prudent person would indicate the existence of an emergency, no additional notice shall be required.

Section Four of the City Code of Middletown, Chapter 460, Vehicle and Traffic, is

hereby amended by replacing Section 460-79,
Declaration of Snow Alert, to read as follows.

Whenever two-and-a-half of snow has
fallen or is reasonably anticipated, or whenever
the Mayor of the City of Middletown or such other
person designated by him or her in the exercise
of their discretion deems the winter weather
condition or anticipated condition to be such
that it is or will be interfering with the free
flow of traffic, he or she may and is hereby
authorized to declare a snow alert.

Section Five of the Code of the City of
Middletown New York, Chapter 460, Vehicles and
Traffic, is hereby amended by replacing 460-81,
Limited Use of Streets During Snow Alert, to read
as follows.

The parking of vehicles is hereby
prohibited on all highways and streets within the
City during any period declared as a snow alert
pursuant to 460-79. Vehicles parked in violation
of this section shall be subject to removal
pursuant to provisions of 460-41.

This resolution and ordinance shall
take effect immediately.

PRESIDENT MIGUEL RODRIGUES: Any

discussion?

ALDERMAN ANDREW GREEN: Do you need
water?

CITY CLERK RICHARD MCCORMACK: Thank
you.

PRESIDENT MIGUEL RODRIGUES: Roll.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray?

ALDERMAN KATIE WRAY: Yes.

CITY CLERK RICHARD MCCORMACK: Kleiner?

ALDERMAN GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green?

ALDERMAN ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt?

ALDERMAN KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi?

ALDERMAN JOSEPH MASI: Oh, okay.

CITY CLERK RICHARD MCCORMACK:
President Rodrigues?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Motion

carries.

PRESIDENT MIGUEL RODRIGUES: For
adjournment?

ALDERMAN KEVIN WITT: So moved.

ALDERMAN JOSEPH MASI: Second, aye.

(Proceedings concluded)

C E R T I F I C A T I O N

I, Sonya Ledanski Hyde, certify that the foregoing transcript is a true and accurate record of the proceedings.



Sonya M. Ledanski Hyde

Veritext Legal Solutions
330 Old Country Road
Suite 300
Mineola, NY 11501

Date: November 1, 2024



**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Jean-Francois
Seconded by: Alderman Green
Date of Adoption: October 1, 2024
Index No: 190-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.

Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Appointment Confirming the Appointment of Tracy Racine to the Zoning Board of Appeals

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's appointment of Tracy Racine to the Zoning Board of Appeals, to fill the unexpired time of Maryanne Cavallaro, which expires December 31, 2025.

Prepared by:

Attachments:

1.	Scan2024-09-23 141815
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**TRACY A. RACINE
24 ADAMS AVENUE
MIDDLETOWN, NY 10940**

RECEIVED

SEP 19 2024

CITY CLERK
CITY OF MIDDLETOWN

September 18, 2024

Honorable Joseph DeStefano
16 James Street
Middletown, NY 10940

Dear Sir,

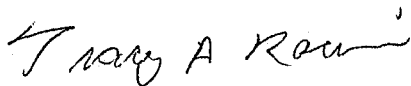
I understand that there may be an opening on the Zoning Board of Appeals. If this is the case I would like to be a part of that particular body.

The recent issue on Adams Avenue has brought to light the importance of the ZBA to me and I think that as a lifelong resident of the City of Middletown and a member of the Board of Assessment that I could be an asset to the board.

Preservation of quality of life in the city is of great importance to me. I have been a volunteer firefighter for all of my adult life, Past President of the Middletown Youth Football League, Little League Baseball Coach, Middletown High School Freshman Coach among other community activities.

I would like the opportunity to participate in more of City government and I have the time to do so.

Sincerely,



Tracy A. Racine

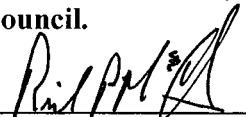


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

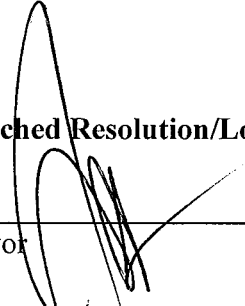
By: Alderman Jean-Francois
Seconded by: Alderman Witt
Date of Adoption: October 1, 2024
Index No: 191-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 10/2/24

Authorization for the 2024 Fall Leaf Removal

BE IT RESOLVED that the Common Council of the City of Middletown, NY, authorizes the 2024 City Wide Leaf Pick Up from November 4, 2024, to December 6, 2024 as follows:

1. Fourth Ward
2. First Ward
3. Second Ward
4. Third Ward

Leaves may be set out no further than four (4) feet from the curb. Department of Public Works crews will pick up leaves in the street only during this period, with no exceptions. Leaves must be placed in receptacles at all other times during the year.

Prepared by:
Jacob Tawil

Attachments:

1.	CITY WIDE LEAVES 2024
----	-----------------------

Department of Public Works

City of Middletown

Jacob S. Tawil, P.E.
Commissioner of Public Works



16 James Street
Middletown, NY 10940
Phone: 845-343-3169
Fax: 845-343-4014

September 20, 2024

Honorable Mayor, Council President
and Members of the Common Council
City of Middletown, NY

RE: General City Wide Leaves pick up for 2024

Honorable Mayor, Council President and Council Members:

It is once again time for the annual leaves in the street. We request that from November 4, 2024 to December 6, 2024 the City of Middletown will hold its general city wide clean up period for leaves in the street. (Set out no further than four (4) feet from the curb.) All other times during the year leaves must be placed in receptacles. Department of Public Works crews will pick up leaves in the street during this time period only, no exceptions.

The initial Leaves pick up schedules will be as follows:

1. Fourth Ward
2. First Ward
3. Second Ward
4. Third Ward

Thank you.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jacob S. Tawil", is written over a horizontal line.

Jacob S. Tawil, P.E.
COMMISSIONER OF PUBLIC WORKS

kg
Att.

ATTENTION

City of Middletown Residents

Leaf Pick Up

From November 4, 2024 to December 6, 2024 the City of Middletown will hold its general city wide clean up period for leaves in the street. (*Set out no further than four (4) feet from the curb.*) All other times during the year leaves must be placed in receptacles. Department of Public Works crews will pick up leaves in the street during that time period only, no exceptions.

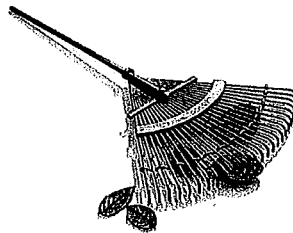
The initial leaf pick up schedule will be as follows: Fourth Ward, First Ward, Second Ward and Third Ward.

Any questions, call DPW at 343-3169 or visit our website for postings and updates www.Middletownny.gov

Joseph M. DeStefano, Mayor

J. Miguel Rodrigues, Alderman-at-Large

Jacob S. Tawil, P.E., Commissioner of Public Works



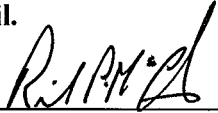


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Johnson
Seconded by: Alderman Jean-Francois
Date of Adoption: October 1, 2024
Index No: 192-24

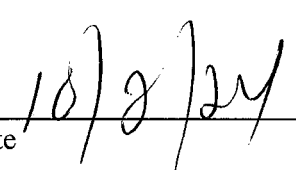
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 

Authorization to transfer \$25,000 for Repairs at HVAC Repairs at City Hall.

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$25,000 in the following manner for the following HVAC repairs at City Hall.

-Val Bruni-heating coils for 2nd and 3rd floor City Hall-\$19,750.00

-Val Bruni-2 spare AC units for City Hall-\$5,973.26

-Val Bruni-Basement Heat line leak, 4 lines needed replacement-\$3,891.17

We budgeted \$25,000 for Val Bruni and currently have invoices totaling \$50,858

FROM	AMOUNT	TO
A.8160.100	25,000	A.1620.470
PERSONAL SERVICES		REPAIRS TO BUILDING

Prepared by:
Jacob Tawil

Attachments:

1.	Transfer of Funds 9-18-24-repairs to building
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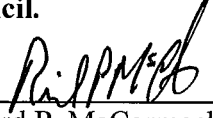


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

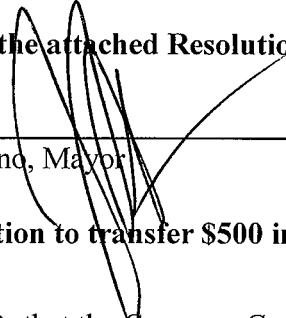
By: Alderwoman Wray
Seconded by: Alderman Jean-Francois
Date of Adoption: October 1, 2024
Index No: 193-24

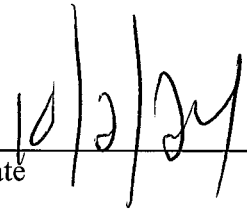
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 

Authorization to transfer \$500 in the Corporation Council 2024 Budget Line

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$500, in the following manner.

FROM	AMOUNT	TO
A.8010.900	\$500	A.1420.480
ZONING BOARD APPEALS		OFFICE EXPENSE

Prepared by:
Alex Smith, Corporation Counsel

Attachments:

1.	BOE 9 26 24
----	-------------

MEMORANDUM

DATE: September 20, 2024
TO: Rosa Tumminia
Richard McCormack
FROM: Alex Smith, Corporation Counsel
RE: Budget Transfer

This is to request a following transfer within our 2024 budget lines:

From	Amount	To
A.8010.900	\$500.00	A.1420.480
Zoning Board of Appeals		Office Expense

This transfer is to replenish A.1420.480 line in order to pay unpaid office expense invoices.

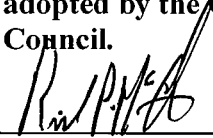


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

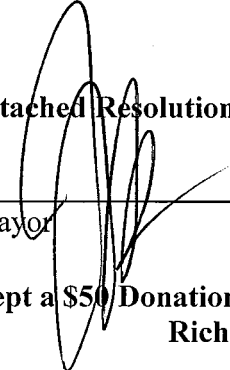
By: Alderman Kleiner
Seconded by: Alderman Green
Date of Adoption: October 1, 2024
Index No: 194-24

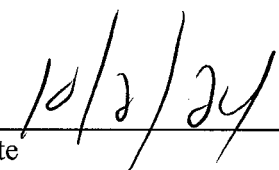
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor


Date

Authorization to Accept a \$50 Donation from Schuerholz-Winters Family in memory of Richard Wolslayer

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and accepts a \$50 donation from Schuerholz-Winters Family in memory of Richard Wolslayer.

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to deposit this donation into account A.2705.00 Gifts and Donations and increase budget line A.7321.450 Special Programs Material and Supplies.

These funds will go towards the purchase of shoulder pads for youth football.

Prepared by:

Raelynn Bertholf, Supt of Recreation and Parks

Attachments:

None

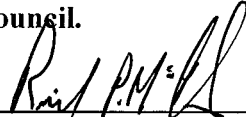


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

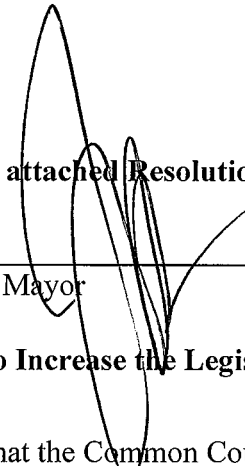
By: Alderman Green
Seconded by: Alderman Johnson
Date of Adoption: October 1, 2024
Index No: 195-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 10/2/24

Authorization to Increase the Legislative Initiative Grant Budget Line by \$25,000

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to increase grant line A.3337 Legislative Initiative Grant and increase A.7321.450 Special Program Materials and Supplies by \$25,000.

Prepared by:
Raelynn Bertholf, Supt of Recreation and Parks

Attachments:

None



**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Witt
Seconded by: Alderman Kleiner
Date of Adoption: October 1, 2024
Index No: 196-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.

Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Enter into an Inter-Municipal Agreement with Mount Hope for Patrol of the Reservoir Trails

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes an Intermunicipal Agreement with the Town of Mount Hope for patrol of the Reservoir Trails.

BE IT FURTHER RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the Mayor to sign the agreement.

Prepared by:
John Ewanciw, Chief of Police

Attachments:

1.	Reservoir trail patrols mt hope mou
----	-------------------------------------

**INTERMUNICIPAL AGREEMENT BETWEEN
THE CITY OF MIDDLETOWN AND THE TOWN OF MOUNT HOPE FOR
RESERVOIR TRAIL PATROLS**

AGREEMENT, made this 10 day of September, 2024 by and between **THE CITY OF MIDDLETOWN**, a municipal corporation of the State of New York, with offices located at 16 James Street, Middletown, New York 10940 (“Middletown”) and **THE TOWN OF MOUNT HOPE**, a municipal corporation of the State of New York, with offices located at 1706 Route 211W, Otisville, New York (“Mount Hope”).

WITNESSETH

WHEREAS, the parties share a common geographic border in an area known as the Middletown Reservoir Trails which is owned by the City of Middletown, and where Middletown has recently opened certain trails for public use, and

WHEREAS, the Town Police Department currently has authority to police and patrol such area which is situated in the Town of Mount Hope, and

WHEREAS, the parties wish to allow the Middletown Police Department to patrol and have the authority to issue summonses in those portions of such area which are situated in the Town of Mount Hope, and

WHEREAS, the parties wish to provide for prosecution of such summonses in the Town Court of the Town of Mount Hope, and

WHEREAS, the parties hereto wish to enter into an Intermunicipal Agreement (“Agreement” or “IMA”) in order to implement these goals.

NOW, THEREFORE, in consideration of the foregoing recitals, the mutual agreements, promises and covenants set forth in this IMA and for other good and

valuable consideration, the receipt and sufficiency of which is hereby acknowledged the parties hereto agree as follows:

1. Recitals. The recitals set forth above are incorporated by reference into this Section 1 as material terms of this Agreement.
2. Jurisdiction. The provisions of this Agreement are limited to that geographical area familiarly known as the “Middletown Reservoir Trails” that is situated in the Town of Mount Hope, as shown on the map annexed hereto and made a part hereof “Area”.
3. Police Enforcement. The Middletown Police Department is hereby authorized to patrol this Area and enforce State statutes and Town of Mount Hope ordinances and codes. Such enforcement includes the issuance of appropriate summonses. Town of Mount Hope agrees to prosecute such summonses in the Town Court of Mount Hope in the discretion of the Town prosecutor(s). The parties shall develop a reporting mechanism/process to provide notification of Middletown enforcement actions to the Town authorities under this Agreement.
4. Operation. This Agreement authorizes and empowers all duly authorized members of the Middletown Police Department, during the term of this Agreement, to act and perform the duties of police officers in the subject area with the same powers, duties, and immunities as if such officers were acting as police officers within the City of Middletown.
5. Response. The Middletown Police Department shall be obligated to be the primary responder for calls involving the subject area. It is the responsibility of the

Middletown Police Department to immediately contact other additional law enforcement agencies to request supplemental and alternative police protection.

6. Liability. Middletown shall hold harmless and indemnify the Town of Mount Hope and its officers, employees, agents from and against any and all liability, obligations, losses, claims and damages whatsoever, attributable to or caused by the negligence of Middletown or its employees or agents, provided that any such claims, causes of action, judgments, liabilities, damages, losses, costs or expenses of the Town of Mount Hope are not incurred or do not result from the negligence or the intentional wrongdoing of the Town of Mount Hope or any of its members, officers, agents or employees.

7. Personnel. No Middletown police officers performing duties in the subject area shall have any benefit, status or right of Town of Mount Hope employment. All such police officers shall continue to be City of Middletown employees, and shall be considered as such for purposes of the Workmen's Compensation Statutes and General Municipal Law Section 207-c benefits; the Town of Mount Hope shall not be responsible for the payment of any such benefits.

8. Cooperation. The parties agree to work in good faith to mutually resolve any disputes occurring or arising out of the performance of this IMA. The parties agree to do all things reasonably necessary or appropriate to carry out the terms, provisions, and objectives of this IMA.

9. Disputes. This IMA shall be governed by the laws of the State of New York and relevant federal statutes and regulations. If there is a dispute regarding any of the

provisions of this IMA, jurisdiction and venue shall be in the Supreme Court, County of Orange. For breach of the terms of this IMA, the parties may seek any monetary or equitable remedies available under applicable law. Either party that breaches this IMA shall pay all expenses of the non-breaching party, including without limitation, court costs, reasonable attorneys' fees and expert witness fees, in connection with enforcement of this IMA.

10. Term. This Agreement shall be effective as of the 1st day of September, 2024, and shall terminate on the 3rd day of September, 2034. Either party may renew for another 10-year term upon 90 days' notice to the other party. Either party may withdraw from this Agreement upon 90 days' notice to the other party.

11. Notices. Any notice or request provided for by this IMA shall be in writing. Notice shall be sent to the addresses set forth below, or to such other address as either party may specify in writing.

All notices to Middletown must be addressed as follows:

Chief of Police
City of Middletown
16 James Street
Middletown, New York 10940
(845)346-4004 (office)
(845) 346-4041 (facsimile)

All notices to The Town of Mount Hope must be addressed as follows:

Town Supervisor
Town of Mount Hope
1706 Route 211 W
Otisville, New York 10963
(845) 386-2211 (office)
(845) 386-1100 (facsimile)

5



**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Masi
Seconded by: Alderman Green
Date of Adoption: October 1, 2024
Index No: 197-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.

Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

10/2/24

Date

Authorization to Declare a Police Vehicle as Surplus

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment to declare the following equipment as surplus and authorizes its sale at auction through Auctions International:

Car Info: · 2010 Chevrolet Impala · 2G1WA5EK5A1259239 · FLT2592

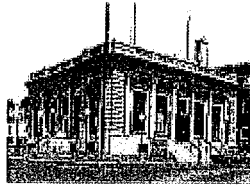
This vehicle is in disrepair and needs work that would cost more than its value.

Prepared by:
John Ewanciw, Chief of Police

Attachments:

1.	2024 VEHICLES SURPLUS- AUCTION 2
----	----------------------------------

JOHN EWANCIW
CHIEF OF POLICE



TELEPHONE
845-343-3151
FAX NUMBER
845-343-2660

CITY OF MIDDLETOWN POLICE DEPARTMENT

2 JAMES STREET
MIDDLETOWN, NEW YORK 10940
ESTABLISHED 1888

September 24, 2024

Honorable Joseph M. DeStefano &
City of Middletown Common Council
16 James Street
Middletown, NY 10940

Dear Mayor DeStefano and Members of the Common Council:

Please accept this letter as my request to declare the following vehicles as surplus property:

Car Info: · 2010 Chevrolet Impala · 2G1WA5EK5A1259239 · FLT2592

This vehicle is in disrepair needing work that would cost more than the value of the vehicles. It would be disposed of by utilizing a vehicle auction.

If you have any questions please do not hesitate to contact me.

Very truly yours,

John Ewanciw
Chief of Police

JE:ccd

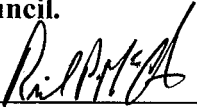


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

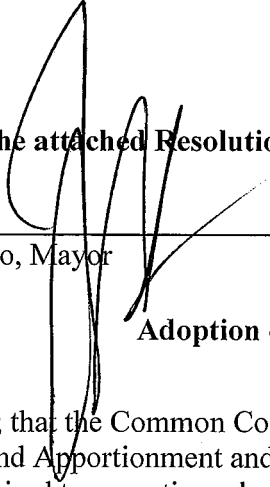
By: Alderman Masi
Seconded by: Alderman Jean-Francois
Date of Adoption: October 1, 2024
Index No: 198-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 10/2/24

Adoption of a Time Clock Policy

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the adoption of a time clock policy for all City employees required to use a time clock system.

Prepared by:

Attachments:

1.	Time Clock Policy City of Middletown
----	--------------------------------------



CITY OF MIDDLETOWN TIME CLOCK POLICY

PURPOSE

The purpose of this policy is for the City of Middletown (City) to streamline the timekeeping and payroll process, as well as ensure consistency and accuracy with time and attendance.

SCOPE

This policy covers all employees required to use the timeclock system which includes hourly full-time and part-time employees and non-exempt salaried employees.

POLICY

It is a job requirement that all employees are required to use the time clock system and must "clock in" at the beginning of their shift and "clock out" at the end of work each day. Additionally, unpaid lunch periods can be deducted from work hours unless the department head specifies otherwise.

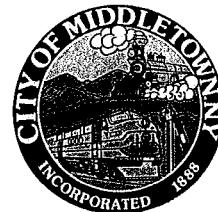
GENERAL INFORMATION

"Employee" as used in this policy, means all employees required to use the time clock system. Generally, the term applies to non-exempt employees, but may apply to exempt employees depending on the circumstances. The forms of clock are as follows: time clocks installed in a department, website clocks, and cellphone applications. Every department has their approved form of clock—please be sure to review and understand the form of clock utilized in your department and its location.

PROCEDURE

The following regulations will apply:

1. Employees are required to clock in at the beginning of their assigned time for the start of their workday time and must clock out at the end of their assigned shift so that all hours worked can be accounted for. This should be done even if an employee arrives after their start time or leaves prior to their normal departure time. The City allows for rounding up or down up to 7 minutes. For example, if an employee's shift starts at 9:00 AM and they clock in at 8:53 AM or 9:07 AM, the time will be rounded to 9:00 AM.
2. Employees are strictly prohibited from clocking in or out for another employee. All employees involved may be subject to disciplinary action, up to and including termination.
3. Employees are required to clock in and out at the time clock located in their departments using the designated timeclock for each department. If there is a problem with the time clock, employees should notify their supervisor immediately. Locations without a Time Clock will use the website link or the cell phone application- this will be determined by each department head.
4. Employees' hours for payroll will be calculated solely based on the time entered into the timeclock system.
5. Employees are prohibited from adjusting their time records. Any adjustments to the recorded



time must be approved by the employee's supervisor. Employees will be accountable for any manual changes submitted.

6. Employees should remain clocked in for mandatory meetings.
7. Employees must obtain prior permission from their Department Head prior to working overtime. Overtime includes clocking in early or later than the employee's scheduled work day. Employees who work overtime without prior authorization will not be paid for such time.
8. All employees will be required to enter their hours worked.
9. Employees must notify their supervisor immediately if they fail to punch in/out or experience any difficulty using the timeclock system.
10. Employees who are on vacation, sick leave, personal leave, jury duty or other approved leaves are not required to punch the Time-Clock while on such approved leave; however, all documentation for the leave must be submitted to their immediate supervisor. Employees will be responsible for entering preapproved time-off requests into the timeclock system, which must then be approved by the department head.
11. Only the employee's supervisor or authorized staff in the Human Resources Department may edit employee punches or add compensable days. Approved corrections/adjustments will occur in the following pay period if an employee fails to notify his/her supervisor immediately of a problem. The management of the Time Clock app will reside within the Human Resources and Finance Department. Any requests for modifications must be made to the Human Resources Department.
12. Employees are prohibited from unauthorized viewing of another employee's time.
13. Violations of these procedures may result in disciplinary actions, up to and including termination.

Department Head/Supervisors Responsibility

Department Heads/Supervisors are responsible for:

- Check the accuracy of time records on a regular basis.
- Ensure that employees reporting to him or her have the correct project/departamental codes, overtime or premium codes and overhead codes for their assignments.
- Ensure that all employees maintain accurate time records.
- If authorized in advance, provide approval for overtime or premium pay.
- Approving time records and submitting them to payroll.
- Is responsible for the daily oversight of this policy.
- Are responsible for dealing with any inaccuracies or issues in a timely manner.



Timeclock Vandalism or Damage:

The time clocks are the property of the City, it is strictly prohibited for any employee to vandalize, intentionally damage or tamper with the timeclocks in any way. Such actions disrupt City operations and affect the accuracy of timekeeping records. Any employee found responsible for such behavior will face disciplinary action, which may include termination.

Note: This policy may differ for those employees who are members of a Union. If there are any questions on this policy or its interpretation, please contact your Department Head, or Human Resources.

Time Clock Policy Acknowledgement

Employee Name: _____

I acknowledge that I have received, read, and understand the Time Clock Policy provided by the City of Middletown. I agree to comply with all the guidelines and procedures outlined in the policy regarding the use of the City's time clock system.

I understand that the time clock is a critical tool for accurately recording my working hours, and I am responsible for ensuring that I clock in and out correctly at the beginning and end of my work shifts, as required by the policy.

If I have any questions or require clarification regarding the Time Clock Policy, I will promptly seek guidance from my supervisor or the Human Resources department.

Employee Signature: _____

Date: _____

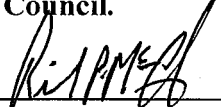


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

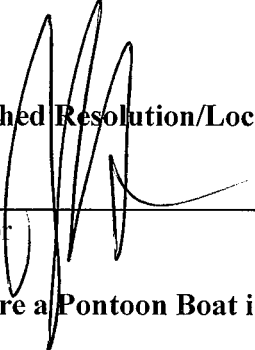
By: Alderman Jean-Francois
Seconded by: Alderman Johnson
Date of Adoption: October 1, 2024
Index No: 199-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.

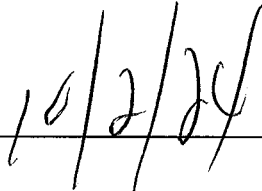

Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date


10/2/24

Authorization to Declare a Pontoon Boat in Department of Public Works as Surplus

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment to declare the following equipment as surplus and authorizes its sale at auction through Auctions International:

2010 Sweetwater Tuscany Pontoon Boat (Serial # GDY1957TL910). This pontoon boat is undersized for what it was being used for. The deck of the boat is rotted and is unsafe. This boat has already been replaced.

Prepared by:
Jacob Tawil

Attachments:

1.	BOE MEMO- SURPLUS PONTOON BOAT (002)
----	--------------------------------------

Department of Public Works

Memorandum

To: Honorable Mayor DeStefano, Honorable Members of
the Board of Estimate and Apportionment and Members of the Common
Council
CC: Richard McCormack- City Clerk and Leonora Liz- Treasurer
From: Jacob S. Tawil, P.E. Commissioner of Public Works
Date: September 24, 2024
RE: Surplus Boat

We are requesting that the piece of equipment listed below be declared surplus and authorize the Commissioner of Public Works to dispose of it in the most advantageous way to the City, based on his opinion, most likely through Auctions International.

1. 2010 Sweetwater Tuscany Pontoon Boat (Serial # GDY1957TL910). This pontoon boat is undersized for what it was being used for. The deck of the boat is rotted and is unsafe. This boat has already been replaced.

Thank you.

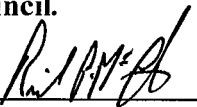


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

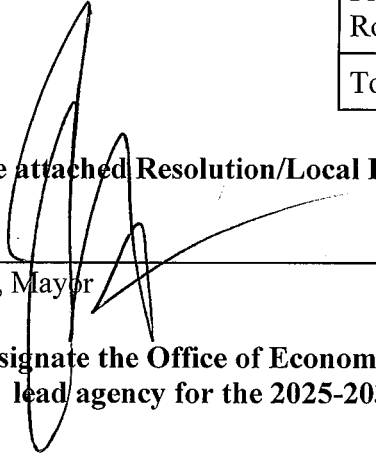
By: Alderman Green
Seconded by: Alderman Kleiner
Date of Adoption: October 1, 2024
Index No: 200-24

I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.

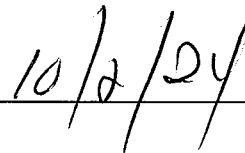

Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date



Authorization to designate the Office of Economic and Community Development Office as lead agency for the 2025-2030 Consolidated Plan

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, designates the Office of Economic and Community Development Office as lead agency for the 2025-2030 Consolidated Plan.

Prepared by:
Maria Bruni, Director of Economic and Community Development

Attachments:

1.	Common Council Memo Lead Agency
2.	Con plan reso

CITY OF MIDDLETOWN
Office of Economic & Community Development

September 27, 2024

City of Middletown
Common Council
16 James Street
Middletown, New York 10940

RE: 2025-2030 HUD Consolidated Plan

Dear President Rodrigues and Members of the Common Council:

The Office of Economic and Community Development will be preparing a 5-year Consolidated Plan pursuant to HUD regulations. I am requesting to designate the Office of Economic & Community Development as lead agency for the preparation of the 2025-2030 Consolidated Plan.

We are also seeking authorization for the Mayor to sign any required certifications and documents pursuant to the Plan.

Thank you for your attention to this matter.

Maria Bruni, Director
Economic & Community Development

Cc: Mayor Joseph DeStefano
Caitlin McNamara, Assistant Director

Whereas; the Office of Economic and Community Development will be preparing a 5-year Consolidated Plan pursuant to HUD regulations, and

Whereas; the Office of Economic and Community Development is requesting to be designated lead agency for the preparation of the 2025-2030 Consolidated Plan

So let it be resolved; that the Common Council authorizes the Office of Economic and Community Development to be designated lead agency for the preparation of the 2025-2030 Consolidated Plan and authorizes the Mayor to sign any required certifications and documents pursuant to the Plan.

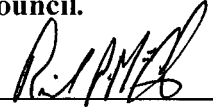


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Johnson
Seconded by: Alderman Masi
Date of Adoption: October 1, 2024
Index No: 201-24

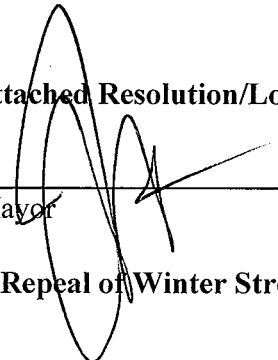
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.



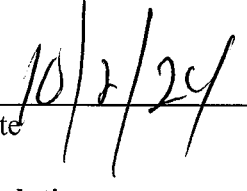
Richard P. McCormack
Clerk to the Common Council

Names	Ayes	Noes	Abstain	Absent
Ald. Tobin				X
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.



Joseph M. DeStefano, Mayor



Date

Repeal of Winter Street Parking Regulations

WHEREAS, the Mayor and Common Council wish to amend the Code provisions governing weather-related parking restrictions, and to place such restrictions in a single area of the Code.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1 – The Code of the City of Middletown, N.Y., Chapter 460, Vehicles and Traffic, is hereby amended by repealing Section 460-14, Night Parking, Section 460-22, Parking restrictions to aid snow plowing and snow removal, and Section 460-74, Designation of emergency streets.

Section 2 – The Code of the City of Middletown, N.Y., Chapter 460, Vehicles and Traffic, is hereby amended by replacing Section 460-71, Declaration of emergency, to read as follows:

Section 460-71. Declaration of emergency.

Whenever road conditions in the City of Middletown shall become hazardous or such that the free movement of fire, health, police-emergency or other vehicular traffic may be impeded by reason of non-winter weather-related events, such as water, debris, fire or other natural or artificial causes, the Mayor of the City of Middletown, or such other person designated by him, may and hereby is authorized to declare the existence of an emergency.

Section 3 – The Code of the City of Middletown, N.Y., Chapter 460, Vehicles and Traffic, is hereby amended by replacing Section 460-72, Notice of emergency, to read as follows:

Section 460-72. Notice of emergency.

The declaration of an emergency as aforesaid may be conveyed to the public by radio or newspaper; announcement by one local radio station or one daily newspaper published in the City of Middletown; by City Wide Emergency Alert System, official City social media accounts, and the City website. Notice may also be transmitted to the general public by distribution of notices, leaflets, handbills or other written or printed notices distributed to the general public or affixed to the automobiles parked on the streets within the City of Middletown. If the emergency is obvious, such as fire or other visible causes, which to a reasonably prudent person would indicate the existence of an emergency, no additional notice shall be required.

Section 4 – The Code of the City of Middletown, N.Y., Chapter 460, Vehicles and Traffic, is hereby amended by replacing Section 460-79, Declaration of snow alert, to read as follows:

Section 460-79. Declaration of snow alert.

Whenever 2½ inches has fallen or is reasonably anticipated, or whenever the Mayor of the City of Middletown or such other person designated by him/her, in the exercise of their discretion, deems the winter weather condition or anticipated condition to be such that it is or will be interfering with the free flow of traffic, he/she may and is hereby authorized to declare a snow alert.

Section 5 – The Code of the City of Middletown, N.Y., Chapter 460, Vehicles and Traffic, is hereby amended by replacing Section 460-81, Limited use of streets during snow alert, to read as follows:

Section 460-81. Limited use of streets during snow alert.

The parking of vehicles is hereby prohibited on all highways and streets within the City during any period declared as a snow alert pursuant to § 460-79. Vehicles parked in violation of this section shall be subject to removal pursuant to the provisions of §460-41(C).

Section 6 - This resolution and ordinance shall take effect immediately.

Prepared by:
Rick McCormack, City Clerk

Attachments:

None