



**CITY OF MIDDLETOWN
COMMON COUNCIL MEETING AGENDA
FEBRUARY 18, 2025**

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. APPROVAL OF MINUTES
 - 3.1. Accept the Minutes of February 4, 2025
 - 3.2. Accept the Minutes of January 21, 2025
4. CORRESPONDENCE, COMMUNICATION AND REPORTS
 - 4.1. Sub-Division Request (Lot Line Change): 20 1/2-30 Low Avenue & 20 1/2 -30 Low Avenue (Rear)
 - 4.2. Sub-Division Request (Lot Line Change): 15 Mercer/16 Warren
5. FOR THE GOOD OF THE CITY
6. REMARKS OF THE MAYOR
7. REMARKS OF THE DEPARTMENT HEADS
8. PUBLIC HEARINGS AND GRIEVANCES
 - 8.1. Public Hearing: Zoning Amendment- 475-30 To Provide the Planning Board further discretion regarding renewals of permits for temporary business movable structures.
9. PETITIONS AND COMPLAINTS
10. REMARKS OF THE ALDERMAN AND REPORTS OF THE COMMITTEES
11. UNFINISHED BUSINESS
12. NEW BUSINESS

- 64-25 Authorization to Lend Portable Lights to the Otisville Lions Club for the 35th Annual Otisville Country Fair
- 65-25 Authorization to Close Streets for the Annual Middletown Little League Parade
- 66-25 Authorization to Accept a Donation for the Middletown Recreation and Parks Boxing Program
- 67-25 Authorization to Enter into an Agreement with Alex Mills to Paint Three (3) Train Murals at the Maple Hill Splash Pad
- 68-25 Authorization to Transfer \$7500.79 to Cover Shortages for HVAC Repairs
- 69-25 Authorization to Establish the 2025 Part-Time Employee Salary Schedule
- 70-25 Authorization to Enter into an Agreement with the Sullivan County SPCA
- 71-25 Authorization to Transfer \$7854.50 within the 2024 Economic Development Department Budget for Façade Improvements
- 72-25 Authorizing the Issuance Of \$6,000,000 Bonds to Pay the Cost of The Renovation of The New City Courthouse
- 73-25 Authorization to Hold Annual Spring Cleaning
- 74-25 Appointment of Alderman Paul Johnson to the City of Middletown Local Development Corporation
- Authorization to Amend City Code as it Pertains to On-Street Parking in the Event of 2.5 Inches or More of Snow

13. LOCAL LAWS

13.1. Local Law 1 - 2025 - Written Notice of Defect

LOCAL LAW #1 OF 2025

A LOCAL LAW AMENDING THE PROVISIONS IN THE REQUIREMENTS FOR PRIOR WRITTEN NOTICE OF DEFECTS IN LIGHT OF THE DECISION OF THE NEW YORK COURT OF APPEALS IN CALABRESE V CITY OF ALBANY, 2024 WL 5126038 (Dec. 17, 2024)

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN AS FOLLOWS:

Section 1. Purpose of this Enactment.

The purpose of this enactment is to amend the provisions in the City Charter regarding the requirements for prior written notice of defects in light of the Decision of the New York Court of Appeals in the recent case of Calabrese v City of Albany, 2024 WL 5126038 (Dec. 17, 2024)

Section 2. Section 30 of the Charter of the City of Middletown, Notification of defects; limitations on City liability, is hereby amended to replace Paragraph A, thereof, to read in its entirety as follows:

A. No civil action may be maintained against the City for damages or injury to person or property sustained in consequence of any street, highway, bridge, culvert, sidewalk, crosswalk, public building or public park being defective, out of repair, unsafe, dangerous, or obstructed unless, before the occurrence resulting in such damages or injury, (1) notice of the defective, unsafe, dangerous or obstructed condition was delivered to the City Clerk at 16 James Street, Middletown in the form of a written physical hard copy and (2) the City failed or neglected to repair or remove the defect, danger, or obstruction within a reasonable time after being given such notice. Notice of a defect submitted via email, the City's website, any service, website, or application the City uses to allow the public to submit reports or service requests to the City, comments on a social media page maintained by the City, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this Paragraph.

Section 3. Section 30 of the Charter of the City of Middletown, Notification of defects; limitations on City liability, is hereby amended to replace Paragraph B, thereof, to read in its entirety as follows:

B. No civil action may be maintained against the City for damages or injury to person or property sustained in consequence of the existence of snow or ice upon any sidewalk, crosswalk or street unless, before the occurrence resulting in such damages or injury, (1) notice thereof relating to the particular place was delivered to the City Clerk at 16 James Street, Middletown, New York in the form of a written physical hard copy and (2) the City failed or neglected to cause such snow or ice to be removed, or to otherwise reasonably make safe the place within a reasonable time after being given such notice. Notice of a defect submitted via email, the City's website, any service, website, or application the City uses to allow the public to submit reports or service requests to the City, comments on a social media page maintained by the City, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this Paragraph.

Section 4. Section 30 of the Charter of the City of Middletown, Notification of defects; limitations on City liability, is hereby amended to replace Paragraph C, thereof, to read in its entirety as follows:

C. All claims against the City for damages or injury to persons or property alleged to have been caused by the misfeasance or negligence of the City, or any of its officers or employees, shall be presented to the City Clerk at 16 James Street, Middletown in the form of a written physical hard copy within ninety (90) days after the happening of the accident or injury out of which the claim arose. Such writing shall describe the time when, the particular place where, and the circumstances under which damages or injuries were sustained, and the cause thereof. It shall also state so far as then practicable the nature and extent of the damages or injury. It shall also state the place of residence of the claimant by street

and number, and if there be no street and number, it shall contain such statement as will disclose the place of residence, and all such claims shall be verified by the oath of the claimant. A copy of each such claim shall be served by mail on the Corporation Counsel. The omission to present such claim within ninety (90) days of such alleged injuries and to commence an action thereon within one (1) year from the time of such alleged injuries shall be a bar to any claim or action therefor against the City, but no action shall be brought upon any such claim until three (3) months have elapsed after the presentation of the claim to the City Clerk. Notice of a claim submitted via email, the City's website, any service, website, or application the City uses to allow the public to submit reports or service requests to the City, comments on a social media page maintained by the City, or any other electronic means does not satisfy the process and procedure for submitting written notices of claim required by this Paragraph.

Section 7. Severability. If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

Section 8. Effective Date. This Local Law shall be effective upon filing with the Secretary of State.

14. AUDIT OF CLAIMS AND ACCOUNTS

14.1. Resolution Authorizing the Accounts be Audited, Claims Adjusted, and the Treasurer be Authorized to Issue Warrants for their Payment

15. ADJOURNMENT



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

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No:

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Accept the Minutes of February 4, 2025

Prepared by:

Attachments:

1.	02.04.25 CC Minutes
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COMMON COUNCIL MEETING
CITY OF MIDDLETOWN
February 4, 2025 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 of Allegiance)

PRESIDENT J. MIGUEL RODRIGUES: Roll.

CITY CLERK RICHARD MCCORMACK: Alderman
Tobin.

ALD. SPARROW TOBIN: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Johnson.

ALD. PAUL JOHNSON: Here.

CITY CLERK RICHARD MCCORMACK:
Alderwoman Wray.

ALD. KATIE WRAY: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Kleiner.

ALD. GERALD KLEINER: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Green.

ALD. ANDREW GREEN: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Witt.

ALD. KEVIN WITT: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Masi.

ALD. JOSEPH MASI: Here.

CITY CLERK RICHARD MCCORMACK:

President Rodrigues.

PRESIDENT J. MIGUEL RODRIGUES: Here.

CITY CLERK RICHARD MCCORMACK: Quorum
is present.

PRESIDENT J. MIGUEL RODRIGUES:
Approval of minutes.

ALD. JOSEPH MASI: So moved.

PRESIDENT J. MIGUEL RODRIGUES:
Alderman Kleiner.

ALD. GERALD KLEINER: Thank you. I
want to make a motion to change the agenda to
accepting the minutes of December 3rd and
December 17th.

PRESIDENT J. MIGUEL RODRIGUES: So 3.1
from January 21st and December 17.

ALD. GERALD KLEINER: December 17.

PRESIDENT J. MIGUEL RODRIGUES: Motion
by Mr. Kleiner. Seconded by Alderman Wray. All
in favor.

MEMBERS: Aye.

PRESIDENT J. MIGUEL RODRIGUES: All
right. So approval of both meetings now. Do I
have a motion?

ALD. JOSEPH MASI: So moved.

PRESIDENT J. MIGUEL RODRIGUES: Masi.
Green.

ALD. ANDREW GREEN: Second.

PRESIDENT J. MIGUEL RODRIGUES: Green.
All in favor?

MEMBERS: Aye.

PRESIDENT J. MIGUEL RODRIGUES: Thank
you. Correspondence.

CITY CLERK RICHARD MCCORMACK: We have
a standardized notice form for providing 30-day
advance notice for a liquor license for Bar Boyz
Properties LLC, 27A West Main Street.

PRESIDENT J. MIGUEL RODRIGUES: Forward
to the police. That's it? All right. All
right. For the good of the city, our city clerk
will call up the people who signed in. Jacob
wants to be a sergeant-at-arms.

CITY CLERK RICHARD MCCORMACK: Our
first speaker this evening is Lori Ramirez,
speaking about Good Cause Eviction.

LORI RAMIREZ: Good evening. My name
is Lori. I have been living here in Middletown
for the last 20 years. I am here to speak in
support of Good Cause Eviction. We need this law

to protect us from unfair evictions and predatory increases. It would keep housing low and it would keep families in their homes. If I follow the law and I pay my rent and I'm completing what my lease says, I shouldn't be facing an eviction or a threat to a rent increase.

I'm also asking that you please include the one portfolio size and to be able to cover as many people and tenants here in the municipality with this law. Thank you.

PRESIDENT J. MIGUEL RODRIGUES: Thank you.

CITY CLERK RICHARD MCCORMACK: Our next speaker is Vanessa Cid, also speaking on Good Cause Eviction.

VANESSA CID: Hello, good evening everyone. Vanessa, second ward. I'm here today because I am hearing that Good Cause Eviction is in the works and the legislation is currently being written up, but I do want to emphasize that it's really crucial and important to make sure that we can include the most protection for our communities being one portfolio size because, unfortunately, there are LLC loopholes where landlords can easily create an LLC for each

property and increase the rent as they wish.

We actually have someone joining us tonight but he is running late from work. He actually came and spoke at the last couple meetings and he had mentioned how his rent had increased by \$500. Well, he just received a notice two weeks ago that he has to vacate the house that he's living in in 30 days.

Thankfully, we were able to connect him with lawyers where legally he has 90 days because of the amount of years that he's lived there for a notice to evict. And he's been paying his rent so now he's worried because he can't find anywhere to live. He can't find anything under 1800 and that's unfortunately something that everyone in Middletown and all over the Hudson Valley are going through right now. But if we can do that in Middletown, we should do it.

The other thing I wanted to bring up was a concern and a lot of issues that are going on with the fearmongering of ICE. I've been getting calls left and right all times of the day, including 5 a.m. because our communities are afraid to send their kids to school or wait at the bus stop with them because they're afraid

that ICE will pick them up. Now that this new administration has issued an executive order saying that they will now go into churches, schools, it's been a really big worry for a lot of us. So we do have some parents that are going to be showing up to the school board on the 13th to introduce legislation so that schools can protect those students. But just hoping that something can be said tonight to reassure our community that you are all there for them. Thank you.

PRESIDENT J. MIGUEL RODRIGUES: Thank you.

CITY CLERK RICHARD MCCORMACK: Our next speaker is Delfina Escobar, Good Cause Eviction.

DEFLINA ESCOBAR GONZALEZ: Testimonial. My name is Delphine Escobar Gonzalez. I'm a tenant that's living at 95 East Main Street in the city of Middletown. I'm here to speak in favor of Good Cause Eviction. I think that it's an injustice what I've been living through for the last 23 years since I've arrived, paying taxes. It makes it -- it's very unjust that I now no longer have anywhere that I can live. The rent is too high. I'm looking for an apartment.

They tell me anywhere between 1500, 1600 plus bills. I'm working in a hotel. The hotel managers are from India. They, unfortunately, are having me work more than what they're paying me for. They have taken days away from me and I only work two days. So imagine where we are left where we can't even afford our rent if nobody's drawn to their attention and holding them accountable.

The salary is not enough. It hasn't gone up. I'm getting paid the same that I was getting paid two years ago. My groceries are getting smaller and more expensive. Where are we going to be able to pay our rent, water, and foods? We also have to pay for doctor visits, medication and everything that's there. It's not enough with what we're paying for rent.

Please put yourselves in my shoes if it would be enough for you. So I would really like if you guys could approve this law so that we can get some kind of relief. I would really like that, and that's the biggest favor I'm asking you all. Just a little more relief on the rent because it's already too expensive, \$1,500, 1000 ((indiscernible)). I was looking and the

apartments are much more expensive here than they are in New York City, something really upsetting. That's all. Thank you.

PRESIDENT J. MIGUEL RODRIGUES: Thank you.

CITY CLERK RICHARD MCCORMACK: There are no other speakers signed up. Okay, remarks to the mayor.

MAYOR JOSEPH DESTEFANO: Good evening. First I'd like to just address, briefly, the good cause because I think Alderman Johnson as committee chairman is going to address it. And Rick, does the video portion of our meetings get translated too? Is there availability to translate the video portion?

CITY CLERK RICHARD MCCORMACK: I can look into that. I have to double check that.

MAYOR JOSEPH DESTEFANO: If you could. I know the forms and everything that's on there has translated, but we are going to -- Paul's going to announce the public hearing process that we're going to begin to go through this. But I want to make sure that the people here also understand that this rent program is not something that's going to reduce your rents or

even control them to the point where you're not going to get increases. The minimum increase under this current law is 5 percent per year that they -- or the maximum other than showing capital costs or other criteria to increase your rent. So it's not going to be the solution to the high rents in the area that many believe it may be.

What's going to be part of the solution is the fact that Middletown is a pro-housing community under the state definition now. That we have built hundreds of units of subsidized housing going from County Route 78, the Mandelbaum project to the Mill Project. That we also have a -- we're meeting with the Middletown Housing Authority about an expansion of their projects or project up at Summitfield on some of their property there.

So we do have the ability to increase the housing stock and that will, in itself, assist people in controlling the rent but also the expansion of Section 8 housing, which is necessary, the Section 8 certificates, but I just don't want people to come to these local meetings believing that passing Good Cause Eviction is a panacea to their rent issues moving forward.

Number one, your rent is not going down. Your rent will increase probably at a 5 percent minimum per year because every landlord is going to automatically go to the bare minimum rent increase, a base that they can do, but the governor, Governor Hochul has spoken numerous times about the need to increase the housing stock in New York State, and that is the only solution which is the supply-demand theory.

And we are qualified under those programs. We're adding a lot more units and a lot more subsidized units. And I think a lot of the efforts that are here should be directed towards the state leaders to see what incentives can be given to local developers or to communities to expand the affordable housing within their communities.

We do it here. We have a housing authority. We've supported -- we have probably more subsidized units than any community that I know of and probably the Hudson Valley here in the city of Middletown, different forms of subsidies.

So it's not the cure all answer and I hope that it gets translated that way to the many

who have been here in the last few meetings speaking in regards to good cause, but there are different answers or maybe a combination of different things that need to be addressed. And one of them is increasing the housing stock in many communities that are not welcoming affordable housing.

For example, Legoland in Goshen. Their workforce is very much targeted towards communities like Middletown because of the pay scale. I think the lady that spoke talked about being employed in one of the hotels, which I'm sure is doing business, a lot of business for Legoland.

Legoland or Goshen provides basically no affordable housing. So again, this is the same argument that I've had with the Ceasefire people is you're here speaking to communities that are supportive and have demonstrated over the years that we have not only demonstrated that we've support affordable housing projects, we created a housing authority, not us, people way, way before us created the Middletown Housing Authority. We have supported these types of projects. We're supporting expansion of these

projects. You need to start focusing your direction on communities that are benefiting by the workforce that exists in communities like Middletown and start encouraging those communities like Goshen, Chester, and others to develop affordable housing and not only portraying that this Good Cause Eviction is the answer to everyone's problems, because it's not. That's one issue.

The other issues are the issue of the - - since January 20th, I guess it's going to be a subjective term, but many people are living through hell. I know Jerry Kleiner is. He'll tell you himself. But in understanding, locally here though, understanding the impact of immigration laws and the actions that took place since January 20th on our community, the immigration raids in communities throughout our country, throughout our region and locally also. So we need to get a better grasp on it and better grasp on what our community members are saying.

So I do understand that the recent federal legislation enforcement actions have raised concerns and uncertainties within our community. Maria Bruni and I took a walk down

North Street within the last two weeks, stopping in to visit business owners, especially those who focus on a population, Latino population, trying to get from them feedback about what they're hearing in the community, what the fears are, and what their concerns are.

So as local leaders, I think we have a responsibility and I personally want to reaffirm my commitment. And if you so choose you as a council, if you do so as a board or as individually to public safety, due process, and protection of all residents' rights regardless of immigration status.

There is an impact on our community beyond all those little things. There is a fear and distrust. Today ICE notified us that they were in Middletown. They did notify our police department. They're not required to. But the Middletown Police were not requested to assist them in any way. I realize that immigration raids such as this or whatever was planned can and are creating an atmosphere of fear among immigrant families and others. It's discouraging individuals from seeking essential services, including health care, education and law

enforcement assistance.

Many may look at them and say that's their problem. But the fears are legitimate because the indiscriminate approach that is being used and that we see reflected in many news sources, is concerning.

Let me be clear. If there are criminal warrants for a person living or visiting in Middletown, we are willing to cooperate in any way to enforce those warrants. All members of our community support this, I believe. These words must be heard loud and clear by those who are supporting the efforts by President Trump and the team of ICE.

What's an important distinction though is what classifies someone as a criminal? And the missing, not paying a parking ticket 5 years ago, does that make you a criminal? I don't think so. But if there's a criminal warrant for a category that fits into the violent crimes categories of New York State Department of Justice, then of course not only would we be willing to assist ICE, but we would be foolish not to because that is the type of person that we do not want in Middletown whether an immigrant or

not.

So we need to be clear that we are supportive of enforcement of criminal warrants, especially those that are really criminal warrants, not detainee warrants. That's not our job. Our job here in Middletown is not to be the immigration officer. Our job is to protect the public that live and visit here.

And as I said, many in our community have varying opinions on the solutions, and I certainly can respect that. The election, you know, it's almost a fifty-fifty country and it was obvious that immigration was one of the prime issues, if not the prime issue in the presidential campaign.

But what we must also keep in mind is we're dealing with people, many of them here for years, even though the first Trump term in office because of our government and big business wanted them to be here for a variety of reasons going back 40, 50 years. Many are legal under the system they came in under, working, paying taxes with employee identification numbers, another fallacy that everyone is being paid cash and they're not paying taxes. Many people that are

working in our community and in our county are paying taxes, not receiving benefits from the payment of those taxes, but are paying taxes under a government plan to create employee identification numbers. So there is a payment that is being made by them.

Many are under DACA or other forms of immigration status given to them to be here legally. And what is happening to them being grouped in with a criminal element is not right in my mind or my opinion. All are being broadcast or portrayed as criminals justifying or trying to skew public opinion to the fact that if someone in your community is undocumented, they are automatically a criminal. That's not true.

We will feel though here in Middletown, the economic consequences in many ways from food prices to the availability of workforce. We're seeing it now. Our city benefits from the contributions of the immigrants in various sectors. Our downtown revitalization application in 2016 focused heavily on the immigrants in our community and rebuilding of our communities. You saw it, you've been witnessing it firsthand, the role that immigrants play in our community,

especially in our center city where we're opening up businesses.

You know this concept goes back many, many decades here in Middletown, first the German settlers' settlements here, then the Irish, then the Italians and now a variety of Latino countries. The removal of individuals from their workplaces disrupts businesses and weakens our local economy just like it would have done when these ethnic groups that I mentioned settled here. I grew up in such a neighborhood, so I understand it clearly.

So the question becomes what can we do? We could all help our neighbors who are suffering. Immigrant-owned businesses are suffering. Their employees are suffering. Most cities where immigrants usually gather to live or work are suffering. We collectively can do our share by patronizing them. That is the form of protest that we can do as residents of this community or people who care about this issue. Patronize those businesses that are being impacted by these decisions out of Washington DC.

We collectively can do our share by patronizing them as I mentioned. If you went

once a week, maybe do it twice a week for a while. Something my father placed in my head at a very young age that when the system impacts your friends and neighbors in a negative way, take that extra step and do whatever you can to assist them. And that's what I'm asking the greater Middletown community to do, is assist these business people who are providing employment, legal employment to tax-paying people in our community that are fearful to leave their houses, that are not able to pay, to collect their salaries, then will not be able to pay the rent, will then be forced to evict, and the snowball will just keep getting bigger and bigger.

Another important part is family separation. Many of those affected by these raids are parents, siblings, and caregivers. The sudden detainment or deportation of loved ones can cause emotional and financial hardship for families.

Concerns about school attendance, ICE and any outside agency, including the Middletown Police Department, not the SRO but the police department as a whole, cannot just freely enter

our schools beyond the office area without a request or some type of documentation because -- just because they demand to do so or want to do so. The school buildings are secured for any group, not just ICE, but any type of group from entering these schools because for obvious reasons, security reasons.

So I've been advised by the school district that this policy is in effect. They want kids to come to school, that any organization such as ICE that entered the district or entered the school would be advised that they need to contact the superintendent's office, the central office. And they would then be referred to the district legal counsel, and that would be handled on that level. So ICE coming in to the school would be addressed that way.

It's unclear if they came in with specific warrants. As you know, under President Biden, I think schools and churches were off limits for these types of raids. I believe President Trump has done away with that, but I think there are still a lot of legal issues that need to be addressed. But I believe and I can,

you know, I understand your fears, but I believe your kids will be very safe going to school.

I do understand also that the district is trying to reassure parents that they will do everything they can, of course, within the law to protect their children while at school from anyone coming in and removing them. We want kids to go to school regardless of their status or their parents' status, but we also must recognize that they have legitimate fears and concerns not only on the parent level but on the kids' level and just imagine what a 10-year-old kid is going through in school wondering when they get off the school bus whether their undocumented parent would be home even though they, the kid themselves, is a citizen.

All of this obviously puts a strain on public resources. Increased enforcement actions place additional burdens on local agencies, not-for-profits and faith-based organizations. And they're working to support affected individuals and families. And they need to work, they need to step forward, organizations such as Catholic Charities, ReCAP and others who service the immigrant community. I'm sure they will step up.

My commitment personally to the community is I will continue to uphold our city's values of inclusion and ensure that local services remain accessible to all residents regardless of immigration status. But I want to reinforce again, please send your kids to school. If you are a victim of a crime, report it. If you need health care, seek it. Hiding in your homes, although legitimate, is not the best way, I believe, to approach this.

Our law enforcement agencies are focused on keeping all of our communities, people in all of our communities safe. And we remain committed to policies that do not use local resources for federal immigration enforcement.

We follow the guidance issued by Attorney General Letitia James. It's available online on the Attorney General's website. We have distributed it to some organizations as recently as prior to this meeting. We urge those affected to know their rights, to seek legal assistance from trusted organizations. We will try and put together a list of trusted groups, such as groups that I know historically have worked with the immigrant community such as

Catholic Charities and post those online and try to be a resource for people to access information. We will continue to work alongside advocacy groups and community organizations and legal aid services to provide resources and support for impacted families.

Many in the community have asked, how can they help? Residents who are not directly impacted by these laws but have concerns over where the federal government is reacting. And my recommendations to them is to stay inform, make sure you share accurate information and dispel rumors that may cause unnecessary panic, such as happened last week on social media with the posting of ICE vehicles on Route 211. And if you look closely at the picture, the trees were green and there was no snow on the ground. But I didn't notice it myself when I saw it. It was pointed out to me by a few people. So imagine being one of those potential people just seeing that on your social media, the fear that it put into them and but it was pointed out to me that no, there's no snow. This is not a current picture.

So these social media posts that are

unverified are very damaging. I encourage people to know their rights. If you or someone you know is affected, understanding your legal rights is crucial. Local organizations will provide assistance and information on what to do if approached by immigration authorities.

I believe I'm saying this accurately and maybe the chief will reinforce it, is that the Middletown Police Department will not ask you your immigration status. That is not the business of the Middletown Police Department. I will let him speak to that himself though.

Also to support your neighbors. Extend support to those in need, whether through legal aid, housing assistance, or emotional support. Engage with local officials as we're seeing this evening. Advocate for fair policies and communicate your concerns to elected representatives. Know what's going to come forward. I believe a lot of detainees will be housed at the Orange County jail because the jail is more than half empty. And I understand that there is some type of agreement in the works. Contact your county officials regarding that and get their feelings on what's going on.

We have county legislative people here that represent the city of Middletown, Newburgh, Port Jervis communities with the Town of Wallkill, communities with high Latino populations.

We will stand with all members of our community and remain committed to fostering a city where everyone feels safe and valued as much as they can. Please reach out to my office for resources or assistance, and I will do my best to assist and so will my office. I will also reinforce about the local business part because it's key. It's key to allowing people to get out of their homes, go to work, pay their bills because without that, it will be just a tremendous snowball that will not be a good one.

And I will once again state that if you have a criminal warrant, and I think this is the message that every time we talk about immigration we need to let our residents know that we are not supportive of people being in our community that have a criminal warrant that meets the Department of Justice standards. Not a phony criminal warrant for someone who didn't pay a parking ticket, but a real criminal warrant. We will

assist law enforcement on any level when they're looking for someone who has committed a violent crime, whether it be here, in New York City, or anywhere.

So this is not about criminals. If they are here, we want them out. And we'll offer any assistance that we need to do so. This is about community. It's about families. It's about our friends and neighbors. It's about people who you just heard from that have been here for 10, 20, 30 years that are part of this community, have volunteered in many capacities in our community, that pay taxes in our community, that pay bills in our community, that shop in our community, and have helped rebuild our downtown. And that's the type of people we want in our community. Hopefully the federal government will work out some path forward, but in the meantime, we need to address it on a local level and do what we can do and provide as much information as possible. And that's all I have. If you have any questions, I'd be willing to address it.

PRESIDENT J. MIGUEL RODRIGUES: Any questions for the mayor?

MAYOR JOSEPH DESTEFANO. Okay.

PRESIDENT J. MIGUEL RODRIGUES: Thank you. Remarks of department heads, economic development. That's for you, Maria.

MARIA BRUNI: Good evening. I don't have anything this evening unless anybody has any questions for me.

PRESIDENT J. MIGUEL RODRIGUES: Any questions for economic development? Thank you, Maria.

MARIA BRUNI: Thank you.

PRESIDENT J. MIGUEL RODRIGUES: DPW Commissioner.

JACOB TAWIL: Good evening all. Water level in our reservoirs, 93 percent. For Alderman Masi, last December '24, we had very low precipitation and so in January. Just to give you an idea, in December we had 0.9 inches. Average monthly for December is 4.3 inches. In January this year, just last month, we had 0.6 inches. Our average monthly for January is 2.84.

The point I'm trying to make is we are still, you know, we're off the severe drought, but there is a drought going on. We're still doing good. Usually our reservoirs at this time of the year we would have been 100 percent full,

but we'll be okay. We're doing okay. And we have the measures in there to keep us going okay, just to keep in mind that we do have very low precipitation, you know, since October.

There was some kind of news about freezing the federal grants and so on and so forth, but then, I was hoping the mayor will touch on that, but with the court order, there is no freeze. You know they put a stop on the freeze on federal spending for the grants, so our raw water line design is progressing. Our finished water line design is progressing, most of which are funded by or some of which are funded by federal grants.

Tonight before you, there's a resolution for the compost. We used to, we collect the leaves every year. In the past, the city used to ship them over to Organic Renewal and pay money to get rid of them. Now we are saving them. We mix them. We make compost out of them.

However, they're quite, they're not very clean. So we made a deal. We contacted some landscapers around us, McCarey Landscape, he came with a very good deal for us we believe, and

there is a resolution before you tonight. They will take seven loads of our compost material and they will give us back one load full of 20-yard DOT-approved topsoil, which we believe it's an excellent deal. And we are requesting that you approve it. Other contractors like Boyce, they were not interested at all in making an offer.

The water department, as you have seen in your messages, it's been very busy dealing with the water main breaks, and they're on top of it. We have lost quite a bit of water, but we are doing well. And the guys are catching all the water main breaks as they happen now.

Just a quick question, a quick remark for the public. You know, the city invested almost -- our project, the traffic operation -- about \$30 million in there. And part of it is safety and ADA accessibility for our crosswalks and intersections. So what I'm requesting for the public is to start making use of this technology, meaning when you are at an intersection, do not cross the red light before or any light until you have the pedestrian green light before you asking you to cross safely. That's when you can cross safely. Otherwise, do

not just if it's red, don't cross. Do not cross, please, because accidents happen and you should be at the designated area where you want to cross the intersection. So please be very careful. Use it. The green light for pedestrian is not going to activate itself. You have to push the button for it to activate. And the reason behind this is we don't want to waste time if there is nobody, if there is no pedestrians trying to cross the road to hold back all the vehicle traffic. And that's the reason behind it. So if you need to, if you intend to cross, please be at an intersection where it is designated for pedestrian crossing. Activate, push the light and wait for the green light for you to allow you to walk across and this will be much safer for you and for the vehicles around you.

We also submitted, just an update, WSP and us submitted together a grant for the \$20 million for upgrading most of our remaining sidewalks and adding other traffic safety devices throughout the city on as-need basis after doing a thorough study of that. So that's \$20 million. We just submitted that. With that, I will conclude. Any questions?

PRESIDENT J. MIGUEL RODRIGUES: Any questions for Jacob? All right. Thank you, Jacob. Police Chief.

POLICE CHIEF JOHN EWANCIW: Good evening. To follow up on what the mayor mentioned about immigration status, he's 100 percent correct. The Middletown Police does not need to know anyone's immigration status. There's no purpose for our local process. It doesn't impact it in any way. And I hope over the last many years, that our Latino community realizes that we're here to support them and to provide their service as we would to anyone else in our community.

And also to expand on what -- or to follow up on what Commissioner Tawil had just mentioned as well, as far as the crosswalks, as we all see, it's a great project, a huge investment in our community. And over the last about three months, we've had the unfortunate issues of having three fatal pedestrian-vehicle accidents. And all three of them, the individual that was struck by the vehicle was not in one of the crosswalks. They were crossing at an area that had no crosswalk. I can't say that that

would have been the ultimate cause or prevention, but it would be nice to be able to utilize the crosswalks that were put in place with the flashing lights. They're better lit areas and I'm hopeful that people will start using them and hopefully we eliminate any future tragic events,

Going also back to the immigration status, just also, as the mayor was mentioning, we, the Middletown Police, we do enforce court orders and judicial warrants. So if we are provided with a warrant for an arrest or a court order we do act upon them. Again that doesn't matter what the immigration status is. That's an order from a judge that tells us that we have to take someone into the custody. That's our standard practice. That's standard practice within policing. It's nothing different from us to any other police department.

Other than that, I have nothing else unless you have questions for me.

PRESIDENT J. MIGUEL RODRIGUES: Any questions for the police chief? Alderman Masi.

ALD. JOSEPH MASI: Chief, if you want to just mention about the upcoming police exam.

POLICE CHIEF JOHN EWANCIW: Are you

waiting for your phones to ring?

ALD. JOSEPH MASI: Yes. Hopefully it'll come in earlier instead of waiting till the last minute, but I know you're looking forward to it.

POLICE CHIEF JOHN EWANCIW: Yes, I am looking forward to it. We're definitely in need of additional police officers. We have some vacancies and through civil service and Mr. Masi, we have a police officer exam scheduled for May 3rd of this year. So once again, May 3rd of this year will be our next police officer exam. It's been about four years since our last one. The announcements have not come out as of yet, but they should be coming out in the near future. Once the announcements are out, they will have the requirements, the minimum requirements to become a police officer with us, and it'll explain the process. And they'll be able to be online?

ALD. JOSEPH MASI: It will be online, yes, Chief.

POLICE CHIEF JOHN EWANCIW: Online we'll have them in the police department. I believe they'll be in Mr. Masi's office.

ALD. JOSEPH MASI: I'd say within the next two weeks.

POLICE CHIEF JOHN EWANCIW: Very good. We look forward to that and we're hoping that we have many people, especially our local people, that want to come out and take the test to join our force. So thank you.

PRESIDENT J. MIGUEL RODRIGUES: All right, thank you, Chief. City clerk.

CITY CLERK RICHARD MCCORMACK: Good evening. I just want to take this opportunity. Earlier today, myself and Selena Rodriguez from Parks and Rec, took a number of our mayor's youth council students to Albany where they met with Assemblywoman Paula Kay and State Senator James Skoufis to advocate for youth funding and talk about the importance of youth programs in our community. So we want to thank both of them for taking the time to meet with us today.

On this evening's agenda is a resolution declaring, announcing that April 26th will be our annual citywide cleanup day. I see our friend Sue Depuy in the back. We have not forgotten this year, Sue. We're looking forward to that. And we're launching a contest with the

Recreation and Parks Department this week. We're looking for a new design for our t-shirts this year. So if any of our students are listening at home, check out the Recreation and Parks Department's Facebook page and website for information on how you can submit your design to be put on the t-shirts for this year's annual event. And with that, that's it for me.

PRESIDENT J. MIGUEL RODRIGUES: All right. Alderman Tobin.

ALD. SPARROW TOBIN: Sure. I attended the Martin Luther King Junior celebration. It's one of my favorite of the year. There's dancing, singing, poetry. It was definitely an excellent event. I was glad I could make it. And then putting on my labor leader hat, you know, Martin Luther King died in Memphis, Tennessee for striking sanitation workers. They were fighting for a living wage and there's signs that read "I am man," because, you know, the people down south are trying to dehumanize their workers.

Just like we see today, the dehumanizing people, trying to paint everybody as criminals. And so we have to resist those stereotypes and those tactics.

In the AFL-CIO we have "Know Your Rights" pamphlets we're passing out to our members. We're also, my teachers unions, AFT and NEA working to protect our kids. I sent a sample school board resolution to Vanessa today that would affirm schools as safe havens and welcoming places for learning for all students. And so as the teachers unions, we're committed to protecting our students, that our schools should be safe zones as well as our courts and our churches. I know we had years ago there was an ICE raid. Someone was arrested downstairs, right?

So if our schools and our courts are not safe zones, people won't go to court. They won't report crimes. The kids won't go to school. We can't have that, or go to church, so these have to be safe zones. And shame on Trump if he did take that away.

And so I'd like to thank for the many, you know, very similar to the 1900 progressive aid societies and settlement houses, you have to help your own community. If you look above the bar down the street there, it say "Sons of Italy." You know, the Polish did it, the

Italians did it. Every immigrant group has to -- you know, we're here to help you too, but you have to help yourself too. So I'm glad to see that that tradition is continuing, just a new generation of folks. Thank you.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Yes. Good evening. Unfortunately, I had to miss the MLK celebration due to a family member's funeral. And I promise, you know, it's one of my favorite celebrations also every year, and it was kind of hurtful that I missed it this year because an unfortunate family member had passed away.

You know what? We're living in a hard time right now, but the way I look at it is it's a storm that's going on right now. It's a bad storm. But by the grace of God, we're going to weather that storm sooner than later. Just try not to stress about everything that you heard, you know? It's just something that we're going through right now but we're going to get through it by the grace of God. Thank you.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Johnson.

ALD. PAUL JOHNSON: Thank you. Once again, with respect to good cause, we're scheduling a public hearing for the first meeting in March. Mr. Clerk, are there any documents posted on the website now, and are they both in English and Spanish?

CITY CLERK RICHARD MCCORMACK: The documents related to the good cause will be uploaded in the coming days.

ALD. PAUL JOHNSON: Thank you. So yes, we're aware of the portfolio issue, the LLC issue. The mayor has devoted a lot of time in the last two or three months to this issue, and we're looking forward to taking action.

With respect to the mayor's remarks about ICE. The recent demographics of our school system say that 70 percent of our students are Latino in origin. There was a thing in the news recently, of course, that in a particular school district in Texas, 600 students were kept out of school because of concerns of ramifications of being out in public.

In my veterinary practice in the last two months, I've met people from Guatemala, Nicaragua, El Salvador, Colombia, Dominican

Republic, and Mexico. So to say that our community is made up of a variety of people is not an exaggeration. And I certainly am pleased that the mayor has put forth a reassurance that we, as a community, will do the very best to protect our residents. Thank you.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Wray.

ALD. KATIE WRAY: Good evening. I agree wholeheartedly with Good Cause Eviction. I've said it repeatedly and I will say it again. I am a single mom of four kids and I do it by myself. And I am so lucky that I have a mortgage and not a landlord because if I lived with the kind of -- I already live in the kind of fear like what if something big breaks? How am I going to fix it? But if I had to live out of the fear of in two weeks my landlord's going to tell me you better find another \$500 a month or you and your kids are homeless is horrific. And no one should live with that level of anxiety if you go to work and you pay your rent on time and you do the right thing, you should not have this incredible fear that you will be turned out into the street. I find that horrific. I'm in fully

in support of doing this legislation and doing it the right way and protecting everyone.

I agree with the mayor. It's definitely not going to force landlords to lower their rents, which are insane, but it will protect people from having the rug ripped out from them. I'm fully in support.

I'm going to get a little emotional because when we get to ICE, we're talking about the kids that I work with at Presidential. And I feel very strongly about my students. And you can ask them if you know them about Miss Katie. I love those kids. And we have had empty tables at lunch with kids who are like, oh they didn't come in because they're afraid that if they're here that there would be a problem, so they just stayed home.

So we do have kids who are not coming to school from fear. We have kids who are expressing their own fear about what's going to happen to my parents or my grandmother? And that's awful stuff to watch them go through because they're too young. They shouldn't be carrying that burden and they are. For me working in the school, no one's taking your kids

from those schools. No one gets in the building without our permission. They're very secure and they always have adults with them, so we will keep them safe in the school.

City business. For the water main breaks, Jacob, I have to say we've had them like almost every day if anyone else gets the announcements from Nick from the reporting thing, but every day. And I've seen them. They've been at my corner years back sitting in a hole of water in five-degree weather. And these guys are out every hour, any condition. And I just really kudos to them to keeping our infrastructure in one piece in awful weather conditions. So my many thanks to them.

It looks like we're looking at some snow coming our way, so just a reminder to shovel your hydrants. That's it.

ALD. PAUL JOHNSON: Get the car off the street.

PRESIDENT J. MIGUEL RODRIGUES: Thank you. Alderman Kleiner.

ALD. GERALD KLEINER: Thank you. Wow. I also went to the MLK celebration. I couldn't stay for all of it, but the mayor made some

excellent remarks at the celebration, represented us well. And I want to thank the mayor for his remarks tonight. You're really spot on and very supportive of our community and that's what we need to be. MLK talked about the triple evils of racism, materialism, and militarism, particularly in his speech at Riverside Church, Beyond Vietnam. So, yes, he was shot helping the Memphis garbage workers, sanitation workers tried to unionize, but he was shot for a lot of reasons. And we need to honor that legacy even though that Mr. Hegseth has now removed that honoring from the military and removed Black History Month from the military. It's becoming more like Florida.

I want to thank the people in Middletown Warming Station, because it really has been cold, and the volunteers. And they still need volunteers and you can look on the Middletownwarmingstation.com to see what nights they need volunteers, but they just have done an amazing job and they have to turn away people every night because they're over capacity. So I thank them for all they're doing. It's just unimaginable people having this sleep outside on

nights like we've had.

I want to thank (indiscernible) and the community for the Chinese New Year's Celebration that they had at New Middletown, the Lunar New Year. It was a really fun event.

Good Cause Eviction. We're going to vote tonight on the public hearing, but I want to find out where that material for the public hearing will be. I hope it will be prominently displayed on the website so people can see exactly what's involved and when they come to the public hearing, can know exactly what they're talking about.

I don't know anymore what taking an oath of office means. I mean in this council we take an oath of office to support the Constitution of New York and of the United States and does that amount to anything? I mean is it enforceable? Because on January 20th, you had Donald Trump take an oath to preserve, protect, and defend the United States Constitution, and the next day he tried to throw out the 14th Amendment by signing an executive order.

And you know the other thing that the Article II of the Constitution assigns to the

president is to see that the laws be faithfully executed and not summarily disregarded and thrown out. So, you know, I did mention months ago, I considered Elon Musk to be the biggest coward in this country and I think maybe people are seeing why I said that now. To give him access with no security clearance and these kids no security clearance, to give them access to critical information that affects all of us, affects Middletown residents, anyone with a Social Security number, anyone, you know, your information is now out there for whatever Musk and his cohorts want to do with it.

So the freezing grants, it just throws, well, our economic development, all our block grant programs, all those things. What do you do? Are they frozen? Are they not frozen? How do you move on with all the things that Middletown tries to do for its citizens? It just was so ridiculous and so scary. And the idea, again, see that the laws be faithfully executed of firing the attorneys, the inspectors general from every department, these are the people who root out corruption who make sure that the department is on the up and up. So you can't

fire them. They're, you know, appointed by Congress and basically they didn't care. They don't care.

Immigration and demonizing immigrants and so much disinformation, we're the only country that has birthright citizenship. That's what was claimed. That's ridiculous. There's at least 33 countries. And probably more that grant birthright citizenship. So not only is that an outright lie to join 40 or 50,000 other outright lies, but it wasn't fact-checked. I mean where's the press to say that's ridiculous?

So on immigration, I urge people to listen to a Woody Guthrie song, I think he wrote it in 1948 and Cisco Houston has a good version of it, but it's called Deportee or Plane Wreck over Los Gatos Canyon. And it just talks about the people who were flown out on a deportation raid and he wrote it because he was so angry because when that plane blew up -- and I don't remember how many people were killed -- but they didn't have any names, they were just deportees. So you should listen to it; you should understand it.

Getting rid of US aid, our agency for

international development, it's such crucial assistance and medical assistance for countries in Africa and just, you know, Kennedy's creation, John F. Kennedy's creation. To just say you're going to get rid of that, I just don't get it. I know grocery prices were going to come way down on day one. Have you been in the grocery store lately? Are the prices going down? No, they're not. And when you add tariffs, prices will all go up.

So I don't know. There just so much going on and so much that affects Middletown, but, I thank Mr. Masi and the police exam, but we have civil service for a reason. And it's to protect those jobs from the political whims of whoever happens to be in power. That's what you really mean by the deep state. It's protecting government agencies from undue political interference and we've stripped that away completely.

So there was another country where loyalty became the test for nominees for heads of departments, for heads of the military, loyalty became the only test as 1933 Germany, Deutschland Uber Alles. So if you don't know the history,

you really ought to study it because a lot of what's going on now is borrowed from those times.

So, again, I thank the people coming in and standing up for Good Cause and no, it won't bring rents down, but it hopefully will keep landlords from jacking your rent up \$500 and saying you have to get out in 20 days. That's what the goal is. Thank you.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Green.

ALD. ANDREW GREEN: Thank you. First off, just on a city business note, Alderman Kleiner and I are going to be forgoing our February constituents meeting. Again, it's a short month and it seems like it's going to be a cold month. So we're going to forego that. We'll look forward to March and spring and hopefully some warmer and better news weather.

There's not much more that can be said about everything going on here and in our country and the deep uncertainty and fear that I think everyone has. And if they don't have, they probably should have a little bit of fear and uncertainty.

Mouth service is kind of what I think a

lot of people were fed and given for a vote only to find out that, you know, it's not in your best interest. And there really was not a plan all along if you listen to any news in the morning. Maybe it's Project 2025. Maybe it's we're going to just wake up and see what we feel like doing this morning and then maybe reverse it tomorrow. Either way, it's a deeply unsettling time for everyone. And, you know, Alderman Wray, you hit the nail on the head. I sit here. I listen every day. And I drop my son off at Presidential in the morning. I hear him talk about his friends and I see him walk out hand in hand. They don't care what race, what color. Who's documented, undocumented, who was born here, who was born -- you know, his big news the other day was that his friend was the lucky one to get the tooth necklace because their tooth fell out in the middle of school. That child does not have to be sitting there or sitting at home worried that someone's coming in to take them away.

That's not an America that I want to live in. That's not America whether your parents are going to be home when you get home. Again, I understand and I agree, Mayor, thank you for just

putting it all out there, you know, in black and white that you know there's a criminal side of things, but then there's the other side where it's just wrong. And it's immoral and it's dehumanizing from just the idea of it. And it breaks my heart to think that, you know, my son's sitting there knowing that he's going to come home to his dog, his sister every night. And yet he doesn't know, you know, that the kid next to him might just be thinking, you know, is this the day that I don't even get to get on the bus?

I don't know. I'm not a very emotional person, but that just hits me hard and it should hit every person regardless of your political party, regardless of your religious affiliation, non-religious affiliation, regardless of your race, sex, age.

Be human, you know, look to our neighbors. We're a good community because of everyone in in it. And we need to protect that that good and protect our community and protect the members of our community because we deserve protecting them. So that's all I'm going to say tonight thank you.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Witt.

ALD. KEVIN WITT: Thank you very much. This is a lot tonight. It's a lot. And I appreciate the words of everyone here saying it about both topics tonight. And I guess I just want to say that I appreciate the mayor putting this out here about ICE and letting everybody know how it's going to be here. You know, you can see and social media, we all see it and that was a perfect example that you used. But this is how it's going to be here. The police chief just got up and said this is how it's going to be here. And I think that that's very important. I think people in our city need to know that and that if there are criminals who need to not be here, then that's how our police department is going to act. That's a good thing.

And I mean everything else has been said. And I'm in favor of what the mayor said about this being a safe place. And I'm, you know, I'm sorry to hear the stories about children not going to school. And I think if you have questions, please call your school and ask them. I work for the school district. I'm in communications. I am not at a place where I can

comment on what any official policy is, but I believe, and I say that because people probably know that I do work for the school district, but the mayor is saying that he spoke with the superintendent and I would believe him at his word on that. So anyway, that's my thoughts on that, so I support like everyone else does here.

Two things on a positive note also too is high school graduation is going to be this Friday at 6 o'clock. There will be 26 people, I think, walking across the stage, not across Fowler Field. It would be very cold out there at the stadium. So they certainly should be commended. These folks, some of them are leaving early and some of them need a little extra time, but, you know, we have very large classes and very large opportunities at Middletown. And I'm excited for these 26 kids.

And with the snow coming, likely Wednesday night into Thursday, please, please stay off the roads. The mayor had addressed this on social media I think -- and please somebody can correct me if I'm wrong here. I think there needed to be 135 tickets given out because people were parking on the road. And yet people saying

that well, you know, more money in their pocket. And I can assure folks with everything that we talked about in all these meetings, it never came up that this was a money making initiative. This was about trying to be convenient for our residents. But at the same time, we have an obligation to our DPW folks and our police folks. People have to follow these rules. And this comes up again for a review and it's based on, I mean nobody wants to write tickets or anything. And people are getting caught up, well, if it's 2-1/2 inches, you know it's going to snow. Just please, please help us out here and don't park on the street. Thank you very much.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Masi.

ALD. JOSEPH MASI: Good evening.

Jacob, first of all, thank you and your department for the tremendous job you've done both with the water main breaks and certainly with keeping the streets plowed and cleaned for our motorists.

Chief, I'm hoping that the test on May 3rd will produce a lot of candidates and you can call our office or it'll be online probably

within the next two weeks. But if you give our office a call, we'll be happy to walk you through anything.

Now on ICE and immigration, I'm sorry for what many of you people are going through, your families. It just disgusts the hell out of me that you have to do that. And unfortunately, Mr. Trump happened to be elected and he's turning out to be just a piece of garbage that we thought he might be. And it's not fair to you, but as the mayor was saying, we can all help out by frequenting the businesses that many of you run. That's a part of the protest and to do whatever we can. As a council, as a city, we're welcoming to you. We thank you for being here. And I know each and every one of us are sorry that you have to go through any of this. And hopefully at some point in the future, near future, this will all be behind us and your children will be able to walk into school. You'll be able to go to work, earn a living, and not have fear. Thank you.

PRESIDENT J. MIGUEL RODRIGUES: I want to thank the mayor, the police chief for what they said tonight and our leaders in our city departments. It's touching and you know I have a

counter on my phone for 1,443 days, 22 hours, 21 minutes and 42 seconds. That's until somebody's out of office. And I look at it every day, but what do we need to do? In 2 years, blue states, red states, hit him where it counts. Support the -- where it's red, you support the blue. You got to hit them where it counts. A lot of people in here, I even know family members that didn't go out and vote who didn't support politicians who didn't do it. And now look at where we're at. It's a storm. It's a disaster. It's everything.

1983, I crossed that border. 1988 my brother was born. We were told to go back to the country. We came back, we did everything, and now my brother might be in trouble because he was born here to immigrant parents. You know, going back and forth. I was like damn, we do everything right, we try to do everything right and now we constantly see it.

So talk to each other. It's \$5. If you could donate \$5, \$5 goes a long way if it's everybody. Texas, all those states in the south, hit them where it counts. Talk to each other.

And here in Middletown, you're always going to be safe and the leadership is going to

protect you and we're going to do the right thing all the time. But, you know it took, you know, I'm not going to go out and vote. He's not going to get in office. He's not going to -- it's not going to happen. It did happen. And now we're paying for it.

In two years, Congress is up, not four years. We don't have to wait 1400 days. In two years now, people are going to say we're going to run. Now is the time to go get those people elected so things can change for the better.

Middletown was Dutch. It was then Irish, Italian, it was everything. None of us were here. We're not Native Americans. None of us are Native Americans. So we're here to protect our community. But please, please, please look at each other, get involved. Listen to Vanessa, she can get you involved, but it has to be to the point where it has to hit the pockets, yes. Instead of going to McDonald's, take that \$25 and donate it to somebody. New York is blue. Let's go for the red and turn those around. Thank you. New business.

CITY CLERK RICHARD MCCORMACK: Good evening. We have a resolution sponsored by

Alderman Green appointing Anthony Cantoli to the police commission.

PRESIDENT J. MIGUEL RODRIGUES:

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

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It carries. Resolution sponsored by Alderman Masi authorizing the removal of an accessible parking space in front of 79 Montgomery Street.

PRESIDENT J. MIGUEL RODRIGUES:
Resolution sponsored by Alderman Masi. Seconded by Alderman Jean-Francois. Any discussion?
Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It carries. Resolution sponsored by Alderman Johnson authorizing a public hearing on Good Cause Eviction legislation.

PRESIDENT J. MIGUEL RODRIGUES:

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

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Witt authorizing the approval to transfer of scholarships to special programs.

PRESIDENT J. MIGUEL RODRIGUES:

Resolution sponsored by Alderman Witt, seconded by Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It carries. Resolution sponsored by Alderman Masi authorizing a transfer of \$37,000 in the Community Development Fund for small business loans.

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

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It

carries. Resolution sponsored by Alderman Jean-Francois authorizing a proposal for Middletown and New Jersey Railway Train Station from Clark Patterson Lee.

PRESIDENT J. MIGUEL RODRIGUES:

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

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-

Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It

carries. Resolution sponsored by Alderman Tobin authorizing a proposal from Stratagem Security for additional security upgrades at the city courthouse.

PRESIDENT J. MIGUEL RODRIGUES:

Resolution sponsored by Alderman Tobin, seconded by Alderman Jean-Francois. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It carries. Resolution sponsored by Alderman Kleiner authorizing a proposal from McCarey's Landscaping Inc. for top soil trade of city's stockpiled leaves.

PRESIDENT J. MIGUEL RODRIGUES:

Resolution sponsored by Alderman Kleiner,
seconded by Alderman Green. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It
carries. Resolution sponsored by Alderwoman Wray

authorizing the annual citywide cleanup event to be held on April 26, 2025.

PRESIDENT J. MIGUEL RODRIGUES:

Resolution sponsored by Alderman Wray, seconded by Alderman Johnson. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It carries. Resolution sponsored by Alderman Masi authorizing the renaming of a section of roadway as Dr. J. Sexter Way.

PRESIDENT J. MIGUEL RODRIGUES: The resolution is sponsored by Alderman Masi, seconded by Alderman Johnson. Any discussion? Alderman Kleiner.

ALD. GERALD KLEINER: Yeah. What part of the roadway is this and which roadway is it?

ALD. JOSEPH MASI: The ring, the loop.

MAN 1: It's the loop at Touro College, but there's a small part as you go up Myrtle, the corner on the right is part of Ridge Street. Ridge Street will still remain on the left, so you make a left at the top of the hill. You're on Ridge. You make a right going around that loop, you'll be on Dr. J. Sexter way.

ALD. GERALD KLEINER: Okay. Thank you.

PRESIDENT J. MIGUEL RODRIGUES: We're not obligated to pave it, right? All right. Anyone else? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-

Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It

carries.

ALD. PAUL JOHNSON: Mr. President --

PRESIDENT J. MIGUEL RODRIGUES: Dr.

Johnson.

ALD. PAUL JOHNSON: I have two items

I'd like to offer from the floor. The first,

whereas the mayor is recommending that the

planning board be given further discretion regarding renewals of permits for temporary business movable structures, I'd like to make a motion that we hold a public hearing on February 18th to discuss the matter.

PRESIDENT J. MIGUEL RODRIGUES: The resolution is sponsored by Alderman Johnson to hold a public hearing. Seconded by Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

It carries.

ALD. PAUL JOHNSON: Thank you, sir.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Johnson.

ALD. PAUL JOHNSON: I'm going to take a shot at another resolution in keeping with the tenor of this evening's meeting and the mayor's remarks. And we'll see how it goes. Resolve that the common council in collaboration with the administration enact and reinforce practices and policies that ensure the safety, well-being, and legal rights of all of our residents.

PRESIDENT J. MIGUEL RODRIGUES: A motion by Alderman Johnson. Do I have a second? Alderman Jean-Francois. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:

President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It
carries.

PRESIDENT J. MIGUEL RODRIGUES: Audit.

ALD. JOSEPH MASI: Mr. President, I
move the accounts be audited, the claims be
adjusted, and the city treasurer be authorized to
issue a warrant for their payment.

PRESIDENT J. MIGUEL RODRIGUES: Motion
by Alderman Masi, seconded by Alderman Johnson.
Roll.

CITY CLERK RICHARD MCCORMACK: Tobin.

ALD. SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois.

ALD. JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson.

ALD. PAUL JOHNSON: Aye.

CITY CLERK RICHARD MCCORMACK: Wray.

ALD. KATIE WRAY: Aye.

CITY CLERK RICHARD MCCORMACK: Kleiner.

ALD. GERALD KLEINER: Aye.

CITY CLERK RICHARD MCCORMACK: Green.

ALD. ANDREW GREEN: Aye.

CITY CLERK RICHARD MCCORMACK: Witt.

ALD. KEVIN WITT: Aye.

CITY CLERK RICHARD MCCORMACK: Masi.

ALD. JOSEPH MASI: Aye.

CITY CLERK RICHARD MCCORMACK:
President Rodriguez.

PRESIDENT J. MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: It
carries. PRESIDENT J. MIGUEL RODRIGUES: For the
good of the city, Round Two, do we have anybody?

CITY CLERK RICHARD MCCORMACK: There's
nobody signed up this evening.

PRESIDENT J. MIGUEL RODRIGUES: Juan

didn't sign up?

CITY CLERK RICHARD MCCORMACK: No.

PRESIDENT J. MIGUEL RODRIGUES: No?

All right.

MAN 2: (indiscernible).

PRESIDENT J. MIGUEL RODRIGUES: If you want to come up, you come up.

MAN 2: Thank you for the opportunity. My sentiment is with the immigrant community because myself, I was an immigrant as a young child, was brought into this country by my both of my parents. I grew up in the school district of Middletown and I'm really happy to be here after almost 40 years. And I really think that we have a council such as yourselves and a mayor that supports the community, and the ever growing community as diverse as it is today. And we thank you for looking at the scope of our society and how integrated it is into its economic base that all of us are tied to this town and to make it better. And I really am thankful that myself and others are putting their energy and effort to make a statement to our current president that we need to stop the evil as I heard today because this is what it is. It's an evil for the United

States of America, which I truly call my country. I might be of a different color skin but we all have different shades, but we are all humans and we are all citizens of this great country. And we're all here to contribute to it in a good manner. And I say if you're not here to do good, get out. And as we see, our current president is not doing good to our country because he's destroying the economies of scale. He's destroying our businesses. I am a business owner. I live in fear of how tomorrow is going to be, whether I'm going to pay my gas bill tomorrow, whether my mortgage is going to be on time. Whether it is on time or not, I signed up with the bank that it it's taken out on the first of every month, as we all know of auto pay. Whether being on a Saturday, it it's being withdrawn on Friday whether I made the money or not.

As a small business owner, I think that our economic system should focus on the backbone of this infrastructure of ours, which is the great United States of America. And I call us the United States of America because we should be united. And thank you to all that made this

statement regarding our immigrant community because we need this. We need this unity to overcome this evil that has come upon us, that we don't want to recall the Holocaust, the Hitler movement that he utilized the poor innocent, Jewish community to point the finger and say those are merchants, those merchants are above the German people. And that's how he became powerful. That's when he became the ruthless and evil that happened in the 1940s. In 1945, the liberation day, I really think and look back at history.

And many of you are educated individuals. And many of you educate our children because I have two children, two daughters in our school system, that I really am grateful to because I look at the technology that we have available in the school system that is far beyond what I had when I was a kid. And I really thank you all for remaining in a positive manner to unite us all and to be there for us, not only for myself but for all those without opportunities. Thank you so much. And thank you, Mayor.

PRESIDENT J. MIGUEL RODRIGUES: Thank

you. Okay. Move for adjournment.

GROUP: So moved.

ALD. PAUL JOHNSON: Second.

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: February 13, 2025



**CITY OF MIDDLETOWN
COMMON COUNCIL MEETING AGENDA
FEBRUARY 4, 2025**

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. APPROVAL OF MINUTES
 - 3.1. Accept the Minutes of December 17, 2024
 - 3.2. Accept Minutes of December 3, 2024
4. CORRESPONDENCE, COMMUNICATION AND REPORTS
 - 4.1. Standardized Notice Form for Providing 30 Day Advance Notice for a Liquor License: Bar Boyz Properties LLC, 27 A West Main Street
5. FOR THE GOOD OF THE CITY (AGENDA ITEMS & CITY BUSINESS ONLY)
6. REMARKS OF THE MAYOR
7. REMARKS OF THE DEPARTMENT HEADS
8. PUBLIC HEARINGS AND GRIEVANCES
9. PETITIONS AND COMPLAINTS
10. REMARKS OF THE ALDERMAN AND REPORTS OF THE COMMITTEES
11. UNFINISHED BUSINESS
12. NEW BUSINESS
 - 51-25 Appointment of Anthony Cantoli to the Police Commission
 - 52-25 Authorization to Remove an Accessible Parking Space in front of 79 Montgomery Street
 - 53-25 Authorization to Hold a Public Hearing on Good Cause Eviction Legislation

- 54-25 Authorization to approve a transfer of Scholarships to Special Programs
- 55-25 Authorization to Transfer \$37,000 in the Community Development Fund for Small Business Loans
- 56-25 Authorization to Accept a Proposal for Middletown & New Jersey Railway Train Station from Clark Patterson Lee
- 57-25 Authorizes a Proposal from Stratagem Security for Additional Security Upgrades at the City Court House
- 58-25 Authorizes a Proposal from McCarey's Landscaping Inc. for Topsoil trade of City-stockpiled Leaves
- 59-25 Authorization to Hold the Annual City-Wide Clean Up Event on April 26, 2025
- 60-25 **A Resolution Authorizing the Renaming of a Section of Roadway as "Dr. Jay Sexter Way"**
- 61-25 Authorization to Hold a Public Hearing on Amending Section 475-30 of City Zoning Code to Provide the Planning Board with Additional Discretion in Permitting Temporary Moveable Structures
- 62-25 Resolution Calling on the City Administration to Enact and Reinforce Practices and Policies that Protect all Residents' Safety, Well-being, and Legal Rights

13. LOCAL LAWS

14. AUDIT OF CLAIMS AND ACCOUNTS

- 14.1. Resolution Authorizing the Accounts be Audited, Claims Adjusted, and the Treasurer be Authorized to Issue Warrants for their Payment

15. FOR THE GOOD OF THE CITY (OPEN ITEMS, LIMITED TO 30 MINUTES)

16. ADJOURNMENT



OFFICE USE ONLY		
☐ Original	☐ Amended	Date _____

Standardized NOTICE FORM for Providing 30-Day Advance Notice to a Local Municipality or Community Board

1. Date Notice Sent: 12/17/2024 1a. Delivered by: Certified Mail Return Receipt Requested

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:

For premises outside the City of New York:

☒ New Application ☐ Removal ☐ Class Change

For premises in the City of New York:

☐ New Application ☐ New Application and Temporary Retail Permit ☐ Temporary Retail Permit
☐ Class Change ☐ Method of Operation ☐ Corporate Change ☐ Renewal ☐ Alteration

RECEIVED
JAN 29 2025
CITY CLERK
CITY OF MIDDLETOWN

For New and Temporary Retail Permit applicants, answer each question below using all information known to date
 For Renewal applicants, answer all questions

For Alteration applicants, attach a complete written description and diagrams depicting the proposed alteration(s)

For Corporate Change applicants, attach a list of the current and proposed corporate principals

For Removal applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation

For Class Change applicants, attach a statement detailing your current license type and your proposed license type

For Method of Operation Change applicants, although not required, if you choose to submit, attach an explanation detailing those changes

Please include all documents as noted above. Failure to do so may result in disapproval of the application.

This 30-Day Advance Notice is Being Provided to the Clerk of the Following Local Municipality or Community Board:

3. Name of Municipality or Community Board: City of Middletown

Applicant/Licensee Information:

4. Licensee Serial Number (if applicable): _____ Expiration Date (if applicable): _____

5. Applicant or Licensee Name: Bar Boyz Properties LLC

6. Trade Name (if any): TBD

7. Street Address of Establishment: 27A West Main Street

8. City, Town or Village: Middletown, NY Zip Code: 10940

9. Business Telephone Number of applicant/ Licensee: (845) 453-6276

10. Business E-mail of Applicant/Licensee: tripp20@gmail.com

11. Type(s) of alcohol sold or to be sold: ☐ Beer & cider ☐ Wine, Beer & Cider ☒ Liquor, Wine, Beer & Cider

12. Extent of Food Service: ☒ Full Food menu; full kitchen run by a chef/cook ☐ Menu meets legal minimum food requirements; food prep area required

13. Type of Establishment: Restaurant (full kitchen and full menu required)

☐ Seasonal Establishment ☐ Juke Box ☐ Disc Jockey ☒ Recorded Music ☐ Karaoke

14. Method of Operation: (check all that apply) ☒ Live Music (give details i.e., rock bands, acoustic, jazz, etc.): Acoustic

☐ Patron Dancing ☐ Employee Dancing ☐ Exotic Dancing ☐ Topless Entertainment

☐ Video/Arcade Games ☐ Third Party Promoters ☐ Security Personnel

☐ Other (specify): _____

15. Licensed Outdoor Area: ☒ None ☐ Patio or Deck ☐ Rooftop ☐ Garden/Grounds ☐ Freestanding Covered Structure
☐ Sidewalk Cafe ☐ Other (specify): _____

OFFICE USE ONLY		
☐ Original	☐ Amended	Date _____

16. List the floor(s) of the building that the establishment is located on: **1st and basement**
17. List the room number(s) the establishment is located in within the building, if appropriate: **N/A**
18. Is the premises located within 500 feet of three or more on-premises liquor establishments? ☒ Yes ☐ No
19. Will the license holder or a manager be physically present within the establishment during all hours of operation? ☒ Yes ☐ No
20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:
- | | |
|-------|---------------|
| _____ | _____ |
| Name | Serial Number |
21. Does the applicant or licensee own the building in which the establishment is located? ☐ Yes (if YES, SKIP 23-26) ☒ No

Owner of the Building in Which the Licensed Establishment is Located

22. Building Owner's Full Name: **KB Developers LLC**
23. Building Owner's Street Address: **6 Forest Avenue, Suite 205**
24. City, Town or Village: **Paramus** State: **NJ** Zip Code: **07652**
25. Business Telephone Number of Building Owner: **201-300-8088**

Representative or Attorney Representing the Applicant in Connection with the Application for a License to Traffic in Alcohol at the Establishment Identified in this Notice

26. Representative/Attorney's Full Name: **Patrick DeLuca**
27. Representative/Attorney's Street Address: **8 West Oak Street**
28. City, Town or Village: **Amityville** State: **NY** Zip Code: **11701**
29. Business Telephone Number of Representative/Attorney: **(631) 264-2700**
30. Business E-mail Address of Representative/Attorney: **liquorlicense@yahoo.com**

I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under **Penalty of Perjury** - that the representations made in this form are true.

31. Printed Principal Name: **Patrick DeLuca** Title: **Representative**

Principal Signature: _____



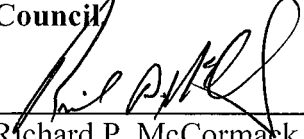


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

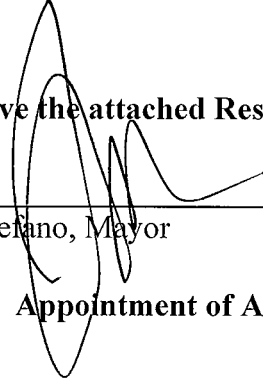
By: Alderman Green
Seconded by: Alderman Masi
Date of Adoption: February 4, 2025
Index No: 51-25

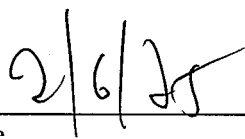
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor


Date

Appointment of Anthony Cantoli to the Police Commission

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's appointment of Anthony Cantoli to the Middletown Police Commission, for a four-year term expiring on December 31, 2028.

Prepared by:
Rick McCormack, City Clerk

Attachments:

None

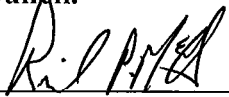


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

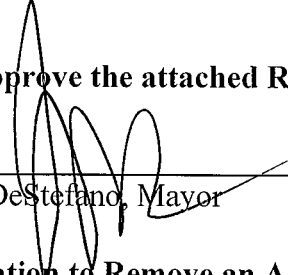
By: Alderman Masi
Seconded by: Alderman Jean-Francois
Date of Adoption: February 4, 2025
Index No: 52-25

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.

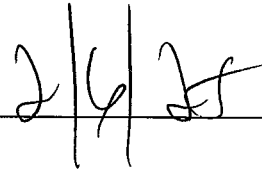

Richard P. McCormack
Clerk to the Common Council

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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date



Authorization to Remove an Accessible Parking Space in front of 79 Montgomery Street

Whereas the Common Council had previously authorized an accessible parking space in front of 79 Montgomery Street at the owner's request; and
Whereas said owner has since moved; and
Whereas the new owner has requested the removal of the accessible parking space;
NOW Therefore, be it resolved that the Common Council of the City of Middletown authorizes the repeal of legislation authorizing the accessible parking space in front of 79 Montgomery Street.

Prepared by:
Jacob Tawil

Attachments:

None

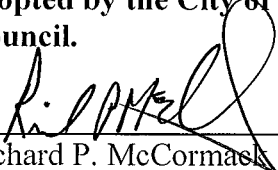


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

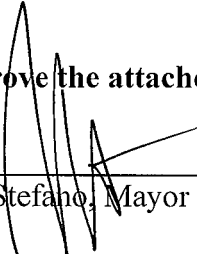
By: Alderman Johnson
Seconded by: Alderman Jean-Francois
Date of Adoption: February 4, 2025
Index No: 53-25

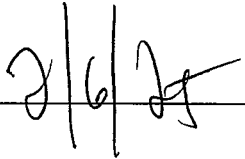
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 

Authorization to Hold a Public Hearing on Good Cause Eviction Legislation

Be it resolved that the Common Council of the City of Middletown authorizes a public hearing on Good Cause Eviction Legislation to be held on Tuesday, March 4, 2025 on or as near to 7PM as possible in the Common Council Chambers, 16 James Street, Middletown, NY.

Prepared by:
Rick McCormack, City Clerk

Attachments:

None

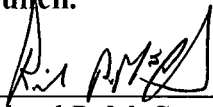


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

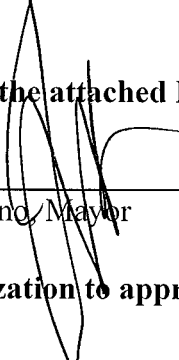
By: Alderman Witt
Seconded by: Alderman Green
Date of Adoption: February 4, 2025
Index No: 54-25

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.

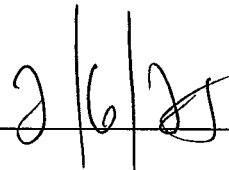

Richard P. McCormack
Clerk to the Common Council

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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date



Authorization to approve a transfer of Scholarships to Special Programs

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 \$125, in the following manner, to fund program scholarships.

FROM	TO	AMOUNT
A.2705.07 Scholarships	A.2029 Special Programs	\$125.00
Volleyball Clinic \$50 Scholarship		
Boxing Clinic \$75 Scholarship		

Prepared by:
Raelynn Bertholf, Supt of Recreation and Parks

Attachments:

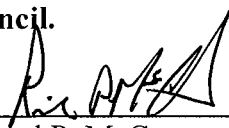


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

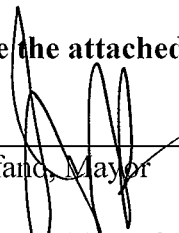
By: Alderman Masi
Seconded by: Alderman Kleiner
Date of Adoption: February 4, 2025
Index No: 55-25

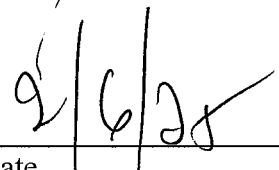
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor


Date

Authorization to Transfer \$37,000 in the Community Development Fund for Small Business Loans

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 \$37,000 in the following manner,

FROM	TO	AMOUNT
CD Fund Balance	CD.8686.457	\$37,000
	SBL Public Service	

This funding transfer will be applied to the Small Business Loan Program. This is Community Development funding that comes back in the form of Small Business Loan Repayments.

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

Attachments:

1.	CDBG 2025 Budget Transfer - Adjustment
----	--

CITY OF MIDDLETOWN
Office of Economic & Community Development

January 29, 2025

City of Middletown
Board of Estimate
16 James Street
Middletown, New York 10940

RE: Office of Community Development/Dept 8686

Dear Members:

I am requesting budget transfer/budget adjustment within the Community Development Department.

FROM	AMOUNT	TO
CD Fund Balance	\$37,000.00	8686.457 SBL Public Service

This funding transfer will be applied to the Small Business Loan Program. This is Community Development funding that comes back to us from Small Business Loan Repayments.

Thank you for your attention to this matter.

Maria Bruni, Director
Economic & Community Development



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

THE FOLLOWING WAS PRESENTED

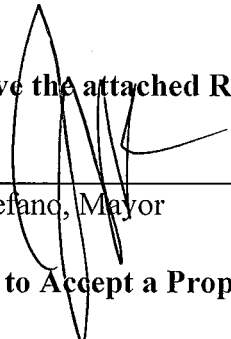
By: Alderman Jean-Francois
Seconded by: Alderman Johnson
Date of Adoption: February 4, 2025
Index No: 56-25

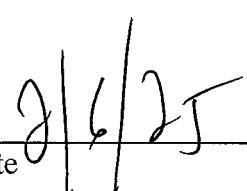
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 

**Authorization to Accept a Proposal for Middletown & New Jersey Railway Train Station
from Clark Patterson Lee**

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes a proposal from Clark Patterson Lee (CPL) for the Middletown & New Jersey Railway Train Station on 140 East Main Street.

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 proposal.

Funding will come from Capital Project line H.7989.201

Prepared by:
Jacob Tawil

Attachments:

1.	Middletown Train Station ProposalCPL 20241125 (4)
----	---



November 25, 2024

Jacob Tawil, P.E.
Commissioner
Department of Public Works
16 James Street
Middletown, NY 10940

Re: 140 East Main Street – Middletown & New Jersey Railway Train Station

Dear Mr. Tawil,

In accordance with our discussions, we are pleased to submit a proposal for the Middletown & New Jersey Railway Train Station project for the City of Middletown. Our understanding of this project is the City of Middletown plans to purchase this property and renovate the existing building by re-working the interior into a 500 sq. ft. visitor's center, exterior access ADA gender neutral toilet room, and leave the remaining space renovated as a "shell" for a future tenant to occupy.

Scope of Services

Our services would include the following tasks:

TASK 1: Existing Conditions

CPL will conduct a site visit to document the existing conditions by matterport scanning the interior of the building. CPL will use the matterport scan to create an existing floor plan.

TASK 2: Plan Study & Cost Estimate

CPL will provide a basic proposed floor plan reflecting the design described during a site meeting on Wednesday 9/11:

- 500 sq. ft. visitor's center.
- New exterior access ADA bathroom.
- Remaining space to be vacant for future tenant.

CPL will also provide a rough cost estimate to make these interior alterations described above.



Compensation

Our fee proposal breakdown on a task basis to complete the work described above is as follows:

Task 1: Existing Conditions \$ 3,000.00 Lump Sum

Task 2: Plan Study & Cost Estimate \$ 3,800.00 Lump Sum

LUMP SUM TOTAL \$ 6,800.00 Lump Sum

Not included in this proposal:

- Boundary survey. CPL will provide a separate proposal for this upon request.
- Topographical survey. CPL will provide a separate proposal for this upon request.
- Underground utility mapping. CPL will provide a separate proposal for this upon request.
- Construction documents. CPL will provide a separate proposal for this upon request.
- Bid. CPL will provide a separate proposal for this upon request.
- Hazardous material testing is not included. CPL will provide a separate proposal for this upon request.
- Construction Administration services. CPL will provide a separate proposal for this upon request.
- *Reimbursable expenses.

*Schedule of Reimbursable Expenses: Article 11.8 Compensation For Reimbursable Expenses of AIA Document B101 is very specific on what is considered a reimbursable expense. These include, but may not be limited to, reproductions, transportation, etc.

We will submit invoices monthly, as the work progresses.

This proposal is based on a lump sum fee. Please provide an authorized signature in the designated space below and return one copy or provide an executed purchase order.



Please contact us if you have any questions or require any additional information. We look forward to this opportunity to be of service to the City of Middletown.

Very truly yours,

CPL

A handwritten signature in black ink, appearing to read 'Timothy J. Moot'.

Timothy J. Moot, PG
Vice President

A handwritten signature in black ink, appearing to read 'Jonathan DiRocco'.

Jonathan DiRocco, AIA
Senior Architectural Project Manager

Proposal Accepted By:

Signature: _____

City of Middletown

Date: _____

A handwritten date '2/6/25' in black ink.

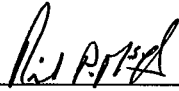


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

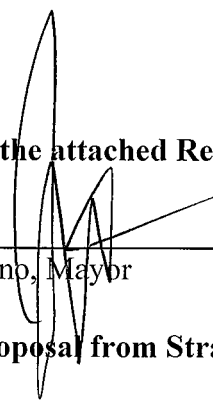
By: Alderman Tobin
Seconded by: Alderman Jean-Francois
Date of Adoption: February 4, 2025
Index No: 57-25

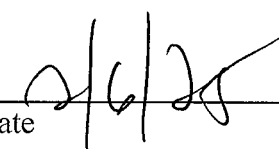
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 

Authorizes a Proposal from Stratagem Security for Additional Security Upgrades at the City Court House

Be it resolved that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the attached proposal from Stratagem Security for additional security upgrades at the City Court House.

Be it further resolved that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$3,558.68, in the following manner, to cover the cost of the proposal.

FROM
H.0766.900
Industrial Park Infrastructure
Expense

AMOUNT
\$3,558.68

TO
H.1997.202
Security System Upgrade City
Wide

Prepared by:
Rick McCormack, City Clerk

Attachments:

1.	City of Middletown - Additional Courtroom Panic Buttons Proposal
----	--



2 Westchester Plaza
Elmsford, New York 10523

Proposal

Phone: 914-777-5700
Fax: 914-777-1857

Proposal #

Customer #

Proposal Date

11580

1856

01/27/2025

Customer:

City of Middletown Office of City Treasurer
16 James Street
Middletown, NY 10940

Site Location:

City of Middletown Office of City Treasurer
16 James Street
Middletown, NY 10940

Contact Information:

Customer Contact: Leanora Liz

Cell Phone:

System Type: Security System

Stratagem Contact: Morales, Basil

Phone: (845) 656-2289

Email: basil@nycctv.us

Stratagem Security is pleased to present you with the following proposal for your location. Based on your input and our evaluation of your needs, we have prepared a scope of work which details the equipment recommended for your facility.

The solution proposed represents Stratagem Security's most versatile, flexible and reliable system solution. The proposed system comes recommended to you only after extensive analysis of your business and security needs and requirements. As such, we believe the proposed solution offers the most cost-effective method of satisfying your initial requirements while supplying a strong base which can be expanded to accommodate future needs.

We will remain at your service to provide any clarification, definition, or further description of any portions of this proposal as you may require. We are confident you will be pleased with the pricing options available to you.

This proposal pricing is based on OGS Group 77201- Intelligent Facility & Security Systems and Solutions Award PT68864. All labor rates are prevailing wage and are based on fixed rate/lump sum agreement.

The below is a line from OGS on How to use the contract:

<https://ogs.ny.gov/system/files/documents/2019/04/23150attachment16.pdf>

Authorized Users MUST obtain a separate Prevailing Rate Case Number (PRC#) for each purchase from this contract where prevailing wage rates apply. The PRC # provided in this Bid is for information and evaluation purposes of the Centralized Contract only. When an Authorized User submits the request for the applicable prevailing wages, the Department of Labor will send the Authorized User an email with a link to the PRC information for the particular service agreement requested. For access to the Department of Labor (DOL) PRC # request page, use the following link (please copy and paste into internet browser address bar as direct link does not work):

<https://applications.labor.ny.gov/wpp/showPublicNewProject.do?method=showIt>

Billing Questions

(914) 777-5700

CONTACT US

Service

(914) 777-5700

Email

service@nycctv.us

To visit us online, please visit: <https://stratagemsecurity.net>



2 Westchester Plaza
Elmsford, New York 10523

Proposal

Phone: 914-777-5700
Fax: 914-777-1857

Brief Description:

City Hall - Panic System - Additional Panic Buttons in Main Courtroom and Front Window

Scope of Work

Stratagem will provide the following:

Security System – Panic Buttons:

•Two (2) Panic Buttons:

☐ Main Courtroom

☐ Front Court Window

•One (1) Repeater – May Require Outlet for Power

•One (1) System Relay

•Tie Into Spare Input on HSM2208

•Misc. Hardware and Fittings

System to be tied into existing Mass Notification System

*Price includes all labor and programming required to complete installation

*Power is to be provided at repeater locations and consist of 110vac power outlet and or disconnect. We will coordinate with the Electrical Contractor once the proposal is accepted.

*Permits if required are not included and the responsibility of the customer to pay directly.

Item/Part Code	Description	Quantity	Rate	Amount
PW-RA Project/Pgm Manager	Project/Program Manager - All Regions	1.00	\$224.47	\$224.47
PW-R4 Electrician- O/R	Electrician/Electrical Installer Onsite Region 4 Entire Counties - Orange and Rockland	16.00	\$181.62	\$2,905.92
PG9945	Wireless Door / Window Contact With Auxiliary Input - MSRP \$68.60	2.00	\$61.74	\$123.48
269R	Honeywell Home 269R Hold-Up Switch, Double-Pole Double-Throw Contacts, Stainless Steel - MSRP - \$27.97	2.00	\$25.17	\$50.34
PG9920	POWERG 915MHZ WIRELESS REPEATER - MSRP - \$244.12	1.00	\$219.71	\$219.71
RM-1C	Relay Module, 9 to 14 Volt DC, 5 Ampere at 30 Volt DC Contact, 33.3 Milliampere at 12 Volt DC Coil, With Terminal - MSRP - \$19.31	2.00	\$17.38	\$34.76

Total Charges : \$3,558.68

Sales Tax : \$0.00

Grand Total : \$3,558.68

Deposit Required to schedule work \$0.00

CONTACT US Service

Billing Questions

(914) 777-5700

Email

service@nycctv.us

To visit us online, please visit: <https://stratagemsecurity.net>

EXCLUDED:

- Any Material or labor not specifically listed as part of this proposal .
- Drawings.
- After normal hours, weekends, or holidays.
- Patching and painting.
- Pricing established using fixed rate contract basis.
- If using existing wiring, Wire is assumed to be usable. If wire needs to be replaced an additional proposal will be forwarded for wire replacement.
- All work to be performed on straight time - overtime will be provided at additional cost
- Stratagem Security, Inc. is not responsible for problems caused by existing wire and does not warranty existing wires, equipment or 3rd party wire installation.
- Permit fees, Engineered Plans & Design not included unless listed.
- No core drilling or penetrations are included unless noted in the scope of work described above. Available chases, conduits and wire runs will be used. Additional core drilling will be provided at additional cost.
- No conduit or molding included unless noted in the scope of work described above.
- Customer is responsible for providing 110V electrical power required at required locations to be installed throughout property.
- Customer is responsible for all charges due to access related delays.
- Any additional materials or labor requested by customer that is not specified in this proposal will result in a Change Order that must be reviewed by Stratagem Security, Inc. account executive and signed for by customer prior to start date of installation.
- If remote access configuration is required, customer must provide complete IP configuration information to Stratagem Security, Inc. prior to start of installation. If complete IP information is not received by completion of installation, return visits will be provided at additional cost.
- If remote access is required, customer must provide a network connection within 25 feet of equipment. Any network wiring will be subject to additional charges based on time & materials.
- Stratagem Security, Inc. is not responsible for remote access issues caused by network or firewall issues. Any network connectivity support beyond setting up the system for remote access will be subject to additional charges
- Customer must provide power and data connections for security equipment as required.
- Customer contact must be present at end of installation to approve job completion. Any error in service or a new installation of the system must be called to the attention of Stratagem Security, Inc. in writing within five (5) days after completion of the installation or the installation shall be deemed totally satisfactory to and accepted by the customer.
- will be subject to additional charges
- Customer must provide power and data connections for security equipment as required.
- Customer contact must be present at end of installation to approve job completion. Any error in service or a new installation of the system must be called to the attention of Stratagem Security, Inc. in writing within five (5) days after completion of the installation or the installation shall be deemed totally satisfactory to and accepted by the customer.

Billing Questions

(914) 777-5700

CONTACT US
Service

(914) 777-5700

Email

service@nycctv.us

To visit us online, please visit: <https://stratagemsecurity.net>



2 Westchester Plaza
Elmsford, New York 10523

Proposal

Phone: 914-777-5700
Fax: 914-777-1857

X

Agreed To By

Print Name

Date

Recurring Services - Not Included In Above Pricing

Description

Monthly Amount Amount

Billing Questions

(914) 777-5700

CONTACT US

Service

(914) 777-5700

Email

service@nycctv.us

To visit us online, please visit: <https://stratagemsecurity.net>

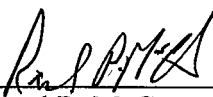


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

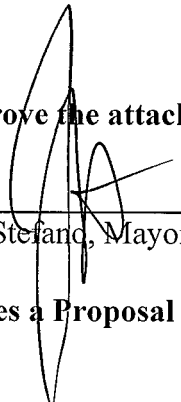
By: Alderman Kleiner
Seconded by: Alderman Green
Date of Adoption: February 4, 2025
Index No: 58-25

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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 2/6/25

Authorizes a Proposal from McCarey's Landscaping Inc. for Topsoil trade of City-stockpiled Leaves

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes a proposal from McCarey's Landscaping Inc. for Topsoil trade: The proposal is to trade our city-stockpiled leaves compost for Topsoil at a rate of seven (7) Truckloads of said compost in exchange for 20 Yards of NYS DOT-approved Topsoil. Boyce Excavation, another local Topsoil producer, was not interested in our Compost Pile.

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:

Jacob Tawil

Attachments:

1.	City of Middletown Leaf Removal Fancher Davidge Park Middletown NY
----	--

McCarey's

LANDSCAPING, INC.

P: 845.355.7500

F: 845.956.7010

www.mccareylandscaping.com

80 Tower Drive, Middletown, NY 10941

A Certified NYS WBE • DBE • NYC WBE, & WBE Port Authority of NY & NJ

November 5, 2024

Brian Smith
City of Middletown
16 James Street
Middletown, NY 10940

Dear Mr. Smith,

McCarey Landscaping, Inc., will load, haul, and remove pile of composted leaves from Fancher Davidge Park in Middletown, NY.

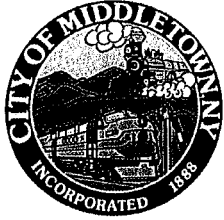
We will take 7 loads of composted leaves in exchange for 20 yards of New York DOT topsoil when they need it.

McCarey will keep log of all loads.

Thank you for your consideration.



Tim McCarey
Vice President

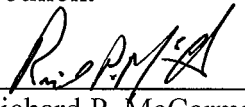


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

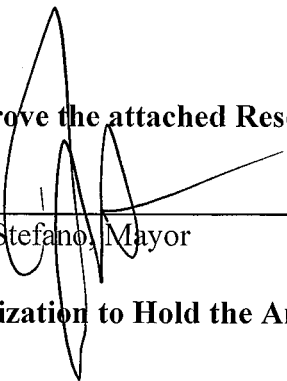
By: Alderwoman Wray
Seconded by: Alderman Green
Date of Adoption: February 4, 2025
Index No: 59-25

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.

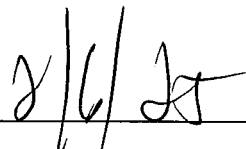

Richard P. McCormack
Clerk to the Common Council

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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date


2/6/25

Authorization to Hold the Annual City-Wide Clean Up Event on April 26, 2025

Be it resolved that the Common Council of the City of Middletown authorizes the Annual City-Wide Clean-Up Event on April 26, 2025, beginning at 8 AM at Erie Way Park.

Prepared by:
Rick McCormack, City Clerk

Attachments:

None

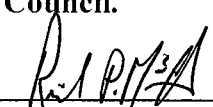


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

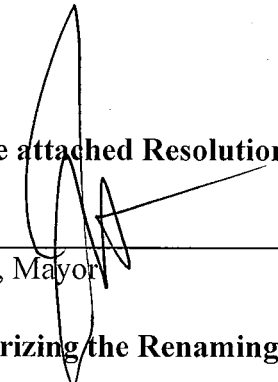
By: Alderman Masi
Seconded by: Alderman Johnson
Date of Adoption: February 4, 2025
Index No: 60-25

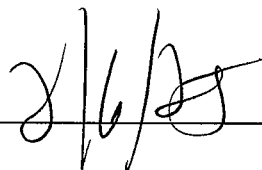
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


Richard H. 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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date 

A Resolution Authorizing the Renaming of a Section of Roadway as "Dr. Jay Sexter Way"

WHEREAS, Touro University is celebrating its 10th anniversary as an esteemed institution of higher learning in the City of Middletown; and
WHEREAS, as part of their anniversary festivities, Touro University wishes to honor individuals who were instrumental in the establishment and success of the institution; and
WHEREAS, Dr. Jay Sexter played a significant and influential role in the development of Touro University's presence in Middletown and was a dedicated advocate for educational excellence; and
WHEREAS, the City of Middletown mourns the passing of Dr. Jay Sexter, who left a lasting legacy in the community; and
WHEREAS, Touro University has proposed to rename the circle in front of their main entrance as "Dr. Jay Sexter Way" to honor his invaluable contributions; and
WHEREAS, while the majority of this circle is situated on Touro University's property, a small portion at the intersection is owned and maintained by the City of Middletown; and is currently

known as Ridge Street;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Middletown hereby authorizes the renaming of the portion of Ridge Street, which is part of the Circle in front of Touro College, as "Dr. Jay Sexter Way" in recognition of Dr. Sexter's dedication and contributions to education and the community.

This is only a small portion of Ridge Street. The left side of Myrtle Avenue will still be Ridge Street. When you make a right off Myrtle this will be part of Dr. Jay Sexter Way.

Prepared by:

Rick McCormack, City Clerk

Attachments:

None

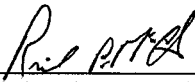


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

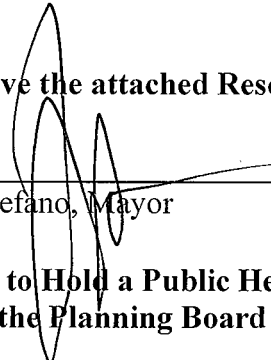
By: Alderman Johnson
Seconded by: Alderman Green
Date of Adoption: February 4, 2025
Index No: 61-25

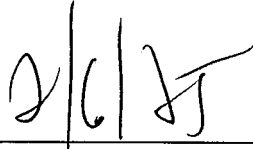
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor


Date

Authorization to Hold a Public Hearing on Amending Section 475-30 of City Zoning Code to Provide the Planning Board with Additional Discretion in Permitting Temporary Moveable Structures

Be it resolved that the Common Council of the City of Middletown authorizes a public hearing on amending Section 475-30 of the City Zoning Code to provide the Planning Board with additional discretion in permitting temporary moveable structures on Tuesday, February 18, 2025, on or as near to 7:30 PM as possible in the Common Council Chambers, 16 James Street, Middletown, NY.

Prepared by:
Paul Johnson, Alderman

Attachments:

None

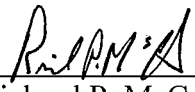


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

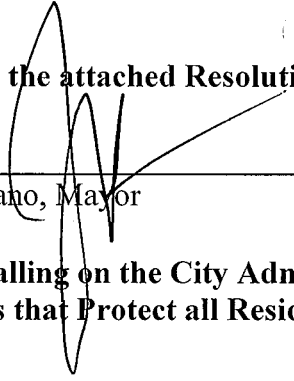
By: Alderman Johnson
Seconded by: Alderman Jean-Francois
Date of Adoption: February 4, 2025
Index No: 62-25

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.

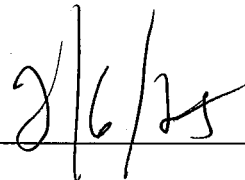

Richard P. McCormack
Clerk to the Common Council

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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date



Resolution Calling on the City Administration to Enact and Reinforce Practices and Policies that Protect all Residents' Safety, Well-being, and Legal Rights

Be it resolved that the Common Council of the City of Middletown, in collaboration with the City Administration, will enact and reinforce practices and policies that protect all our residents' safety, well-being, and legal rights.

Prepared by:
Paul Johnson, Alderman

Attachments:

None

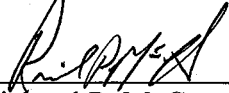


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

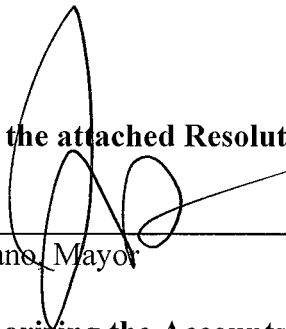
By: None
Seconded by: None
Date of Adoption: February 4, 2025
Index No: 63-25

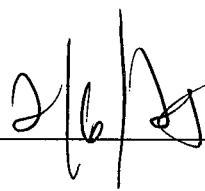
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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	9			

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor


Date

Resolution Authorizing the Accounts be Audited, Claims Adjusted, and the Treasurer be Authorized to Issue Warrants for their Payment

Prepared by:

Attachments:

None



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

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No:

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Accept the Minutes of January 21, 2025

Accept the Minutes of January 21, 2025

Prepared by:
Rick McCormack, City Clerk

Attachments:

1.	01.21.25 CC Minutes
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COMMON COUNCIL MEETING
CITY OF MIDDLETOWN

January 21, 2025

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 (Absent)

Ald. Joseph Masi

ALSO PRESENT:

Richard McCormack, City Clerk

Joseph M. DeStefano, Mayor

ALL: (Pledge given)

PRESIDENT J. MIGUEL RODRIGUES: Roll.

CITY CLERK RICHARD MCCORMACK: Alderman
Tobin?

ALDERMAN SPARROW TOBIN: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Here.

CITY CLERK RICHARD MCCORMACK: Alderman
Johnson?

ALDERMAN PAUL JOHNSON: Here.

CITY CLERK RICHARD MCCORMACK:
Alderwoman 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Here.

ALDERMAN PAUL JOHNSON: Mr. President, I just wanted to let the record know that I spoke to Alderman Wray earlier. She's having a malfunctioning heating system in her home, and she has to be there to monitor her environment until the furnace is hooked up tomorrow. So, she sends her regards.

PRESIDENT J. MIGUEL RODRIGUES: Thank you. Approval of minutes?

ALDERMAN JOSEPH MASI: We have December 17th and January 7th, please.

PRESIDENT J. MIGUEL RODRIGUES: So moved. Motion by Mr. Masi. Do I have a second?

ALDERMAN ANDREW GREEN: Second.

PRESIDENT J. MIGUEL RODRIGUEZ: Alderman Green for both minutes. All in favor?

ALL: Aye.

PRESIDENT J. MIGUEL RODRIGUES: Correspondence?

CITY CLERK RICHARD MCCORMACK: Nothing this evening.

PRESIDENT J. MIGUEL RODRIGUEZ: For the Good of The City, anyone have -- right now, we can call up Phil from New Middletown.

PHIL: Thank you, President Rodrigues.
Hi, everyone. Hi, Common Council, Mayor,
everyone.

Yep, my name is Phil. I'm from New
Middletown store on North Street, which used to
be the old Tompkins building. I just want to
share with everyone, after being here for a year,
it's been really very exciting meeting everyone.
Thank you so much for supporting us and welcoming
us.

We want to take this opportunity to do
a really huge event this coming Saturday, you
know, celebrating the diversity of Middletown,
including the Chinese community, which I think is
growing.

So we're doing a really big Chinese New
Year event this Saturday at the store, and it's
going to be music and dance. We invited the
local schools, Fei Tian College and Northern
Academy, to showcase their dance and music
skills. We even invited a martial artist to show
off some traditional martial arts, and even a
gentleman who is training to be a tenor to show -
- to sing some Chinese opera.

And very fortunately, we brought this

to the attention of some Common Council members, and we're very fortunate to be partnering with the City to do another big event on the same day, which is called the Mighty Dragon and Lion performance at Run 4 Downtown Park this Saturday as well.

And we've opened these events to the public. It's all free. And so far, I think the interest has been pretty good. I think we have nearly 300 people interested so far between the two events on Facebook alone, and over 100 tickets reserved so far, although they're free, just RSVPs.

And so I just want to really say thank you to the City and everyone for welcoming us and willing to partner with us for this cultural event. And I welcome everyone to attend. We're going to have, like I said, Dragons and Lions, a little opening ceremony, and of course, some traditional tea and snacks for everyone to try out. It will be a family-friendly event and free for the community. Thank you.

PRESIDENT J. MIGUEL RODRIGUEZ: All right. Thank you.

ALDERMAN JOSEPH MASI: Miguel, I have a

question.

PRESIDENT J. MIGUEL RODRIGUEZ:

Alderman Masi.

ALDERMAN JOSEPH MASI: I may not have heard you, and I apologize. What was the time on it?

PHIL: Sorry about that. It's going to start promptly at 12:00 p.m. Doors open at 11:30 this Saturday.

ALDERMAN JOSEPH MASI: Thank you.

PRESIDENT J. MIGUEL RODRIGUES: All right. Thank you. All right. Remarks to the Mayor. Remarks to the Department Heads, Economic Development.

MARIA: Good evening, everyone. Look forward for Saturday. We're working with Phil on various other events throughout this past year or so, and we're looking forward to having the Mighty Dragons in Run 4 Downtown Park.

On the event space here at the Paramount, we have concerts. We have a Led Zeppelin tribute, we have a Credence Clearwater Revival tribute coming, and we have a Fleetwood Mac. And, you know, our movies are going very well. The Bob Dylan movie was very well

attended, and we have it to the end of this week. And then we have a new movie starting on Friday.

So things are starting to ramp up again. We're getting ready to book our summer concert series. Fireworks are booked. So, think spring. I know it's, what, nine degrees, but think spring.

Also, this time of year, the office is busy with annual meetings. Tonight we had the Community Development Agency annual meeting. Last week we had the Business Improvement District annual meeting, and next week the IDA meeting. So we've been busy with that.

And I think that's it. If anyone has any questions.

PRESIDENT J. MIGUEL RODRIGUES: Any questions for Maria?

MARIA: Thank you.

PRESIDENT J. MIGUEL RODRIGUEZ: All right. Thank you. DPW Commissioner?

JACOB TAWIL: Good evening, all. Finally, I think we're out of the drought condition, and we wrote a letter to the DEC telling them how long we've been pumping as a condition of our water-taking permit skimming

operation from Indigo. And we pumped for almost a month, you know, nonstop, except for a couple of days here and there to maintain the pump and wait for rain to come down. But I think we did very well. Our reservoirs are back up to above 90 percent now and we are in good shape with the water.

The Mayor and I, we continue to meet with the County Executive and Town of Goshen and several other people about Indigo, just to let you know about additional water sources that we are working on. And more details will come from the Mayor, but we are working on that, and it's a huge project for us.

We've been having -- we've been losing about -- on top of the drought that we just came out from, we've been losing about half a million gallons per day in our finished water. That means there are water main breaks, and the water main breaks, they would not come above ground. That means they are seeping underground, and most likely they are going into the sewer lines or the storm sewers. And those half a million gallons per day, that's a lot of water, 500,000 gallons.

And so I just want to give credit to

our Water Department, Brian Smith, Scott Mills, Bob Reynolds, Ed Gellin. And they worked day and night in order to listen, open sewer lines -- open sewer manholes, storm sewer, put the cameras, our cameras, inside the sewer lines to see where water is coming from. And I think finally, with the last repair, sure enough, most of the water main breaks, it's underground; you cannot see it; nothing is coming above ground. So half a million gallons is being lost, and they finally were able to find it in many different spots.

And you've seen the text messages have been going out informing you about the water main breaks that were sometimes three or four of them in one day. And that's, I think we are on top of it now. We see our flows are coming back to normal, semi-normal, so we're very happy with that.

And I just want to give credit to the gentlemen I just mentioned from our Water Department for their persistence and really staying on top of it and finding it.

Also courtesy to and greetings to our Street Department for doing a great job with the

snow plowing. And I had an interview with "News 12" about the snow plowing on Sunday and about the snow event and followed with a conversation with the Mayor. And we really, you know -- and I said on the news that, you know, the Council and the Mayor, they've done it as a courtesy to make life much easier for our residents to park on the street.

I haven't made any comments about this before. And hopefully, most of the people, they understand when they get the snow alert to understand that the law has changed to make it easier -- to make life easier to be able to park on the street during winter months.

But in return, when you get the warning, please understand it and get your cars off the street because we need -- it's a public safety issue. It's not just, you know, it's inconvenience or anything like that.

So we urge people to go on City of Middletown website and middletownny.gov, register for our alerts, so that you can get them and you can get them and you can have the alert and get your cars off the road so we can do a better job.

This morning we tried to come in at

4:00 to clear up North Street and some other places in there. The Police Department is working with us. They're issuing tickets. They're all over the place. It just -- it's taking a lot of resources from us to keep going round and round and round and round until somebody moves their car so that we can make the road safer, and we can remove the ice and snow and all that.

So please work with us. You know, the guys, they work 24 hours, 36 hours, whatever it takes to make the road safe. Just work with us and get your cars off the road when you're asked to do that.

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

PRESIDENT J. MIGUEL RODRIGUEZ: Any questions for Jacob? Alderman Kleiner?

ALDERMAN GERALD KLEINER: Yeah. Two things. One, I just want to thank you for giving us the names. I mentioned last time that water main breaks in this kind of temperature to be out working on those, it's much appreciated. Just so they know that.

Also, there are three resolutions to

transfer funds within the Water Department, and they don't specify what they are. So it's just -
- I just wanted to tell people that it's on the website and the packet you can find out. One's for materials and supplies. One's for contractual services. And one's for payroll shortages and gas and oils.

JACOB TAWIL: Yes.

ALDERMAN GERALD KLEINER: So they are three different things --

JACOB TAWIL: Yep.

ALDERMAN GERALD KLEINER: -- even though --

JACOB TAWIL: Yeah, the gas and oil basically for the pumping operation that we did in Indigo, the 24-hour pumping in there, we took a lot of diesel in there that was not budgeted --

ALDERMAN GERALD KLEINER: And is that pumped from the Indigo -- I mean, in the packet it said pumping from the Indigo reservoir --

JACOB TAWIL: Yes.

ALDERMAN GERALD KLEINER: -- but there really isn't any reservoir.

JACOB TAWIL: Oh, it says reservoir?
No. Indigo Creek. The creek, yes.

ALDERMAN GERALD KLEINER: The creek,
yes.

JACOB TAWIL: Yes. There's no
reservoir. Hopefully, we'll have a reservoir one
day.

ALDERMAN GERALD KLEINER: Yeah,
hopefully, but that's been a stickler.

JACOB TAWIL: Stickler since 1936.

ALDERMAN GERALD KLEINER: Many years.

JACOB TAWIL: Yeah, since 1936 the idea
of the reservoir. Hopefully, we will realize it
--

ALDERMAN GERALD KLEINER: One day,
yeah.

JACOB TAWIL: - and get it done, yes.

ALDERMAN GERALD KLEINER: Thank you.

JACOB TAWIL: And some of it is
transferred because some workers, they chose to
get the comp -- to get paid for their comp time.

ALDERMAN GERALD KLEINER: Okay.

JACOB TAWIL: So that's why it happens.
Thank you very much.

ALDERMAN GERALD KLEINER: Thank you.

JACOB TAWIL: And thank you for your
comments, you and Alderman Witt as well. Last

meeting I didn't have a chance to thank you on behalf of our men and women for the work that they do. They appreciate hearing that very much. We thank you.

PRESIDENT J. MIGUEL RODRIGUES: All right. Thank you, Jacob. Superintendent of Recreation.

RAELYNN BERTHOLF: Good evening, everyone. Just a quick update on some of our winter programming that we have going on. Currently we have art classes, youth art classes, adult fitness, adult volleyball, youth basketball clinics, youth boxing clinics, crochet clinic, youth martial arts, adult pickleball, youth volleyball clinics, youth soccer clinics, and our boxing program.

Our free program, programming that we have is Music for Littles, our Story Time With Ms. Sharon, youth open gym and teen open gym. Our ice skating is underway. Check our Facebook because we're constant -- when there's holidays we have holiday hours. And then also our regular Friday, Saturday and Sunday hours as well.

A few events coming up. Saturday, February 8th is our Winter Fest in conjunction

with the Middletown Lions Club. We're going to have DJ Echo DJing there from 12:00 to 3:00. And while supplies last, there's going to be a winter craft, hot chocolate, and also the free ice skating.

Thursday, February 13th is a sweetheart skate for Valentine's Day for ages 16 and up. And that's going to be from 6:00 p.m. to 8:00 p.m. And Monday, February 17th, with the Middletown Fire Department, we are having a s'mores social with the fire department that's going to be doing the bonfire with ice skating and s'mores for everybody while supplies last?

Any questions?

PRESIDENT J. MIGUEL RODRIGUES: Any questions? All right, thank you. Police Chief.

JOHN EWANCIW: Good evening. Today we swore in a new police officer, so we're happy to have Police Officer Jonathan Gay join the ranks of Middletown Police Department. And I look forward to having him meet all of you in the coming weeks and throughout the community.

Other than that, I have nothing unless you have questions for me.

PRESIDENT J. MIGUEL RODRIGUES: Any

questions for the police chief? All right, thank you, Chief. City Clerk.

CITY CLERK RICHARD MCCORMACK: Good evening, everybody. I just want to give you guys a heads up. The annual spring cleaning, citywide spring cleanup, we're aiming for April 26th. It's a Saturday. We had to push it up a little bit later in April because of the Easter and Passover holidays. I just wanted to get that on your radar. If there are no objections, it'll be on the agenda at the next meeting for adoption.

And we're looking forward this year. Last year, we exhausted our supply of T-shirts. And we'll be partnering up with the Recreation Department to host a contest for City youth to design a new design for the T-shirt for the event, to try to get more involvement from the community and from our students. So more on that to come.

PRESIDENT J. MIGUEL RODRIGUES: Any questions for the City Clerk? All right. Public hearings and grievances.

CITY CLERK RICHARD MCCORMACK: We have one public hearing this evening.

Good evening. Notice is hereby given

that the City of Middletown will hold a public hearing on Tuesday, January 21, 2025, on or as near to 7:30 p.m. as possible in the Common Council chambers on the second floor of 16 James Street to hear any and all persons wishing to be heard on the proposed zoning amendment to Chapter 475, creating certain restrictions for the granting of first floor waivers in the DMU zoning district.

Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed zoning amendment. The complete proposed zoning amendment is available in the office of the Common Council Clerk, City Hall, 16 James Street, Room 12, and on the City's website.

Any person not able to participate at the time of the public hearing may email comments in advance to rmccormick@middletownny.gov, by order of the Common Council.

PRESIDENT J. MIGUEL RODRIGUES: At this time the public hearing is now open. Any questions on the certain restrictions? Anyone from the public? Do I have a motion to close?

ALDERMAN JOSEPH MASI: So moved.

PRESIDENT J. MIGUEL RODRIGUEZ:

Alderman Masi.

ALDERMAN PAUL JOHNSON: Second.

PRESIDENT J. MIGUEL RODRIGUEZ:

Alderman Johnson, seconds to close the public hearing. All in favor?

ALL: Aye.

PRESIDENT J. MIGUEL RODRIGUEZ: All right. Remarks of Aldermen. Alderman Masi.

ALDERMAN JOSEPH MASI: I just have two quick things. One, Jacob, you and your department, thank you for doing such a great job with clearing the streets. I'm sorry I had to come back to this kind of weather and snow and everything, but thank you. You made it safe.

And Chief, I'm sorry to hear the couple of problems that went on, and especially where one of our officers could have been seriously injured. And I'm disgusted at the fact that the judge had to release that criminal. And I'm hoping that this November when people go out and vote, they will find out what issues their particular candidates, and if they're not in favor of bail reform, don't support them. Thank you.

PRESIDENT J. MIGUEL RODRIGUEZ:

Alderman Witt.

ALDERMAN KEVIN WITT: Thank you very much. Just very quickly, as we all know, this is the time of year when we approve all the reappointments to our committees and it's just -- it's so great that we have these people who are willing to do this.

I want to thank them for their service, their volunteer service. There's a lot of names on here for people who have been doing this for a very long time, and one new one, Kalyani Ramkissoo, who I think is going to do a great job on the Recreation Commission. So I'm excited about that. Thank you very much.

PRESIDENT J. MIGUEL RODRIGUES:

Alderman Green.

ALDERMAN ANDREW GREEN: Yeah, thank you. Really, I have nothing this evening.

PRESIDENT J. MIGUEL RODRIGUEZ:

Alderman Kleiner.

ALDERMAN GERALD KLEINER: Surprise. I just wanted to mention this is the 15-year anniversary, to the day, of the Citizens United decision, and which has resulted in the oligarchy

that we have going on.

The MLK Day event was postponed due to the weather, so that will be next Sunday, in the rear of the YMCA on Liberty Street. And that's at 3:00 instead of at 4:00.

So the warming station has one more training date available. That's Thursday the 22nd, 7:00 p.m., at the warming station. So, if you have any possibility, you can volunteer or help out. And we're certainly appreciative of the volunteers and the people who are helping in this kind of weather. It's just unimaginable being out on the street.

The Chinese New Year is actually January 29th. It is the year of the snake, which is, as an amateur herpetologist all my life, that's -- it's good to see. So I want to thank Phil. He's been at the Historical Society when they were first looking at what they were going to do with New Middletown, the old Tompkins store, and finding out what the store was like, and wanting to stay true to that vision. So, I thank them for that.

And that's it. Thank you.

PRESIDENT J. MIGUEL RODRIGUEZ:

Alderman Johnson.

ALDERMAN PAUL JOHNSON: Popular consensus has suggested that I stop talking. So nothing this evening.

PRESIDENT J. MIGUEL RODRIGUES:
Alderman Jean-Francois.

ALDERMAN JUDE A. JEAN-FRANCOIS: Yes. I'd also like to thank DPW, the Street Department, for doing a great job keeping our streets safe and clean. And far as the Water Department, the Commissioner and I had this conversation about the water leak on the ground, which was very critical. I mean, when we had that issue, not to be able to pinpoint where the water's leaking, that was a big thing.

So I'm kind of glad and happy that you guys was able to find it. Thank you so much.

PRESIDENT J. MIGUEL RODRIGUES:
Alderman Tobin.

ALDERMAN SPARROW TOBIN: Yeah, I'd like to thank anybody in the city who's working outside in this weather, in the conditions. It's frigid.

And also just to reassure everybody. I mean, I know that the President Trump, some of

his executive actions, you know, though he came in speaking, saying he's going to help out working people, maybe to their detriment.

But I think the -- like Martin Luther King said, "The moral arc of the universe is long and bends towards justice." So, you know, there'll be an election in four more years. So we'll see.

PRESIDENT J. MIGUEL RODRIGUES: All right. New business.

CITY CLERK RICHARD MCCORMACK: Good evening. We have a resolution sponsored by Alderman Masi authorizing the transfer of funds within the Water Department to cover shortages in 2024.

PRESIDENT J. MIGUEL RODRIGUEZ: Resolution sponsored by Alderman Masi, seconded by Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Masi
authorizing a transfer of funds within the 2024
Water Department budget to cover water shortages.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Masi, seconded
by Alderman Johnson. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Witt
authorizing a transfer of funds for boiler
repairs in the Recreation Department.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Witt, seconded
by Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Jean-Francois authorizing the approval of a proposal from IWS for hauling and disposal of City MSW garbage in 2025.

PRESIDENT J. MIGUEL RODRIGUEZ:

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Green
authorizing a transfer within the Water
Department of 2024's budget.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Green, seconded
by Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Kleiner authorizing the acceptance of a \$30,000
grant award from the Orange County Youth Bureau
for Youth Leadership, Junior Police Academy and
the Youth Community Outreach programs.

PRESIDENT J. MIGUEL RODRIGUEZ:

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing the acceptance of a \$10,000
grant from the office of New York State Senator
James Skoufis and the Department of Criminal
Justice Services for the 2025 National Night Out
Against Crime event.

PRESIDENT J. MIGUEL RODRIGUEZ:
Resolution sponsored by Alderman Johnson,

seconded by Alderman Green. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing the acceptance of a \$150,000
2025 SNUG Grant Award from the Department of
Criminal Justice Services for anti-violence

initiatives.

PRESIDENT J. MIGUEL RODRIGUEZ:

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Tobin

authorizing a two percent pay increase for the secretary to the Civil Service Commission.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Tobin. Do I have a second? Alderman Kleiner. Any discussion?

ALDERMAN JOSEPH MASI: In case this is me that we're talking about, I will have to abstain.

PRESIDENT J. MIGUEL RODRIGUEZ:

Secretary to the Civil Service Commission.

ALDERMAN SPARROW TOBIN: Is that Mr. Masi's title?

PRESIDENT J. MIGUEL RODRIGUEZ: I

believe so.

CITY CLERK RICHARD MCCORMACK: Mm hmm.

PRESIDENT J. MIGUEL RODRIGUEZ: Anyone else?

ALDERMAN JOSEPH MASI: I'm not sure the two percent's worth it.

ALDERMAN PAUL JOHNSON: Motion to table. No, just kidding.

[LAUGHTER]

PRESIDENT J. MIGUEL RODRIGUEZ: Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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: Abstain.

CITY CLERK RICHARD MCCORMACK:
President Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Motion
carries.

Resolution sponsored by Alderman Jean-Francois authorizing agreement with H2O for Management Services at the water treatment plants.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Jean-Francois,

seconded by Alderman Green. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing agreement with the Humane
Society of Port Jervis and Deer Park.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Johnson,
seconded by Alderman Tobin. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing a notice and determination of
non-significance as it relates to the

establishment of minimum square footage for the New York -- I'm sorry -- for new single-family dwellings in the City of Middletown.

PRESIDENT J. MIGUEL RODRIGUEZ:

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Kleiner authorizing an amendment to the City Code
to adopt minimum square footage for all new
single-family dwellings.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Kleiner,
seconded by Alderman Green. Any discussion?
Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Green
establishing a resolution notice and
determination of non-significance for
subdivisions at the Community Campus.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Green, seconded
by Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing the approval of three
subdivisions at the Middletown Community Campus.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Johnson,
seconded by Alderman Tobin. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Masi
authorizing the reappointment of Maria Bruni as
the Director of Economic and Community
Development.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Masi, seconded
by Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Witt authorizing the reappointment of members of the IDA Industrial Development Agency.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Witt, seconded by Alderman Green. Any discussion? Alderman Kleiner.

ALDERMAN GERALD KLEINER: I just want to repeat what Alderman Witt said for these appointments and the people willing to serve on these Boards. We couldn't do anything as a city without them. So we really do appreciate it.

PRESIDENT J. MIGUEL RODRIGUEZ: Anyone else? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Kleiner authorizing the reappointment of Peter
Laskaris as City Historian.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Kleiner,
seconded by Alderman Green. Any discussion?
Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Jean-Francois authorizing the reappointment of members of the Electrical Licensing Board.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Jean-Francois, seconded by Alderman Tobin. Any discussion?

Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-

Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman

Johnson authorizing the reappointment of Deborah Mills to the Police Commission.

PRESIDENT J. MIGUEL RODRIGUEZ:

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Tobin authorizing the reappointment of Anna Madden and Alvaro Garcia to the Architectural Review Board.

PRESIDENT J. MIGUEL RODRIGUEZ:
Resolution sponsored by Alderman Tobin, seconded by Alderman Jean-Francois. Any discussion?
Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Green
authorizing the reappointment of members of the
Board of Examining Plumbers.

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Witt
authorizing the appointment of Kalyani Ramkissoon
as a non-voting delegate to the Recreation
Commission.

PRESIDENT J. MIGUEL RODRIGUEZ:
Resolution sponsored by Alderman Witt, seconded

by Alderman Kleiner. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Masi
authorizing the appointment of David Madden to
the Planning Board.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Masi, seconded

by Alderman Tobin. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Witt
authorizing the reappointment of Art Livesey to
the Board of Assessment Review.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Witt, seconded

by Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman
Johnson authorizing the reappointment of Wendy
Rodrigues to the Zoning Board of Appeals.

PRESIDENT J. MIGUEL RODRIGUEZ:
Resolution sponsored by Alderman Johnson,

seconded by Alderman Jean-Francois. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Abstain.

CITY CLERK RICHARD MCCORMACK: One
abstention. Motion carries.

Resolution sponsored by Alderman Tobin authorizing the reappointment of Richard Croughan as Assistant Corporation Counsel.

PRESIDENT J. MIGUEL RODRIGUEZ:

Resolution sponsored by Alderman Tobin, seconded
by Alderman Green. Any discussion? Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Carries.

Resolution sponsored by Alderman Jean-
Francois authorizing the awarding of bids for
ornamental light fixtures in the Business

Improvement District of Kandel Brothers of
Middletown.

PRESIDENT J. MIGUEL RODRIGUEZ:

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

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

CITY CLERK RICHARD MCCORMACK: Motion

carries. That's it for new business, sir.

PRESIDENT J. MIGUEL RODRIGUEZ: Audit?

ALDERMAN JOSEPH MASI: Mr. President, I move the accounts be audited, the claims be adjusted, and the City Treasurer be authorized to assurance for their payment.

PRESIDENT J. MIGUEL RODRIGUEZ:
Resolution sponsored by Alderman Masi --

ALDERMAN PAUL JOHNSON: Second.

PRESIDENT J. MIGUEL RODRIGUEZ: --
seconded by Alderman Johnson. Roll.

CITY CLERK RICHARD MCCORMACK: Tobin?

ALDERMAN SPARROW TOBIN: Aye.

CITY CLERK RICHARD MCCORMACK: Jean-
Francois?

ALDERMAN JUDE JEAN-FRANCOIS: Aye.

CITY CLERK RICHARD MCCORMACK: Johnson?

ALDERMAN PAUL JOHNSON: 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 Rodriguez?

PRESIDENT MIGUEL RODRIGUES: Aye.

PRESIDENT J. MIGUEL RODRIGUEZ:

Carries.

PRESIDENT J. MIGUEL RODRIGUEZ: Move
for adjournment?

MAN: So moved.

ALDERMAN PAUL JOHNSON: Second.

MAN: Aye.

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: January 31, 2025



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

THE FOLLOWING WAS PRESENTED

By: Alderman Masi
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 22-25

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

1/24/25

Authorization to Transfer Funds within the Water Department to cover Shortages in 2024

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 \$5,490.74 in the following manner to cover a shortage of material and supplies within the Water Department

FROM	TO	AMOUNT
F.8340.484	F.8340.450	5,490.74
Water	Materials and Supplies	
Meters		

Prepared by:
Jacob Tawil

Attachments:

1.	Transfer of Funds 1-8-25-within water budget-supplies
----	---

DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

Date: January 8, 2025
To: Honorable Members of the Board of Estimate
And Apportionment
Cc: Leonora Liz-Treasurer
Richard McCormack- City Clerk
From: Jacob Tawil-Commissioner of Public Works
Re: Transfer of Funds

We respectfully request a transfer within our 2024 budget lines to cover shortage on Material and Supplies at the Water Dept.

FROM	AMOUNT	TO
1. F.8340.484 Water Meters	\$5,490.74	F.8340.450 Material &Supplies

Thank you.

MC

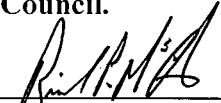


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

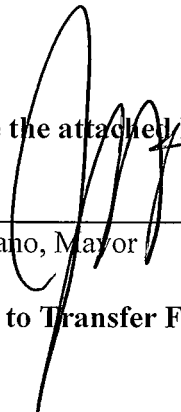
By: Alderman Masi
Seconded by: Alderman Johnson
Date of Adoption: January 21, 2025
Index No: 23-25

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.

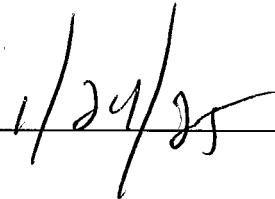

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

Authorization to Transfer Funds within the 2024 Water Department Budget to Cover Shortages

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 \$2,163, in the following manner, to cover shortages in 2024 in the Water Department.

FROM
F.8330.415
Light and Heat

TO
F.8330.400
Contractual Services

AMOUNT
\$2,163

Prepared by:
Jacob Tawil

Attachments:

1.	Transfer of Funds 1-8-25-within WTP budget-contractual
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**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

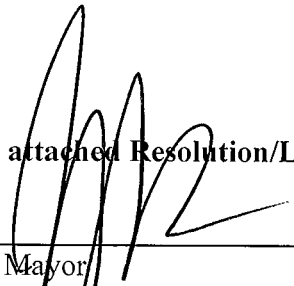
By: Alderman Witt
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 24-25

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 1/24/25

Authorization to Transfer Funds for Boiler Repairs in the Recreation Department

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 \$35,000 in the following manner for unforeseen repairs to the current leaking boiler and replace the current hot water heater with a gas water heater in the Recreation Department.

FROM	TO	AMOUNT
A.9000.A60 Health Insurance	A.8060.470 Repairs to Building	\$35,000

Prepared by:
Raelynn Bertholf, Supt of Recreation and Parks

Attachments:

1.	Val Bruni
----	-----------

Customer: CITY OF MIDDLETOWN 16 JAMES ST MIDDLETOWN, NY 10940		Job Location: PARKS & REC MAIN OFFICE BLDG 393 CITY ROUTE 78 MIDDLETOWN, NY 10940	
Customer Job #: MDTN CITY - 1075		Job Start Date: 1/22/25	
Customer Job #: MDTN CITY - 1075		Job End Date: Net 5 Days	
WE HEREBY SUBMIT SPECIFICATIONS AND ESTIMATES FOR:			
Item No.:		Quantity:	
Item Description: HEAT BOILER REMEDY: THE EXISTING HEATING BOILER IS PRESENTLY LEAKING FROM DETERIORATION. WE PROCEEDED TO INSTALL STOP-LEAK TO BUY SOME TIME, AND IT APPEARS TO BE EFFECTIVE, BUT IT IS A TEMPORARY SEAL. PROPOSE THE FOLLOWING: - THERE IS ANOTHER BOILER IN THE SAME ROOM CURRENTLY BEING USED FOR DOMESTIC HOT WATER. - WE CAN PROCEED TO CONVERT THIS BOILER TO CONNECT TO THE EXISTING HEATING SYSTEM. - UPON FINAL CONNECTION AND START-UP, THE LEAKING BOILER WILL BE DISCONNECTED AND TURNED OFF. - ALL WATER LINES AND GAS LINES TO BE DISCONNECTED. ALSO PROPOSED: - THERE IS A HUGE HOT WATER STORAGE TANK. BEING THAT IT IS OVERSIZED FOR THE AMOUNT OF HOT WATER BEING USED IN THAT BUILDING, IT IS NOT COST EFFECTIVE TO RUN. THUS, WE WOULD LIKE TO INSTALL (1) POINT-OF-USE ON-DEMAND GAS WATER HEATER. - WITH A 25 GALLON STORAGE TANK TO PROVIDE DOMESTIC HOT WATER TO THE BUILDING. BY DOING THIS, WE WILL NOT HAVE TO CHANGE ANY OF THE EXISTING PLUMBING.			
Unit Price:		Amount:	

Customer Info: CITY OF MIDDLETOWN 16 JAMES ST MIDDLETOWN, NY 10940		Job Location: PARKS & REC MAIN OFFICE BLDG 393 CTY ROUTE 78 MIDDLETOWN, NY 10940	
Customer ID:	Completion:	Payment Terms:	
MDTN CITY - 1075	1/22/25	Net 5 Days	
WE HEREBY SUBMIT SPECIFICATIONS AND ESTIMATES FOR:			
Quantity:	Description:	Unit of Measure:	Amount:
1.00	ABANDONED. *** THIS PROPOSITION WILL ALLOW FOR THE HEATING SYSTEM TO KEEP OPERATING AS-IS. *** THE ABILITY TO USE THIS OTHER BOILER PROVIDES US WITH THE QUICKEST OPTION AND MOST COST EFFECTIVE. *** ANY FUTURE UPDATES TO THE SYSTEM CAN THEN BE PLANNED OUT PROPERLY, INSTEAD OF BEING RUSHED ON AN URGENT BASIS. TIME & MATERIAL BILLING: NOT TO EXCEED A ROUGH ESTIMATE OF: IMPORTANT NOTE: IF THIS LEAKING BOILER COMPLETELY FAILS... THERE WILL BE NO HEAT TO THE BUILDING. PRICE BREAKDOWN: ROUGH ESTIMATED LABOR - \$20,000.00 ROUGH ESTIMATED MATERIALS - \$15,000.00		35,000.00

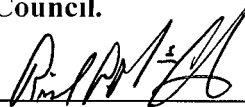


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

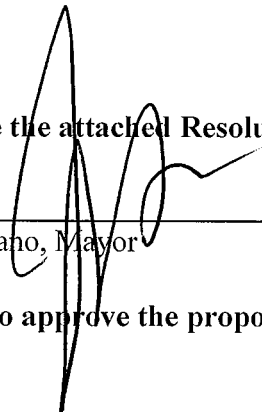
By: Alderman Jean-Francois
Seconded by: Alderman Johnson
Date of Adoption: January 21, 2025
Index No: 25-25

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 1/24/25

Authorization to approve the proposal from IWS for hauling and disposal of City MSW, Garbage in 2025

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes an agreement with IWS for the hauling and disposal of the City MSW garbage for the year 2025.

The City is able to use the Contract Award by Orange County, where IWS extends the same fees and charges per the County award. The new 2025 Contract has an increase per ton of MSW from \$87.54 to \$89.92. This is an increase of approximately \$30,000 in 2025 budget for this line.

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:
Jacob Tawil

Attachments:

1.	0857 001
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INTERSTATE

WASTE SERVICES

December 18, 2024

City of Middletown
Department of Public Works
Jacob Tawil, Commissioner of Public Works
16 James St
Middletown, NY 10940-5724

**Re: Municipal Solid Waste Hauling and Disposal Services Rate Per Ton
January 1, 2025 – December 31, 2025**

Mr. Tawil:

Orange County has awarded Interstate Waste Services RFB-OC129-24, Municipal Solid Waste Hauling and Disposal Services effective January 1, 2025 - December 31, 2025.

The bid price for the Initial Term is as follows: \$89.92 per ton

Effective, January 1, 2025, The City of Middletown Rate Per Ton will be adjusted as follows:

2024 Rate Per Ton: \$87.54
2025 Rate Per Ton: \$89.92

Sincerely,

Marisa Kellerhouse
Director of Key Accounts

Interstate Waste Services, Inc.

300 Frank W. Burr Boulevard, Suite 39, Teaneck, New Jersey 07666 • 1-866-DIAL-IWS • interstatewaste.com





Steven M. Neuhaus
County Executive

DEPARTMENT OF GENERAL SERVICES

Renee Arnold-O'Regan
Commissioner

255-275 Main St., P.O. Box 218
Goshen, New York 10924
TEL: (845) 291-2792 FAX: (845) 378-2365
www.orangecountygov.com

Marisa Kellerhouse
Interstate Waste Services, Inc.
300 Frank W. Burr Blvd, Suite 39
Teaneck, NJ 07666

December 16, 2024

NOTICE OF AWARD

Dear Ms. Kellerhouse,

This letter is to inform you that the County of Orange will award a contract to your firm as the result of RFB-OC129-24 Municipal Solid Waste Hauling and Disposal Services.

This notification does not constitute an order. The issuance of a Purchase Order or the execution of a contract between the vendor and the County of Orange shall initiate a transaction.

A representative from the Orange County Department of Public Works will be contacting you to start the contract process.

Attached is the bid summary for your records.

In the meantime, should you have any questions, please do not hesitate to call.

Regards,

Renee Arnold-O'Regan

Renee Arnold-O'Regan
Commissioner of General Services



County of Orange
Department of General Services
Goshen, New York 10924
www.orangecountygov.com
(845) 291-2792

Municipal Solid Waste Hauling and Disposal Services (RFB-OC129-24)
Letting of Thursday, December 5, 2024 @ 3:30 pm

Municipal Solid Waste	IWS		
	Bid Price INITIAL TERM	Bid Price RENEWAL TERM 1	Bid Price RENEWAL TERM 2
Haul and Disposal	\$89.92 per ton (fee to County)	\$94.42 per ton (fee to County)	\$99.14 per ton (fee to County)

Any award shall be subject to the issuance of a purchase order or the execution of a contract between the bidder and the County of Orange.

Denotes Award

Renee Arnold-O'Regan

Renee Arnold-O'Regan
Commissioner of General Services

P. EQUIPMENT SPECIFICATIONS

1. OCTS #1:
110 CY minimum, open top, self-unloading trailers with hydraulic connections for easy hookup and unhooking of trailers (tipper trailers required).
2. OCTS #3:
110 CY minimum, **hard** top, self-unloading trailers with hydraulic connections for easy hookup and unhooking of trailers (trailers must be able to hook up to the transfer station's MSW compactor).
3. Quantity **(All quantities will be dependent on volume, Disposal or Processing Facility location and haul distance)**.

OCTS #1: A minimum number of empty trailers onsite at all times: Five (5).

OCTS #3: A minimum number of empty trailers onsite at all times: Three (3).

TERM

1. The County anticipates that the term of the contract will be for one (1) year, beginning on January 1, 2025. The County reserves the right to extend the MSW contract for up to two (2) additional one (1) year period(s) (each commencing on January 1), at the sole option of the County and under the terms and conditions of the original contract, unless alternate terms for renewals/extensions are specified in the contract.
2. The County reserves the right to shorten the anticipated initial term or any renewal of any contract to allow synchronization of the terms of some or all contracts in the interest of implementing a coordinated approach to local solid waste management planning.
3. Upon expiration of the original contract term or any renewal, if authorized by the County, the contract may be extended unilaterally by the County for an additional period of up to two (2) months upon notice to Vendor with the same terms and conditions as the original contract including, but not limited to, quantities (prorated for such extension), prices, and delivery requirements. With the concurrence of Vendor, the extension may be for a period of up to three (3) months in lieu of the up to two (2) month period.

PRICING & PREVAILING WAGE

1. **BID PRICING CONTINGENT ON MINIMUM WEIGHT OF LOADED TRAILER OR CONTAINER WILL BE DEEMED NON-RESPONSIVE.**
2. Pricing must be submitted on the provided Bid Form.
3. **We do not accept any conditional bids (i.e.: minimum quantities, minimum dollar amount orders).**
4. The prices submitted shall be exclusive of federal and state sales taxes (or other taxes inapplicable to government entities) and must not include any tax for which the Bidder may claim exemption because of doing business with the County.



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

THE FOLLOWING WAS PRESENTED

By: Alderman Green
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 26-25

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

1/29/25

Authorization to Transfer within the Water Department 2024 Budget

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 \$21,000 in the following manner to cover the end-of-the-year payroll shortage due to the employee's compensatory time payout for the year 2024. Also, I am requesting a transfer to cover the Water department gas and oil line shortage due to fuel needed to pump the Indigot Reservoir. The requested funds are to be transferred into the 2024 lines.

FROM	TO	AMOUNT
F.8320.100	F.8340.100	\$14,000.00
Pumping Station Personal Services	Distribution Systems Personal Services	

FROM	TO	AMOUNT
------	----	--------

F.8320.100	F.8320.417	\$7,000.00
Pumping Station Personal	Gas & Oil	
Services		

Prepared by:
Jacob Tawil

Attachments:

1.	BOE MEMO-2024 BUDGET FUNDS TRANSFER
----	-------------------------------------

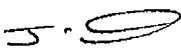
DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

Date: January 13, 2025

To: Honorable Mayor DeStefano, Council President Rodrigues,
Members of the Board of Estimate and Apportionment, Members of the
Common Council

Cc: Leonora Liz, Treasurer and Richard McCormack, City Clerk

From: Jacob S. Tawil, P.E.- Commissioner of Public Works 

Re: Transfer of Funds- Personal Services and Gas and Oil for 2024 Year End

We are respectfully requesting a transfer of funds as described below to cover the end of the year payroll shortage for account F.8340.100 due to the employee's compensatory time pay out for the year 2024. Also, a transfer is being requested to cover the shortage in the Water Departments gas and oil line due to fuel that was needed for them to perform the pumping of the Indigot Reservoir. The requested funds are to be transferred into the 2024 lines.

FROM	AMOUNT	TO
F.8320.100 Pers. Svcs. – Pumping	\$14,000.00	F.8340.100 Pers. Svcs –Distribution
F.8320.100 Pers. Svcs. - Pumping	\$7,000.00	F.8320.417 Gas and Oil- Pumping

Thank you.

JT/kg

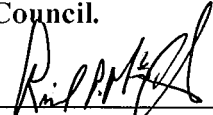


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

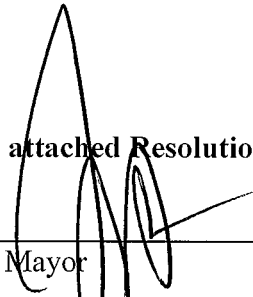
By: Alderman Kleiner
Seconded by: Alderman Jean-Francois
Date of Adoption: January 21, 2025
Index No: 27-25

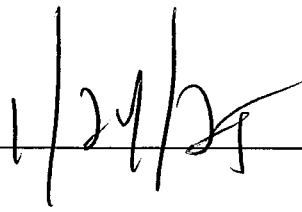
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Richard P. McCormack
Clerk to the Common Council

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 \$30,000 in Grant Awards from the Orange County Youth Bureau (OCYB) for Youth Leadership, Junior Police Academy, and Youth Community Outreach Programs

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and accepts the following \$30,000 in grant awards from the Orange County Youth Bureau for 2025.

Youth Leadership Academy \$10,000
Junior Police Academy \$10,000
Youth Community Outreach \$10,000

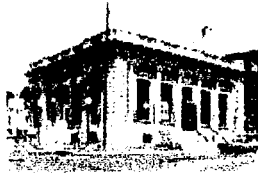
The Police Department requests that the newly established budget lines (number to be determined from Finance) be funded as follows:

Prepared by:
John Ewanciw, Chief of Police

Attachments:

1.	ocyb 2025
----	-----------

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

January 14, 2025

Honorable Joseph DeStefano
Mayor - City of Middletown
Board of Estimate and Apportionment
City Hall
16 James Street
Middletown, New York 10940

Dear Mayor DeStefano and members of the BOE,

The City of Middletown Police Department has been approved for \$30,000 in funding from the Orange County Youth Bureau for 2025.

The purpose of these grants is to serve the youth of Middletown. Specifically, the Junior Police Academy, Youth Outreach, and the Youth Leadership Academy.

We request that the newly established budget lines (number to be determined from Finance) be funded as follows:

Youth Leadership Academy \$10,000
Junior Police Academy \$10,000
Youth Community Outreach \$10,000

A copy of these awards are attached for your review.

If you have any questions, please contact me.

Very truly yours,

John Ewanciw
Chief of Police

JE:ccd



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

December 6, 2024

Mayor Joseph DeStefano
City of Middletown Police Department
2 James Street
Middletown, NY 10940

Dear Mayor DeStefano,

I am pleased to inform you that the Orange County Youth Bureau/Board has approved your application(s) for funding for **2025**.

<u>Program Name & Total Funding Amount:</u>	<u>Funding Amount & Type(s):</u>	<u>Projected Breakdown for STATE and/or County funds to be claimed in 2025:</u>
Youth Leadership Program Total Funding Amount: \$ 10,000	\$ 0 State* \$ 10,000 SOL	\$ 0 State *For expenses from Jan 1 through Sept 30 only \$ 0 State *For expenses from Oct 1 through Dec 31 only NOTE: County "Solutions" funding can be claimed for expenses from Jan 1 through Dec 31.
Contingencies/Comments:		

*Effective January 1, 2023, the NYS Office of Children & Family Services changed its funding year for Youth Bureau funding. (Their year for Youth Bureau funding will run between 2 different calendar years from October through September.) To continue working with funded programs on a calendar year of January through December, the Orange County Youth Bureau worked hard to map out a process with as little disruption as possible to fiscal claiming and program reporting. To align with State requirements within the County's contract process and yearend deadlines, we will work closely with the programs that may be impacted. Please refer to the tentative breakdown for how funding will be distributed. This will be adjusted as need to work with the transition with the State. Please feel to contact our office with any questions. Programs receiving County "Solutions" funding can use those funds for expenses throughout the calendar year, from January through December.

Promoting Positive Youth Development since 1978!

40 Matthews Street, Suite 301C, Goshen, NY 10924

Phone: 845.615.3620

Fax: 845.360.9232

Email: YouthBur@OrangeCountyGov.com

Facebook: www.facebook.com/OrangeCountyYB

Website: www.OrangeCountyGov.com/YouthBureau

*Sgt. Welch
Solutions*



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

A contract package with instructions will be forthcoming.

Before you receive your contract package, please be sure to follow up on the items below to assist us with processing your 2025 contract in a timely manner:

#1. Revisions to your 2025 Application(s): If the amount listed above is different from your RFP submission requested amount, you need to submit revised budget paperwork to reflect your final allocation amount(s) to Susan Ambrosino at sambrosino@orangecountygov.com. Any programmatic revisions on programmatic forms can be submitted to your Youth Program Technician:

- ☐ Michael Bark at mbark@orangecountygov.com
- ☒ Linda Seppey at lseppey@orangecountygov.com.
- ☐ Melissa Yadanza at myadanza@orangecountygov.com

Please see attached documents to use for any needed revisions AND refer to Contingencies/Comments on page 1 of this letter regarding anything additional that may be required.

Note: ALL revisions are due by **THURSDAY, December 19, 2024.**

#2. Resolution: In order to shorten contract turnaround time, please try to submit this by **December 19th, 2024**. If this is not possible due to your municipal meeting schedule, please let us know.

#3. Required Insurance Forms: For the 2025 contract year, the County will require 3 separate updated insurance forms. ALL forms must list the name of your municipality as it appears on your federal identification form. You are asked to submit these insurance forms, **BY DECEMBER 19th, 2024**, even before you receive your contract, to help the process go quicker.

The 3 insurance forms you must submit to the Youth Bureau are as follows:

1. Certificate of Liability Insurance Form (will need to include Sexual Abuse and Molestation coverage):

- Under "Description of Operations," the County of Orange must be listed as Additional Insured.
- Under "Certificate Holder," the listing for all Youth Bureau contracts must appear as follows:
The County of Orange
c/o Orange County Youth Bureau
40 Matthews St, Suite 301-C
Goshen, N.Y. 10924

2. Certificate of Workers' Compensation Form: The County is requesting form C-105.2, U-26.3, CE-200, SI-12, or GSI-105.2. The "Certificate Holder" box must also include the same wording as requested above.

3. Workers' Compensation Certificate of Disability Benefits Insurance: The County is requesting form DB-120.1, CE-200, or DB-155. Under "Name and Address of the Entity Requesting Proof of Coverage," the County of Orange c/o Orange County Youth Bureau, (as above) must be shown.

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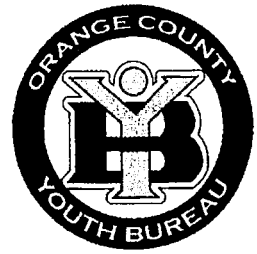
Website: www.OrangeCountyGov.com/YouthBureau



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

Please notify your insurance agencies/brokers of this information. NO contracts will be processed by the County for year 2025 UNLESS all applicable revisions are submitted and the proper insurance is in place. The forms may be e-mailed to lvandunk@orangecountygov.com or mailed to the attention of Linda VanDunk.

Note: If the insurance expires at any time during the year, the Youth Bureau must receive the updated insurance forms. If you have any questions, please contact Linda at 845-615-3620.

We request that you submit resumes/job applications for each position you have listed on your Budget, Personnel Time Payment, and Staff Qualifications pages by the end of January, 2025. If your program is a Summer program, or will not start until after January, please submit as soon as you have them.

We have worked very hard in our office to streamline the contract process and to shorten the turnaround time to securing your contract. We appreciate your attention to submit everything in a timely manner.

As per the Youth Bureau's Policies and Procedures Manual, please use the following tagline(s) depending on what type of funding you have been allocated on all of your marketing materials related to this program(s). Contact us if you would like to include the Youth Bureau logo.

- a. YDP, YSEF, or RHY funding: "Funded by the New York State Office of Children and Family Services through the Orange County Youth Bureau"
- b. Solutions funding: "Funded by Orange County Solutions funding through the Orange County Youth Bureau"
- c. YDP, YSEF, RHY, and Solutions funding: "Funded by the New York State Office of Children and Family Services and Orange County Solutions funding through the Orange County Youth Bureau"

As always, please do not hesitate to contact the Youth Bureau for any assistance.

Sincerely,

Rachel R. Wilson
Executive Director

Promoting Positive Youth Development since 1978!

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Fax: 845.360.9232

Email: YouthBur@OrangeCountyGov.com

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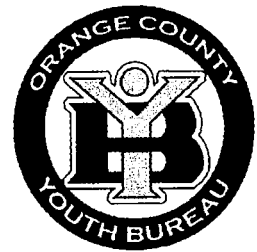
Website: www.OrangeCountyGov.com/YouthBureau



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

December 6, 2024

Mayor Joseph DeStefano
City of Middletown Police Department
2 James Street
Middletown, NY 10940

Dear Mayor DeStefano,

I am pleased to inform you that the Orange County Youth Bureau/Board has approved your application(s) for funding for 2025.

<u>Program Name & Total Funding</u>	<u>Funding Amount &</u>	<u>Projected Breakdown for STATE and/or</u>
<u>Amount:</u>	<u>Type(s):</u>	<u>County funds to be claimed in 2025:</u>
Junior Police Academy Total Funding Amount: \$ 10,000	\$ 10,000 Youth Development Program * \$ 0 SOL	\$ 10,000 State YDP *For expenses from Jan 1 through Sept 30 only \$ 0 State *For expenses from Oct 1 through Dec 31 only NOTE: County "Solutions" funding can be claimed for expenses from Jan 1 through Dec 31.
Contingencies/Comments:		

*Effective January 1, 2023, the NYS Office of Children & Family Services changed its funding year for Youth Bureau funding. (Their year for Youth Bureau funding will run between 2 different calendar years from October through September.) To continue working with funded programs on a calendar year of January through December, the Orange County Youth Bureau worked hard to map out a process with as little disruption as possible to fiscal claiming and program reporting. To align with State requirements within the County's contract process and yearend deadlines, we will work closely with the programs that may be impacted. Please refer to the tentative breakdown for how funding will be distributed. This will be adjusted as need to work with the transition with the State. Please feel to contact our office with any questions. Programs receiving County "Solutions" funding can use those funds for expenses throughout the calendar year, from January through December.

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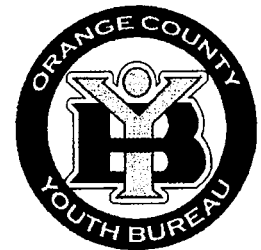
Office
Galli



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

A contract package with instructions will be forthcoming.

Before you receive your contract package, please be sure to follow up on the items below to assist us with processing your 2025 contract in a timely manner:

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- ☐ Michael Bark at mbark@orangecountygov.com
- ☒ Linda Seppey at lseppey@orangecountygov.com.
- ☐ Melissa Yadanza at myadanza@orangecountygov.com

Please see attached documents to use for any needed revisions AND refer to Contingencies/Comments on page 1 of this letter regarding anything additional that may be required.

Note: ALL revisions are due by **THURSDAY, December 19, 2024.**

#2. Resolution: In order to shorten contract turnaround time, please try to submit this by **December 19th, 2024**. If this is not possible due to your municipal meeting schedule, please let us know.

#3. Required Insurance Forms: For the 2025 contract year, the County will require 3 separate updated insurance forms. ALL forms must list the name of your municipality as it appears on your federal identification form. You are asked to submit these insurance forms, **BY DECEMBER 19th, 2024**, even before you receive your contract, to help the process go quicker.

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c/o Orange County Youth Bureau
40 Matthews St, Suite 301-C
Goshen, N.Y. 10924

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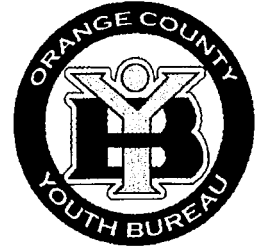
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County Executive

ORANGE COUNTY YOUTH BUREAU

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Rachel R. Wilson
Executive Director

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Note: If the insurance expires at any time during the year, the Youth Bureau must receive the updated insurance forms. If you have any questions, please contact Linda at 845-615-3620.

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As always, please do not hesitate to contact the Youth Bureau for any assistance.

Sincerely,

Rachel R. Wilson
Executive Director

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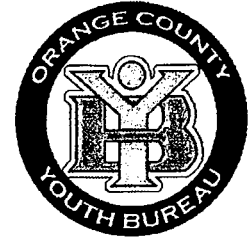
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Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

December 6, 2024

Mayor Joseph DeStefano
City of Middletown Police Department
2 James Street
Middletown, NY 10940

Dear Mayor DeStefano,

I am pleased to inform you that the Orange County Youth Bureau/Board has approved your application(s) for funding for **2025**.

<u>Program Name & Total Funding Amount:</u>	<u>Funding Amount & Type(s):</u>	<u>Projected Breakdown for STATE and/or County funds to be claimed in 2025:</u>
Youth Community Outreach	\$ 0 State*	\$ 0 State *For expenses from Jan 1 through Sept 30 only
Total Funding Amount: \$ 10,000	\$ 10,000 SOL	\$ 0 State *For expenses from Oct 1 through Dec 31 only NOTE: County "Solutions" funding can be claimed for expenses from Jan 1 through Dec 31.
Contingencies/Comments:		

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Promoting Positive Youth Development since 1978!

40 Matthews Street, Suite 301C, Goshen, NY 10924 Phone: 845.615.3620 Fax: 845.360.9232

Email: YouthBur@OrangeCountyGov.com

Facebook: www.facebook.com/OrangeCountyYB

Website: www.OrangeCountyGov.com/YouthBureau

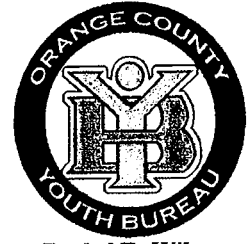
*Officer Galli
Solutions*



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

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40 Matthews St, Suite 301-C
Goshen, N.Y. 10924

2. Certificate of Workers' Compensation Form: The County is requesting form C-105.2, U-26.3, CE-200, SI-12, or GSI-105.2. The "Certificate Holder" box must also include the same wording as requested above.

3. Workers' Compensation Certificate of Disability Benefits Insurance: The County is requesting form DB-120.1, CE-200, or DB-155. Under "Name and Address of the Entity Requesting Proof of Coverage," the County of Orange c/o Orange County Youth Bureau, (as above) must be shown.

Promoting Positive Youth Development since 1978!

40 Matthews Street, Suite 301C, Goshen, NY 10924 Phone: 845.615.3620 Fax: 845.360.9232

Email: YouthBur@OrangeCountyGov.com

Facebook: www.facebook.com/OrangeCountyYB

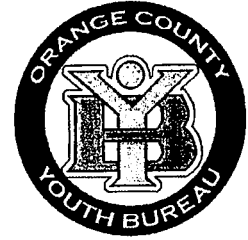
Website: www.OrangeCountyGov.com/YouthBureau



Steven M. Neuhaus
County Executive

ORANGE COUNTY YOUTH BUREAU

Over 46 Years Promoting Positive Youth Development!



Rachel R. Wilson
Executive Director

Please notify your insurance agencies/brokers of this information. NO contracts will be processed by the County for year 2025 UNLESS all applicable revisions are submitted and the proper insurance is in place. The forms may be e-mailed to lvandunk@orangecountygov.com or mailed to the attention of Linda VanDunk.

Note: If the insurance expires at any time during the year, the Youth Bureau must receive the updated insurance forms. If you have any questions, please contact Linda at 845-615-3620.

We request that you submit resumes/job applications for each position you have listed on your Budget, Personnel Time Payment, and Staff Qualifications pages by the end of January, 2025. If your program is a Summer program, or will not start until after January, please submit as soon as you have them.

We have worked very hard in our office to streamline the contract process and to shorten the turnaround time to securing your contract. We appreciate your attention to submit everything in a timely manner.

As per the Youth Bureau's Policies and Procedures Manual, please use the following tagline(s) depending on what type of funding you have been allocated on all of your marketing materials related to this program(s). Contact us if you would like to include the Youth Bureau logo.

- a. YDP, YSEF, or RHY funding: "Funded by the New York State Office of Children and Family Services through the Orange County Youth Bureau"
- b. Solutions funding: "Funded by Orange County Solutions funding through the Orange County Youth Bureau"
- c. YDP, YSEF, RHY, and Solutions funding: "Funded by the New York State Office of Children and Family Services and Orange County Solutions funding through the Orange County Youth Bureau"

As always, please do not hesitate to contact the Youth Bureau for any assistance.

Sincerely,

Rachel R. Wilson
Executive Director

Promoting Positive Youth Development since 1978!

40 Matthews Street, Suite 301C, Goshen, NY 10924 Phone: 845.615.3620 Fax: 845.360.9232

Email: YouthBur@OrangeCountyGov.com

Facebook: www.facebook.com/OrangeCountyYB

Website: www.OrangeCountyGov.com/YouthBureau

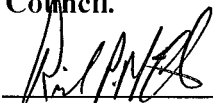


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

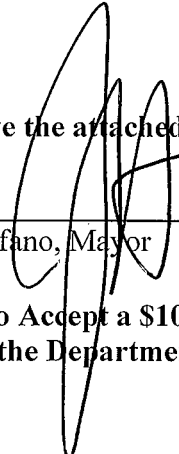
By: Alderman Johnson
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 28-25

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.

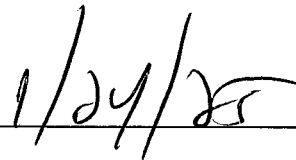

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

Authorization to Accept a \$10,000 Grant from the Office of New York State Senator James Skoufis and the Department of Criminal Justice Service for 2025 National Night Out Against Crime Event

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and accepts a \$10,000 grant award from the Office of New York State Senator James Skoufis and the Department of Criminal Justice Service for 2025 National Night Out Against Crime Event

The funding will be used for operating expenses for our National Night Out Against Crime event.

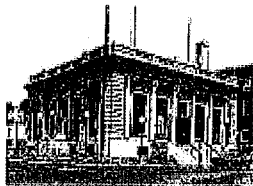
BE IT FURTHER RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to add the funds to a newly established DCJS/Skoufis expense grant line.

Prepared by:
John Ewanciw, Chief of Police

Attachments:

1.	SKOUFIS GRANT FOR 10000 NNO
2.	T104885 Middletown City PD Award Notice

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

December 31, 2024

Honorable Joseph DeStefano
Mayor - City of Middletown
Board of Estimate and Apportionment
City Hall
16 James Street
Middletown, New York 10940

Dear Mayor DeStefano and members of the BOE,

The City of Middletown Police Department has been awarded \$10,000 sponsored by Senator Skoufis' office. The funding will be used for operating expenses for our National Night Out Against Crime event.

I am requesting to have a resolution prepared allowing us to accept this funding, and be added to a newly established DCJS/Skoufis expense grant line.

If you have any questions, please contact me.

Very truly yours,

John Ewanciw
Chief of Police

JE:ccd



Division of Criminal Justice Services

KATHY HOCHUL

Governor

ROSSANA ROSADO

Commissioner

CILLIAN FLAVIN

Deputy Commissioner

Grant Award Notice/Purchase Order

Grantee/Contractor: Middletown, City of/ Middletown City Police Department	Date: 12/18/2024
Program Name: Public Safety Program	Award Amount¹: \$10,000
Contact Name and Title: Chief John Ewanciw	GMS Project ID: LG24-1619-D00
Email: jewanciw@middletownpolice.com	Purchase Order #: T104885
	DCJS #: LG23104885
Additional Information: Funds will be used to support the National Night Out hosted by the City of Middletown Police Department.	
Primary Contact Tammy Moffat Public Safety Grants Representative 1 NYS Division of Criminal Justice Services Office of Program Development and Funding Phone: 518-457-6056 Email: tammy.moffat@dcjs.ny.gov	

Thank you for all the work you do. We look forward to working with you in our continued efforts to safeguard the health and safety of all New York residents and visitors.

Attachment: Legislative Award Information

¹ Award is contingent upon the approval by the NYS Division of Budget.



**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: January 21, 2025
Index No: 29-25

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

1/24/25

Authorization to accept a \$150,000 2025 SNUG Grant Award from the Department of Criminal Justice Service for Anti-Violence Initiatives

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and accepts a \$150,000 SNUG Grant Award from the Department of Criminal Justice Service for Anti-Violence Initiatives.

The City of Middletown Police Department has been awarded \$150,000 to participate in the Anti-Violence initiative from 6/1/2025 to 5/31/2026.

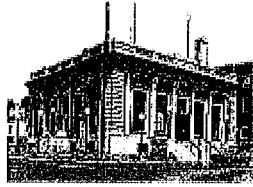
The Anti-Violence Initiatives program aims to utilize funds for operating expenses, travel, equipment, property, utilities, and/or other operating expenses to support the services and expenses of gun violence prevention, street outreach, anti-violence, and shooting/violence reduction programs. I'm requesting that you accept the award and deposit it to the pertaining line accordingly.

Prepared by:
John Ewanciw, Chief of Police

Attachments:

1.	DCJS Anti Violence Grant SNUG 150k
----	------------------------------------

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

January 14, 2025

Mayor Joseph DeStefano
Members of the Common Council
And Board of Estimate
City of Middletown
16 James Street
Middletown, New York 10940

RE: LG25-1010D00
DCJS # LG24104952
2025 SNUG Grant Award

Dear Mayor DeStefano and Members,

The City of Middletown Police Department has been awarded \$150,000 for the period of 6/1/2025-5/31/2026 to participate in the Anti-Violence initiative.

The Anti-Violence Initiatives program is aimed at utilizing the funds for operating expenses, travel, equipment, property, utilities, and or other operating expenses to support the services and expenses of gun violence prevention, street outreach, anti-violence, shooting/violence reduction programs.

Upon approval to accept this funding, I am asking that this funding be added to a *new established* budget expense line named DCJS SNUG 2025.

Thank you.

Very truly yours,

John Ewanciw
Chief of Police

JE:ccd

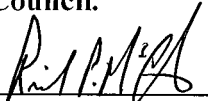


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

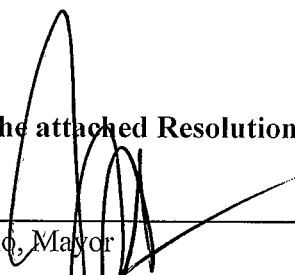
By: Alderman Tobin
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 30-25

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.

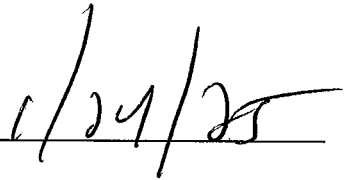

Richard P. McCormack
Clerk to the Common Council

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				
Ald. Masi			X	
Pres. Rodrigues				
Total	7		1	1

I hereby approve the attached Resolution/Local Law.


Joseph M. DeStefano, Mayor

Date


1/24/25

Authorizes a 2% Pay Increase for the Secretary to the Civil Service Commission

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes a 2% increase in the salary for the Secretary to the Civil Service Commission, effective January 1, 2025.

Prepared by:
Leonora Liz, Treasurer

Attachments:

None



**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: January 21, 2025
Index No: 31-25

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

1/29/25

Authorizes an Agreement with H2O for Management Services at the Water Treatment Plants

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes an agreement with with H2O for Management Services at the Water Treatment and Waste Water Treatment Plants at the following rates:

Service	Monthly Fee
Water Treatment Plant Chief Operator	\$24,062.50
Wastewater Chief Operator	\$21,525.00
Additional Full Time 3A Operator	\$10,393.75

The monthly rates for 2025 will be as follows:

Service	Current Fee	Net Change	New Monthly Fee
Water Treatment Plant Chief Operator	\$24,062.50	3.0%	24,784.30
Wastewater Chief Operator	\$21,525.00	3.0%	\$22,170.75
Additional Full Time 3A Operator	\$10,393.75	3.0%	\$10,705.50

At the sole discretion of the City, on a temporary full-time basis until the City can provide such services, H2O Innovation will provide the following:

Service	Hourly Fee
Water Treatment Plant Operator	\$75.00
Wastewater Operator	\$75.00

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.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$20,151.60 in the following manner to cover the increase in the contract price for 2025.

FROM	TO	AMOUNT
Water Fund	WTP-F.8330.400	\$8,661.60
Sewer Fund	STP-G.8130.400	\$11,490.00

Prepared by:

Attachments:

1.	Middletown 2025
2.	Middletown Wastewater Temporary
3.	Middletown Water Temporary



January 7, 2025

City of Middletown
16 James Street
Middletown, NY 10940

RE: City of Middletown
Water Treatment Systems
Wastewater Treatment Systems

H₂O Innovation Operation and Maintenance, LLC is pleased to have provided management services to the City of Middletown ("City") for over fourteen years and would like to thank the City for the opportunity to serve your community. We remain committed to our performance with the same expertise, dependability, and loyalty we have demonstrated over the years.

We are currently providing the following services to the City:

Service	Monthly Fee
Water Treatment Plant Chief Operator	\$24,062.50
Wastewater Chief Operator	\$21,525.00
Additional Full Time 3A Operator	\$10,393.75

The monthly rates for 2025 will be as follows:

Service	Current Fee	Net Change	New Monthly Fee
Water Treatment Plant Chief Operator	\$24,062.50	3.0%	24,784.30
Wastewater Chief Operator	\$21,525.00	3.0%	\$22,170.75
Additional Full Time 3A Operator	\$10,393.75	3.0%	\$10,705.50

At the sole discretion of the City, on a temporary full-time basis until the City can provide such services, H₂O Innovation will provide the following:

Service	Hourly Fee
Water Treatment Plant Operator	\$75.00
Wastewater Operator	\$75.00

4 Commerce Street A-2, Poughkeepsie, NY 12603
Phone: (845) 888-5755



Please sign this letter confirming your agreement and acceptance of the above new monthly fees as well as H₂O Innovation standard terms and conditions of operation attached hereto.

Respectfully,

Roy Rysinger

Roy R. Rysinger
Vice President, New York
RoyRysinger@h2oinnovation.com
845.754.1943

Approved this 24th day of January, 2025,

Name
Title;

[Signature]
Mayor

Standard Terms and Conditions - H₂O Innovation Operation & Maintenance, LLC
Provision of Operation and Maintenance Services

1. ACCEPTANCE AND COMPLETE AGREEMENT. All references to "H₂O Innovation" shall mean H₂O Innovation Operation & Maintenance, LLC. All references to "Client" shall mean the customer named in a purchase order, quotation or proposal. Client shall either sign H₂O Innovation's Agreement (as defined herein), or alternatively, issue a non-conflicting purchase order containing all necessary information including, without limitation, price, payment terms and schedule, type, quantity or description of the products and/or services to be provided by H₂O Innovation (the "Work"), as well as delivery terms, schedule and instructions. All references to the "Agreement" shall mean any purchase order, quotation, proposal or agreement agreed upon by both parties, whether issued by H₂O Innovation or by Client.

2. TERMS AND CONDITIONS. The parties agree that these terms and conditions ("Terms and Conditions") are the exclusive and complete terms accompanying the Agreement and no other terms will be deemed relevant to explain or supplement these Terms and Conditions whether oral, written, based on usage of trade, or course of dealing or performance. In case of contradiction between the terms and conditions stated in the Agreement and these Terms and Conditions, the terms and conditions stated in the Agreement shall prevail.

3. PRICE AND PAYMENT. Client shall pay H₂O Innovation for the Work, in accordance with the fees, prices and payment terms detailed in the Agreement to which these Terms and Conditions apply. Payment terms are net thirty (30) days from the date of invoice. Any tax, fee, duty, tariff or other charge of any nature whatsoever, imposed by any governmental authority on or measured by any transaction between H₂O Innovation and Client, shall be paid by Client in addition to the prices quoted or invoiced. If H₂O Innovation were required to pay any such tax, fee, duty, tariff or other charge, Client shall forthwith reimburse H₂O Innovation. Prices are also subject to escalation to reflect price variations of parts, components, raw materials or transportation attributable to or resulting from (i) new tariffs, laws or regulations; (ii) inflation; or (iii) Force Majeure Events.

Additional local support, other than what is already provided for in the Agreement, can be provided by H₂O Innovation at additional cost to Client. Such additional local support includes, without limitation, additional travel costs and expenses as well as any related cancellation and/or rescheduling fees and penalties attributable to Client postponing or forestalling a scheduled visit. A change order or an additional purchase order will be required prior to scheduling such additional Work. Should Client have an outstanding balance due, H₂O Innovation reserves the right to refuse performing the requested Work until such payments are received in full. Client assumes full responsibility for the readiness of the jobsite. Risk of loss shall pass to Client as per the applicable delivery terms provided for in these Terms and Conditions. Ownership of the Work shall remain in H₂O Innovation's name until the payment for the Work has been received in full by H₂O Innovation.

4. DELIVERY. Any required products are priced and shipped pursuant to the delivery terms stated in the Agreement. Delivery date for the Work shall be clearly stated in the Agreement.

H₂O Innovation shall not be liable for any delays in delivery which are caused by events beyond its control, including, but not limited to delays caused by Client's inaccurate or incomplete data, changes to the Client's order, delayed approval of the Work by Client, acts of Client or Client's agent, or delays in transportation.

5. PERFORMANCE OF WORK. H₂O Innovation will perform the Work in a professional manner, in accordance with good engineering, safety and industry practice and with that degree of care, skill and diligence normal in performing work of a similar nature.

6. CLIENT RESPONSIBILITIES. (1) Client shall, in a timely manner and at its own expense, provide to H₂O Innovation, before of the commencement of the Work and on a continuing basis thereafter, all information necessary for H₂O Innovation's performance of the Work or required in order to ensure that the Work is provided in a proper and complete manner. Client recognizes that all this information provided to or made available to H₂O Innovation pursuant to this Agreement is

an essential basis to the contract between the parties and therefore warrants and guarantees to H₂O Innovation its quality, reliability and accuracy. Clients hereby grants H₂O Innovation the irrevocable right to use, copy and modify this information and any data related to the Work and to disclose it to any third party who needs to know such information in order to perform the Work. (2) Client shall provide H₂O Innovation with access to its premises, facilities or sites so as to permit H₂O Innovation to perform the Work under this Agreement. (3) Client is responsible for any penalties or any fines that may be imposed by any governmental authority related to an infringement of or general non-compliance related to the specifications of an operating permit, a license or any other required authorization related to the water treatment system for which H₂O Innovation is performing the Work unless the said penalty or fine imposed upon Client is attributable to H₂O Innovation's wilful misconduct or gross negligence.

7. COMPLIANCE WITH LAWS. To the best of H₂O Innovation's knowledge, the Work performed for Client complies with most laws, regulations and industrial practices; however, H₂O Innovation does not accept responsibility for any state, city or other local law not specifically brought to its attention. H₂O Innovation's liability attributable to noncompliance related to the applicable laws and regulations shall be limited to the price paid by the Client under the Agreement.

The parties shall comply with all applicable laws and regulations including, without limitation, environmental and anti-bribery laws relating to bribery, extortion, kickbacks and any other illegal or unfair method of doing business, whether direct or indirect. Each party shall be obligated to reasonably cooperate with the other party in any claim or legal proceeding and to indemnify the other party for any act or omission in connection therewith.

8. DATA PROTECTION. Any and all personal data which is processed by the either party in connection with this Agreement shall be handled and protected pursuant to all applicable data protection laws and regulations which may be in force from time to time relating to the processing of personal data and privacy, including where applicable the guidance and codes of practice issued by any competent supervisory authority, and the equivalent of any of the foregoing in any relevant jurisdiction. Each party shall, and shall procure that its employees, agents and sub-contractors shall: (i) comply with its obligations under any applicable data protection law, and shall not, by act or omission, put the other party in breach of, or jeopardize any registration under, any such data protection law; (ii) promptly and fully notify the other party in writing of any notices received by it relating to the processing of any personal data, including subject access requests, complaints and/or correspondence from any regulatory body and provide such information and assistance as the other party may reasonably require in relation to such notice (at no cost to the other party); (iii) promptly and fully notify the other party in writing if it suspects or becomes aware of any actual, threatened or potential breach of security of personal data; and (iv) obtain appropriate consent from all data subjects to whom it relates, to pass their personal data to the other party for the purposes for which the other party intends to use it.

9. MODERN SLAVERY. Both parties agree to put in place policies and procedures to minimize the risks of modern slavery or human trafficking in their respective supply chain, and to comply fully with any modern slavery, human trafficking or similar applicable laws.

10. WARRANTY. The Work is warranted for a period of sixty (60) days from the date that the Work is completed. In the event a notice of defect is given by Client, H₂O Innovation shall perform the Work again to Client's satisfaction. All Products provided by H₂O Innovation will be new and of the best quality in every respect. Products will be in sufficient size and capacity and of proper material so as to fulfill in all respects such operating and maintenance conditions specified by the Client. The warranty period shall be twelve (12) months from the date of delivery to Client's facility, only when such Products are or have been used in normal conditions of operation and in accordance with the operating instructions specified by H₂O Innovation and/or the

manufacturer. This warranty does not cover disposable items, such as fuses, lamps, probes, sensors, filters, cartridges or other disposable items that must be replaced periodically under the normal and foreseeable operating conditions of the products, parts or components warranted hereby. CLIENT DISCLAIMS ALL OTHER WARRANTIES, WHETHER EXPRESS, IMPLIED OR STATUTORY, SUCH AS WARRANTIES OF MERCHANTABILITY AND FITNESS FOR PURPOSE.

11. INDEMNITY. Each party shall indemnify, defend, and hold harmless the other from and against any and all demands, claims, losses, damages or causes of action of every kind and nature, arising out of or related to this Agreement, including but not limited to liabilities attributable to personal injury, death, loss of use, or property damage and resulting from such party actions or negligence or breach of any of its obligations under this Agreement.

12. INSURANCE. Prior to commencement of the Work and at all time during the term of the Agreement, H₂O Innovation shall obtain and maintain, at its own cost, sufficient insurance coverage for commercial general liability, automobile liability, workers compensation liability and employer's liability. Proof of insurance shall be provided to the Client upon demand.

13. HEALTH AND SAFETY. H₂O Innovation shall at all times conduct its operation under the Agreement in a manner to avoid the risk of endangerment to health and bodily harm to persons. H₂O Innovation shall comply with all applicable health and safety laws and regulations.

14. PROPERTY DAMAGES. H₂O Innovation shall protect the property or the site where the Work is executed from damage which may arise as a result of its operations. H₂O Innovation shall, at all times, conduct operations under the Agreement in a manner to avoid risk of loss, theft, or damage by vandalism, sabotage, or by any other means, to any equipment, material, work or property.

15. TERM. Unless otherwise determined in the Agreement, the term of the Agreement shall commence as of the effective date stated therein and shall continue thereafter for a period of one (1) year. At the end of the initial term and of any subsequent term, this Agreement shall be automatically renewed for additional periods of one (1) year, unless either party delivers notice in writing, to the other party, of its intention not to renew the Agreement at least thirty (30) days prior to the expiration of the then current term.

16. TERMINATION FOR DEFAULT. The agreement may be terminated by H₂O Innovation, without notice, upon the occurrence of an event of default, each of the following constitutes an event of default for the purposes of the Agreement:

- i. Client is adjudged bankrupt, or a receiver is appointed on account of its insolvency or it enters into an arrangement for the benefit of its creditors,
- ii. Client persistently fails to pay for the Work and/or Products as required and as per the payment terms of the Agreement, or
- iii. Client otherwise fails to perform or comply with any material term, condition or covenant of the Agreement, being understood and agreed that in case of termination for default, H₂O Innovation shall be entitled to receive compensation in an amount equal to one hundred percent (100%) of Work already completed and/or Products already delivered upon the date of termination including the attributable portion of reasonable overhead and profit as well as all costs and expenses incurred by H₂O Innovation as a result of the Termination.

17. TERMINATION. Unless otherwise agreed in the Agreement, following the initial term of 1 year, either party may terminate the Agreement at any time, by giving the other party sixty (60) days' written notice of termination, being understood and agreed that in such case of termination, H₂O Innovation shall receive payment for the Work already completed and/or Products already delivered upon the date of termination including the attributable portion of reasonable overhead and profit. All outstanding invoices shall be paid the effective termination date.

18. NON-SOLICITATION OF PERSONNEL

During the period beginning on the date the Work begins and ending on the first anniversary of the expiration or termination of the

Agreement, neither party shall, nor assist any other person to, directly or indirectly, (i) solicit, recruit or hire any employee of the other party ("Employee"), and (ii) solicit or encourage any Employee to leave the employment of the other party; provided, however, that the provisions of this section shall not prevent either party from making a general solicitation for employment that are not specifically targeted at the other party Employees.

19. FORCE MAJEURE. Subject to Section 3 of these Standard Terms and Conditions, neither party shall be responsible for delays resulting from events or circumstances beyond the control of such party. Such events may include, without limitation, acts of God, riots, acts of war, epidemics or pandemics, governmental acts, orders or regulations, border restrictions, fires, communication line failures, power failures and earthquakes. ("Force Majeure Events"). Inability to pay moneys or financial hardship shall not, however, constitute Force Majeure Events.

20. CONFIDENTIALITY AND OWNERSHIP OF DOCUMENTS. Each party agrees and commits to maintain all confidential information to which it has access in the scope of Work as confidential, to not disclose it to others and to use it solely for the intended purpose of the Agreement. These obligations of confidentiality shall continue for the term of the Agreement and shall survive indefinitely thereafter. All documents, including drawings, specifications, reports and other data, prepared or furnished by either party are instruments of service in connection with the Work and as such are the exclusive property of such party and shall be used exclusively in connection with the Work. H₂O Innovation is entitled to make copies of the documents for information and reference purposes, only in connection with the Work.

21. ASSIGNMENT. Neither party may assign the Agreement, without prior written consent of the other party. However, H₂O Innovation may assign the Agreement to any of its affiliates or any other entity, that directly or indirectly through one or more intermediaries, controls or is controlled by, or is under the common or shared control, with H₂O Innovation.

22. LIMITATION OF LIABILITY. The total liability of either party for all claims arising out of or relating to this Agreement shall not exceed the annual contract value of the Agreement. Notwithstanding any other provision herein, neither party shall be liable for any special, indirect, consequential, incidental or punitive damages, including without limitation, loss of profit, loss of use or loss of revenues.

23. CHANGE ORDER AND AMENDMENT. The parties acknowledge and agree that the Work is subject to change. The estimate of costs and time for completion of the Work may be modified subject to changes and is contingent upon factors beyond the control of H₂O Innovation. No supplement, modification, or change of the Agreement shall be binding unless executed in writing by the parties to be bound thereby. No waiver of any of the provisions of this agreement shall be deemed or shall constitute a waiver of any other provision (whether or not similar) nor shall such waiver constitute a continuing waiver unless otherwise expressly provided.

24. GOVERNING LAWS. The Agreement shall be governed by and construed in accordance with the laws of the State where the project is located. The parties hereby consent to such jurisdiction and waive all others.



December 21st, 2024

VIA EMAIL

Jacob Tawil
Commissioner of Public Works
City of Middletown
16 James Street
Middletown, NY 10940

Subject: Temporary Wastewater Treatment System Operator Coverage

Commissioner Tawil,

On a temporary basis, and until the City is able to secure an internal hire for the Water Treatment Facility, H₂O Innovation can offer a NYSDEC Grade 2A (or higher) hourly staff member. This position shall be as needed and can be discontinued at the City's discretion. There will be no additional charges for overtime or emergency callouts, and staff provided shall work with current City and H₂O staff as directed.

Compensation shall be the following:

NYSDEC Grade 2A or higher wastewater treatment plant operator: **\$75.00 per hour.**

We look forward to a continued relationship with the City, proudly focusing on public health and the environment.

Please let us know if you'd like to proceed.

Sincerely,

A handwritten signature in cursive script that reads 'Roy Rysinger'.

Roy Rysinger
Vice President
H2O Innovation
Roy.Rysinger@h2oinnovation.com
845.754.1943



December 21st, 2024

VIA EMAIL

Jacob Tawil
Commissioner of Public Works
City of Middletown
16 James Street
Middletown, NY 10940

Subject: Temporary Water Treatment System Operator Coverage

Commissioner Tawil,

On a full-time, temporary basis, and until the City is able to secure an internal hire for the Water Treatment Facility, H₂O Innovation can offer a NYSDOH Grade IIA (or higher) hourly staff member. This position shall be as needed and can be discontinued at the City's discretion. There will be no additional charges for overtime or emergency callouts, and staff provided shall work with current City and H₂O staff as directed.

Compensation shall be the following:

NYSDOH Grade IIA or higher water treatment plant operator: **\$75.00 per hour.**

We look forward to a continued relationship with the City, proudly focusing on public health and the environment.

Please let us know if you'd like to proceed.

Sincerely,

A handwritten signature in cursive script that reads 'Roy Rysinger'.

Roy Rysinger
Vice President
H2O Innovation
Roy.Rysinger@h2oinnovation.com
845.754.1943

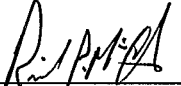


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Johnson
Seconded by: Alderman Tobin
Date of Adoption: January 21, 2025
Index No: 32-25

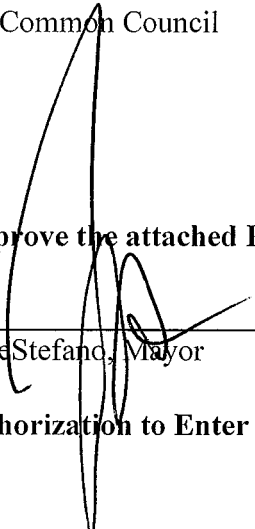
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.



Richard P. McCormack
Clerk to the Common Council

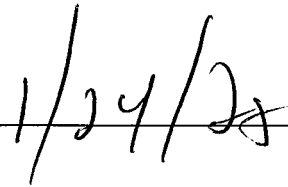
Names	Ayes	Noes	Abstain	Absent
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Wray				X
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
Total	8			1

I hereby approve the attached Resolution/Local Law.



Joseph M. DeStefano, Mayor

Date


1/24/25

Authorization to Enter into an Agreement with the Humane Society of Port Jervis/Deerpark

BE IT RESOLVED; the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes an agreement with the Humane Society of Port Jervis/Deerpark Inc.

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:
Rick McCormack, City Clerk

Attachments:

1.	PJ Humane Society
----	-------------------

AGREEMENT

THIS AGREEMENT made this 16 day of January 2025 pursuant to the provisions of Article 7 of the Agriculture and Markets Law, by and between the **City of MIDDLETOWN**, a municipal corporation organized under the laws of the State of New York, party of the first part, address 16 James Street, Middletown, NY 10940 (hereinafter referred to as the "City", and The Humane Society of Port Jervis/Deerpark, Inc., a not-for-profit corporation duly organized and existing under the Not-For-Profit Law of the State of New York, and having its office and principal place of business at 202 Route 209, Port Jervis, New York, 12771, party of the second part (hereinafter referred to as the "Society").

WITNESSETH:

WHEREAS, the Society owns and operates a shelter for the care of dogs and the City requires a facility suitable for such shelter and care, and

WHEREAS, the City desires to utilize the services of the Society and access to said shelter,

NOW, THEREFORE, in consideration of the mutual covenants, promises and agreements contained herein, the Society and the City do hereby agree as follows:

1. The Society shall maintain a shelter for dogs seized within the City by an authorized Dog Control Officer in accordance with Article 7 of the Agriculture and Markets Law. The Society's duties with respect to said dogs shall be performed at the cost and expense of the Society, and are as follows:
 - a) To properly shelter, care, feed, and water such dogs for the minimum redemption period required by the Agriculture and Markets Law;
 - b) To make such dogs available for redemption by their owners for a period of time equal to or greater than the minimum redemption period.
 - c) To make such dogs available for adoption for a period of time equal to or greater than the minimum redemption period if at the end of the appropriate redemption period, said dog has not been redeemed by its owner, provided that the dog's temperament and health makes it suitable for adoption, which is to be determined solely by the Society's Director.
 - d) To determine that the appropriate license has been issued and the appropriate fees paid to the City before the dog is released to the owner. The Society shall have no obligation to return the dog to the owner until satisfactory proof of such has been provided to the Society.
 - e) Any sick or injured animal picked up by the Dog Control Officer shall receive appropriate veterinarian care prior to delivery to the shelter. At the time of delivery to the shelter, the Dog Control Officer shall provide the shelter, in writing, the veterinarian's diagnosis, treatment protocol, and necessary medication

to treat the dog. Any subsequent additional expense related to the dog shall be billed directly to the Town.

f) To arrange for a veterinarian or a New York State licensed technician to humanely euthanize any dog for which euthanasia is necessary and legally authorized, and to arrange for the cremation of any dogs so euthanized.

g) To prepare, retain, and make available to the City complete and accurate records concerning the care and disposition of all dogs cared for by the shelter hereunder as well as any expenses incurred and any fees collected.

2. The Society shall **NOT** accept for impoundment any dogs which:

a) Are in need of veterinary services, except in accordance with paragraph 1(e), or

b) Are not accompanied by the appropriate Dog Control Officer's seizure report

3. The Society shall accept from the Town Dog Control Officer(s) any homeless stray and abandoned which are picked up by the Dog Control Officer(s) in the City. The Society will allow the Dog Control Officers(s) of the City access to its shelter at reasonable times. Nothing herein shall obligate the City to deliver to the Society any minimum number of dogs or all of the dogs seized in the City by the City Dog Control Officer(s).

a) In consideration for the above mentioned services, the City shall remit to the Society, within 20 days after the Town Board has audited and approved for payment the Society's voucher, the sum of **\$300.00 per dog** to be paid quarterly.

4. Nothing contained herein shall limit the Society's rights under Section 183 of the Lien Law, or pursuant to Section 373 of the Agriculture and Markets Law, or as derived from any other general or special law, or by means of any civil action or proceeding to recover from the owner thereof any necessary or reasonable costs and expenses incurred by the Society in providing pound and shelter for any Town dogs.

Nothing contained herein shall limit the Cities rights under applicable provisions of the law, or by means of any civil action or proceeding, to recover from the owner of any dog delivered by the City to the Society's shelter any fees, charges or outstanding fines or penalties owned by such owner of the City.

Nothing herein shall obligate the City to deliver to the Society any minimum number of dogs or all of the dogs seized in the City by the Town Dog Control Officer(s).

6. The term of this agreement is from **January 1, 2025**, through **December 31, 2025**, unless earlier terminated pursuant to the provisions of paragraph 8. In the event that the parties fail to fully renew this Agreement upon the termination of same, this Agreement shall be deemed to be self-perpetuating, unless the same is formally terminated as hereinbefore provided by either party.

7. The Society shall not commence services under this contract unless it has obtained all insurance required under this paragraph and such insurance has been approved by the Town.

a) **Compensation Insurance** - The Society shall take out and maintain during the life of this contract Workers' Compensation insurance for its employees to be assigned to the work hereunder.

b) **General Liability and Property Damage Insurance** - The Society shall take out and maintain during the life of this contract such general liability and property damage insurance as shall protect it from claims for damages for personal injury, as well as from claims for property damage which may arise from operations under this contract. The amounts of such insurance shall be as follows: **(See attached Certificate of Insurance)**.

c) The Society shall furnish the above insurances to the City and shall also name the City as an additional named insured in said policies.

d) Any significant incident involving a dog after it has been delivered to the shelter shall be reported to the Office of the Supervisor of the City as soon as possible and not later than twenty-four hours from the time of such incident. A detailed written report must be submitted to the City as soon thereafter as possible but not later than three (3) days after the date of such incident.

8. The City shall have the right to cease performing (except for payment for past services rendered) or terminate the contract if:

a) The Society is adjudged bankrupt or makes an assignment for the benefit of creditors; or

b) A receiver or liquidator is appointed for the Society or for any of its property and is not dismissed within twenty (20) days after such appointment or the proceedings in connection therewith are not stayed on appeal within the said twenty (20) days, or

c) The Society fails or refuses to comply with all applicable laws or ordinances; or

d) The Society is guilty of substantial violation of any provision of this contract;

e) In any event, either party, may, without prejudice to any other rights or remedy it may have, with fourteen (14) days written notice to the other party, terminate this Agreement.

9. The Society shall have the right to ease performing or terminate the contract if the City is guilty of a substantial violation of any provisions of this Contract.

10. It is hereby mutually covenanted and agreed that the relation of the Society to the services to be performed by it under this Contract shall be that of an independent contractor. As an independent contractor, it will be responsible for all damage, loss or injury to persons or property that may arise in or be incurred during the conduct and progress of said services, whether or not the Society, its agents, or employees have been negligent. The Society shall hold and keep the City free and discharged of and from any and all responsibility and liability

of any sort or kind. The Society shall assume all responsibility for risks or casualties of every description, for loss or injury to persons or property arising out of the nature of the services, from the action of the elements, or from any unforeseen or unusual difficulty. The Society shall assume all blame, loss and responsibility of any nature by reason of neglect or violation of any federal, state, county or local laws, regulations or ordinances.

11. The Society agrees to defend, indemnify and save the City, its officers, agents and employees, harmless from any and all liability imposed on the Town, its officers, agents and/or employees arising from the negligence, active or passive, of the Society, and the Town agrees to defend, indemnify and save the Society, its officers, agents and employees, harmless from any and all liability imposed on the Society, its officers, agents and/or employees arising from the negligence, active or passive, of the City.

12. In accordance with the provisions of Section 109 of the General Municipal Law, the Society is hereby prohibited from assigning, transferring, conveying, subletting or otherwise disposing of this Agreement, or of its right, title or interest in this Agreement, or its power to execute this agreement, to any other person or corporation without the previous consent in writing of the City.

13. Each and every provision of law and clause required by law to be inserted in this Contract shall be deemed to have been inserted herein. If any such provision is not inserted through mistake or otherwise, then upon the application of either party this contract shall be physically amended to make such insertion. In particular, the Society shall, amongst other things, fully comply with:

- a) Labor Law Section 220-e and Executive Law Sections 291-299 and the Civil rights Law relating to prohibition against discrimination and equal opportunity.
- b) Affirmative action as required by the Labor law

14. Should any dispute arise between the City and the Society regarding the manner or sufficiency of the performance of the services to be rendered hereunder, the disputed matter shall be settled by arbitration in accordance with the laws of the State of New York. There shall be three arbitrators, one of whom shall be selected by each of the parties hereto, and the third by two arbitrators so selected. If the selection of any arbitrator is not made within fifteen (15) days of the time that either party has notified the other of the name of the arbitrator it has selected, then the arbitrator or arbitrators not selected shall be appointed in a manner provided by the laws of the State of New York. The work shall not be interrupted or delayed pending such decision.

15. The Supervisor has executed this Agreement pursuant to a Resolution adopted by the Town Board of the ~~Town of~~ ^{City of} MIDDLETOWN, at a meeting thereof held on January 16 2025. The Supervisor of the ~~Town of~~ ^{City of} MIDDLETOWN, whose signature appears hereafter, is duly authorized and empowered to execute this instrument and enter into such an agreement on behalf of the Town. The Society represents that the officer of the Society, whose signature appears hereafter, is duly authorized and empowered to execute

this instrument and enter into such an agreement on behalf of the Society. The instrument shall be executed in duplicate. At least one copy shall be permanently filed, after execution thereof, in the office of the City Clerk.

16. Any and all notices and payments required hereunder shall be addressed as follows, or to such other address as may hereafter be designated as follows, or to such other address as may hereafter be designated in writing by either party hereto:

To: **City of MIDDLETOWN**
16 James Street
Middletown, NY 10940

To: **The Humane Society of Port Jervis/Deerpark, Inc.**
202 Route 209
Port Jervis, New York 12771

17. No waiver of any breach of any condition of the Agreement shall be binding unless in writing and signed by the party waiving said breach. No such waiver shall in any way affect any other term or condition of this Agreement or constitute a cause or excuse for a repetition of such or any other breach unless the waiver shall include the same.

18. This Agreement constitutes the complete understanding of the parties. No modifications of any provisions thereof shall be valid unless in writing and signed by both parties.

19. This Agreement is governed by the laws of the State of New York.

IN WITNESS WHEREOF, the **City of MIDDLETOWN** has caused its corporate seal to be affixed hereto and these present to be signed by _____, its Supervisor duly authorized to do so, and to be attested by _____, Clerk of the **City of MIDDLETOWN**, and the Society has caused its corporate seal to be affixed hereto and these presents to be signed by its President, the day and year first above written.

(Seal of the Town)

City of
~~TOWN OF~~ MIDDLETOWN

Supervisor

Mayor

Attest:

City Clerk

THE HUMANE SOCIETY OF PORT JERVIS/DEERPARK, INC.

President

Attest:

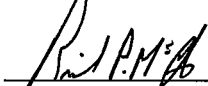


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

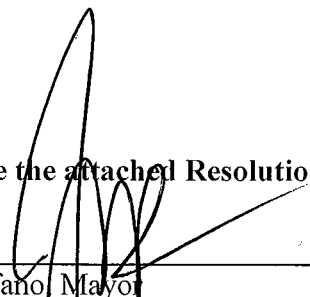
By: Alderman Johnson
Seconded by: Alderman Jean-Francois
Date of Adoption: January 21, 2025
Index No: 33-25

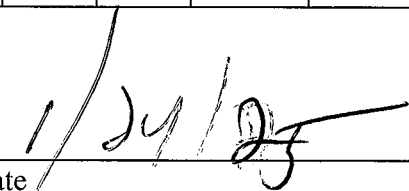
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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  1/24/25

RESOLUTION AND NOTICE OF DETERMINATION OF NON-SIGNIFICANCE as it Relates to the Establishment of Minimum Square Footage for New Single Family Dwellings

**RESOLUTION AND NOTICE OF DETERMINATION
OF NON-SIGNIFICANCE PURSUANT TO 6 NYCRR 617.7**

WHEREAS, the City of Middletown Common Council has determined, upon recommendations by the Mayor and Commissioner of Public Works, to adopt a minimum square footage for all new single family dwellings constructed in the City of Middletown, and

WHEREAS, the proposed action is described as follows: All single family dwellings constructed in the City of Middletown after the effective date of the accompanying Resolution must contain at least 1,200 square feet of livable floor area, as that term is defined in Section 4 of the City Zoning Code, and

WHEREAS, the proposed rezoning for minimum square footage constitutes an Unlisted Action pursuant to the State Environmental Quality Review Act (“SEQRA”) regulations; and

WHEREAS, a public hearing on the proposed rezoning was held on December 17, 2024, and

WHEREAS, the City of Middletown Common Council has thoroughly reviewed and considered the request for rezoning for minimum square footage and the accompanying Short Environmental Assessment Form (“EAF”), and

WHEREAS, the City of Middletown Common Council has identified the relevant areas of environmental concern and thoroughly considered the criteria for determining significance set forth at 6NYCRR Part 617.7 (c), and

WHEREAS, on or about December __, 2024, the Common Council referred this resolution to the Orange County Planning Department pursuant to General Municipal Law § 239-m, and

WHEREAS, the Common Council received a determination from the Orange County Planning Department, dated December __, 2024, concluding that the resolution was a matter for local determination.

NOW, THEREFORE, BE IT RESOLVED that the City of Middletown Common Council declares itself Lead Agency with respect to this rezoning action, and be it

FURTHER RESOLVED that the City of Middletown Common Council hereby declares that the proposed action will not result in a significant adverse impact on the environment, and an environmental impact statement will not be prepared, and be it

FURTHER RESOLVED that this Negative Declaration is made pursuant to Article 8 of the Environmental Conservation Law (SEQRA), and be it:

RESOLVED that the reasons and findings supporting this determination are as follows:

1. There will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; nor a substantial increase in potential for erosion, flooding, leaching or drainage problems.
2. There will not be the removal or destruction of large quantities of vegetation or fauna; nor substantial interference with the movement of any migratory fish or wildlife species; nor impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant; nor the habitat of such species; nor other significant adverse impacts to natural resources.
3. There will not be an impairment of the environmental characteristics of a critical environmental area (CEA) as designated pursuant to 6 NYCRR 617.14(G) because the property is not located within a CEA. Nor is there any CEA nearby.
4. There will not be the creation of any material conflict with the community’s current plans or goals as officially approved or adopted.

5. There will not result an impairment of the character or quality of important historical, archaeological, architectural or aesthetic resources or of existing community or neighborhood character.

6. There will not result a major change in the use of either the quantity or type of energy.

7. There will not be the creation of a hazard to human health.

8. Nothing characteristic of the proposed action would result in a demand for other actions that exhibit the impacts defined in 6 NYCRR Part 617.7(c).

9. All potential changes to the environment have been identified in the Short EAF and analyzed cumulatively by the Council. The totality of potential impacts for the actions currently contemplated, are not significant.

10. No other related development or similar action is proposed for this area in the City of Middletown.

11. The rezoning action is not part of any long-range plan for development that has not already been identified, and there are no other actions that will be taken as a result the actions identified herein. Nor are there any unidentified future actions that are dependent on the actions to be undertaken by the Council, other than the building permit approval process provided for in the Middletown Zoning Code.

Prepared by:

Attachments:

1.	Short Environmental Assessment Form Part 1 -Min 1200sq fy dwelling (1)
2.	Short Environmental Assessment Form Part 2 -Min 1200sqft- Impact Assessment

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information							
City of Middletown Common Council							
Name of Action or Project: Minimum Area for all new single family dwellings constructed in the City of Middletown							
Project Location (describe, and attach a location map): All zoning districts in the City of Middletown							
Brief Description of Proposed Action: Adopt minimum of 1,200 Sq Ft of livable floor area for all new single family dwelling to be constructed in the City of Middletown in all zones.							
Name of Applicant or Sponsor: Common Council		Telephone: 845-346-4168 E-Mail: rmccormack@middletownny.gov					
Address: 16 James Street							
City/PO: Middletown		State: New York	Zip Code: 10940				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">NO</td> <td style="text-align: center;">YES</td> </tr> <tr> <td style="text-align: center;">☒</td> <td style="text-align: center;">☐</td> </tr> </table>	NO	YES	☒	☐
NO	YES						
☒	☐						
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="text-align: center;">NO</td> <td style="text-align: center;">YES</td> </tr> <tr> <td style="text-align: center;">☒</td> <td style="text-align: center;">☐</td> </tr> </table>	NO	YES	☒	☐
NO	YES						
☒	☐						
3. a. Total acreage of the site of the proposed action? _____ NA acres b. Total acreage to be physically disturbed? _____ acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ acres							
4. Check all land uses that occur on, are adjoining or near the proposed action: ☒ Urban ☐ Rural (non-agriculture) ☒ Industrial ☒ Commercial ☒ Residential (suburban) ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify): All City Zoning Districts ☐ Parkland							

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☒	☐
b. Consistent with the adopted comprehensive plan?	☐	☒	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☒	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☒	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	☒	☐	
b. Are public transportation services available at or near the site of the proposed action?	☐	☒	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☐	☒	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☒	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	☐	☒	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	☐	☒	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☒	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☒	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☒	☐	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☒	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☒ Urban ☐ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	☒	☐
16. Is the project site located in the 100-year flood plan?	NO	YES
	☒	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
a. Will storm water discharges flow to adjacent properties?	☐	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	☐	☒
If Yes, briefly describe: This action impacts all new construction of single family dwelling in all zoning districts. Each new action will require Building Permit will trigger complete review of the specific site plan/location and drainage.		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	☒	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: This action impacts all new construction of single family dwelling in all zoning districts. Each new action will require Building Permit will trigger complete review of the specific site plan/location and drainage.	NO	YES
	☒	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: This action impacts all new construction of single family dwelling in all zoning districts. Each new action will require Building Permit will trigger complete review of the specific site plan/location and drainage.	NO	YES
	☒	☐
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>City of Middletown Common Council</u> Date: <u>12/13/2024</u> Signature: <u>Jacob Tawil</u> Title: <u>Commissioner of Public Works</u>		

Project:

Date:

Short Environmental Assessment Form
Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☒	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☒	☐
3. Will the proposed action impair the character or quality of the existing community?	☒	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☒	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☒	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☒	☐
7. Will the proposed action impact existing:	☒	☐
a. public / private water supplies?	☒	☐
b. public / private wastewater treatment utilities?	☒	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☒	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☒	☐
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☒	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☒	☐

Project: Date:

Short Environmental Assessment Form

Part 3 Determination of Significance

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.
- ☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Common Council - City of Middletown

Name of Lead Agency
J Miguel Rodrigouse

Date
President of the Common Council

Print or Type Name of Responsible Officer in Lead Agency

Title of Responsible Officer
Jacob Tawil

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)



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

THE FOLLOWING WAS PRESENTED

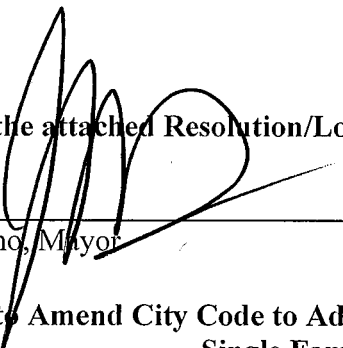
By: Alderman Kleiner
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 34-25

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.

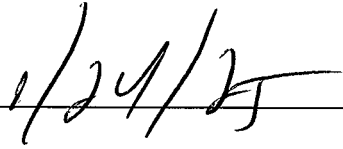

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

Authorization to Amend City Code to Adopt a Minimum Square Footage for all New Single Family Dwellings

WHEREAS, the Mayor and Commissioner of Public Works are recommending that the Common Council adopt a minimum square footage for all new single family dwellings constructed in the City of Middletown.

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 475, Zoning, be and is hereby amended by creating a new Section 475-27.1 of Article IV, General Regulations, to read as follows:

Section 475-27.1. Minimum square footage for new single family dwellings. All

single family dwellings constructed in all zoning districts in the City of Middletown after the effective date of this Resolution must contain at least One Thousand Two Hundred (1,200) square feet of livable floor area, as that term is defined in Section 4 of the Zoning Code.

Section 2 - Severability. If the provisions of any section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision or clause of this Ordinance.

Section 3 - This Ordinance shall take effect immediately.

Prepared by:

Attachments:

1.	MTC09-24M Local Law - Minimum Squ MnL3pzM
2.	Notice of Public Hearing Single Family Minimum Sq Footage



Steven M. Neuhaus
County Executive

Orange County Department of Planning

124 Main Street
Goshen, NY 10924-2124
Tel: (845) 615-3840
Fax: (845) 291-2533

Alan J. Sorensen, FAICP
Commissioner

www.orangecountygov.com/planning
planning@orangecountygov.com

County Reply – Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-l, m, & n

Local Referring Board: Middletown City Board

Referral ID #: MTC09-24M

Applicant: City of Middletown

Tax Map #: Municipal-wide

Project Name: Local Law – Minimum Square Footage for Single Family Dwellings **Local File #:** N/A

Proposed Action: Proposed local law to establish a minimum square footage for proposed single family dwellings.

Reason for County Review: Amendment of local law, as per §239-m.

Date of Full Statement: December 12, 2024.

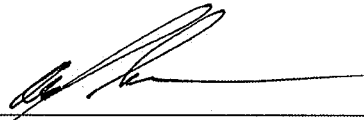
Comments:

The Department has received the above referenced local law and has found no evidence that significant intermunicipal or countywide impacts would result from its approval. We have no comments at this time.

County Recommendation: Local Determination

Date: January 7, 2025

Prepared by: Jennifer L. MacLeod, AICP
Senior Planner


Alan J. Sorensen, FAICP
Commissioner of Planning

As per NYS General Municipal Law 239-m & n, within 30 days of municipal final action on the above referred project, the referring board must file a report of the final action taken with the County Planning Department. For such filing, please use the final action report form attached to this review or available on-line at www.orangecountygov.com/planning.

**CITY OF MIDDLETOWN
NOTICE OF PUBLIC HEARING**

Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday, December 17, 2024, on or as near to 7:30 p.m. as possible, Common Council Chambers, 2nd floor, 16 James Street, to hear any and all persons wishing to be heard on the proposed zoning amendment to Chapter 475 creating a new Section 475-27.1 of Article IV, General Regulations which adopts a minimum square footage for all new single family dwellings constructed in the City of Middletown.

Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed zoning amendment.

The complete proposed zoning amendment is available in the office of the Common Council Clerk, City Hall, 16 James Street, room 12, and on the City Website.

For any person unable to participate at the time of the public hearing, email comments may be submitted in advance to rmccormack@middletownny.gov

By the order of the Common Council.

Richard P. McCormack
Clerk of the Common Council

Publish: 12/11/24 & 12/12/24
City Website



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

THE FOLLOWING WAS PRESENTED

By: Alderman Green
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 35-25

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

1/24/25

**CITY OF MIDDLETOWN COMMON COUNCIL RESOLUTION AND NOTICE OF
DETERMINATION OF NON-SIGNIFICANCE as it Pertains to Sub Divisions at the
Middletown Community Campus**

WHEREAS, the City of Middletown Common Council has been presented with proposals for three 2-lot minor subdivisions for properties located at 166-172 Seward Avenue, Middletown, New York, known as Middletown tax parcel Section 21, Block 2, Lot 1, 57-67 Dorothea Dix Drive, Middletown, New York, known as Middletown tax parcel Section 21, Block 2, Lot 6.2, and 122 Dorothea Dix Drive & 15 Ashley Avenue, Middletown, New York, known as Middletown tax parcel Section 21, Block 2, Lot 7.22, and

WHEREAS, the proposed subdivisions each constitute an Unlisted Action pursuant to the State Environmental Quality Review Act ("SEQRA") regulations, and

WHEREAS, the Common Council is the only involved agency under SEQRA for these

subdivision requests, and

WHEREAS, the Common Council has received a Short Environmental Assessment Form describing each of these three actions, and

WHEREAS, the Common Council has identified the relevant areas of environmental concern and thoroughly considered the criteria for determining significance set forth at 6 NYCRR Part 617.7 (c).

NOW, THEREFORE, BE IT RESOLVED that the City of Middletown Common Council declares itself Lead Agency with respect to these subdivision requests pursuant to 6 NYCRR § 617.6(b)(1), and be it

FURTHER RESOLVED that the Common Council, after reviewing the materials of each Application, including the Short EAFs, hereby determines that each application is an Unlisted Action under SEQRA, and be it

FURTHER RESOLVED that the Common Council hereby declares that none of proposed actions will result in a significant adverse impact on the environment, and an environmental impact statement will not be prepared for any of the three applications, and be it

FURTHER RESOLVED that these three Negative Declarations are made pursuant to Article 8 of the Environmental Conservation Law.

Prepared by:

Attachments:

1.	MTC08-24N Former State Hospital S RWzvNs9
2.	Lot 1 Subdivision Sketch
3.	Lot 7.21 Subdivision Sketch
4.	Lot 7.22 Subdivision Sketch
5.	Subdivision App Lot 1 - Signed
6.	Subdivision App Lot 7.21 - Signed
7.	Subdivision App Lot 7.22 - Signed
8.	Application SubdivisionREVISED
9.	12-12-24 Middletown, City NY 10847425



Steven M. Neuhaus
County Executive

Orange County Department of Planning

124 Main Street
Goshen, NY 10924-2124
Tel: (845) 615-3840
Fax: (845) 291-2533

Alan J. Sorensen, FAICP
Commissioner

www.orangecountygov.com/planning
planning@orangecountygov.com

County Reply – Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-l, m, & n

Local Referring Board: Middletown City Council

Applicant: City of Middletown

Project Name: Former State Hospital Subdivisions

Proposed Action: Subdivision of former State Hospital properties.

Reason for County Review: Within 500 feet of State Route 211, County Route 78, and a municipal boundary.

Date of Full Statement: January 9, 2025.

Referral ID #: MTC08-24N

Tax Map #: 21-2-1, 21-2-7.21 & 21-2-7.22

Local File #: N/A

Comments:

The Department has received the above referenced subdivisions and has found no evidence that significant intermunicipal or countywide impacts would result from their approval.

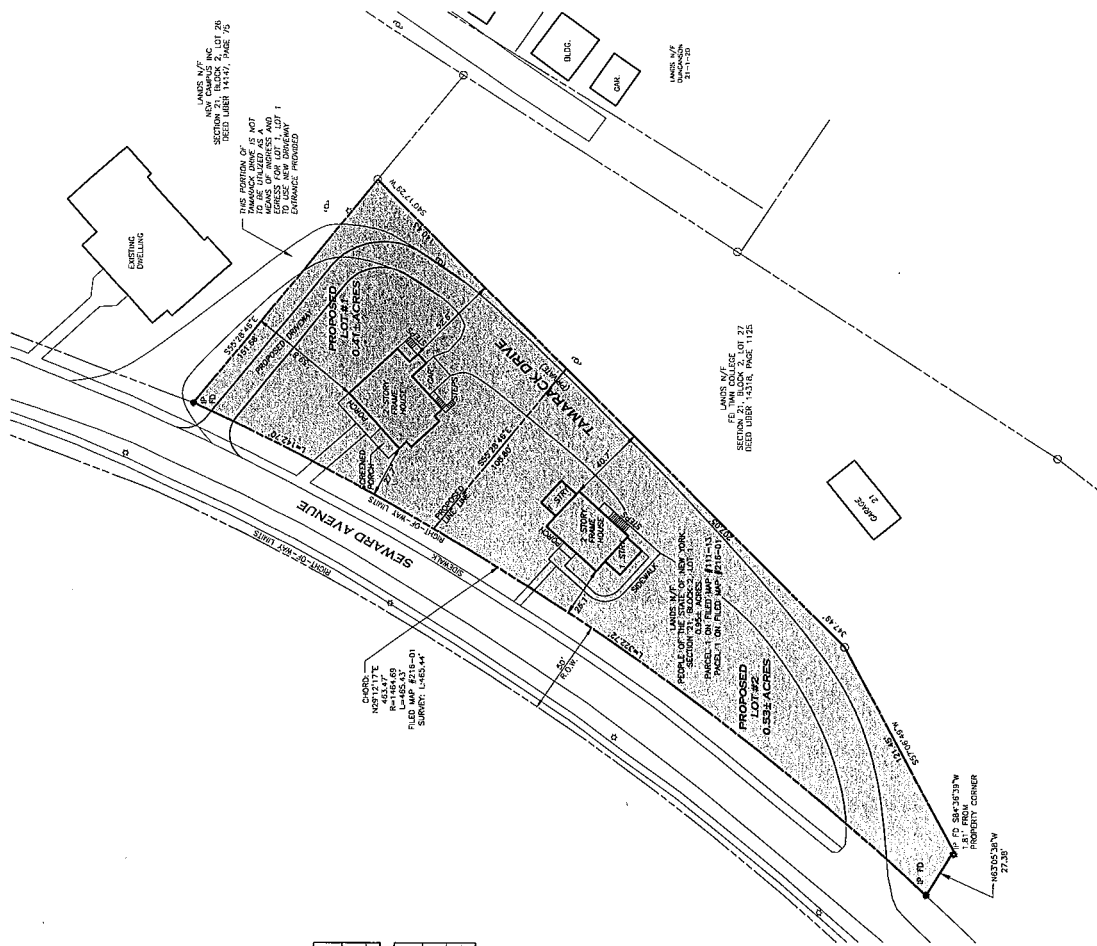
County Recommendation: Local Determination

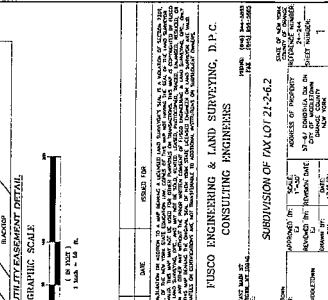
Date: January 10, 2025

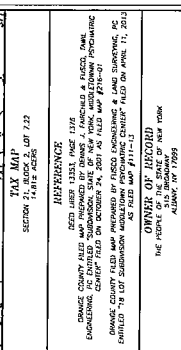
Prepared by: Jennifer MacLeod, AICP
Senior Planner

Alan J. Sorensen, FAICP
Commissioner of Planning

As per NYS General Municipal Law 239-m & n, within 30 days of municipal final action on the above referred project, the referring board must file a report of the final action taken with the County Planning Department. For such filing, please use the final action report form attached to this review or available on-line at www.orangecountygov.com/planning.







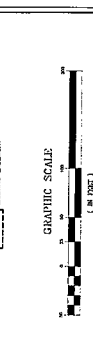
C-3A DISTRICT

TABLE OF ZONING REQUIREMENTS

LOT AREA (SQT. FT.)	MIN. LOT AREA (SQT. FT.)	MIN. LOT WIDTH (FEET)	MIN. LOT DEPTH (FEET)	MIN. LOT COVERAGE (PERCENT)	MIN. STORY HEIGHT (FEET)	MAX. STORY HEIGHT (FEET)	MAX. STORY HEIGHT (FEET)	MAX. STORY HEIGHT (FEET)
7,500 SQ'	7,500 SQ'	75'	N/A	N/A	N/A	N/A	N/A	N/A

LOTS AND BUILDINGS AS SHOWN

LOT AREA (SQT. FT.)	MIN. LOT AREA (SQT. FT.)	MIN. LOT WIDTH (FEET)	MIN. LOT DEPTH (FEET)	MIN. LOT COVERAGE (PERCENT)	MIN. STORY HEIGHT (FEET)	MAX. STORY HEIGHT (FEET)	MAX. STORY HEIGHT (FEET)	MAX. STORY HEIGHT (FEET)
45,000 SQ'	45,000 SQ'	137'	N/A	N/A	N/A	N/A	N/A	N/A
15,000 SQ'	15,000 SQ'	45'	N/A	N/A	N/A	N/A	N/A	N/A
2	2							

[illegible]

2 inch = 50 ft.

CITY OF NEW YORK SIGNATURE BLOCK

[illegible]

FUSCO ENGINEERING & LAND SURVEYING, P.C.

CONSULTING ENGINEERS

ST MARY ST.
ALBANY, NY 12204
PHONE: (518) 244-5063
FAX: (518) 206-2072

SUBDIVISION OF TAX LOT 21-2-7.22

STATE OF NEW YORK
COUNTY OF ORANGE

APPROVED BY:	6J	REVIEWED BY:	REVISION DATE:
1"=50'		1"=50'	
ADDRESS OF PROPERTY		122 DOROTHEA LUX DR	
CITY, STATE, ZIP		A. 315 800 E. V. AVE.	
SUBJECT MATTER:		24-244	

1
CITY OF MIDDLETOWN
ORANGE COUNTY
CALIF.

100	May 1, 1964	12/6/24	NEW YORK	PAGE: 1 OF 1
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City of Middletown
Middletown, New York
APPLICATION FOR Subdivision
APPLICATION FEE: \$250.00
ESCROW FEE: \$100.00

Number of Lots of the Subdivision 2 Current Zone I-IA

Section 21 Block 1 Lot 1

Address of Subject Property 166-172 Seward Avenue

Owner of Property City of Middletown

Owner Address 16 James Street

City Middletown State NY Zip 10940

Telephone: Home 845-346-4100 Cell:

Email jtawill14@yahoo.com

Applicant Name City of Middletown

If different from Owner

Applicant Address N/A

City State Zip

Telephone: Home Cell:

Email

Minor (2-3 lots) <u>X</u>	\$250.00	Paid <u>Waived</u>
Plus Escrow <u></u>	\$100.00	Paid <u></u>
Major (over 3 lots) <u></u>	\$500.00	Paid <u></u>

Plus \$100 per lot for each lot over 10 lots, and \$1000.00 escrow to be replenished if required

NOTE: Over 4 lot subdivision will go to Planning Board for recommendation before going to Common Council.

Proposed uses; List the number of proposed lots and uses, which are to be created by this subdivision if approved. Additional sheets may be attached if more space is required.

2 lot subdivision

Zoning; In the space provided list all lots or areas which would require a re-zoning of any zoning district. List all factors dealing with the requested re-zoning. Additional sheets may be attached if more space is required.

N/A

Non Compliance of Zoning; In the space provided list all lots, which are not in compliance with the zoning regulations of the City of Middletown. Provide all information from the zoning ordinance in which the lot is non-compliant and the reasons therefore. Additional sheets may be attached if more space is required.

N/A

NOTE; if any of the new lots are non-compliant to the City of Middletown zoning code you may be required to apply to the ZBA for a variance.

A notarized letter from the property owner granting permission to seek the zone change or addition, if the applicant is not the owner, is required for all applications.

NOTE: As per SEQRA law a short form EAF will be required with all applications

Sign at the place indicated and print name

Signature of applicant



Print Name and title Jacob Tawil, Commissioner

Date 12/16/2024

TO BE FILLED OUT BY THE CITY CLERK'S OFFICE

A fee of \$250.00 was collected on _____

Escrow Amount \$100.00 on _____

Signature of Clerk or Designee

Date

Application & Instructions for Subdivisions

A subdivision application is deemed to be accepted by the Common Council when completed applications along with the required fees are in possession of the Clerk.

All applications will be referred to the Common Council Planning Committee. Placement on the agenda is on a first come, first serve basis. The Committee chairperson will schedule the meeting and you will be notified of the date and time. Applications must be in possession of the chair of the Committee at least two weeks before the scheduled meeting.

Each application for a subdivision shall be accompanied by a non-refundable fee of \$250.00 and an escrow fee of \$100.00 used for the public hearing notice. If the entire escrow amount is not used the balance will be refunded to the applicant. The clerk office will require 14 copies of the application and subdivision maps submitted with all the fees.

Additional fees may be required if the Common Council determines that an engineer's review is necessary. If an engineer's review is necessary the applicant must deposit \$500.00 with the clerk to cover engineering fees. If the entire amount is not used the balance will be refunded to the applicant. Additional amounts may be required if necessary.

The Common Council shall fix the time of the public hearing after the Committee has approved the subdivision. Notice of the public hearing shall be published in the official City newspaper for two successive days. Publication of such notice shall begin at least five days before the hearing. The Common Council may require giving additional notice to persons particularly interested or affected in any given location.

A list of names and addresses will be given to you after the Committee approves the subdivision. A letter when the public hearing will be scheduled will be supplied to you and you will be required to mail to all names and addresses when the public notice is in the official newspaper. You will be required to supply a proof of mailing from the post office at the public hearing. If this proof of mailing is not supplied at the public hearing, the hearing will be canceled.

At the public hearing, a presentation of the facts of the subdivision is required by the applicant. You may present all information and data you desire. You may be represented by anyone of your choice. The public will also be provided an opportunity to speak. The members of the Common Council or staff may ask you questions.

If the Common Council approves, at the next scheduled meeting the resolution will be on the agenda to approve the subdivision.

If the subdivision is granted you will have to provide final plans with any changes for the Commissioner of Public Works and the City Clerk to sign and then you will also be required to submit to the County. The City of Middletown will require two (2) final signed paper copies and one (1) PDF copy submitted to the City Clerk.



City of Middletown
Middletown, New York
APPLICATION FOR Subdivision
APPLICATION FEE: \$250.00
ESCROW FEE: \$100.00

Number of Lots of the Subdivision 2 Current Zone I-IA & R-1

Section 21 Block 1 Lot 7.21

Address of Subject Property 57-67 Doprthea Dix Dr

Owner of Property City of Middletown

Owner Address 16 James Street

City Middletown State NY Zip 10940

Telephone: Home 845-346-4100 Cell: _____

Email jtawil14@yahoo.com

Applicant Name City of Middletown

If different from Owner

Applicant Address N/A

City _____ State _____ Zip _____

Telephone: Home _____ Cell: _____

Email _____

Minor (2-3 lots) <u>X</u>	\$250.00	Paid <u>Waived</u>
Plus Escrow _____	\$100.00	Paid _____
Major (over 3 lots) _____	\$500.00	Paid _____

Plus \$100 per lot for each lot over 10 lots, and \$1000.00 escrow to be replenished if required

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2 lot subdivision

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N/A

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N/A

NOTE; if any of the new lots are non-compliant to the City of Middletown zoning code you may be required to apply to the ZBA for a variance.

A notarized letter from the property owner granting permission to seek the zone change or addition, if the applicant is not the owner, is required for all applications.

NOTE: As per SEQRA law a short form EAF will be required with all applications

Sign at the place indicated and print name

Signature of applicant 

Print Name and title Jacob Tawil, Commissioner Date 12/16/2024

TO BE FILLED OUT BY THE CITY CLERK'S OFFICE

A fee of \$250.00 was collected on _____

Escrow Amount \$100.00 on _____

Signature of Clerk or Designee

Date

Application & Instructions for Subdivisions

A subdivision application is deemed to be accepted by the Common Council when completed applications along with the required fees are in possession of the Clerk.

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At the public hearing, a presentation of the facts of the subdivision is required by the applicant. You may present all information and data you desire. You may be represented by anyone of your choice. The public will also be provided an opportunity to speak. The members of the Common Council or staff may ask you questions.

If the Common Council approves, at the next scheduled meeting the resolution will be on the agenda to approve the subdivision.

If the subdivision is granted you will have to provide final plans with any changes for the Commissioner of Public Works and the City Clerk to sign and then you will also be required to submit to the County. The City of Middletown will require two (2) final signed paper copies and one (1) PDF copy submitted to the City Clerk.



City of Middletown
Middletown, New York
APPLICATION FOR Subdivision
APPLICATION FEE: \$250.00
ESCROW FEE: \$100.00

Number of Lots of the Subdivision 2 Current Zone C-3A

Section 21 Block 1 Lot 7.22

Address of Subject Property 122 Dorothea Dix Dr & 15 Ashley Ave

Owner of Property City of Middletown

Owner Address 16 James Street

City Middletown State NY Zip 10940

Telephone: Home 845-346-4100 Cell: _____

Email jtawill4@yahoo.com

Applicant Name City of Middletown

If different from Owner

Applicant Address N/A

City _____ State _____ Zip _____

Telephone: Home _____ Cell: _____

Email _____

Minor (2-3 lots) <u>X</u>	\$250.00	Paid <u>Waived</u>
Plus Escrow _____	\$100.00	Paid _____
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NOTE: As per SEQRA law a short form EAF will be required with all applications

Sign at the place indicated and print name

Signature of applicant



Print Name and title Jacob Tawil, Commissioner

Date 12/16/2024

TO BE FILLED OUT BY THE CITY CLERK'S OFFICE

A fee of \$250.00 was collected on _____

Escrow Amount \$100.00 on _____

Signature of Clerk or Designee

Date

Account Number:	684389
Customer Name:	Middletown, City
Customer Address:	City of Middletown 16 James ST Kelly C Middletown NY 10940-5724
Contact Name:	Martina Tu
Contact Phone:	
Contact Email:	mtu@middletown-ny.com
PO Number:	

Date:	12/10/2024
Order Number:	10847425
Prepayment Amount:	\$ 0.00

Column Count:	1.0000
Line Count:	4.6127
Height in Inches:	0.0000

Print			
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Product	#Insertions	Start - End	Category
MDL Times Herald-Record	2	12/12/2024 - 12/13/2024	Govt Public Notices
MDL recordonline.com	2	12/12/2024 - 12/13/2024	Govt Public Notices

Total Cash Order Confirmation Amount Due	\$61.56
Tax Amount	\$0.00
Service Fee 3.99%	\$2.46
Cash/Check/ACH Discount	-\$2.46
Payment Amount by Cash/Check/ACH	\$61.56
Payment Amount by Credit Card	\$64.02

As an incentive for customers, we provide a discount off the total order cost equal to the 3.99% service fee if you pay with Cash/Check/ACH. Pay by Cash/Check/ACH and save!

Order Confirmation Amount:	\$61.56
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Ad Preview

CITY OF MIDDLETOWN NOTICE OF PUBLIC HEARING

Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday, December 17, 2024, on or as near to 7:30 p.m., as possible, Common Council Chambers, 2nd floor, 16 James Street, to hear any and all persons wishing to be heard on the 3 proposed 2 lot subdivisions at 166-178 Seward Ave, 57-67 Dorothea Dix Drive, 122 Dorothea Dix Drive and 15 Ashley Ave.

Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed subdivisions.

The complete proposed application and map of the property for the subdivisions are available in the office of the Common Council Clerk, City Hall, 16 James Street, room 12, and on the City Website.

For any person unable to participate at the time of the public hearing, email comments may be submitted in advance to rmccormack@middletownny.gov

By the order of the Common Council.

Richard P. McCormack
Clerk of the Common Council

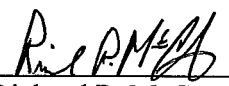


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

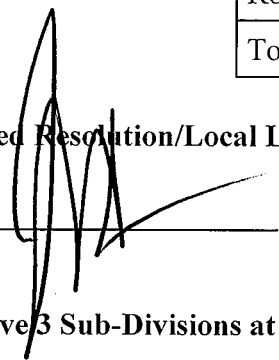
By: Alderman Johnson
Seconded by: Alderman Tobin
Date of Adoption: January 21, 2025
Index No: 36-25

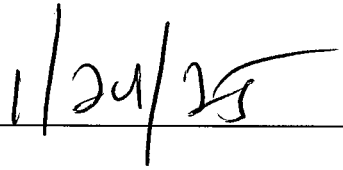
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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 Approve 3 Sub-Divisions at the Middletown Community Campus

WHEREAS, the applicant, City of Middletown, has submitted proposals for three 2-lot minor subdivisions for properties located at 166-172 Seward Avenue, Middletown, New York, known as Middletown tax parcel Section 21, Block 2, Lot 1, 57-67 Dorothea Dix Drive, Middletown, New York, known as Middletown tax parcel Section 21, Block 2, Lot 6.2, and 122 Dorothea Dix Drive & 15 Ashley Avenue, Middletown, New York, known as Middletown tax parcel Section 21, Block 2, Lot 7.22, and

WHEREAS, the purpose of the subdivision of 166-172 Seward Avenue is to allow the conveyance of a portion of this lot for commercial use and/or economic development purposes, and

WHEREAS, the purpose of the subdivision of 57-67 Dorothea Dix Drive is to allow the conveyance of a portion of this lot to Fei Tian College/Northern College/Northern University for

college and community uses such as recreational, athletic programs, dance and music programs, gym, studios, offices, theatre and conference facility, and

WHEREAS, the purpose of the subdivision of 122 Dorothea Dix Drive & 15 Ashley Avenue is to allow the conveyance of a portion of this lot to Fei Tian College/Northern College/Northern University for college uses, and educational and student services, and

WHEREAS, all notices and obligations required by General Municipal Law Section 239-m have been performed, and no objections have been received, and

WHEREAS, the applicant has complied with all applicable requirements for final subdivision approvals, and

WHEREAS, a public hearing was held on January 21, 2025.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Middletown that final subdivision approval be and hereby is granted to

(1) the application to subdivide the property located at Section 21, Block 2, Lot 1 as shown on a map entitled "Subdivision of Tax Lot 21-2-1" prepared by Fusco Engineering & Land Surveying, P.C., dated December 6, 2024, and filed in the Office of the Middletown Common Council Clerk;

(2) the application to subdivide the property located at Section 21, Block 2, Lot 6.2 as shown on a map entitled "Subdivision of Tax Lot 21-2-6.2" prepared by Fusco Engineering & Land Surveying, P.C., dated December 6, 2024, and filed in the Office of the Middletown Common Council Clerk;

(3) the application to subdivide the property located at Section 21, Block 2, Lot 7.22 as shown on a map entitled "Subdivision of Tax Lot 21-2-7.22" prepared by Fusco Engineering & Land Surveying, P.C., dated December 6, 2024, and filed in the Office of the Middletown Common Council Clerk;

and

BE IT FURTHER RESOLVED by the Common Council that the applicant is directed to submit all necessary documents to the Office of the Orange County Clerk to file and record these three subdivisions within 60 days of this Resolution.

Prepared by:

Attachments:

None

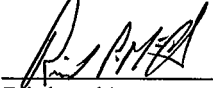


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

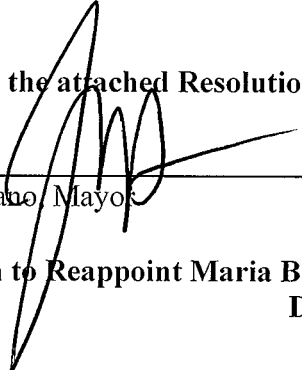
By: Alderman Masi
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 37-25

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.

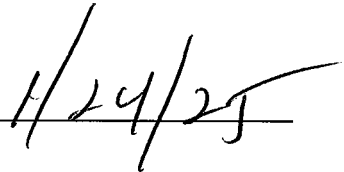

Richard P. McCormack
Clerk to the Common Council

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 Reappoint Maria Bruni as the Director of Economic & Community Development

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Maria Bruni as the Director of Economic & Community Development for a 1 year term, expiring on December 31, 2025.

Prepared by:

Attachments:

None

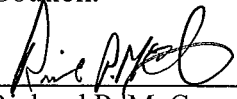


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

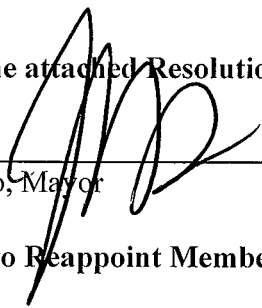
By: Alderman Witt
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 38-25

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.

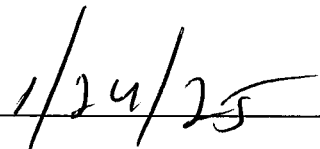

Richard P. McCormack
Clerk to the Common Council

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 Reappoint Members of the Industrial Development Agency (IDA)

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of the following individuals to the Industrial Development Agency for a 1-year term expiring on December 31, 2025:

Joseph M. DeStefano
Andrew Britto
Anthony Cantoli
David Madden
Wayne Hawkins
Elizabeth Nemeth
Brian Seigerman

Prepared by:

Rick McCormack, City Clerk

Attachments:

None

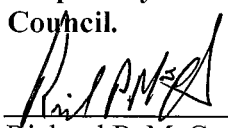


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

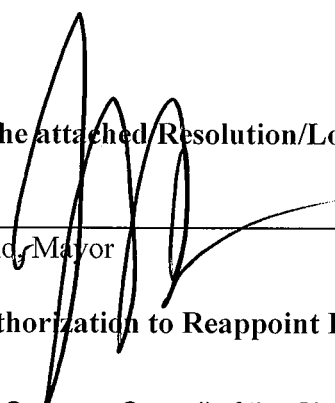
By: Alderman Kleiner
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 39-25

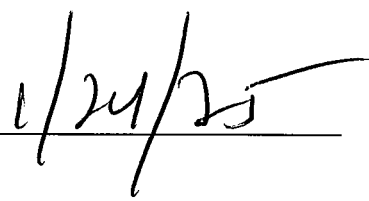
I hereby certify that the attached is a true copy of a Resolution and/or Local Law adopted by the City of Middletown Common Council.


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 Reappoint Peter Laskaris as City Historian

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Peter Laskaris as city historian, for a term expiring on December 31, 2025.

Prepared by:

Attachments:

None

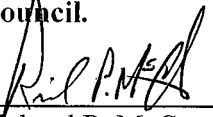


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

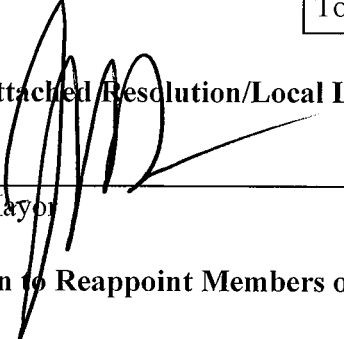
By: Alderman Jean-Francois
Seconded by: Alderman Tobin
Date of Adoption: January 21, 2025
Index No: 40-25

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.

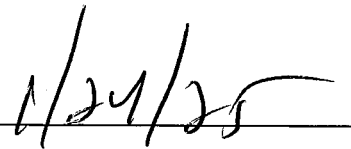

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

Authorization to Reappoint Members of the Electrical Licensing Board

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of members of the electrical licensing board for a term expiring on December 31, 2025.

Jerry Caliendo
Tom Murtaugh
Walter Welch
Robert Metz
Mark Fellenzer

Prepared by:

Attachments:

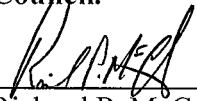


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

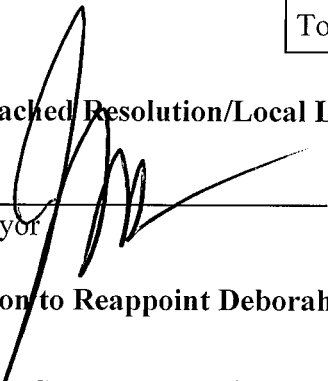
By: Alderman Johnson
Seconded by: Alderman Jean-Francois
Date of Adoption: January 21, 2025
Index No: 41-25

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.

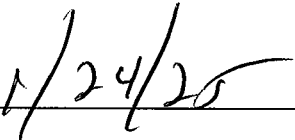

Richard P. McCormack
Clerk to the Common Council

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 Reappoint Deborah Mills the Police Commission

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Deborah Mills to the Police Commission for a 4-year term, expiring on December 31, 2028.

Prepared by:

Attachments:

None

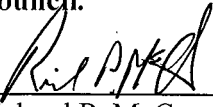


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

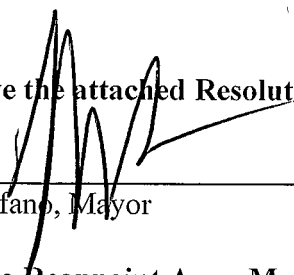
By: Alderman Tobin
Seconded by: Alderman Jean-Francois
Date of Adoption: January 21, 2025
Index No: 42-25

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.

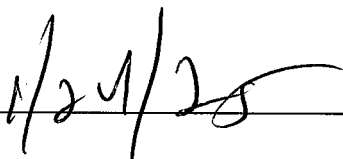

Richard P. McCormack
Clerk to the Common Council

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 Reappoint Anna Madden and Alvaro Garcia to the Architectural Review Board

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Anna Madden and Alvaro Garcia to the Architectural Review Board for a 3-year term, expiring on December 31, 2027.

Prepared by:

Attachments:

None



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

THE FOLLOWING WAS PRESENTED

By: Alderman Green
Seconded by: Alderman Jean-Francois
Date of Adoption: January 21, 2025
Index No: 43-25

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 Reappoint Members of the Board of Examining Plumbers

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment William Hayden and Mel Skinner to the Board of Examining Plumbers for a 3-year term, expiring on December 31, 2027.

Prepared by:

Attachments:

None

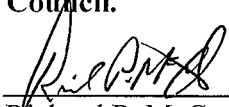


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

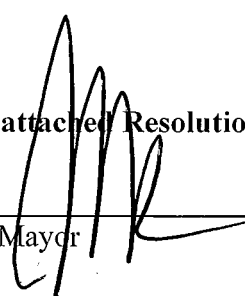
By: Alderman Witt
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 44-25

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.

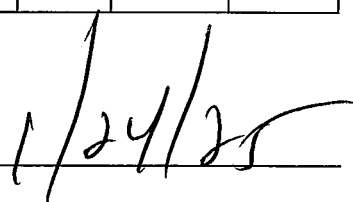

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

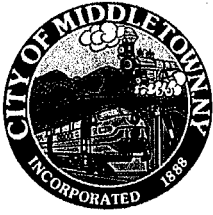
Authorization to Appoint Kalyani Ramkissoon as a non-voting delegate (student) to the Recreation Commission

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's appointment of Kalyani Ramkissoon as a non-voting delegate (student) to the Recreation Commission.

Prepared by:

Attachments:

None

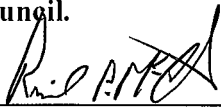


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

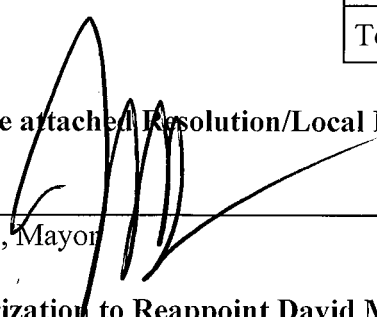
By: Alderman Masi
Seconded by: Alderman Tobin
Date of Adoption: January 21, 2025
Index No: 45-25

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.

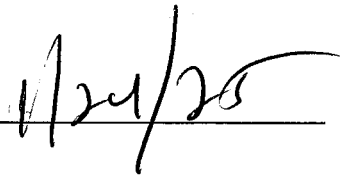

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

Authorization to Reappoint David Madden to the Planning Board

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of David Madden to the Planning Board for a 7-year term, expiring on December 31, 2031.

Prepared by:

Attachments:

None

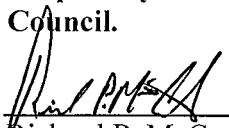


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

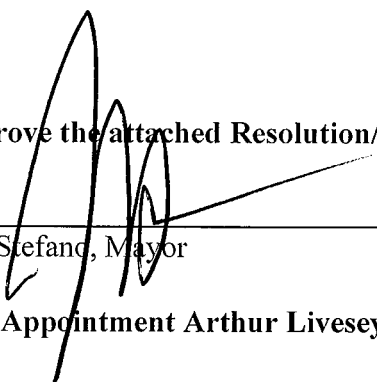
By: Alderman Witt
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 46-25

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.

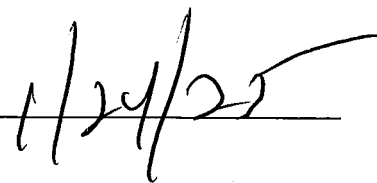

Richard P. McCormack
Clerk to the Common Council

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


1/24/25

Appointment Arthur Livesey to the Board of Assessment Review

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Arthur Livesey to the Board of Assessment Review for a term expiring on September 30, 2029.

Prepared by:

Attachments:

None



**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: January 21, 2025
Index No: 47-25

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	7		1	1

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

1/21/25

Authorization to Reappoint Wendy Rodrigues to the Zoning Board of Appeals

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Wendy Rodrigues to the Zoning Board of Appeals to a 5-year term, expiring on December 31, 2029.

Prepared by:

Attachments:

None



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

THE FOLLOWING WAS PRESENTED

By: Alderman Tobin
Seconded by: Alderman Green
Date of Adoption: January 21, 2025
Index No: 48-25

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

1/29/25

Authorization to Reappoint Richard Croughan as Assistant Corporation Counsel

BE IT RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Richard Croughan to serve as Assistant Corporation Counsel for a term expiring on December 31, 2025.

Prepared by:

Attachments:

None

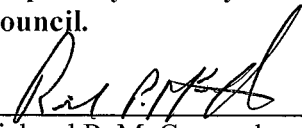


**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: Alderman Jean-Francois
Seconded by: Alderman Kleiner
Date of Adoption: January 21, 2025
Index No: 49-25

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.

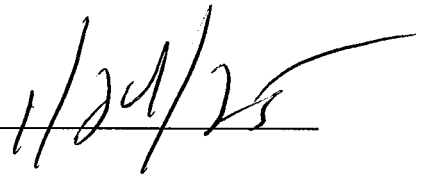

Richard P. McCormack
Clerk to the Common Council

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 Award Bids for Ornamental Light Fixtures in the Business Improvement District to Kandel Brothers of Middletown

WHEREAS the City has advertised and received bids for the furnishing of ornamental streetlights in the Business Improvement District; and

WHEREAS the bids were received and opened by the Board of Estimate and Apportionment on April 30, 2024, and

WHEREAS the Commissioner of Public Works is requesting the bids be awarded to the second lowest bidder, Kandel Brothers of Middletown, due to a better quality product;

NOW THEREFORE BE IT RESOLVED that the Common Council of the City of Middletown hereby awards the bid for 150, plus 5 spare light fixtures only, as manufactured by Holophane, at a unit price of \$1,224.00 for a total cost of \$189,720 to Kandel Brothers of Middletown.

Prepared by:
Jacob Tawil

Attachments:

1.	#26122 Resolution
2.	aucl3 (2)
3.	C14173-DWG06
4.	QUOTE 38880
5.	QUOTE 38882



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

THE FOLLOWING WAS PRESENTED

By Ald. Wray

Sec'd by Ald. Johnson

Date of Adoption: October 3, 2023

Index No: 194-23

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	9			

Resolution accepting a \$500,000 Grant for the Purchase and Installation of New Decorative Light Poles and Light Fixtures In The Downtown

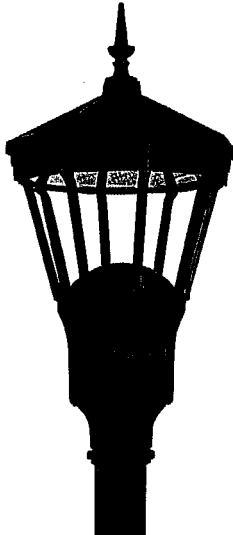
BE IT RESOLVED that the Common Council of the City of Middletown, NY, does hereby concur with the Board of Estimate and Apportionment to accept DASNY Grant #26122 for the amount of \$500,000.00, and to authorize the Mayor, as the sole signatory, to sign any and all documents pertaining to this grant.

This grant will be used to purchase and install approximately 150 decorative light poles and light fixtures for streets/sidewalks in the downtown. These will replace the existing downtown decorative light poles and fixtures. This grant was secured by Assemblywoman Gunther.

Catalog Number	AUCL3 P40 40K MVOLT FC3 BK SK AO	
Notes	Type	

AUCL3

Utility Arlington Series Luminaire Full Cutoff LED3



Mechanical

- Heavy grade A360 cast aluminum (<1% copper)
- Tool-less access with a spring-loaded latch
- Hidden hinge door allowing the door to swing open and remain open
- Optional internal or external NEMA twist lock photocontrol receptacle. Housing contains a tempered glass window to allow light to reach the cell for internal versions.
- Mount to slip-fitter that will accept 3" high by 2-7/8" to 3-1/8" O.D. pole tenon
- Decorative top cover contains stainless steel hinge which secures entry the LED optical chamber
- Polyester power coat paint to ensure maximum durability
- Rigorous multi-stage pre-treating and painting process yields a finish that achieves a scribe creepage rating of 8 (per ASTM D1654) after over 5,000 hours exposure to salt fog chamber (operated per ASTM B117) on standard and RAL finish options.
- RAL (RALxxxxSDCR) paint colors are Super Durable Corrosion Resistant, 80% gloss.

Electrical

- Surge protection meets ANSI/IEEE C62.41.2 10kV/10kA.
- Standard SPD meets 20kV/10kA per ANSI C136.2-2015.
- Quick disconnect connectors for ease of installation and maintenance.
- Three pole terminal block is standard, with optional prewired leads for ease of installation
- LED electronic 0-10v dimmable driver meets maximum total harmonic distortion (THD) of 20%, >0.90 Power Factor and is ROHS compliant.
- Minimum operating temperature is -40°C.
- Electronic driver has an estimated minimum life of 100,000 hours at 25°C.

Optical

- IP65 rated optical compartment
- LED circuit board located in the top cover
- Asymmetric or Symmetric zero uplight distributions
- 2700K, 3000K and 4000K CCT
- 70CRI Standard

Control Options

- Field Adjustable Output (AO) module - Onboard device that adjusts the light output and input wattage to meet site specific requirements. The AO module is preset at the factory to position number 8
- nLight Air rSBOR6 outdoor fixture-mounted motion and photo-sensor, features a dual radio to communicate wirelessly to other nLight Air devices for group response to motion, on/off control in response to daylight and by switch - RSBOR6

- Long life photocontrol, 20 years - PCLL, P34 and P48 with DTL
- 7 pin photocontrol receptacles internally (PR7) or externally (PR7E) mounted in place of the finial
- DTL DIN dedicated bracket with external mounted antenna - DINBRA

Manufacturing

- Manufactured in Crawfordsville, Indiana, ARRA compliant
- 100% electrical testing on all luminaires before shipment
- Ten (10) years minimum experience in manufacturing LED based products

Certification and Standards

- Luminaire shall be UL 1598 - Wet Location Safety Listing
- Suitable for operation in an ambient temperature -40°C (40°F) to 40°C (104°F) per UL certification for performance packages P05 thru P100 Type 2, 3 & 5 no glass, P05 thru P90 Type 2, 3, 4 & 5 clear glass and P05 thru P90 Type 3 & 5 frosted glass
- Suitable for operation in an ambient temperature -40°C (40°F) to 35°C (95°F) per UL certification for performance packages P100 Type 45 no glass, P100 Type 2, 3, 4 & 5 clear glass and P100 Type 3 & 5 frosted glass
- LM79 compliant
- DesignLights Consortium® (DLC) qualified product. Not all versions of this product may be DLC qualified. Please check the DLC Qualified Products List at www.designlights.org/QPL to confirm which versions are qualified.

Government Procurement

BAA - Buy America(n) Act: Product qualifies as a domestic end product under the Buy American Act as implemented in the FAR and DFARS. Product also qualifies as manufactured in the United States under DOT Buy America regulations.

BABA - Build America Buy America: Product qualifies as produced in the United States under the definitions of the Build America, Buy America Act.

Please refer to www.acuitybrands.com/resources/buy-american for additional information.

Warranty

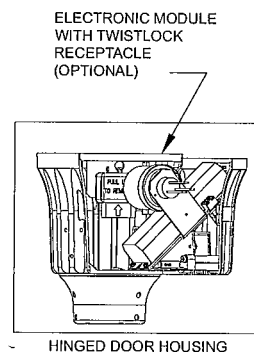
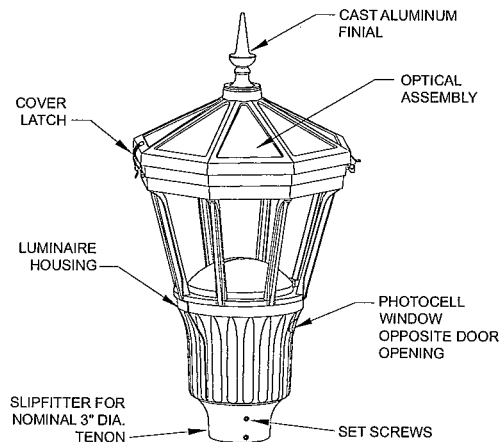
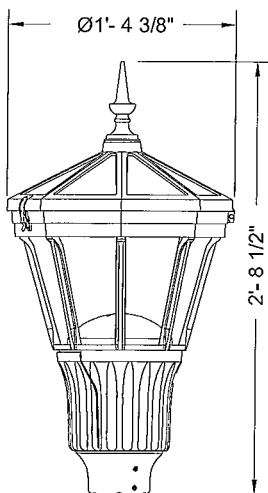
5-year limited warranty. This is the only warranty provided and no other statements in this specification sheet create any warranty of any kind. All other express and implied warranties are disclaimed. Complete warranty terms located at: www.acuitybrands.com/support/warranty/terms-and-conditions.

Note: Actual performance may differ as a result of end-user environment and application.

All values are design or typical values, measured under laboratory conditions at 25 °C. Specifications subject to change without notice.



DIMENSIONAL DATA



Maximum Weight - 36 lbs
Maximum Effective Projected Area - 1.38 sq. ft.

AUCL3

Utility Arlington Series Luminaire Full Cutoff LED3



ORDERING INFORMATION (refer to page 3 for configurable options)

Example: AUCL3 P20 30K MVOLT FC3 BK NF PR7E

AUCL3	P40	40K	MVOLT	FC3	BK	SK
Series	Led performance package	LED Color temperature	Voltage	Optics	Housing Color	Finial
AUCL3 Utility Arlington LED FCO	P05 3,800 nominal lumens	27K 2700K CCT	MVOLT Auto-sensing voltage (120 thru 277) 50/60 HZ	FC2 Type 2 distribution full cutoff	BK Black	NF None
	P10 5,000 nominal lumens	30K 3000K CCT			GR Gray	BL Ball
	P20 6,100 nominal lumens	40K 4000K CCT	HVOLT Auto-sensing voltage (347 thru 480) 50/60 HZ	FC3 Type 3 distribution full cutoff	GH Graphite	SK Spike
	P30 7,600 nominal lumens				GN Green	
	P40 8,800 nominal lumens		XVOLT Auto-sensing voltage (277 thru 480V) with enhanced power quality protection	FC4 Type 4 distribution full cutoff	PP Prime paint	
	P50 10,000 nominal lumens				WH White	
	P60 10,900 nominal lumens			FC5 Type 5 distribution full cutoff	BZ Bronze	
	P70 11,700 nominal lumens				RALxxxxSDCR RAL Super Durable Corrosion Resistant, 80% Gloss Paint, replace xxxx with RAL number.	
	P80 12,600 nominal lumens				CMC Custom color match	
	P90 13,600 nominal lumens					
	P100 14,600 nominal lumens					

AO

Options: Option Compatibility Matrix on page 3 of 4

CONTROLS OPTIONS		PREWIRED LEAD OPTIONS	OPTIC OPTIONS
AO	Field Adjustable Output	L1H 1.5 ft prewired leads	CLGL Clear tempered glass lens
DINBRA	DTL DIN node bracket with external mounted antenna, DTL DIN node ordered and shipped separately	L03 3 ft prewired leads	FRGL 10% Frosted tempered glass lens
PR7	NEMA twistlock dimming photocontrol receptacle - 7 pin	L10 10 ft prewired leads	HSS Louvered house side shield
PR7E	NEMA twistlock dimming photocontrol receptacle - 7 Pin (Must use NF Finial Option)	L20 20 ft prewired leads	LEM REVEAL COLOR OPTIONS
PCLL	Long Life DTL Twistlock Photocontrol for Solid State, MVOLT	L25 25 ft prewired leads	MHC LEM Reveal Plate Painted to match Housing Color
P34	Long Life DTL Twistlock Photocontrol for Solid State, 347V	L30 30 ft prewired leads	NEMA LABEL OPTIONS
P48	Long Life DTL Twistlock Photocontrol for Solid State, 480V		NL1X1 1" X 1" ANSI Wattage Label
SH	Shorting Cap		NL2X2 2" X 2" ANSI Wattage Label
RSBOR6	nLight Motion Sensing Photocontrols		

Accessories: Order as separate catalog number.

HOUSE SIDE SHIELD		SURGE PROTECTION KITS	
CLHSSNG25	No glass, Type 2 & Type 5 - Louvered house side shield	SPDPLUGIN	MVOLT-20KV Replacement for 120-277V 20KV/ 10KA
CLHSSNG34	No glass, Type 3 & Type 4 - Louvered house side shield	SPDPLUGIN	HVOLT-20KV Replacement for 347-480V 20KV/ 10KA
CLHSSGL25	Glass, Type 2 & Type 5 - Louvered house side shield		
CLHSSGL34	Glass, Type 3 & Type 4 - Louvered house side shield		

FINIAL INFORMATION

Mark Appropriate Box for Finial Options



Spike (SK)

☒

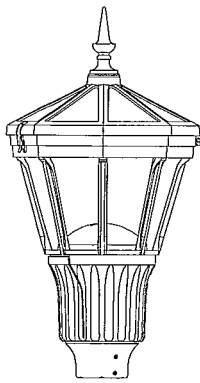


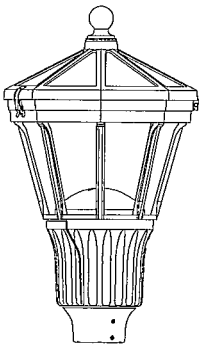
Ball (BL)

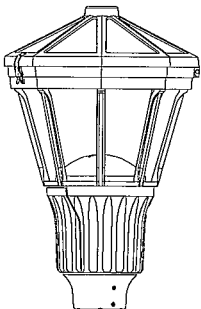
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No Finial (NF)

☐







OPTIONS MATRIX

Option Matrix		Performance Package										Voltage			Distribution				Hanks			Options															
		P05	P10	P20	P30	P40	P50	P60	P70	P80	P90	P100	MVOLT	HVOLT	XVOLT	FC2	FC3	FC4	FC5	BL	NF	SK	AO	DALI	DINBRA	PR7	PR7E	PCLL	PC34	PC48	RSBOR6	SH	HSS	MHC	CLGL	FRGL	
Performance Package	P05		N	N	N	N	N	N	N	N	N	Y	N	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
	P10	N		N	N	N	N	N	N	N	N	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P20	N	N		N	N	N	N	N	N	N	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P30	N	N	N		N	N	N	N	N	N	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P40	N	N	N	N		N	N	N	N	N	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P50	N	N	N	N	N		N	N	N	N	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P60	N	N	N	N	N	N		N	N	N	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P70	N	N	N	N	N	N	N		N	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P80	N	N	N	N	N	N	N	N		N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	
	P90	N	N	N	N	N	N	N	N	N		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y
P100	N	N	N	N	N	N	N	N	N	N		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	C	
Voltage	MVOLT	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		N	N	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	N	N	Y	Y	Y	Y	Y	Y	Y	
	HVOLT	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	N		N	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	N	Y	Y	N	Y	Y	Y	Y	Y	Y		
	XVOLT	N	N	N	N	N	N	N	Y	Y	Y	N	N		Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	N	Y	Y	N	Y	Y	Y	Y	Y	Y		
Distribution	FC2	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		N	N	N	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	
	FC3	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N		N	N	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		
	FC4	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N		N	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N		
	FC5	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N		Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		
Hanks	BL	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		N	N	Y	RFD	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y		
	NF	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N		N	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		
	SK	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N		Y	RFD	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y		
Options	AO	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		N	N	Y	Y	N	N	N	N	Y	Y	Y	Y	Y		
	DALI	RFD	RFD	RFD	RFD	RFD	RFD	RFD	RFD	RFD	RFD	RFD	N	N	RFD	RFD	RFD	RFD	RFD	RFD	RFD	N		RFD	N	N	N	N	N	N	N	N	RFD	RFD	RFD	RFD	
	DINBRA	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	RFD		N	N	N	N	N	N	N	Y	Y	Y	Y		
	PR7	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	N	N	N	N	N	N	Y	Y	Y	Y	Y		
	PR7E	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	N	Y	N	N	N		Y	Y	Y	Y	Y	Y	Y	Y			
	PCLL	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	Y	Y	Y	Y	Y	Y	N	N	N	Y	Y		N	N	N	Y	Y	Y	Y	Y		
	PC34	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	Y	Y	N		N	N	N	Y	Y	Y	Y		
	PC48	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	N	Y	Y	N	N		N	N	Y	Y	Y	Y		
	RSBOR6	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N	Y	Y	Y	Y	Y	Y	Y	N	N	N	N	N	N	N	N		N	Y	Y	Y	Y		
	SH	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	N	N	N	N		Y	Y	Y	Y		
	HSS	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y		
	MHC	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N		
	CLGL	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N		
	FRGL	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	C	Y	Y	Y	N	Y	N	Y	Y	Y	Y	RFD	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	N			

Y = Combination available / N = Combination not available / RFD = Additional information required, consult factory

LUMEN AMBIENT TEMPERATURE (LAT) MULTIPLIERS

Use the factors to determine relative lumen output for average ambient temperatures from 0-40°C (32-104°F)

Ambient Temp.		Lumen Maintenance - LLD (by Performance Package)											
°C	°F	P05	P10	P20	P30	P40	P50	P60	P70	P80	P90	P100	
0	32	1.03	1.03	1.04	1.04	1.04	1.04	1.04	1.04	1.05	1.05	1.05	
5	41	1.03	1.03	1.03	1.03	1.03	1.03	1.03	1.04	1.04	1.04	1.04	
10	50	1.02	1.02	1.02	1.02	1.02	1.03	1.03	1.03	1.03	1.03	1.03	
15	59	1.01	1.01	1.02	1.02	1.02	1.02	1.02	1.02	1.02	1.02	1.02	
20	68	1.01	1.01	1.01	1.01	1.01	1.01	1.01	1.01	1.01	1.01	1.01	
25	77	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	1.00	
30	86	0.99	0.99	0.99	0.99	0.99	0.99	0.99	0.99	0.99	0.99	0.99	
35	95	0.99	0.98	0.98	0.98	0.98	0.98	0.98	0.98	0.98	0.98	0.98	
40	104	0.98	0.98	0.98	0.97	0.97	0.97	0.97	0.97	0.97	0.97	0.97	

PROJECTED LED LUMEN MAINTENANCE

Data references the extrapolated performance projections for the platforms noted in 25°C ambient, based on 6,000 hours of LED testing (tested per IESNA LM-80-08 and projected per IESNA TM-21-11). To calculate LLF, use the lumen maintenance factor that corresponds to the desired number of operating hours below. For other lumen maintenance values, contact factory.

		Lumen Maintenance - LLD (by Performance Package)					
Hours		0	25,000	36,000	50,000	60,000	100,000
P05 - P70		1.00	0.94	0.92	0.89	0.87	0.79
P80 - P100		1.00	0.93	0.91	0.87	0.85	0.76

PERFORMANCE DATA

STANDARD OPTIONS: NO GLASS

LED Package	Glass/Optic	System Watts	27K (27000K, 70CRI)					30K (3000K, 70CRI)					40K (4000K, 70CRI)				
			Lumens	LPW	B	U	G	Lumens	LPW	B	U	G	Lumens	LPW	B	U	G
P05	FC2	30	3,176	106	1	0	2	3,229	108	1	0	2	3,473	116	1	0	2
	FC3		3,290	110	1	0	1	3,344	111	1	0	1	3,597	120	1	0	1
	FC4		3,289	110	1	0	2	3,343	111	1	0	2	3,596	120	1	0	2
	FC5		3,698	123	3	0	1	3,759	125	3	0	1	4,044	135	3	0	1
P10	FC2	39	4,121	106	1	0	2	4,189	107	1	0	2	4,506	116	1	0	2
	FC3		4,268	109	1	0	1	4,339	111	1	0	1	4,667	120	1	0	1
	FC4		4,267	109	1	0	2	4,337	111	1	0	2	4,666	120	1	0	2
	FC5		4,798	123	3	0	1	4,877	125	3	0	1	5,246	135	3	0	1
P20	FC2	48	5,053	105	1	0	2	5,137	107	1	0	2	5,525	115	2	0	2
	FC3		5,233	109	1	0	2	5,320	111	1	0	2	5,723	119	1	0	2
	FC4		5,232	109	1	0	2	5,319	111	1	0	2	5,721	119	2	0	3
	FC5		5,883	123	3	0	1	5,981	125	3	0	1	6,433	134	3	0	2
P30	FC2	59	6,496	110	2	0	2	6,604	112	2	0	2	7,104	120	2	0	2
	FC3		6,689	113	2	0	2	6,800	115	2	0	2	7,315	124	2	0	2
	FC4		6,389	108	2	0	3	6,495	110	2	0	3	6,987	118	2	0	3
	FC5		7,477	127	3	0	2	7,601	129	3	0	2	8,176	139	3	0	2
P40	FC2	69	7,551	109	2	0	3	7,676	111	2	0	3	8,257	120	2	0	3
	FC3		7,775	113	2	0	2	7,904	115	2	0	2	8,502	123	2	0	2
	FC4		7,125	103	2	0	3	7,243	105	2	0	3	7,791	113	2	0	3
	FC5		8,691	126	4	0	2	8,835	128	4	0	2	9,503	138	4	0	2
P50	FC2	81	8,493	105	2	0	3	8,634	107	2	0	3	9,287	115	2	0	3
	FC3		8,745	108	2	0	2	8,890	110	2	0	2	9,563	118	2	0	2
	FC4		8,305	103	2	0	3	8,442	104	2	0	3	9,081	112	2	0	3
	FC5		9,775	121	4	0	2	9,937	123	4	0	2	10,689	132	4	0	2
P60	FC2	91	9,302	102	2	0	3	9,457	104	2	0	3	10,172	112	3	0	3
	FC3		9,579	105	2	0	2	9,738	107	2	0	2	10,475	115	2	0	2
	FC4		9,062	100	2	0	3	9,212	101	2	0	3	9,909	109	2	0	3
	FC5		10,707	118	4	0	2	10,884	120	4	0	2	11,708	129	4	0	2
P70	FC2	98	9,944	101	2	0	3	10,109	103	3	0	3	10,874	111	3	0	3
	FC3		10,240	104	2	0	2	10,410	106	2	0	2	11,198	114	2	0	2
	FC4		9,639	98	2	0	3	9,799	100	2	0	3	10,540	108	2	0	3
	FC5		11,446	117	4	0	2	11,635	119	4	0	2	12,516	128	4	0	2
P80	FC2	107	10,840	101	3	0	3	11,020	103	3	0	3	11,854	111	3	0	3
	FC3		11,163	104	2	0	2	11,348	106	2	0	2	12,207	114	2	0	2
	FC4		10,098	94	2	0	3	10,266	96	2	0	3	11,043	103	3	0	3
	FC5		12,477	117	4	0	2	12,684	119	4	0	2	13,644	128	4	0	3
P90	FC2	117	11,651	100	3	0	3	11,844	101	3	0	3	12,740	109	3	0	3
	FC3		11,997	103	2	0	2	12,196	104	2	0	2	13,119	112	2	0	3
	FC4		10,901	93	2	0	3	11,082	95	3	0	3	11,920	102	3	0	3
	FC5		13,410	115	4	0	3	13,632	117	4	0	3	14,664	125	4	0	3
P100	FC2	130	12,532	96	3	0	3	12,740	98	3	0	3	13,704	105	3	0	3
	FC3		12,904	99	2	0	3	13,119	101	2	0	3	14,111	109	3	0	3
	FC4		11,530	89	3	0	3	11,721	90	3	0	3	12,608	97	3	0	3
	FC5		14,424	111	4	0	3	14,663	113	4	0	3	15,772	121	4	0	3

PERFORMANCE DATA
OPTIONAL: CLEAR GLASS

LED Package	Glass/Optic	System Watts	27K (27000K, 70CRI)					30K (3000K, 70CRI)					40K (4000K, 70CRI)				
			Lumens	LPW	B	U	G	Lumens	LPW	B	U	G	Lumens	LPW	B	U	G
P05	FC2	30	2,853	95	1	0	1	2,900	97	1	0	1	3,120	104	1	0	1
	FC3		2,961	99	1	0	1	3,010	100	1	0	1	3,238	108	1	0	1
	FC4		2,862	95	1	0	1	2,909	97	1	0	1	3,129	104	1	0	1
	FC5		3,250	108	2	0	1	3,304	110	2	0	1	3,554	118	2	0	1
P10	FC2	39	3,701	95	1	0	1	3,763	96	1	0	1	4,047	104	1	0	1
	FC3		3,842	99	1	0	1	3,905	100	1	0	1	4,201	108	1	0	1
	FC4		3,712	95	1	0	1	3,774	97	1	0	1	4,060	104	1	0	1
	FC5		4,217	108	3	0	1	4,287	110	3	0	1	4,611	118	3	0	1
P20	FC2	48	4,539	95	1	0	1	4,614	96	1	0	1	4,963	103	1	0	1
	FC3		4,711	98	1	0	1	4,789	100	1	0	1	5,151	107	1	0	1
	FC4		4,552	95	1	0	1	4,628	96	1	0	1	4,978	104	1	0	2
	FC5		5,171	108	3	0	1	5,256	110	3	0	1	5,654	118	3	0	1
P30	FC2	59	5,841	99	2	0	2	5,937	101	2	0	2	6,387	108	2	0	2
	FC3		5,947	101	1	0	2	6,046	102	1	0	2	6,504	110	1	0	2
	FC4		5,530	94	1	0	2	5,622	95	1	0	2	6,047	102	2	0	2
	FC5		6,592	112	3	0	1	6,701	114	3	0	1	7,208	122	3	0	2
P40	FC2	69	6,789	98	2	0	2	6,901	100	2	0	2	7,424	108	2	0	2
	FC3		6,913	100	2	0	2	7,028	102	2	0	2	7,560	110	2	0	2
	FC4		6,167	89	2	0	2	6,269	91	2	0	2	6,743	98	2	0	2
	FC5		7,662	111	3	0	2	7,789	113	3	0	2	8,378	121	3	0	2
P50	FC2	81	7,636	94	2	0	2	7,762	96	2	0	2	8,350	103	2	0	2
	FC3		7,775	96	2	0	2	7,904	98	2	0	2	8,502	105	2	0	2
	FC4		7,188	89	2	0	2	7,307	90	2	0	2	7,860	97	2	0	2
	FC5		8,618	106	3	0	2	8,760	108	3	0	2	9,423	116	3	0	2
P60	FC2	91	8,364	92	2	0	2	8,502	93	2	0	2	9,146	101	2	0	2
	FC3		8,517	94	2	0	2	8,658	95	2	0	2	9,313	102	2	0	2
	FC4		7,843	86	2	0	2	7,973	88	2	0	2	8,577	94	2	0	2
	FC5		9,439	104	3	0	2	9,596	105	3	0	2	10,322	113	4	0	2
P70	FC2	98	8,941	91	2	0	2	9,089	93	2	0	2	9,777	100	2	0	2
	FC3		9,104	93	2	0	2	9,255	94	2	0	2	9,956	102	2	0	2
	FC4		8,342	85	2	0	2	8,481	87	2	0	2	9,122	93	2	0	2
	FC5		10,090	103	4	0	2	10,258	105	4	0	2	11,034	113	4	0	2
P80	FC2	107	9,746	91	2	0	2	9,908	93	2	0	2	10,658	100	2	0	2
	FC3		9,925	93	2	0	2	10,089	94	2	0	2	10,853	101	2	0	2
	FC4		8,740	82	2	0	2	8,885	83	2	0	2	9,557	89	2	0	2
	FC5		11,000	103	4	0	2	11,182	105	4	0	2	12,028	112	4	0	2
P90	FC2	117	10,475	90	2	0	2	10,649	91	2	0	2	11,455	98	3	0	3
	FC3		10,667	91	2	0	2	10,844	93	2	0	2	11,664	100	2	0	2
	FC4		9,435	81	2	0	2	9,591	82	2	0	2	10,317	88	2	0	2
	FC5		11,822	101	4	0	2	12,018	103	4	0	2	12,928	110	4	0	2
P100	FC2	130	11,267	87	3	0	3	11,454	88	3	0	3	12,321	95	3	0	3
	FC3		11,473	88	2	0	2	11,664	90	2	0	2	12,546	97	2	0	2
	FC4		9,979	77	2	0	2	10,144	78	2	0	2	10,912	84	2	0	2
	FC5		12,716	98	4	0	2	12,927	99	4	0	2	13,905	107	4	0	2

AUCL3

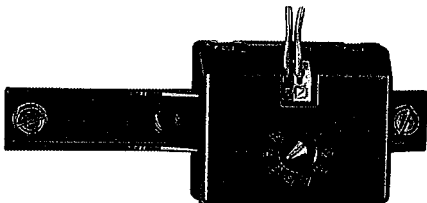
Utility Arlington Series Luminaire Full Cutoff LED3



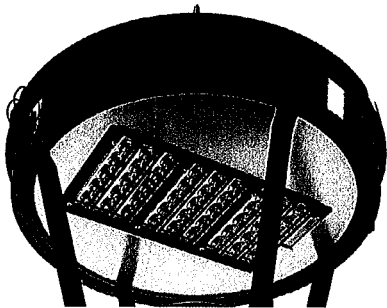
PERFORMANCE DATA OPTIONAL: FROSTED GLASS

LED Package	Glass/Optic	System Watts	27K (27000K, 70CRI)					30K (3000K, 70CRI)					40K (4000K, 70CRI)				
			Lumens	LPW	B	U	G	Lumens	LPW	B	U	G	Lumens	LPW	B	U	G
P05	FC3	30	1,908	64	1	0	1	1,940	65	1	0	1	2,086	70	1	0	1
	FC5		2,039	68	1	0	1	2,073	69	1	0	1	2,230	74	1	0	1
P10	FC3	39	2,475	63	1	0	1	2,516	65	1	0	1	2,707	69	1	0	1
	FC5		2,646	68	1	0	1	2,690	69	1	0	1	2,893	74	1	0	1
P20	FC3	48	3,035	63	1	0	1	3,085	64	1	0	1	3,319	69	1	0	1
	FC5		3,244	68	1	0	1	3,298	69	1	0	1	3,548	74	2	0	1
P30	FC3	59	3,873	66	2	0	1	3,937	67	2	0	1	4,235	72	2	0	1
	FC5		4,124	70	2	0	1	4,192	71	2	0	1	4,509	76	2	0	1
P40	FC3	69	4,502	65	2	0	2	4,577	66	2	0	2	4,923	71	2	0	2
	FC5		4,793	69	2	0	1	4,873	71	2	0	1	5,241	76	2	0	1
P50	FC3	81	5,064	63	2	0	2	5,148	64	2	0	2	5,537	68	2	0	2
	FC5		5,391	67	2	0	1	5,480	68	2	0	1	5,895	73	2	0	1
P60	FC3	91	5,546	61	2	0	2	5,638	62	2	0	2	6,065	67	2	0	2
	FC5		5,905	65	2	0	1	6,003	66	2	0	1	6,457	71	2	0	1
P70	FC3	98	5,929	61	2	0	2	6,027	62	2	0	2	6,484	66	2	0	2
	FC5		6,312	64	2	0	1	6,417	65	2	0	1	6,903	70	2	0	1
P80	FC3	107	6,463	60	2	0	2	6,571	61	2	0	2	7,068	66	2	0	2
	FC5		6,881	64	2	0	1	6,995	65	2	0	1	7,525	70	3	0	1
P90	FC3	117	6,947	59	2	0	2	7,062	60	2	0	2	7,596	65	2	0	2
	FC5		7,396	63	3	0	1	7,518	64	3	0	1	8,087	69	3	0	2
P100	FC3	130	7,472	57	2	0	2	7,596	58	2	0	2	8,171	63	2	0	2
	FC5		7,955	61	3	0	2	8,087	62	3	0	2	8,699	67	3	0	2

COMPONENTS & OPTIONS DATA



AO
Manual field adjustable output dimming device

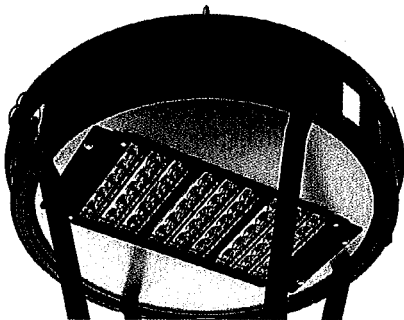


HSS
*Minimize backlight with a louvered house-side-shield.
Available as a factory installed*

Performance Package	FAO Position	% Lumen Output	% Wattage
P05-P20	8	100%	100%
	7	94%	95%
	6	82%	83%
	5	70%	72%
	4	57%	60%
	3	45%	48%
	2	32%	38%
	1	19%	25%

Performance Package	FAO Position	% Lumen Output	% Wattage
P30-P100	8	100%	100%
	7	94%	93%
	6	83%	81%
	5	71%	69%
	4	59%	56%
	3	46%	44%
	2	33%	32%
	1	19%	20%

ACCESSORIES OPTION DATA



CLHSS
Minimize backlight with a louvered house-side-shield, field accessory

AUCL3

Utility Arlington Series Luminaire Full Cutoff LED3



The Rapid Ship Pole and Luminaire program provides quick solutions for urgent needs.

The most popular and readily available are available for those urgent projects. Select from the following options to get up to 20 units shipped in 20 working days or less!

ORDERING INFORMATION

Example: AUCL3 P50 40K MVOLT FC3 BK NF

Series	Lumen/Wattage Package	Color Temperature	Voltage	Optics	Housing Color	Finial
AUCL3 Utility Arlington LED FCO	P05 3,800 nominal lumens	27K 2700 series CCT	MVOLT Auto-sensing voltage (120 thru 277) 50/60 HZ	FC2 Type 2 distribution zero uplight	BK Black	NF None
	P10 5,000 nominal lumens	30K 3000 series CCT	HVOLT Auto-sensing voltage (347 thru 480) 50/60 HZ	FC3 Type 3 distribution zero uplight	GR Gray	BL Ball
	P20 6,100 nominal lumens	40K 4000 series CCT			GH Graphite	SK Spike
	P30 7,600 nominal lumens				GN Green	
	P40 8,800 nominal lumens				WH White	
	P50 10,000 nominal lumens				BZ Bronze	
	P60 10,900 nominal lumens					
	P70 11,700 nominal lumens					
	P80 12,600 nominal lumens					
	P90 13,600 nominal lumens					
	P100 14,600 nominal lumens					

Options: Option Compatibility Matrix on page 3 of 4

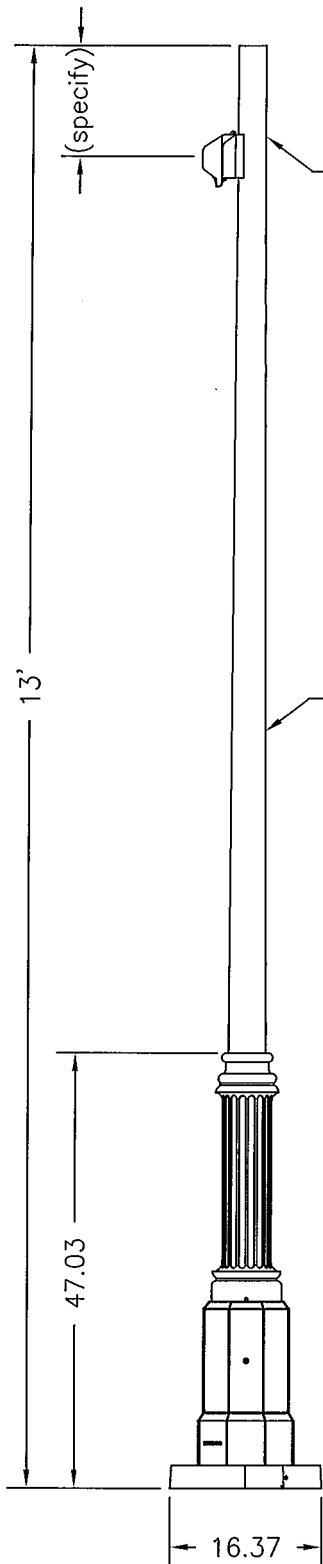
CONTROLS OPTIONS	PREWIRED LEAD OPTIONS	OPTIC OPTIONS
A0 Field Adjustable Output	L1H 1.5 ft. prewired leads	CLGL Clear tempered glass lens
DINBRA DTL DIN node bracket with external mounted antenna, DTL DIN node ordered and shipped separately	L03 3 ft. prewired leads	FRGL 10% Frosted tempered glass lens
PR7 NEMA Twist Lock Dimming photocontrol receptacle - 7 PIN receptacle only.	L10 10 ft. prewired leads	HSS House side shield
PR7E NEMA Twist Lock Photocontrol Receptacle - 7 PIN. Externally mounted, available with NF option	L20 20 ft. prewired leads	LEM REVEAL COLOR OPTIONS
PCLL DTL long life twistlock photocontrol for solid-state MVOLT		MHC LEM Reveal Plate Painted to match Housing Color
SH Shorting cap		NEMA LABEL OPTIONS
		NL1X1 NEMA Label 1" x 1"
		NL2X2 NEMA Label 2" x 2"

Accessories: Order as separate catalog number, ships separately & field installed.

HOUSE SIDE SHIELD	
CLHSSNG25	No glass, Type 2 & Type 5 - Louvered house side shield
CLHSSNG34	No glass, Type 3 & Type 4 - Louvered house side shield
CLHSSGL25	Glass, Type 2 & Type 5 - Louvered house side shield
CLHSSGL34	Glass, Type 3 & Type 4 - Louvered house side shield

Ordering Guide

CP14173B: POLE ASSEMBLY
 Modifications: 13' pole height,
 20A GFI outlet w/ in-use cover.



3" O.D x 12" LG.
 STRAIGHT TUBING

Color:
 Black

POLE ASSEMBLY: MODIFIED,
 4"-3" ROUND, TAPERED SMOOTH ALUMINUM,
 0.125" WALL THICKNESS, 20A, GFI OUTLET
 W/ IN-USE COVER (specify height location &
 see Bolt Circle Detail for orientation),
 CAST ALUMINUM BASE W/ ACCESS DOOR,
 TWO-PIECE, SQUARE BASE COVER

POLE EPA: 7.42,
 PER WIND SPEED OF 100 MPH

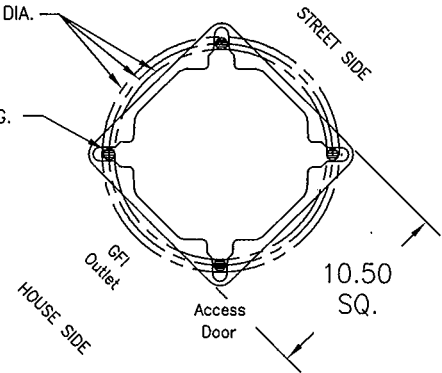
BASE TEMPLATE
 #T01000552

Bolt Circle Detail

Scale 1:10

BOLT CIRCLE:
 11-3/8" DIA. - 12-3/4" DIA.
 12" DIA. RECOMMENDED

ANCHOR RODS: (4)
 5/8" DIA. x 15-3/8" LG.
 GALVANIZED STEEL



PRODUCT APPROVALS

HADCO

MDS

CUSTOMER

CONFIDENTIAL:

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NOTICE:

This drawing is for reference only.
 Check for latest revision prior to
 ordering.

HADCO

100 Craftway Drive
 Littlestown, Pa 17340
 Phone 800-937-5483
 Fax 717-359-0618
 www.signify.com

JOB NAME:

City of Middletown, NY

DRAWN BY:

H. Kuhn

SCALE:

1:20

DATE:

03/12/24

DRAWING NUMBER:

C14173-DWG06

REP:

Lightspec

REV: B

PCN: 24-004

BY: SMK

DATE: 04/18/24



Kandel Brothers of Middletown, Inc.
151 North Street
Middletown, 10940
Phone (845)343-3200

Bid To

CITY OF MIDDLETOWN
16 JAMES ST
MIDDLETOWN, NY 10940

Customer Quote

Page 1

Quote #	Quote Date	Valid Until / Status
38880	01/17/2025	02/28/2025 / Approved
Store	Store Phone #	SalesRep
KBM	(845)343-3200	Alfred Szajer
Customer Acct #	Job Name	Ship Via / Shipping Method
CITMID	HOLOPHANE LED POST TOPS	Company / Best Way

Ship To

DPW GARAGE
16 JAMES ST
MIDDLETOWN, NY 10940

Line #	Vendor Item #	Item Item Description	Qty	UM	Unit Price	UM	Ext Price
HOLOPHANE 1.0000		HOLOPHANE AUCL3 P40 40K MVOLT FC3 BK SK AO	150	EA	1224.00	EA	183600.00
> ESTIMATED LEAD TIME AFTER RELEASE OF ORDER: 30 DAYS PLUS TRANSIT TIME							
> PRICING FIRM FOR ORDER PLACED AND RELEASED BY 2/28/25							
> FREIGHT ALLOWED							

Sub Total	183,600.00
Shipping & Handling	0.00
Quote Total	183,600.00 US\$

Conditions Of Quote



Kandel Brothers of Middletown, Inc.
151 North Street
Middletown, 10940
Phone (845)343-3200

Bid To

CITY OF MIDDLETOWN
16 JAMES ST
MIDDLETOWN, NY 10940

Customer Quote

Page 1

Quote #	Quote Date	Valid Until / Status
38882	01/17/2025	02/28/2025 / Approved
Store	Store Phone #	SalesRep
KBM	(845)343-3200	Alfred Szajer
Customer Acct #	Job Name	Ship Via / Shipping Method
CITMID	HADCO LIGHT POLES	Company / Best Way

Ship To

DPW GARAGE
16 JAMES ST
MIDDLETOWN, NY 10940

Line #	Vendor Item #	Item Item Description	Qty	UM	Unit Price	UM	Ext Price
PHILIPS LIGHTING CO 1.0000		HADCO CP14173B-13A-GFI	150	EA	2350.00	EA	352500.00
> ESTIMATED LEAD TIME AFTER RELEASE OF ORDER: 12-14 WEEKS PLUS TRANSIT TIME							
> PRICING FIRM FOR ORDER PLACED AND RELEASED BY 2/28/25							
> FREIGHT ALLOWED							

Sub Total	352,500.00
Shipping & Handling	0.00
Quote Total	352,500.00 US\$

Conditions Of Quote



City of Middletown
Middletown, New York
APPLICATION FOR Subdivision
APPLICATION FEE: \$250.00
ESCROW FEE: \$100.00

Number of Lots of the Subdivision 2 Current Zone I1

Section 17 Block 3 Lots 13 & 14.22

Address of Subject Property 20 1/2-30 Low Ave & 20 1/2-30 Low Ave Rear

Owner of Property Shifting Gears Holdings, LLC

Owner Address 20 1/2-30 Low Ave

City Middletown State NY Zip 10940

Telephone: Home _____ Cell: 845-591-5440

Email loumtnrest@frontiernet.net

Applicant Name City of Middletown

If different from Owner
Applicant Address 16 James Street

City Middletown State NY Zip 10940

Telephone: Home 845-341-4101 Cell: _____

Email mayor@middletown-ny.com

Minor (2-3 lots) <u>X</u>	\$250.00	Paid _____
Plus Escrow <u>X</u>	\$100.00	Paid _____
Major (over 3 lots) _____	\$500.00	Paid _____

Plus \$100 per lot for each lot over 10 lots, and \$1000.00 escrow to be replenished if required

NOTE: Over 4 lot subdivision will go to Planning Board for recommendation before going to Common Council.

RECEIVED
FEB 13 2025
CITY CLERK
CITY OF MIDDLETOWN

Proposed uses; List the number of proposed lots and uses, which are to be created by this subdivision if approved. Additional sheets may be attached if more space is required. The project consists of two existing lots, the applicant is proposing a lot line change. Lot 13 will continue to be used as an equipment supply distributor while lot 14.22 will be used as a parking lot to serve lot 13 and the adjoining O&W property tax lot parcel 14.1.

Zoning; In the space provided list all lots or areas which would require a re-zoning of any zoning district. List all factors dealing with the requested re-zoning. Additional sheets may be attached if more space is required.

N/A

Non Compliance of Zoning; In the space provided list all lots, which are not in compliance with the zoning regulations of the City of Middletown. Provide all information from the zoning ordinance in which the lot is non-compliant and the reasons therefore. Additional sheets may be attached if more space is required.

N/A

NOTE; if any of the new lots are non-compliant to the City of Middletown zoning code you may be required to apply to the ZBA for a variance.

A notarized letter from the property owner granting permission to seek the zone change or addition, if the applicant is not the owner, is required for all applications.

NOTE: As per SEQRA law a short form EAF will be required with all applications

Sign at the place indicated and print name

Signature of applicant

Print Name and title

Lou Franceschini

Date

1/23/25

TO BE FILLED OUT BY THE CITY CLERK'S OFFICE

A fee of \$250.00 was collected on

Escrow Amount \$100.00 on

Signature of Clerk or Designee

Date



FROM THE OFFICE OF THE
CLERK OF THE
COMMON COUNCIL
John C. Naumchik
CITY OF MIDDLETOWN NY
WWW.MIDDLETOWN-NY.COM
Email: jnaumchik@middletown-ny.com

OWNERS ENDORSEMENT

COUNTY OF ORANGE
STATE OF NEW YORK

Lou Fracese being duly sworn, deposes and says that he/she resides

at 20 1/2-30 Low Ave, Middletown in the County of Orange and

State of New York and that he/she is the owner in fee or _____
OFFICIAL TITLE

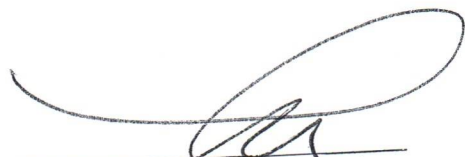
of the Shifting Gears Holdings, LLC Corporation which is the owner

in fee of the premises described in the forgoing application and that he/she has authorized

City of Middletown & Fusco Engineering to make the foregoing application for
approval as described herein.

Sworn before me this day of 20

NOTARY PUBLIC



OWNERS SIGNATURE

16 James Street
Middletown, NY 10940

Phone 845-346-4168
Fax 845-344-5428



City of Middletown
Middletown, New York
APPLICATION FOR Subdivision
APPLICATION FEE: \$250.00
ESCROW FEE: \$100.00

RECEIVED

AUG 26 2024

CITY CLERK
CITY OF MIDDLETOWN

Number of Lots of the Subdivision 2 Current Zone _____
Property # 1) Section 28 Block 4 Lot 7 (Property # 2) Section 28 Block 4 Lot 12

Address of Subject Property _____

Owner of Property # 1 Anthony Harden & Tajmah Riley

Owner Address 15 Mercer Street

City Middletown State NY Zip 10940

Telephone: Home _____ Cell: 646-302-5296

Email _____

Property # 2) Applicant Name Tyrone DIAZ

If different from Owner
Applicant Address 16 Warren Street

City Middletown State NY Zip 10940

Telephone: Home _____ Cell: 646-302-5296 ✓

Email _____

Minor (2-3 lots) ☒ \$250.00
Plus Escrow ☒ \$100.00
Major (over 3 lots) _____ \$500.00

Paid _____
Paid _____
Paid _____

Plus \$100 per lot for each lot over 10 lots, and \$1000.00 escrow to be replenished if required

NOTE: Over 4 lot subdivision will go to Planning Board for recommendation before going to Common Council.

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information			
Name of Action or Project: 2 lot subdivision			
Project Location (describe, and attach a location map): 16 Warren St Middletown NY 10940 and 15 Mercer Street Middletown NY 10940			
Brief Description of Proposed Action: The owners of 15 Mercer St will give a portion of their land to Tyrone DIAZ owner of property located on 16 Warren St. The portion is described on the attached survey. The boundary line will be changed approximately 3.7 feet north of 16 Warren Street (reference PVC fence).			
Name of Applicant or Sponsor: TYRONE DIAZ		Telephone: 646-302-5296 E-Mail: tyronejulian@gmail.com	
Address: 16 Warren St			
City/PO: Middletown		State: NY	Zip Code: 10940
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO ☒	YES ☐
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO ☒	YES ☐
3. a. Total acreage of the site of the proposed action?		.21 acres	
b. Total acreage to be physically disturbed?		.603 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		.213 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Commercial ☒ Residential (suburban) ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(Specify): ☐ Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	☐	☐	☐
b. Consistent with the adopted comprehensive plan?	☐	☐	☐
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	☐	☐	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	☒	☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	☒	☐	
b. Are public transportation services available at or near the site of the proposed action?	☒	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	☒	☐	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	☒	☐	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	☒	☐	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	☒	☐	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	☒	☐	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	☒	☐	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	☒	☐	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	☒	☐	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional ☐ Wetland ☐ Urban ☒ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	☒	☐
16. Is the project site located in the 100-year flood plan?	NO	YES
	☒	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
a. Will storm water discharges flow to adjacent properties?	☒	☐
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	☒	☐
_____ _____		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
_____ _____	☒	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
_____ _____	☒	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
_____ _____	☒	☐
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>TYRONE DIAZ</u> Date: _____ Signature: _____ Title: _____		

BOUNDARY LINE AGREEMENT

Agreement made this 6 day of August, 2024, between Anthony Harden & Tajmah Riley (the "Owner"), having an address at **15 Mercer Street, Middletown, NY 10940** and Joseph Duernberger (the "Adjoining Owner"), having an address at **16 Warren Street, Middletown, NY 10940**

WITNESSETH

WHEREAS, Owner is the owner in fee of the property commonly known as **15 Mercer Street** located in the City of **Middletown**, County of **Orange**, State of **NEW YORK**, Section 28 Block 4 and Lot 7, which property is more fully described in a deed dated **11/06/2020** and recorded **11/16/2020** in **Liber 14842 Page 1873** in the Office of the Orange County Clerk (the "Property"); and,

WHEREAS, the Adjoining Owner is the owner in fee of property adjacent to the Property on the Property's **northerly** side, which property is commonly known as **16 Warren Street** located in the City of **Middletown**, County of **Orange**, State of **NEW YORK**, Section 28 Block 4 and Lot 12.1, which property is more fully described in a deed dated **07/16/2004** and recorded **08/30/2004** in **Liber 11598 Page 127** in the Office of the Orange County Clerk (the "Adjoining Property"); and,

WHEREAS, a description of the Property is attached hereto as Exhibit 'A' and made a part hereof; and,

WHEREAS, a description of the Adjoining Property is attached hereto as Exhibit 'B'; and,

WHEREAS, a survey of the Property prepared by **W.E. James Engineering and Surveying, PLLC**, dated **07/15/2024** depicts the common boundary line between the Property and the Adjoining Property on the Property's **northerly** side and on the Adjoining Property's **southerly** side (the "common boundary line"), and which survey also depicts the location of certain **PVC Fences** as being situated as much as **3.7 FEET**, more or less, **south** of the common boundary line. The survey is attached here to as Exhibit 'C' (the "Survey"); and,

WHEREAS, the parties now desire to acknowledge the erroneous placement of the **PVC Fences** and fix and definitively establish the common boundary line between the Property and the Adjoining Property owned by them respectively; and,

NOW, THEREFORE, in consideration of the sum of one dollar and other good and valuable consideration exchanged by each of the parties hereto, the receipt of which is acknowledged, the parties, for themselves, their successors and assigns, covenant and agree, as follows:

The true and correct common boundary line between the Property and the Adjoining Property is as shown on the Survey;

Owner and Adjoining Owner mutually acknowledge that the **PVC Fences** are situated as much as **3.7 FEET**, more or less, **south**, of the common boundary line;

Owner and Adjoining Owner mutually agree and covenant that they own only the land as described in their respective recorded deeds and make no claims against lands owned by the other.

The Adjoining Owner hereby remises, releases and quitclaims unto the Owner, its successors and assigns,

all of its right, title and interest in, and releases any claim of any nature whatsoever to, that specific portion of the Property, including the land on the Property located between the **PVC Fence in the rear of the premises**, which lies 3.3 feet south of the common boundary line at the easterly boundary line and 3.7 feet south of the common boundary line closer to the westerly boundary line, **and the common boundary line** ;

Owner and Adjoining Owner mutually agree and covenant that the **PVC Fences** may remain in their current location so long as same shall stand.

Owner and Adjoining Owner mutually agree and covenant that this Boundary Line Agreement shall run with the land and shall be binding on and inure to the benefit of the successors in interest of the parties and the parties agree to record this Boundary Line Agreement in the Office of the **ORANGE** County Clerk.

This Agreement may be executed in one or more counterparts, each of which shall be deemed an original, but all of which taken together shall constitute one and the same instrument.

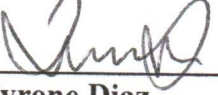
IN WITNESS WHEREOF, the parties have signed this agreement the 6 day of August, 2024.



Anthony Harden 8/6/24



Tajmah Riley 8/6/24

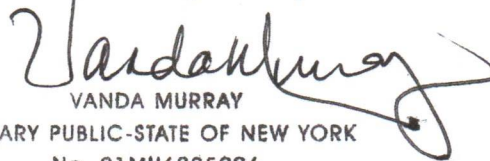


Tyrone Diaz 06 Aug 2024

UNIFORM FORM CERTIFICATE OF ACKNOWLEDGMENT
(Within New York State)

State of New York)
County of Orange) ss.:

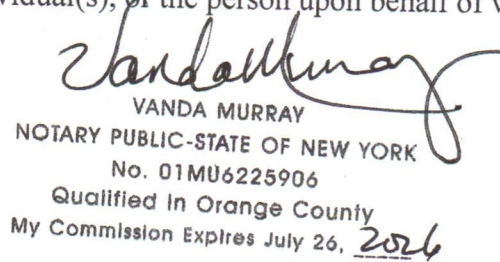
On the 6 day of August in the year 2024 before me, the undersigned, personally appeared Anthony Harden and Tajmah Riky., personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledgement to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, execute the instrument.


VANDA MURRAY
NOTARY PUBLIC-STATE OF NEW YORK
No. 01MU6225906

State of New York)
County of Orange) ss.:

Qualified in Orange County
My Commission Expires July 26, 2026

On the 6 day of August in the year 2024 before me, the undersigned, personally appeared Tyrone Diaz, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledgement to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, execute the instrument.


VANDA MURRAY
NOTARY PUBLIC-STATE OF NEW YORK
No. 01MU6225906
Qualified in Orange County
My Commission Expires July 26, 2026

DATE: 08/26/2024 TIME: 12:51:19
CITY OF MIDDLETOWN

Receipt # 20245510	
Trans # 563217	Batch: 77
SUBDIVISION-PLANNING	350.00
SUB TOTAL	350.00
TAX	.00
CHECK	350.00
AMT TENDERED	350.00
TOTAL	350.00
CHANGE	.00
CHECK #: _____	155

TYRON DIAZ
REF NO: SUBD

THANK YOU!



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

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No:

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Public Hearing: Zoning Amendment- 475-30 To Provide the Planning Board further discretion regarding renewals of permits for temporary business movable structures.

Close the Public Hearing.

Prepared by:
Rick McCormack, City Clerk

Attachments:

1.	Notice of Public Hearing 475 30 Temporary Moveable Structures
2.	Notice of Public Hearing 475 30 Temporary Moveable Structures

**CITY OF MIDDLETOWN
NOTICE OF PUBLIC HEARING**

Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday, February 18, 2025, on or as near to 7:30 p.m. as possible, Common Council Chambers, 2nd floor, 16 James Street, to hear all persons wishing to be heard on the proposed zoning amendment to Chapter 475-30 to provide the Planning Board further discretion regarding renewals of permits for temporary business movable structures.

Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed zoning amendment.

The complete proposed zoning amendment is available in the office of the Common Council Clerk, City Hall, 16 James Street, room 12, and on the City Website.

For any person unable to participate at the time of the public hearing, email comments may be submitted in advance to rmccormack@middletownny.gov

By the order of the Common Council.

Richard P. McCormack
Clerk of the Common Council

Publish: 2/14/25 & 2/15/25
City Website

**CITY OF MIDDLETOWN
NOTICE OF PUBLIC HEARING**

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Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed zoning amendment.

The complete proposed zoning amendment is available in the office of the Common Council Clerk, City Hall, 16 James Street, room 12, and on the City Website.

For any person unable to participate at the time of the public hearing, email comments may be submitted in advance to rmccormack@middletownny.gov

By the order of the Common Council.

Richard P. McCormack
Clerk of the Common Council

Publish: 2/14/25 & 2/15/25
City Website



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 64-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Lend Portable Lights to the Otisville Lions Club for the 35th Annual Otisville Country Fair

BE IT RESOLVED that the Common Council of the City of Middletown authorizes the Otisville Lions Club & Cornell Cooperative Extension of Orange County to use up to three portable lightS from July 23 through July 28, 2025, for the 35th Annual Otisville Country Fair.

BE IT FURTHER RESOLVED that the Otisville Lions Club/Country Fair will be responsible for any damage incurred during the use of the light and will make any necessary repairs at their expense.

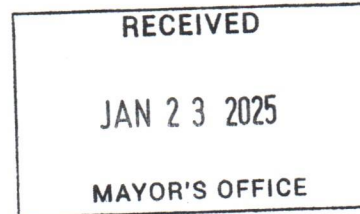
Prepared by:
Rick McCormack, City Clerk

Attachments:

1.	Scan2025-02-10_114034
----	-----------------------



Fairgrounds Address:
Education Center & 4-H Park
300 Finchville Turnpike, Otisville, NY 10963
July 24, 25, 26, & 27, 2025



Otisville Lions Club
P.O. Box 24
Otisville, NY 10963
January 20, 2025

City of Middletown
Mayor Joseph DeStefano
16 James Street
Middletown, NY 10940

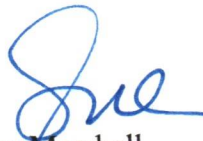
Dear Mayor DeStefano,

This is a request for the use of two or three of your portable light towers for the County Fair. We will need them from Wednesday, July 23th through Monday, July 28th. They can be dropped off anytime that is convenient for you on Wednesday and picked up at your convenience on Monday.

The Otisville Lions Club/Country Fair will be responsible for any damage incurred during the use of the two portable lights and will make any necessary repairs at our expense.

If you can help with this request, please contact Sue at smarshall2330@yahoo.com or 845-283-0635.
Thank you in advance for your consideration.

Sincerely,

 
Jim Jennings Sue Marshall

RECEIVED
JAN 10 1964
U.S. DEPARTMENT OF AGRICULTURE
WASHINGTON, D.C.



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 65-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Close Streets for the Annual Middletown Little League Parade

RESOLVED; that the Common Council of the City of Middletown authorizes the closing of streets for the Middletown Little League Parade on Saturday, April 12, 2025, beginning at 10:30 AM along the following route: leaving Presidential Park Elementary School, walking up Sunset Street, make left onto Watkins and into Watts Park.

Prepared by:
Rick McCormack, City Clerk

Attachments:

1.	Little League Parade
----	----------------------

Richard McCormack

From: Tiffany Hasbrouck <Tiffany@middletownnyll.org>
Sent: Monday, February 10, 2025 5:38 PM
To: Joseph DeStefano
Cc: Richard McCormack; Mary Zahorchak; Carmela29.mll@gmail.com
Subject: Middletown Little League Opening Day Parade

Dear Mayor Destefano and Members of the Common Council

I trust this email finds you all well. My name is Tiffany Hasbrouck and I am the new President for Middletown Little League. I am reaching out to request your support for our upcoming **Opening Day Parade** on **April 12th, 2025**. As we kick off the new season, we are excited to celebrate the youth of our community and all the hard work that goes into making this league a success!

The parade will be a highlight of our opening day festivities, and we would love to have the participation of the Mayor, and members of the Common Council and Middletown PD. It will be an excellent opportunity to show support for the children in our league and for the community as a whole.

We will be extending the invitation to the Park and Recs Department, The Marching Middie Band from the High School and our local Fire departments, who have always been an integral part of our community, as well as the generous sponsors who have contributed to and supported our teams this season. Their involvement has made it possible for us to continue offering a positive and enriching experience for the children of our area.

The Route for the Parade will be as follows :

- Step off from Presidential Park Elementary School. Line up will begin at 10am with a step off of appx 10:30am (this may get moved to 11am, I will be sure to keep everyone informed)
- March up up Sunset and then make a left onto Watkins ave to the entrance of Watts Park

We hope to have your support for this event, and we are happy to provide any additional details or make arrangements that might be needed to ensure everything runs smoothly. Please let us know if you will be able to attend or if there is anything else we can do to facilitate this request.

Thank you for considering our request. We look forward to a wonderful celebration on April 12th and hope to see you there!

Sincerely,

Tiffany Hasbrouck
President, Middletown Little League
(845) 645-5867
tiffany@middletownnyll.org

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 66-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Accept a Donation for the Middletown Recreation and Parks Boxing Program

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and accepts boxing equipment donations from the following people:

*Celines Rodriguez - 1 heavy bag and 1 stand with speed bag attachment.

*Damola Akenyemi - 1 heavy bag and 1 adjustable sit-up bench.

*Mitchell Williams - 1 heavy bags, 1 free-standing pull-up stand, 1 sparring rib guard, 4 speed bags, 2 head gears, black table, 1 agility ladder, 1 speed bag platform, 5 jump ropes, 1 rotating push up pod, 30 mini cones, 6 boxing pairs of boxing gloves and punch mitts.

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: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 67-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Enter into an Agreement with Alex Mills to Paint Three (3) Train Murals at the Maple Hill Splash Pad

BE IT RESOLVED that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes an agreement with ArtbyAlexMills, Alex Mills, 18 Stratton Avenue, Middletown, NY 10940, to paint three train murals on the inside walls at the future Maple Hill Splash Pad.

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:
Raelynn Bertholf, Supt of Recreation and Parks

Attachments:

1.	1WF6920-Middletown Mural Ageement
2.	Train Mural

AGREEMENT made and entered into on the Effective Date, defined below, by and between the Parks and Recreation Department of the City of Middletown, a municipal corporation having an address for notices at 393 County Route 78, Middletown, New York 10940 (herein, the “City”), and Alex Mills, an individual doing business as Artbyalexmills, having an address for notices at 18 Stratton Avenue, Middletown, New York 10940 (herein, “Artist”).

W I T N E S S E T H:

1. Commission. Subject to and in accordance with all of the terms and conditions set forth herein, the City hereby commissions Artist, and Artists hereby accepts the commission, to design and install three (3) murals on outdoor property selected and owned or controlled by the City (collectively, herein, the “Murals” and each a “Mural”).

2. Content. The City shall designate the location and size of each Mural, and may suggest content. Artist shall prepare sketches of proposed Murals for written approval by the City. In the event of non-approval, the City shall give reasonable guidance as to desired changes. Not more than three (3) iterations of each Mural shall be required. Artist may name each Mural, subject to the approval of the City. Each Mural may contain the signature of Artist as customary.

3. Location. The City warrants and represents that it owns or controls each such location, or has the written consent of the owner of each such location for installation of the Mural.

4. Materials and Labor. Artist shall obtain and purchase all necessary materials and equipment. Artist shall be responsible to personally execute and install the Murals. Artist may engage assistants as independent contractors of Artist and not of the City. Artist shall be solely responsible to pay such independent contractors.

5. Installation. Installation of the Murals is to be complete in August of 2025. Scheduling of work shall be subject to the mutual agreement of the parties. No party shall be responsible for delays caused by events not within such party’s reasonable control.

6. Copyright. Copyright in and to each Mural shall be owned by the City. Artist shall upon request execute, acknowledge, and deliver such assignments or other documents as the City may reasonably require in order to perfect its ownership interest.

7. Attribution. No attribution is required on reproduction of a Mural unless the Mural is the primary subject of the reproduction, in which event attribution shall be afforded as follows: "Mural by Alex Mills 2025."

8. Compensation. As and for full compensation for all services to be rendered and rights to be granted by Artist to City hereunder, the City agrees to pay Artist, and Artist agrees to accept the following:

\$1,500.00 for materials
\$1,000.00 for Mural 1
\$1,000.00 for Mural 2
\$1,000.00 for Mural 3
\$500.00 for administrative services
\$5,000.00 total

\$1,500.00 shall be payable upon the full execution of this Agreement, and \$3,500.00 shall be payable upon completion of all Murals.

9. Maintenance. The City shall have no affirmative obligation to protect the Murals from damage or deterioration, or to maintain, repair, or restore the Murals. No intentional modification of the content of the Mural images is permitted without the prior written consent of Artist.

10. Licensing. Notwithstanding that the copyright in the Murals is to be owned by the City, the City has no right to reproduce, sell, or distribute the Mural for compensation without the prior written consent of Artist in each instance.

11. Artist's Rights. Artist may identify himself as the artist of the Murals and may reproduce the Murals in Artist's personal portfolio and marketing and promotional materials.

12. Waiver. Subject to Section 9 above, as author of the Murals, Artist hereby permanently waives any rights pursuant to 17 U.S.C. §106A(a)(3) to prevent any distortion, mutilation, modification or destruction of that work, for whatever reason and for whatever use of the work such distortion, mutilation, modification or destruction of the work is undertaken. This waiver does not extend to the rights of attribution conferred by 17.U.S.C. §106A(a)(1) or §106A(a)(2) or N.Y. Arts & Cult. Aff. Law §14.03.

13. Miscellaneous. This agreement sets forth the entire agreement and understanding of the parties with respect to the subject matter hereof, and supersedes all prior oral or written agreements, understandings or conversations. No amendment, modification, termination or waiver of any provision of this agreement shall be effective unless set forth in a writing signed by a duly authorized representative of each party, and shall be effective only to the extent specifically set forth therein. This agreement shall be binding upon and inure to the benefit of the parties hereto and their heirs, executors, administrators, successors and permitted assignees. This Agreement may be executed in any number of counterparts and by facsimile or by electronic mail in PDF format, each of which shall be deemed an original and all of which, when taken together, shall collectively constitute one and the same instrument, binding on each party.

IN WITNESS WHEREOF this Agreement has been executed as of the latest date set forth below.

City of Middletown

By: _____

Alex Mills

Date: _____

Date: _____

Wall #1





CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 68-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Transfer \$7500.79 to Cover Shortages for HVAC Repairs

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 \$7,500.79, in the following manner, to cover shortages in HVAC Repairs.

FROM	TO	AMOUNT
a.1490.480	A.1620.470	\$7,500.79

Prepared by:
Jacob Tawil

Attachments:

1.	Transfer of Funds 2-6-25-repairs to build
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**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 69-25

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.

Names	Ayes	Noes	Abstain	Absent
Mayor DeStefano				
President Rodrigues				
Ald. Masi				
Total				

Richard P. McCormack
Clerk to the Common Council

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Establish the 2025 Part-Time Employee Salary Schedule

Prepared by:
Raelynn Bertholf, Supt of Recreation and Parks

Attachments:

1.	2025 PT Salary Schedule
----	-------------------------

2025 Recreation Specialist Salary Schedule

YEARS OF SERVICE																
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
\$20.00	\$20.25	\$20.50	\$20.75	\$21.00	\$21.25	\$21.50	\$21.75	\$22.00	\$22.25	\$22.50	\$22.75	\$23.00	\$23.25	\$23.50	\$23.75	\$24.00

*Employees will only receive one increase for education or related work experience.

~High School Graduation/GED or 1 year related work experience an additional \$0.25/hr.

~Associates Degree or 2 years related work experience an additional \$0.50/hr.

~Bachelors Degree or 4 years related work experience an additional \$0.75/hr.

~Masters Degree or 6 years related work experience an additional \$1.00/hr.

~Director position receives an additional \$3.00/hr.

~Assistant Director position receives an additional \$1.50/hr.

~Coaching Certificate receives an additional \$1.00/hr.

~CPR/First AID Certification receives an additional \$0.25/hr.

~LifeGuard Certification receives an additional \$0.50/hr.

~WSI Certification receives an additional \$3.00/hr.

~EMT Certification receives an additional \$3.00/hr.

~RTE Certification receives an additional \$3.00/hr.

~LPN Certification receives an additional \$5.00/hr.

~RN Certification receives an additional \$7.00/hr.

~Security Guard Certification receives an additional \$2.00/hr.

*Certification increases must be related to the position.

RECREATION SPECIALIST

GENERAL STATEMENT OF DUTIES: Acts as a leader or instructor in some specialized field of recreation; does related work as required.

DISTINGUISHING FEATURES OF THE CLASS: This position involves the teaching or conduct of some specialty as scheduled with considerable freedom as to approach, method and subject material. The position may involve the actual conduct of the activity or the organization and initiation of activity groups and the instruction of recreation leaders in the manner in which the details of the activity are to be carried out.

EXAMPLES OF WORK: (Illustrative only)

Plans playground arts and crafts program;
Teaches arts and crafts to playground children;
Plans and conducts beginning, intermediate and advanced swimming classes in accordance with the requirements of a recognized lifesaving instruction agency;
Conducts junior and senior life saving courses;
Establishes swimming areas and boundaries;
Schedules and conducts special swimming events;
Assigns hours and posts to life guards;
Plans for and organizes choral groups;
Organizes and conducts rehearsals;
Presents concerts;
Acts as accompanist for choral group;
Plays at all rehearsals and presentations;
Organizes, supervises and teaches square and folk dancing;
Conducts classes in ballroom dancing;
Plans and stages square and/or round dances;
Plans and organizes classes in shopwork;
Teaches shopwork giving both individual and group instructions;
Plans for, organizes and conducts drama group;
Conducts rehearsals and presentations of plays, operettas, minstrels etc.;
Conducts league or tournament games in accordance with the official rules of the game;
Officiates at athletic events such as basketball, baseball, softball, football, volleyball, track, etc.;
Plans with and aids playground leaders in the organization of specialized activities;
Makes up and recommends publicity for special events;
Requisitions needed supplies and materials;
Assumes responsibility for and distributes supplies;
Maintains discipline;
Keeps records and make reports;
Gives instruction in specialty to leaders so that they can instruct the work with program participants.

REQUIRED KNOWLEDGES, SKILLS AND ABILITIES: A knowledge of the methods of group instruction used in the specialty activity; the ability to establish a teacher-pupil or a specialist relationship with the group as may be required by the particular activity; the ability to work with groups of all ages; the ability to stimulate interest in the special activity; the ability to talk before groups of people in an interesting and informative manner.

ACCEPTABLE TRAINING AND EXPERIENCE: Completion of a formal course of instruction in the specialty field and at least one year of experience in the conduct or practice of the special activity; (Experience obtained as a hobbyist may be substituted for a formal course of instruction using two years of hobby experience as being equivalent to one year of formal instruction.)

2025 Recreation Leader Salary Schedule

YEARS OF SERVICE																
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
\$15.50	\$15.75	\$16.00	\$16.25	\$16.50	\$16.75	\$17.00	\$17.25	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50	\$18.75	\$19.00	\$19.25	\$19.50

*Employees will only receive one increase for education or related work experience.

~High School Graduation/GED or 1 year related work experience an additional \$0.25/hr.

~Associates Degree or 2 years related work experience an additional \$0.50/hr.

~Bachelors Degree or 4 years related work experience an additional \$0.75/hr.

~Masters Degree or 6 years related work experience an additional \$1.00/hr.

~Director position receives an additional \$3.00/hr.

~Assistant Director position receives an additional \$1.50/hr.

~Coaching Certificate receives an additional \$1.00/hr.

~CPR/First AID Certification receives an additional \$0.25/hr.

~LifeGuard Certification receives an additional \$0.50/hr.

~WSI Certification receives an additional \$3.00/hr.

~EMT Certification receives an additional \$3.00/hr.

~RTE Certification receives an additional \$3.00/hr.

~LPN Certification receives an additional \$5.00/hr.

~RN Certification receives an additional \$7.00/hr.

~Security Guard Certification receives an additional \$2.00/hr.

*Certification increases must be related to the position.

RECREATION LEADER

GENERAL STATEMENT OF DUTIES: Under supervision is responsible for the conduct of a particular phase of the recreation program as assigned; does related work as required.

DISTINGUISHING FEATURES OF THE POSITION: This position involves the conduct of a particular program under specific policies, the responsibility for a single playground under general supervision or assisting with the conduct of various minor or periodic activity. This position is generally associated with the leadership of a particular facility or the conduct of a single playground. Supervision may be exercised over subordinate level personnel.

EXAMPLES OF WORK: (Illustrative only)

- Carries out the program planned for a recreation facility;
- Organizes groups according to age, interest, and ability;
- Organizes and promotes and directs activities such as softball, badminton, paddle tennis, nature studies, hikes, camping, arts and crafts, storytelling, dancing, singing, dramatics, quiet games, etc;
- Supervises play activity;
- Assists with the organization and supervision of a gymnasium program;
- Assists in the organization of and conducts tournaments, basketball, bowling, badminton, volleyball and table game leagues;
- Assists in the organization and conduct of socials, dances, and other special events;
- Plans daily schedule of playground activities;
- Acts as an official and maintains order at games and contests;
- Collects entries and makes drawings;
- Keeps records and makes periodic reports;
- Inspects equipment for safety;
- Operates a Public Address System and Movie Projector;
- Attends staff meetings to discuss special problems, the interplayground program and the community recreation program;
- Distributes, keeps records of and maintains equipment;
- Gives first aid.

REQUIRED KNOWLEDGES, SKILLS, AND ABILITIES: Good knowledge of the organization and conduct of one or more types of recreational activities with an emphasis on the organization and conduct of games or athletic events; ability to stimulate and hold the interest of the participants; thorough knowledge of first aid.

ACCEPTABLE TRAINING AND EXPERIENCE: Completion of two years of study at a college or university of recognized standing; or completion of high school and two years of experience in the conduct of recreation activities.

2025 Lifeguard Salary Schedule

YEARS OF SERVICE																	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18
\$16.50	\$16.75	\$17.00	\$17.25	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50	\$18.75	\$19.00	\$19.25	\$19.50	\$19.75	\$20.00	\$20.25	\$20.25	\$20.50

*Employees will only receive one increase for education or related work experience.

~High School Graduation/GED or 1 year related work experience an additional \$0.25/hr.

~Associates Degree or 2 years related work experience an additional \$0.50/hr.

~Bachelors Degree or 4 years related work experience an additional \$0.75/hr.

~Masters Degree or 6 years related work experience an additional \$1.00/hr.

~Manager position receives an additional \$3.00/hr.

~Assistant Manager position receives an additional \$2.00/hr.

~WSI Certification receives an additional \$2.00/hr.

~EMT Certification receives an additional \$2.00/hr.

~Security Guard Certification receives an additional \$2.00/hr.

*Certification increases must be related to the position.

Lifeguard

GENERAL STATEMENT OF DUTIES: Under direct supervision is responsible for the safety of individuals using one of our municipal pools; does related work as required.

DISTINGUISHING FEATURES OF THE POSITION: This position requires special skills related to water. All lifeguards must have a valid American Red Cross Advanced Lifesaving Certificate and must be in satisfactory medical condition with vision of at least 20/40 in one eye.

EXAMPLES OF WORK: (Illustrative only)

Report ready for duty, at least 10 minutes before assigned shift, and be in proper position when shift starts;

Check condition of pool and locker rooms before opening;

Enforce all pool rules;

Be strict but fair to all ... If orders are not executed in full, at once, report the incident to the Pool Manager;

Take care in handling equipment and gear that has been issued to you;

Keep swimmers and bathers from congregating on walk area in the immediate vicinity of the guard stand;

Clear all swimmers out of the water during an electrical storm;

Keep the facility fit for inspection at all times;

Keep litter picked up, and keep first aid equipment in readiness;

Give first aid;

Know your specific duties in the event of an emergency;

Report personal accidents and needs to the Pool Manager.

REQUIRED KNOWLEDGE, SKILLS AND ABILITIES: Lifeguards must be proficient in all skills required for American Red Cross Advanced Lifesaving certification. Lifeguards must be able to deal with the public in a professional, alert, courteous and tactful manner. Lifeguards must have knowledge of first aid.

2025 Custodian Salary Schedule

YEARS OF SERVICE																
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
\$15.50	\$15.75	\$16.00	\$16.25	\$16.50	\$16.75	\$17.00	\$17.25	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50	\$18.75	\$19.00	\$19.25	\$19.50

*Employees will only receive one increase for education or related work experience.

~High School Graduation/GED or 1 year related work experience an additional \$0.25/hr.

~Associates Degree or 2 years related work experience an additional \$0.50/hr.

~Bachelors Degree or 4 years related work experience an additional \$0.75/hr.

~Masters Degree or 6 years related work experience an additional \$1.00/hr.

~CPR/First AID Certification receives an additional \$0.25/hr.

*Certification increases must be related to the position.

CUSTODIAN

GENERAL STATEMENT OF DUTIES: Performs routine building cleaning and semi-skilled maintenance tasks; does related work as required.

DISTINGUISHING FEATURES OF THE CLASS: This is routine manual work involving responsibility for the efficient and economical performance of cleaning and maintenance operations for school buildings, grounds, and equipment. Work is performed under the general supervision of a head custodian or superintendent of buildings and grounds or school principal in accordance with established policies, but considerable leeway is permitted for the exercise of independent judgment. Supervision may be exercised over the work of subordinate cleaning or maintenance personnel.

EXAMPLES OF WORK: (Illustrative only)

Sweeps and mops floors and stairs;

Dusts desks, woodwork, furniture and other equipment;

Washes windows, walls, blackboards, sinks and other fixtures;

Polishes furniture and metal furnishings;

Empties waste baskets, collects and disposes of rubbish;

Clears snow and ice from walks and driveways;

Mows lawns, trims shrubs, rakes leaves, and performs a variety of other groundskeeping tasks;

Operates a coal or oil low pressure heating system including firing and removing ashes;

Delivers packages and messages;

Checks operation of clocks and bells;

Puts out and takes in traffic safety signs;

Arranges chairs and tables and other equipment for special use of school building;

Repairs window shades, replaces light bulbs, soap and towels;

Paints rooms and equipment, repairs furniture and makes minor plumbing, electrical, and carpentry repairs;

Prepares and maintains a variety of records and reports.

REQUIRED KNOWLEDGES, SKILLS AND ABILITIES: Good knowledge of building cleaning practices, supplies and equipment, and ability to use them efficiently and economically; working knowledge of the operation and maintenance of steam boiler equipment; ability to make minor plumbing, electrical, carpentry, and mechanical repairs and to perform a variety of routine maintenance tasks; ability to follow oral and written directions; willingness to do custodial and other manual tasks; thoroughness; dependability; good physical condition.

ACCEPTABLE EXPERIENCE AND TRAINING: One year of building cleaning or maintenance experience.

2025 Laborer Salary Schedule

YEARS OF SERVICE																
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17
\$15.50	\$15.75	\$16.00	\$16.25	\$16.50	\$16.75	\$17.00	\$17.25	\$17.50	\$17.75	\$18.00	\$18.25	\$18.50	\$18.75	\$19.00	\$19.25	\$19.50

*Employees will only receive one increase for education or related work experience.

~High School Graduation/GED or 1 year related work experience an additional \$0.25/hr.

~Associates Degree or 2 years related work experience an additional \$0.50/hr.

~Bachelors Degree or 4 years related work experience an additional \$0.75/hr.

~Masters Degree or 6 years related work experience an additional \$1.00/hr.

~CPR/First AID Certification receives an additional \$0.25/hr.

~CDL License receives an additional \$1.00/hr.

~Pesticides Spray License an additional \$1.00/hr.

~Welding License an additional \$1.00/hr.

~Building Trades Certifications/Licenses relevant to the job an additional \$1.00/hr.

*Certification increases must me related to the position.

LABORER

GENERAL STATEMENT OF DUTIES: Performs routine manual work; does related work as required. Operate a motor vehicle on public roads.

DISTINGUISHING FEATURES OF THE CLASS: This is routine manual work requiring physical endurance and a willingness to perform all necessary tasks. Constant supervision is maintained over the work at all times.

EXAMPLES OF WORK: (Illustrative only)

Assists in patching, resurfacing, and grading of streets;

Assists in the maintenance and repair of sewers and catch basins;

Digs and refills trenches for sewers and drainage;

Removes snow from streets and sidewalks and sands icy pavements;

Cuts grass, rakes leaves, trims shrubs and trees, spades flower beds, and assists in other grounds maintenance activities;

Sets up and removes swings, bleachers, and other recreational equipment;

Maintains and conditions ice skating rink, baseball diamonds, and other recreational areas;

Loads and unloads trucks with rubbish, snow, and equipment and supplies;

Loads garbage from curb to truck;

Sweeps streets and sidewalks;

Performs a variety of building and grounds cleaning and semi-skilled maintenance tasks.

REQUIRED KNOWLEDGES, SKILLS AND ABILITIES: Ability to lift heavy weights; willingness to perform routine manual work; willingness to work under all weather conditions; physical endurance; good physical condition.

ACCEPTABLE EXPERIENCE AND TRAINING: Some experience in heavy manual labor is desirable. Possesses NYS Driver's license; Employer may require Commercial Driver's License (CDL)



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

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 70-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Enter into an Agreement with the Sullivan County SPCA

BE IT RESOLVED; that the Common Council of the City of Middletown, NY, concurs with the Board of Estimate and Apportionment and authorizes an agreement with Sullivan County SPCA

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:
Rick McCormack, City Clerk

Attachments:

1.	Sullivan SPCA Contract 2025
----	-----------------------------

Sullivan County SPCA
104 Rock Hill Drive
Rock Hill, New York 12775
(845)796-3120
Fax (845) 794-2254

Agreement between Middletown and the Sullivan County SPCA for the period beginning September 1, 2024 and ending August 31, 2025.

The Sullivan County SPCA agrees to accept any adoptable dog brought to our shelter by your Animal Control Officer (ACO), or Dog Control Officer (DCO), from your municipality, space permitting.

The dogs in accordance with New York Agricultural law, must be held for the legal holding period, after which they may be put up for adoption if not claimed by the owner. If said dogs are not claimed or adopted, they may be humanely euthanized.

If the shelter must hold a dog beyond the legal holding time for your municipality because of a pending court case, bite case, etc., we will charge your municipality \$25.00 per diem, per dog. We can only hold up to three (3) animals for your municipality when the animals are seized by an ACO/DCO in the event of a cruelty case.

When leaving a dog that the ACO/DCO believes to be dangerous, the dog must be kept in the outside only part of the ACO/DC pen and follow the agreed upon protocol. Written information must be given to the shelter or the shelter manager that clearly communicates that the animal may be dangerous.

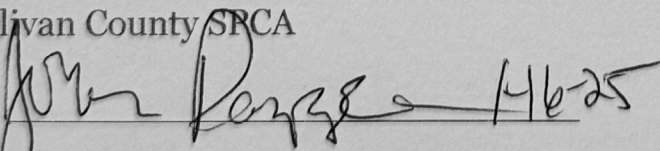
Since we do not have a veterinarian on premises, we are unable to accept any animal with suspected mange, rabies, distemper, parvovirus or an injury that requires immediate attention.

The municipality will pay a fee of \$300.00 per dog delivered to the SPCA

The SPCA will send out vouchers once a month. A record of the disposition of the dogs from the prior month will be sent out by the end of the month.

Sullivan County SPCA

By:

 4/6/25

Board President

Date

Municipality Supervisor

Date



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 71-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Transfer \$7854.50 within the 2024 Economic Development Department Budget for Façade Improvements

BE IT RESOLVED; that the Board of Estimate and Apportionment authorizes the Treasurer to transfer \$7854.50, in the following manner, for Façade improvements to contractual services and Warming Station extended hours reimbursements for 2024.

FROM	TO	AMOUNT
2024 Budget	\$7,854.50	2024 Budget
A.6200.100		A.6200.400
Personal Services		Contractual

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

Attachments:

1.	OECD 2024 Budget Transfer -
2.	Memo for OECD 2024 Budget Transfer

CITY OF MIDDLETOWN
Office of Economic & Community Development

February 7, 2025

City of Middletown
Board of Estimate
16 James Street
Middletown, New York 10940

RE: Office of Economic & Community Development/Dept 6200

Dear Members:

I am requesting budget transfer within the 2024 Economic Development Department.

FROM	AMOUNT	TO
2024 Budget		2024 Budget
A.6200.100	\$7,854.50	A.6200.400
Personal Services		Contractual

This funding transfer is needed for Façade improvements contractual services and Warming Station extended hours reimbursements for 2024.

Thank you for your attention to this matter.

Maria Bruni, Director
Economic & Community Development

Memo

To: Maria Bruni
From: Gina Pratti
CC: File
Date: 02/07/2025
Re: Office of Economic & Community Development

This will need to be placed on the next BOE meeting.

FROM	AMOUNT	TO
A 6200.100 Personal Services	\$7,854.50	A 6200.400 Contractual Services 2024

This Transfer is needed to pay for:

Quality Environmental	\$2,813.00
Joseph Thompson Architect	\$2,490.00
Greater Middletown interfaith Council	\$2,328.50
A 6200.400 overage in 2024	<u>\$ 223.00</u>
Total	\$7,854.50

Thank you

Gina Pratti



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 72-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorizing the Issuance Of \$6,000,000 Bonds to Pay the Cost of The Renovation of The New City Courthouse

BOND RESOLUTION DATED FEBRUARY 13, 2025.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE CITY OF MIDDLETOWN, ORANGE COUNTY, NEW YORK, TO PAY THE COST OF THE Renovation of the Courthouse IN AND for SAID CITY.

WHEREAS, the project described herein has been determined to constitute a Type II Action as defined under regulations of the State of New York promulgated pursuant to the State Environmental Quality Review Act which, by such definition, will not have a significant adverse impact upon the environment; NOW, THEREFORE, BE IT
RESOLVED, by the Common Council of the City of Middletown, Orange County, New York, as follows:

Section 1. Renovation of the Courthouse, in and for the City of Middletown, Orange County, New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$6,000,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$6,000,000 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Middletown, Orange County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Middletown, Orange County, New York, by the manual or facsimile signature of the City Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Treasurer. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City

Treasurer shall determine.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in The Times Herald Record, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

Prepared by:
Leonora Liz, Treasurer

Attachments:

1.	City of Middletown BOND RES (Courthouse Renovation) \$6M (2-509) 4154-0096-6744
1	



Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019-6142

+1 212 506 5000

orrick.com

Douglas E. Goodfriend

E dgoodfriend@orrick.com

D +1 212 506 5211

F +1 212 506 5151

February 11, 2025

VIA E-MAIL (LLiz@middletown-ny.com)

Ms. Leonora Liz
City Treasurer
City of Middletown
16 James Street
Middletown, New York 10940

Re: City of Middletown, Orange County, New York
Courthouse Renovation - \$6,000,000 Bonds
Orrick File: 42347-2-509

Dear Leonora:

In accordance with the information you provided to us, I have prepared and enclose herewith a draft form of bond resolution relating to the above matter, for adoption by the Common Council at its next meeting.

At that time this resolution is to be adopted by the affirmative vote of at least two-thirds of the entire voting strength of the Common Council. After adoption, the Legal Notice of estoppel of the resolution, a form of which I enclose herewith for your convenience, should be published once in the official newspaper of the City.

When available kindly return to me a certified copy of the enclosed resolution via email, together with an original printer's affidavit of publication of the Legal Notice of estoppel thereof. We no longer require originals to be mailed to our office.

Please do not hesitate to call if you have any questions.

With best wishes,

Very truly yours,

Douglas

Douglas E. Goodfriend

/es

Enclosures

cc: Jacob Tawil (jtawil@middletown-ny.com) (w/encl.)
Rosa Tumminia (rtumminia@middletown-ny.com) (w/encl.)

BOND RESOLUTION

At a regular meeting of the Common Council of the City of Middletown, Orange County, New York, held at the Common Council Chambers, City Hall, in Middletown, New York, in said City, on the February 13, 2025, at _____ o'clock _____.M., Prevailing Time.

The meeting was called to order by _____, and upon roll being called, the following were

PRESENT:

ABSENT:

The following resolution was offered by Councilman _____, who moved its adoption, seconded by Councilman _____, to-wit:

BOND RESOLUTION DATED FEBRUARY 13, 2025.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE CITY OF MIDDLETOWN, ORANGE COUNTY, NEW YORK, TO PAY THE COST OF THE RENOVATION OF THE COURTHOUSE IN AND FOR SAID CITY.

WHEREAS, the project described herein has been determined to constitute a Type II Action as defined under regulations of the State of New York promulgated pursuant to the State Environmental Quality Review Act which, by such definition, will not have a significant adverse impact upon the environment; NOW, THEREFORE, BE IT

RESOLVED, by the Common Council of the City of Middletown, Orange County, New York, as follows:

Section 1. Renovation of the Courthouse, in and for the City of Middletown, Orange County, New York, including incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$6,000,000.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$6,000,000 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is twenty-five years, pursuant to subdivision 12(a)(1) of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Middletown, Orange County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Treasurer, the chief fiscal

officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Middletown, Orange County, New York, by the manual or facsimile signature of the City Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Treasurer. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Treasurer shall determine.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 10. This resolution, which takes effect immediately, shall be published in summary form in The Times Herald Record, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____
_____	VOTING	_____

The resolution was thereupon declared duly adopted.

* * * * *

STATE OF NEW YORK)
) ss.:
COUNTY OF ORANGE)

I, the undersigned Clerk of the City of Middletown, in the County of Orange, New York (the "Issuer"), DO HEREBY CERTIFY:

1. That a meeting of the Issuer was duly called, held and conducted on February 13, 2025.
2. That such meeting was a **special regular** (circle one) meeting.
3. That attached hereto is a proceeding of the Issuer which was duly adopted at such meeting by the Board of the Issuer.
4. That such attachment constitutes a true and correct copy of the entirety of such proceeding as so adopted by said Board.
5. That all members of the Board of the Issuer had due notice of said meeting.
6. That said meeting was open to the general public in accordance with Section 103 of the Public Officers Law, commonly referred to as the "Open Meetings Law".
7. That notice of said meeting (***the meeting at which the proceeding was adopted***) was caused to be given **PRIOR THERETO** in the following manner:

PUBLICATION (here insert newspaper(s) and date(s) of publication - should be a date or dates falling prior to the date set forth above in item 1)

POSTING (here insert place(s) and date(s) of posting- should be a date or dates falling prior to the date set forth above in item 1)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Issuer this _____ day of February, 2025.

City Clerk

(CORPORATE SEAL)

LEGAL NOTICE OF ESTOPPEL

The bond resolution, a summary of which is published herewith, has been adopted on February 13, 2025, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the City of Middletown, Orange County, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the City Clerk for a period of twenty days from the date of publication of this Notice.

Dated: Middletown, New York,
February 13, 2025.

/s/ Richard McCormack
City Clerk

BOND RESOLUTION DATED FEBRUARY 13, 2025.

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE CITY OF MIDDLETOWN, ORANGE COUNTY, NEW YORK, TO PAY THE COST OF THE RENOVATION OF THE COURTHOUSE IN AND FOR SAID CITY.

Specific object or purpose:	Renovation of the Courthouse
Period of probable usefulness:	25 years
Maximum estimated cost:	\$6,000,000
Amount of obligations to be issued:	\$6,000,000 bonds
SEQRA Status:	Type II Action



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 73-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Hold Annual Spring Cleaning

BE IT RESOLVED that the Common Council of the City of Middletown, NY, authorizes the City's Annual Spring Spring Clean Up to begin on Monday, March 24, 2025, in the First Ward, March 31, 2025, in the Fourth Ward, April 7, 2025 in the Third Ward and will end the week of April 14, 2025 in the Second Ward. The pickup schedule is attached.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown, NY, authorizes the City's Annual Electronics Drop Off Event for City residents will be scheduled for Saturday, May 24, 2025, from 8:00 am until 3:00 pm, under the same conditions as per previous years, as stated in the attached flyer, with drop off to be located at DPW facilities at 76 Monhagen Ave.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown authorizes the Commissioner of Public Works to hire Advanced Recycling to pick up electronic recycling.

DPW employees will be present to assist in the operation.

Prepared by:

Attachments:

1.	2025 SPRING CLEAN UP AND ELECTRONIC DROP OFF MEMO
----	---

DEPARTMENT OF PUBLIC WORKS

MEMORANDUM

Date: February 14, 2025

To: Honorable Mayor DeStefano, Honorable Members of the Board
of Estimate and Apportionment, Members of the Common Council

Cc: Richard McCormack, Clerk

From: Jacob Tawil, Commissioner of Public Works 

Re : 2025 Spring Annual Clean Up Week and Electronics Drop Off Event

We are respectfully requesting a resolution approving the attached dates for the City's annual spring clean-up and electronic drop off event.

Spring Clean Up will begin on Monday March 24, 2025 in the First Ward, March 31, 2025 in the Fourth Ward, April 7, 2025 in the Third Ward and will end the week of April 14, 2025 in the Second Ward. The pickup schedule is attached.

Following the Spring Clean Up, an Electronics Drop Off Event for City residents will be scheduled for Saturday May 24, 2025 from 8:00am until 3:00pm, under the same conditions as per previous years, as stated in the attached flyer, with drop off to be located at DPW facilities at 76 Monhagen Ave. DPW employees will be present to assist in the operation. We are requesting authorization that the Commissioner of Public Works be able to hire Advanced Recycling for picking up the electronic recycling.

2025 CITY OF MIDDLETOWN SPRING ANNUAL CLEAN UP WEEK

Bulk Trash Pick-up for all single and two family homes

We will pick up no more than 12 items.

Once trash is picked up on your street, trucks **WILL NOT** return.

ONLY 12 ITEMS will be picked up.

The City will remove additional items and a bill will be issued for the work required.

Only 4 tires off-rims per house will be picked up.

NO ADDITIONAL NOTIFICATION WILL BE GIVEN PRIOR TO PICKUP.

An item is a single large item, couch, chair, etc., or box of smaller items. The material must be placed on the curb and separate from the household garbage since different crews pick up garbage.

We **will not pick up** stone, dirt, car parts, construction debris, or hazardous waste including **TVs, computer monitors, computer towers, and batteries**. New York State law prohibits any resident from placing any electronic device on the curb or sidewalk for pickup.

Please visit www.middletownny.gov for locations where you can dispose of your electronics. Appliances must have the doors removed to protect the City's children. Refrigerators shall be freon free prior to placement on the curb for pickup.

VIOLATORS OF THESE DIRECTIVES MAY BE PROSECUTED IN CITY COURT.

CLEAN UP SCHEDULE

First Ward – March 24, 2025

(Set out Sunday evening, March 23, 2025)

Fourth Ward – March 31, 2025

(Set out Sunday evening, March 30, 2025)

Third Ward – April 7, 2025

(Set out Sunday evening, April 6, 2025)

Second Ward – April 14, 2025

(Set out Sunday evening, April 13, 2025)

***Electronic Drop Off Day has been designated for City residents ONLY on Saturday May 24, 2025 from 8:00AM until 3:00PM located at the DPW recycling center (76 Monhagen Ave.). There is a limit of (5) items per household permitted. A \$25 fee for any air conditioner that holds freon will be collected.**

If you are unsure as to which Ward you reside you can check the map on our website or call DPW at 343-3169 for determination.

Joseph M. DeStefano
Mayor

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

J. Miguel Rodrigues
Alderman-at-Large

Ross Mastria
Deputy Commissioner



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No: 74-25

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Appointment of Alderman Paul Johnson to the City of Middletown Local Development Corporation

Be it resolved that the Common Council of the City of Middletown confirms the Common Council President's appointment of Alderman Paul Johnson to the City of Middletown Local Development Corporation, for a term expiring on December 31, 2025.

Prepared by:
Rick McCormack, City Clerk

Attachments:

None



CITY OF MIDDLETOWN, NEW YORK COMMON COUNCIL RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No:

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Authorization to Amend City Code as it Pertains to On-Street Parking in the Event of 2.5 Inches or More of Snow

Be it resolved that the Common Council of the City of Middletown hereby amends section 460-22 to include the following language into the existing code:

460-22 Parking restrictions to aid snow plowing and snow removal. It shall be unlawful to delay, hinder or obstruct any vehicles or equipment engaged in the operation of snow plowing or snow removal in the City streets. After a precipitation of snow of 2 1/2 inches or more, and thereafter until the streets are plowed and cleared of snow, it shall be unlawful for any person to park any vehicle upon any street while said street is being plowed or cleared unless such vehicle is attended by a person capable of operating it. The owner or a person in charge of or in control of any vehicle standing in any street shall move or cause the same to be moved so as not to be in the path of the equipment plowing or clearing the street of snow.

Prepared by:
Rick McCormack, City Clerk

Attachments:
None



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

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No:

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Local Law 1 - 2025 - Written Notice of Defect

LOCAL LAW #1 OF 2025

A LOCAL LAW AMENDING THE PROVISIONS IN THE REQUIREMENTS FOR PRIOR WRITTEN NOTICE OF DEFECTS IN LIGHT OF THE DECISION OF THE NEW YORK COURT OF APPEALS IN CALABRESE V CITY OF ALBANY, 2024 WL 5126038 (Dec. 17, 2024)

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN AS FOLLOWS:

Section 1. Purpose of this Enactment.

The purpose of this enactment is to amend the provisions in the City Charter regarding the

requirements for prior written notice of defects in light of the Decision of the New York Court of Appeals in the recent case of *Calabrese v City of Albany*, 2024 WL 5126038 (Dec. 17, 2024)

Section 2. Section 30 of the Charter of the City of Middletown, Notification of defects; limitations on City liability, is hereby amended to replace Paragraph A, thereof, to read in its entirety as follows:

A. No civil action may be maintained against the City for damages or injury to person or property sustained in consequence of any street, highway, bridge, culvert, sidewalk, crosswalk, public building or public park being defective, out of repair, unsafe, dangerous, or obstructed unless, before the occurrence resulting in such damages or injury, (1) notice of the defective, unsafe, dangerous or obstructed condition was delivered to the City Clerk at 16 James Street, Middletown in the form of a written physical hard copy and (2) the City failed or neglected to repair or remove the defect, danger, or obstruction within a reasonable time after being given such notice. Notice of a defect submitted via email, the City's website, any service, website, or application the City uses to allow the public to submit reports or service requests to the City, comments on a social media page maintained by the City, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this Paragraph.

Section 3. Section 30 of the Charter of the City of Middletown, Notification of defects; limitations on City liability, is hereby amended to replace Paragraph B, thereof, to read in its entirety as follows:

B. No civil action may be maintained against the City for damages or injury to person or property sustained in consequence of the existence of snow or ice upon any sidewalk, crosswalk or street unless, before the occurrence resulting in such damages or injury, (1) notice thereof relating to the particular place was delivered to the City Clerk at 16 James Street, Middletown, New York in the form of a written physical hard copy and (2) the City failed or neglected to cause such snow or ice to be removed, or to otherwise reasonably make safe the place within a reasonable time after being given such notice. Notice of a defect submitted via email, the City's website, any service, website, or application the City uses to allow the public to submit reports or service requests to the City, comments on a social media page maintained by the City, or any other electronic means does not satisfy the process and procedure for submitting written notices of defect required by this Paragraph.

Section 4. Section 30 of the Charter of the City of Middletown, Notification of defects; limitations on City liability, is hereby amended to replace Paragraph C, thereof, to read in its entirety as follows:

C. All claims against the City for damages or injury to persons or property alleged to have been caused by the misfeasance or negligence of the City, or any of its officers or employees, shall be presented to the City Clerk at 16 James Street, Middletown in the form of a written physical hard copy within ninety (90) days after the happening of the accident or injury out of which the claim arose. Such writing shall describe the time when, the particular place where, and the circumstances under which damages or injuries were sustained, and the cause thereof. It shall also state so far as then practicable the nature and extent of the damages or injury. It shall also state the place of residence of the claimant by street and number, and if there be no street and number, it shall contain such statement as will disclose the place of residence,

and all such claims shall be verified by the oath of the claimant. A copy of each such claim shall be served by mail on the Corporation Counsel. The omission to present such claim within ninety (90) days of such alleged injuries and to commence an action thereon within one (1) year from the time of such alleged injuries shall be a bar to any claim or action therefor against the City, but no action shall be brought upon any such claim until three (3) months have elapsed after the presentation of the claim to the City Clerk. Notice of a claim submitted via email, the City's website, any service, website, or application the City uses to allow the public to submit reports or service requests to the City, comments on a social media page maintained by the City, or any other electronic means does not satisfy the process and procedure for submitting written notices of claim required by this Paragraph.

Section 7. Severability. If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

Section 8. Effective Date. This Local Law shall be effective upon filing with the Secretary of State.

Prepared by:
Rick McCormack, City Clerk

Attachments:

None



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

THE FOLLOWING WAS PRESENTED

By: None
Seconded by: None
Date of Adoption: February 18, 2025
Index No:

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				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Wray				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
Total				

I hereby approve the attached Resolution/Local Law.

Joseph M. DeStefano, Mayor

Date

Resolution Authorizing the Accounts be Audited, Claims Adjusted, and the Treasurer be Authorized to Issue Warrants for their Payment

Prepared by:

Attachments:

None