



COMMON COUNCIL Meeting
CITY OF MIDDLETOWN
August 1, 2022
City Hall
16 James Street
Middletown, New York 10940

PRESENT:

J. Miguel Rodrigues, President
Ald. Jude Jean-Francois
Ald. Paul Johnson
Ald. Gerald Kleiner
Ald. Joseph Masi
Ald. Kate Ramkissoo
Ald. Sparrow Tobin
Ald. Kevin Witt

ALSO PRESENT:

Richard McCormack, Clerk
Joseph M. DeStefano, Mayor

*Proceedings electronically recorded.
Transcript produced by Kimberly J. Zogby*

AMERICAN LEGAL TRANSCRIPTION
11 Market Street, Suite 215
Poughkeepsie, NY 12601
Tel: (845) 452-3090 - FAX (845) 452-6099
amlegaltrans@aol.com

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1. Pledge of Allegiance

(Pledge of Allegiance.)

2. Roll Call

PRESIDENT RODRIGUES: Roll.

MR. MCCORMACK: Alderman Tobin.

ALD. TOBIN: Here.

MR. MCCORMACK: Alderman Jean-Francois.

ALD. JEAN-FRANCOIS: Here.

MR. MCCORMACK: Alderman Johnson.

ALD. JOHNSON: Here.

MR. MCCORMACK: Alderwoman Ramkissoo.

ALD. RAMKISSOON: Here.

MR. MCCORMACK: Alderman Kleiner.

ALD. KLEINER: Here.

MR. MCCORMACK: Alderman Green.

PRESIDENT RODRIGUES: Absent.

MR. MCCORMACK: Alderman Witt.

ALD. WITT: Here.

MR. MCCORMACK: Alderman Masi.

ALD. MASI: Here.

MR. MCCORMACK: President Rodrigues.

PRESIDENT RODRIGUES: Here.

MR. MCCORMACK: A quorum is present.

3. Approval of Minutes

PRESIDENT RODRIGUES: Approval of minutes.

MR. MCCORMACK: June 21st and July 5th, 2022.

ALD. MASI: So moved.

PRESIDENT RODRIGUES: Masi, seconded by Alderman Witt.

All in favor?

(Chorus of aye.)

4. Correspondence, Communications, and Reports

PRESIDENT RODRIGUES: Correspondence.

MR. MCCORMACK: We have an Ag and Market Report for the
Municipal Shelter inspection from July 8th, 2022.

PRESIDENT RODRIGUES: Received and filed.

MR. MCCORMACK: That's it.

5. For the Good of the City

PRESIDENT RODRIGUES: Okay, for the Good of the City. Anyone
who would like to address the Council, please step forward.

Anyone who would like to address the Council, you can step forward.

MS. GILL: Good evening, folks. I don't know.

My name is Tawana Gill. We --

PRESIDENT RODRIGUES: Just go closer to the mic.

MS. GILL: My name is Tawana Gill. I reside at 18 Gavin Avenue.

We purchased the property in 2007, my husband and I, and two months
ago, a surveyor came and was surveying the property and said that someone is purchasing

the lot next to us, which will be 16 Gavin.

When we purchased the property, we was advised from the lawyer -- and the mortgage person, the lawyer, everybody said nobody will buy next to us.

So, when my husband said they wanted to put like a stake into the driveway, so ten feet of our property is onto the new owner's lot, of which we didn't know. So, we have a boat and a shed and so they was like well, we could probably share the driveway.

So, I requested a FOIL and they said well no permits have been addressed or anything. So, we don't know what's going on or what to do. And then our neighbor said why wasn't we given the opportunity to even say yay or nay if we want to purchase the property. And there was no sign that says lot for sale or -- it was, when I called the town, they said it was an estate sale. We didn't know anything about it.

So, we don't know how to proceed forward. And then when the -- I guess the builder came, they wasn't approachable. You know we was asking like what's going on, rightfully so, but oh, you will know in three to four months because that's when we going to start building. And that's what we know.

PRESIDENT RODRIGUES: Okay. Estate sale is not the city's property. That's a private sale of the property.

MS. GILL: Okay.

PRESIDENT RODRIGUES: We can have Mr. Twill, behind you, he's the Commissioner of DPW --

MS. GILL: Okay.

PRESIDENT RODRIGUES: We can check it out and see if they are in

compliance, if they have the permits and everything else.

MS. GILL: Okay.

Another question. How do we know about these meetings? Because I've been here since 2007 --

PRESIDENT RODRIGUES: Our council meetings?

MS. GILL: -- and both my husband and me both retired and I never knew of anything.

PRESIDENT RODRIGUES: We post them on the website. We post them on Facebook. We post them on everything else.

MS. GILL: We don't have no desire to go -- we mind our business.

PRESIDENT RODRIGUES: And you can always call our office, the City Clerk's Office.

MS. GILL: I did. We did call. I did call the office and then, that's why I'm here because we was getting like the run around as to what was going on. But I will sit and see what this meeting is about.

PRESIDENT RODRIGUES: Okay.

MS. GILL: All right. Thank you.

PRESIDENT RODRIGUES: Thank you.

MAYOR DESTEFANO: Just to remind you, we rarely do Monday. She might be confused because --

PRESIDENT RODRIGUES: Yes, we usually do meetings on Tuesday.

MS. GILL: Oh, Tuesdays?

PRESIDENT RODRIGUES: Yup.

MS. GILL: Every Tuesday?

PRESIDENT RODRIGUES: No, first Tuesday and --

MAYOR DESTEFANO: First and third Tuesdays.

PRESIDENT RODRIGUES: Anyone else who would like to address the council?

All right.

MR. MCCORMACK: Anyone online?

PRESIDENT RODRIGUES: No.

6. Remarks of the Mayor

PRESIDENT RODRIGUES: Reports of the Mayor.

MAYOR DESTEFANO: Yeah, I just looked up the property online; 16 Gavin is a vacant lot but it's privately held. So, we wouldn't be able to give notice on a private sale.

But it's a 50 by 100 lot. So, it's probably a buildable lot because it's a preexisting -- meets the neighborhood conditions but Jacob, you can check for any city utility that would be underneath it, possibly.

But the City didn't sell the lot. It was a private sale, it looks like.

But just for information, if the City owns a property and we sell it, we contact the owner on each side before we sell it, as a matter of courtesy to see if they would be interested in the property. But in this case, we don't own it. It's owned by an LLC somewhere but we'll further look into the matter for you.

Tomorrow night is Night Out Against Crime and that's why we're here on a Monday instead of a Tuesday. It's National Night Out at 6:00 to 8:00 at Thrall Park and

we hope the majority of the councilmembers, if not all of them, will be able to attend. It will be at Thrall Park and there will be a lot of festivities for young people in the community. So, we hope you come out.

Also, we have a resolution tonight to authorize the demolition of three city-owned properties; one is 99 East Avenue, one is 404 North, and the other is 26-28 Mills Street rear. And what we do with -- we take back city-owned property -- or take back property on tax sale. Since we initiated the homebuyer program, we are, I believe, on our 15th home of renovating.

So, Community Development does an evaluation of whether the home can be renovated for a reasonable amount of money and then we put it into our homebuyer program.

These three properties have been deemed not re-habitable for the purposes of selling them because the cost to rehab them would exceed, far exceed, the market value for selling the home. Even with the grant money, it would be unaffordable.

So, the three houses have been designated for demolition, with your authorization. We will look at 99 East; probably the proposal would be to maintain it as parking for -- there is some activity in that area with the playground, city-owned playground at Beattie Hill and also the church next door.

26-28 Mills rear, it's a pretty large sized piece of property and narrow on Mill Street but it opens up going towards the rail trail. So, we would probably maintain that property, since it's contiguous to the rail trail and make it part of our rail trail system.

And the last one was -- what did I say, 99 East -- 404 North is also in very bad shape but not a buildable lot.

So, those three properties will be -- we'll make other uses for the 404 North. I'm not sure exactly what we'll do with it, at this point, but the property needs to be demoed.

We are looking city-wide at other properties that may have to be demoed, that don't meet the qualifications of a CDA rehab and we will keep you abreast as we move forward on that.

Some of the homes that were identified by Marianne in her memo this week -- Marianne is our city assessor -- are, we believe, re-habitable. Like, there's a couple throughout the city that we believe are we can rehab them and sell them as part of our program. And some of them are vacant lots and we're going to have to make a decision on some of the vacant lots that we have on whether we want to put them into the program, rather than rehabbing, a possibility of the city through our Community Development Agency, putting a modular on there and getting some homeownership into certain neighborhoods.

So but we'll keep you abreast, as we move forward on the information that comes back.

Another option, of course, is to sell them. We prefer the first option because then, we have a home ownership requirement for ten years, rather than selling a home, having it be constructed and, possibly, a rental for the next -- forever.

So, as we move forward on that, we'll keep you up to date.

I believe there was a question on the \$8.5 million bond resolution that's being requested tonight. And that is, we're not committing to the project. This is a bond resolution that allows us to submit the grant. And you will have to come back -- we will

have to come back to you if we're successful on the grant application and qualify for additional funding, if we so choose.

The grant is for 60 percent. We'll have to weigh the pluses and minuses. At that time, we'll do an evaluation of impact on rate but Jacob will be presenting to you the details maybe tonight and maybe in the future of what he is requesting.

But this is not a commitment to spend \$8.5 million. We will have to come back when we have the feedback on the success of the grant.

And I believe that's all I have. Does anyone have any questions?

PRESIDENT RODRIGUES: Any questions for the Mayor?

Alderman Jean-Francois.

ALD. JEAN-FRANCOIS: Mayor, is there any information coming from the County as far as the monkeypox that's going around, that you know of?

MAYOR DESTEFANO: Nothing directly to us, other than I know a big focus has been New York City with the vaccine, but nothing that we've been in contact with with the Orange County Health Commissioner.

That might be a result of -- there's a change now. The Health Commissioner from Orange County is leaving and going down to Nassau County. So, I can certainly reach out to the County Exec's office and see if there's any plans for doing any type of vaccination here.

I know there is an outreach on polio because there was a case in polio and I think the County is doing some polio vaccine sites but nothing I've heard on monkeypox.

ALD. JEAN-FRANCOIS: Thank you, Mayor.

MAYOR DESTEFANO: All right.

PRESIDENT RODRIGUES: Anyone else?

Thank you, Mayor.

MAYOR DESTEFANO: Thank you.

7. Remarks of Department Heads

PRESIDENT RODRIGUES: Remarks of the Department Heads.

Economic Development.

MS. BRUNI: Good evening, everyone.

This evening we had a CDA meeting. We're on our way to finishing the two homes; one on Wisner and one on Linden. And the sale of Talcott Place should be shortly. We're just waiting for the bank to finalize everything.

Also, we're evaluating six more properties to go into our inventory for the CDA, as well.

Also working -- we submitted two CFA grants last week and our action plan through our Community Development Agency.

And also, we're looking at our Thursday and Friday night concerts moving forward. We have a couple of Saturday afternoon youth concerts coming up at Run4 Downtown Park August 6th and 13th from 2:00 to 4:00.

Our farmer's market is going strong.

Run4 Downtown August 20th. Jefferson Starship August 19th. A new show announcement at the Paramount, the Floyd Experience; a Pink Floyd tribute for October.

And then, we're getting another new release, Bullet Train, coming this

Friday. It's starring Brad Pitt, Sandra Bullock.

And things are just moving ahead. And that's all I have for tonight.

PRESIDENT RODRIGUES: Any questions for Maria?

Maria, the house on Wisner, I saw a stone like in the back yard. Are we leaving it like blacktop in the back or is it going to be grass in the backyard?

MS. BRUNI: In the backyard? I'll doublecheck for you.

PRESIDENT RODRIGUES: Yeah, I saw a lot of stone dumped.

MS. BRUNI: Well, they had to excavate and do the foundation.

PRESIDENT RODRIGUES: Okay. All right.

MS. BRUNI: We had issues with the foundation. So, that could be left over from that but I'll doublecheck and make sure.

PRESIDENT RODRIGUES: All right. Thank you.

MS. BRUNI: Thanks.

PRESIDENT RODRIGUES: DPW Commissioner.

MR. TAWIL: Good evening, all.

I will start with Alderman Masi. The reservoirs, as you know, we haven't had any rain lately. And really, July has been one of the driest months in recent history; only one and quarter inches of rain in the 30 days of July. So, the reservoirs are 89 percent now, which, we are still in good shape but, hopefully, our fortune will change in August and we will have more rain.

Talking about rain and the safe yield, I have been reporting -- the Mayor and I have been reporting to you about the safe yield issues that we have been having with the DEC and extending water services to the Forensic Psychiatric Center that's being

-- will be constructed by the State. It's about a \$300 million project in Goshen, right next to the existing psychiatric center on 17M and they wanted to take water and sewer from us.

So, after many several meetings, and letters, and so on and so forth between the Mayor, myself, and DEC, and our consultants, the DEC saw it our way and they agreed to approve it -- to approve the water and sewer extension to the new facility. And with that, we're very excited about it.

So, that's a great plus for us, for the City of Middletown, and will open huge opportunities for us in the future.

That will tie into -- we have several resolutions before you tonight. I will just tie this discussion with the second resolution of approving \$30,000 for installing flow meters and stream gauges at our reservoirs and at our dams. And that is part of the DEC permit that they have given us for the safe yield. They want to monitor exactly how much water we are taking from each reservoir and how much water is leaving the reservoir, certain reservoirs, such as Indigot and Mill Pond, when we are withdrawing water from it.

So, with that, we would need \$30,000 and DPW will be installing those flow meters and stream gauges. So, this will be part -- this is the second resolution that you have before you for tonight. And that's why we need it. It's part of the DEC requirement for us to approve the safe yield that they approved.

And so, we started paving today. The streets have been milled and prepared over the past month. And so now, the paving has started in the 1st Ward and they have accomplished quite a bit of this today. So, again, I urge the public, with our

sincere apology, just to bear with us. And it's going to be inconvenient. We have a lot of projects opened up throughout the city installing major water mains from the filter plant down to Monhagen Avenue, having the traffic operations, upgrading our curbs, sidewalks, traffic lights, pedestrian crossing. It's a huge amount of work that's being done.

And I know that it's inconvenience for some people. So, please, either find alternate routes or just bear with us and we will try to accommodate everybody as much as possible. But it's a great progress our city is doing with all this funding and the projects that are taking place.

So, another resolution before you tonight is for CDM Smith, approving another \$25,000, and that is because the City is putting in quite a bit of effort in reviewing the Dolsontown Road corridor and all the development.

So, this money, the additional money is required by our consultant in order to continue with their review.

As you know, we submitted -- the Mayor reported to you we submitted quite a bit of list of things we were concerned about. Now, the town engineer or the town itself will come back to us with their responses. And we have to evaluate the responses and, possibly, write back. But that's how the process works with the SEQRA.

So, that's where we are with that project and that's why we need that first resolution approved, if you can.

\$8.5 million project, the bond that's before you for tonight, the Mayor, he explained it very well. This is for replacing the raw water line from Kinch -- partially replacing it -- it doesn't finish the whole thing. The entire project from Kinch Reservoir

to Shawangunk Reservoir is \$18 million. That's the estimate for it. We're asking for \$8.5 million because, this way, we can get the maximum grant possible under this program, which is \$5 billion.

So, our plan is to replace the old pipe that is existing between Kinch and Shawangunk. By the way, this is like our lifeline to get the water from Kinch over to Shawangunk. That's where we get most of our water into the City of Middletown Reservoirs.

And so, with that being said, it's going to be a very important project for us. We've been applying for grants year after year, after year, and we have not been successful. We did apply for the same project under another grant by the Federal Government for the full \$18 million.

So, we will see. Hopefully, one of them will come in and this will include enlarging the water main that will bring water from Kinch Reservoir to Shawangunk Reservoir and then, that will increase our yield as well, our safe water yield.

So, with that being said, I will stop right here, if you have any questions for me.

PRESIDENT RODRIGUES: How are we doing with the rodeo (phonetic) on Mohagen Avenue?

MR. TAWIL: The rodeo (phonetic), I reported on that. That's the water line that you're referring to?

PRESIDENT RODRIGUES: No, the roads, how bad they are from --

MR. TAWIL: Yes. I know. That's a surface restoration.

PRESIDENT RODRIGUES: -- Wisner all the way down to the Psych

Center.

MR. TAWIL: Yeah, that's a surface restoration for the 24-inch high-pressure water main that we replaced.

The contractor, right now, is switching over the one-inch -- the water services to adjacent properties. And when was it? Last week, we just made the connection for Brewster Drive.

ALD. JOHNSON: Last Wednesday.

MR. TAWIL: I'm sorry?

ALD. JOHNSON: Last Wednesday.

MR. TAWIL: Yeah, last Wednesday. Thank you, Alderman Johnson.

So, the process -- the project is moving along and there is a progress in there. I know I said two weeks ago --

PRESIDENT RODRIGUES: Two weeks ago.

MR. TAWIL: I'm sorry?

PRESIDENT RODRIGUES: A month ago, two weeks ago, a month ago.

MR. TAWIL: Yeah. Yeah, it's a function of the progress in there. When you pin me down to give me a date, rather than, I say in a couple of weeks.

So, we're pushing ahead as much as -- as fast as we can get the contractor to go along with us.

Then, after that, the road will be milled again and it will be paved. The State of New York, because mostly some good part of it is in the State of New York on 211, they are as anxious as anybody to get it done. I apologize for the condition of the road but that's where we are.

So, when is it going to be done? As soon as possible.

PRESIDENT RODRIGUES: So, how long is it going to take to change the water lines? Are they --

MR. TAWIL: The services?

PRESIDENT RODRIGUES: Yeah.

MR. TAWIL: They are working on it actively every day. I'm saying a couple of weeks. It took longer.

PRESIDENT RODRIGUES: Okay. All right.

Any questions for Jacob?

Alderman Johnson.

ALD. JOHNSON: I have an easier question. We've been from 93 to 89 on the reservoirs. What's the time that we would be concerned for the capacity?

MR. TAWIL: We're still -- it depends. It depends on how much precipitation we have. That's a good question.

Usually, we start panicking -- not panicking. I mean we start getting concerned about 70 percent --

ALD. JOHNSON: Oh, okay.

MR. TAWIL: -- and so on. But we keep watching it. We keep watching the weather, and so on, and so forth. There is no really --

ALD. JOHNSON: So, 89 is still pretty good?

MR. TAWIL: I'm sorry -- yes.

ALD. JOHNSON: 89 is still pretty good.

MR. TAWIL: Yeah, we're still in good hands. Yeah.

ALD. JOHNSON: Thank you.

PRESIDENT RODRIGUES: Anyone else?

Thank you, Jacob.

MR. TAWIL: Yes, sir.

PRESIDENT RODRIGUES: City Assessor.

MS. FEELY: Good evening, everyone. I have nothing to report this evening.

Does anyone have any questions for me?

PRESIDENT RODRIGUES: Any questions for our assessor? No.

Thank you.

MS. FEELY: Okay, have a good night.

PRESIDENT RODRIGUES: City Clerk.

MR. MCCORMACK: Nothing this evening.

PRESIDENT RODRIGUES: Any questions for the city clerk?

All right.

8. Public Hearings and Grievances

PRESIDENT RODRIGUES: Public hearings and grievances.

MR. MCCORMACK: We have a --

ALD. TOBIN: I'm sorry. Are there early voting for the primaries? Is there (inaudible).

MR. MCCORMACK: Yes.

ALD. TOBIN: Okay.

MR. MCCORMACK: I believe it opens the 24th. I'll find out.

ALD. TOBIN: Okay.

MR. MCCORMACK: It's opening soon.

ALD. TOBIN: Okay.

PRESIDENT RODRIGUES: Okay, public hearings and grievances.

MR. MCCORMACK: We have a public hearing for Local Law #5 of 2022. Notice is hereby given that the City of Middletown will hold a public hearing on Monday, August 1st, 2022 on or as near to 7:30 p.m. as possible; Common Council Chambers, second floor, 16 James Street, at 7:30 p.m. to hear any and all persons wishing to be heard on the recently passed Local Law #5 of 2022 regarding creating the position of the deputy treasurer.

Full text of the Local Law is available in the Office of the Common Council Clerk, City Hall, 16 James Street, Room 12, and on the city website.

PRESIDENT RODRIGUES: And at this time, the public hearing is now open.

Anyone from the public?

Any councilmember have any questions, concerns, comments? All right.

Motion to close?

ALD. MASI: So moved.

PRESIDENT RODRIGUES: Alderman Masi, seconded by --

ALD. JOHNSON: Second.

PRESIDENT RODRIGUES: Alderman Johson.

All in favor?

(Chorus of aye.)

PRESIDENT RODRIGUES: The public hearing is now closed.

9. Petitions and Complaints

(None this evening.)

10. Remarks of the Aldermen and Reports of Committees

PRESIDENT RODRIGUES: All right. Remarks of Aldermen.

Alderman Masi.

ALD. MASI: Nothing this evening.

PRESIDENT RODRIGUES: Alderman Witt.

ALD. WITT: Thank you. Just two things.

The first is that we're going to have our 1st Ward meeting next Wednesday night, the 10th, at six o'clock, here in the Council Chambers.

And the second thing is, tomorrow, local business owner, Freddie Williams, of the 6 West Barbershop, is being recognized by the County Executive for being the Orange County's citizen of the month. So, that's kind of a good thing.

Freddie is a three-year Middletown School Member and recently was elected Vice President. He also does a tremendous job contributing to youth sports and volunteers a whole lot of his time.

So, if you see him, congratulate him.

Thank you.

PRESIDENT RODRIGUES: Alderman Kleiner.

ALD. KLEINER: Thank you.

We will have our 2nd Ward constituents meeting next Monday, the 8th, right here at seven o'clock, in Council Chambers.

I wanted to mention, and we're going to put this up on the website, but Senator Skoufis has written really an excellent letter in response to the Wawayanda Draft Environmental Impact Statement objecting to the project. So, we are going to have that at some point soon, hopefully, on the website. And I thank the Senator for that.

I don't know that the Middletown Post Office has this yet but this is the new Pete Seeger stamp and it came out on July 21st -- easy to remember, my mom's birthday --but that's it.

The Middletown Post Office has not had it but I was able to go to the Scotchtown Post Office and get it. Somehow, they always get the stamps in first. But it's a really nice tribute to, I think, a very important Mid-Hudson resident.

So, and other than that, I hope to see everyone tomorrow at Night Out Against Crime.

Thank you.

PRESIDENT RODRIGUES: Alderwoman Ramkissoo.

ALD. RAMKISSOON: Good evening.

I just -- the 3rd Ward had our monthly meeting last Tuesday and for you, Miss Gill, it's another way for you to kind of connect that's right down the street from your house. We've been having it in the warm weather at Maple Hill Park in the pavilion and we bring snacks.

We had a nice meeting. This month, we had a special guest star of the chair of the DPW committee came and we had a good time. It's a good opportunity to talk about things that you have questions about and for us to keep you informed of what's going on.

Other than that, I'm just really excited about paving having started. So, they always do a fantastic job. So, I anticipate all our beautiful smooth streets pretty shortly.

That's all I have tonight.

PRESIDENT RODRIGUES: Alderman Johnson.

ALD. JOHNSON: I agree with her. I usually come and have cheesecake. It's a good deal.

So, I know that Alderman Kleiner usually is the reminder of important dates in history but, I thought I would put a toe in the water this evening and remind you of another date.

So, I went to the Post Office -- he knows where I'm going.

I went to the Post Office this morning and I was wearing this tie. And the lady behind the counter said: Oh, Doc, you have a nice tie. I said: Well, thank you very much. I appreciate that. And she said: Is it a Jerry Garcia tie? I said: Well, actually it is a Jerry Garcia tie. And she said: Well, do you know what today is? I said no. Today is the 80th anniversary of Jerry Garcia's birthday. He was born August 1st of 1942.

So, I did a quick Google -- I know this is important. That's why I'm going to report on it. I did a quick Google consult. Born in '42, died in '95. Started the ties in '92. There are 95 in the collection. I have about 15, so I have a way to go but, it's good to have goals.

So, here's to Jerry Garcia. Happy Birthday. Rest in peace and thanks for the ties.

That's all I have this evening, thank you.

PRESIDENT RODRIGUES: All right, Alderman Jean-Francois.

ALD. JEAN-FRANCOIS: Yes, good evening.

The 4th Ward meeting is this Saturday at ten o'clock in this chamber. So, anyone from the 4th Ward is welcome to join us, Sparrow and I.

And also, I would like to thank the street department. It's been a very hot summer. These guys are out there doing their best for our city. So, I would like to thank them very much.

Thank you.

PRESIDENT RODRIGUES: Alderman Tobin.

ALD. TOBIN: Nothing this evening.

11. Unfinished Business

(None this evening.)

12. New Business

PRESIDENT RODRIGUES: New Business.

MR. MCCORMACK: Good evening.

We have a resolution sponsored by Alderman Masi authorizing a contract amendment with CDM Smith and a budget transfer.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Masi, seconded by Alderman Witt.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Witt authorizing a budget transfer for \$30,000 to purchase flow meters and gauges.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Witt, seconded by Alderman Johnson.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

A resolution sponsored by Alderman Johnson authorizing an \$8.5 million bond for raw water line replacements at the reservoir.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Johnson, seconded by Alderman Jean-Francois.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Kleiner authorizing a proposal from
Clark Patterson Lee for setting concrete monuments at Mountain Avenue.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Kleiner,
seconded by Alderwoman Ramkissoon.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderwoman Ramkissoon authorizing a proposal from Clark Patterson Lee for survey easement at High Barney water storage tanks.

PRESIDENT RODRIGUES: Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Tobin.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Johnson accepting a \$615 donation from the American Lung Association - POW'R Against Tobacco for Finding Nemo movie night.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Johnson, seconded by Alderman Masi.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Jean-Francois accepting a \$1,500 donation from local businesses to support the National Night Out Against Crime.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Jean-Francois, seconded by Alderman Tobin.

Any discussion?

Alderman Kleiner.

ALD. KLEINER: Yes, thank you.

I just would like to give the recognition to the people who actually are doing the donating and it's the Amber's Sub Shop, \$250; the Middletown Firefighters Professional Association, \$250; and the Middletown Housing Authority, \$1,000.

Thank you.

PRESIDENT RODRIGUES: Anyone else?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Tobin amending Resolution 98-22 to deposit donated funds into the Police Donation revenue line.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Tobin, seconded by Alderman Johnson.

Any discussion?

Alderman Kleiner.

ALD. KLEINER: Thank you.

Again, I think when we passed this back in last May, we also didn't mention the people. So, I want to give them our thanks and the public recognition. The Heritage Financial Credit Union, \$250; Kiwanis Club of Middletown, \$250; Applebee-McPhillips Funeral Home, \$250; Middletown Professional Car Wash, \$300; and NYCOMCO, \$200.

Thank you.

PRESIDENT RODRIGUES: Anyone else? Thank you.

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Masi authorizing an agreement with CPI-HR to assist with the Patient Protection and Affordable Care Act implementation.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Masi, seconded by Alderman Johnson.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

A resolution sponsored by Alderman Witt accepting a \$1,000 donation from the Animal Health Center to support youth programs and events.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Witt, seconded by Alderman Johnson.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Johnson accepting a \$1,250 donation from local businesses to support our National Night Out Against Crime.

PRESIDENT RODRIGUES: A resolution sponsored by Alderman Johnson, seconded by Alderman Masi.

Any discussion?

Alderman Kleiner.

ALD. KLEINER: Thank you.

Again, I'd like to recognize these local businesses who helped make Night Out Against Crime possible: Boyce Excavating, \$1,000; and the Middletown Lions Club, \$250.

Thank you.

PRESIDENT RODRIGUES: All right, anyone else?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

A resolution sponsored by Alderman Kleiner amending Resolution 97-22
to deposit donated funds into the Police Donation revenue line.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Kleiner,
seconded by Alderman Johnson.

Any discussion?

Alderman Kleiner.

ALD. KLEINER: Okay, the last one. This is a \$2,500 donation by

Walmart and it was for DARE Day and Night Out Against Crime.

Thank you.

PRESIDENT RODRIGUES: All right. Anyone else?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderwoman Ramkissoon accepting a funding award of \$4,806 from Orange County for the Stop-DWI Program.

PRESIDENT RODRIGUES: Resolution sponsored by Alderwoman
Ramkissoo, seconded by Alderman Tobin.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

A resolution sponsored by Alderman Johnson authorizing a \$4,000 budget
transfer to cover COVID-related expenses.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Johnson, seconded by Alderman Masi.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

Resolution sponsored by Alderman Jean-Francois to close Sunset Street from Highland Avenue to Highland Place on Saturday, August 14th from -- Sunday,

August 14, 2022 from 12:00 to 8:00 for a block party.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Jean-Francois, seconded by Alderman Johnson.

Any discussion?

ALD. JEAN-FRANCOIS: I'd like to amend the resolution for a date correction. It should be August 13th, instead of 14th.

PRESIDENT RODRIGUES: We've got a motion to amend by Alderman Jean-Francois.

Do I have a second?

ALD. JOHNSON: I'll second.

PRESIDENT RODRIGUES: Seconded to August 13th.

All right, roll on the motion.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

PRESIDENT RODRIGUES: All right. Now, we've got to vote on the regular resolution. So, sponsored by Alderman Jean-Francois, seconded by Alderman Johnson.

Any discussion for the August 13th instead of the 14th?

Okay, roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

A resolution sponsored by Alderman Tobin authorizing the demolition of three city-owned properties.

PRESIDENT RODRIGUES: A resolution sponsored by Alderman Tobin, seconded by Alderman Witt.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoon.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

That concludes new business.

13. Local Laws

PRESIDENT RODRIGUES: Local laws.

MR. MCCORMACK: We have a local law sponsored by Alderman Johnson updating the Commissioner of Assessment charter provisions.

PRESIDENT RODRIGUES: That's the first introduction.

MR. MCCORMACK: Correct.

14. Audit of Claims and Accounts

PRESIDENT RODRIGUES: Audit.

ALD. MASI: Mr. President, I move the accounts be audited, the claims be adjusted, and the City Treasurer be authorized to issue warrants for their payment.

PRESIDENT RODRIGUES: Motion by Alderman Masi, seconded by Alderwoman Ramkissoon.

Any discussion?

Roll.

MR. MCCORMACK: Tobin.

ALD. TOBIN: Aye.

MR. MCCORMACK: Jean-Francois.

ALD. JEAN-FRANCOIS: Aye.

MR. MCCORMACK: Johnson.

ALD. JOHNSON: Aye.

MR. MCCORMACK: Ramkissoo.

ALD. RAMKISSOON: Aye.

MR. MCCORMACK: Kleiner.

ALD. KLEINER: Aye.

MR. MCCORMACK: Witt.

ALD. WITT: Aye.

MR. MCCORMACK: Masi.

ALD. MASI: Aye.

MR. MCCORMACK: President Rodriguez.

PRESIDENT RODRIGUES: Aye.

MR. MCCORMACK: It carries.

13. Adjournment

PRESIDENT RODRIGUES: Motion to adjourn?

UNIDENTIFIED SPEAKER: So moved.

(Proceeding concluded.)

CERTIFICATION

I, KIMBERLY J. ZOGBY, certify that the foregoing transcript of the August 1, 2022 Middletown City Council meeting was prepared using the required transcription equipment and is a true and accurate transcript of the recording.

A handwritten signature in black ink, appearing to read "Kimberly J. Zogby". The signature is written in a cursive, flowing style.

AMERICAN LEGAL TRANSCRIPTION

11 Market Street, Suite 215

Poughkeepsie, New York 12601

Dated: August 11, 2022

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

Sec'd by Ald. Witt

Date of Adoption 08.01.22

Index No: 164-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

Resolution authorizing a contract amendment with CDM Smith and a Budget Transfer

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes an amended contract with CDM Smith for the review of the Town of Wawayanda Dolsontown Corridor Development DGEIS, increasing from \$25,000* to \$50,000.

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Mayor to sign the amended agreement.

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$25,000 in the following manner to cover the additional cost inquired from the CDM Smit Contract for The Dolsontown Corridor Development DGEIS.

FROM	AMOUNT	TO
General Fund Balance	\$25,000	A.1490.400 Contractual Services

*CDM spent \$35,000 to review and prepare comments to the DGEIS thus far.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt

Sec'd by Ald. Johnson

Date of Adoption 08.01.22

Index No: 165-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution Authorizing a Budget Transfer for \$30,000 to
Purchase Flow Meters and Gauges**

Whereas the City water taking permit issued by the DEC has several conditions that must be implemented per a defined timeline.

Whereas some of the permit conditions requires the City to install water meters and stream flow gauges at City reservoirs.

Whereas the attached report from CDM Smith evaluated different meters and gauges and they make a recommendation to select Trimble for equipment at Mill Pond and Indigot in the amount of \$30,000.

Whereas the equipment will be purchased under Source Well contract and will be installed by DPW and the remainder of flow meters and gauges at Kinch and Shawangunk reservoirs are being included in two Capital Projects for the upgrade of both Kinch and Shawangunk dams.

NOW THEREFORE BE IT RESOLVED RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$30,000 in the following manner to cover the purchase of said equipment.

FROM	AMOUNT	TO
Water Fund Balance	\$30,000.00	F.8310.400
		Water Contractual

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Jean-Francois

Date of Adoption 08.01.22

Index No: 166-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

Resolution authorizing a \$8.5 Million Bond for Raw Water Line Replacements at the Reservoir

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes a bond resolution in the amount of \$8,500,000.00 for the construction of the raw water line replacement from Kinch Reservoir to Shawangunk Reservoir. This bond resolution is required in order for the City to apply for the WIIA Grant through NYS/SRF.

If successful, the grant will fund 60% of the project, up to a maximum amount of \$5,000,000.00.

This WIIA grant application submission deadline is September 9, 2022 and will require SEQRA completion and adoption of this bond resolution. Mr. Tom Myers, our bond counsel, must be involved in the formulation of the bond resolution as recommended by SRF.

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

Sec'd by Ald. Ramkissoon

Date of Adoption 08.01.22

Index No: 167-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution authorizing a proposal from Clark Patterson Lee for Setting
Concrete Monuments at Mountain Avenue**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the attached proposal from CPL dated July 22, 2022 in order to place concrete monuments at the newly created lot for the Mountain Ave tank. Part of the new lot is being purchased from the Carmelites and is in the Town of Wallkill.

The requested fee of \$3,500 will be funded from the available project funding line.

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

Sec'd by Ald. Tobin

Date of Adoption 08.01.22

Index No: 168-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution authorizing a proposal from Clark Patterson Lee for
Surveyed Easement at High Barney Water Storage Tank**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the attached proposal from CPL dated July 22, 2022 for the High Barney water storage tank for a survey and easements for execution by the property owner to ensure continuous access to High Barney tank site from Karen Drive.

The requested amount is \$4,000. At this point, available project funding will be utilized to cover this expense once approved by the BOE and Common Council.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Masi

Date of Adoption 08.01.22

Index No: 169-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution accepting a \$615 donation from the American Lung Association- POW'R
Against Tobacco for Finding Nemo Movie Night**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment accepts a \$615 donation from American Lung Association - Pow'r Against Tobacco for August 13, 2022 Finding Nemo movie night.

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to deposit the donation into revenue budget line A.2705.00 Gifts & Donations and increase budget line A.7321.450 Special Programs Materials & Supplies.

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

THE FOLLOWING WAS PRESENTED

By Ald. Jean Francois

Sec'd by Ald. Tobin

Date of Adoption 08.01.22

Index No: 170-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution accepting \$1500 donation from Local Business
to support our National Night out Against Crime**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts the following donations:

Ambers Sub Shop	\$250
Middletown Firefighters Professional Association	\$250
Middletown Housing Authority, LP	<u>\$1,000</u>
Total	\$1,500

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to deposit the funds into the Police Donation revenue line A.2705.06 and increase A.3120.501 community expense line by \$1,500.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

Sec'd by Ald. Johnson

Date of Adoption 08.01.22

Index No: 171-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution Amending Resolution 98-22 to Deposit Donated
Funds into the Police Donation Revenue Line**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and amends Resolution 98-22 to authorize the Treasurer to deposit the donated funds into Police Donation revenue line A.2705.06 for \$1,250 and to increase the A.3120.501 community expense line by \$1,250.

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

Sec'd by Ald. Johnson

Date of Adoption 08.01.22

Index No: 172-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution authorizing an agreement with CPI-HR to assist with the
Patient Protection and Affordable Care Act Implementation**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the attached agreement with CPI-HR to provide services to the City with respect to the Patient Protection and Affordable Care Act.

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Mayor to sign the agreement.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt

Sec'd by Ald. Johnson

Date of Adoption 08.01.22

Index No: 173-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution accepting a \$1000 donation from the Animal Health Center
to Support Youth Programs and Events**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accept a \$1,000 donation from the Animal Health Center for the purpose of supporting our youth programs and events.

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to deposit these funds into the Police Donation revenue line A.2705.06 and increase the A.3120.501 community expense line by \$1,000.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Masi

Date of Adoption 08.01.22

Index No: 174-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution accepting a \$1250 donation from local businesses to
support our National Night Out Against Crime Event**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts \$1250 in donations from the following local businesses to support our National Night Out Against Crime.

Boyce Excavating	\$1,000
Middletown Lions Club	<u>\$250</u>
Total	\$1,250

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to deposit these funds into the Police Donation budget line A.2705.06 and increase the A.3120.501 Community Expenses line by \$1250

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

Sec'd by Ald. Johnson

Date of Adoption 08.01.22

Index No: 175-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution Amending Resolution 97-22 to Deposit Donated Funds into
Police Donation Revenue Line**

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and amends Resolution 97-22 to authorize the Treasurer to deposit the donated funds into Police Donation revenue line A.2705.06 for \$2500 and to increase the A.3120.501 by \$2500

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

Sec'd by Ald. Tobin

Date of Adoption 08.01.22

Index No: 176-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution accepting A Funding Award of \$4806 from the
County of Orange for the Stop-DWI Program**

WHEREAS an Inter-Municipal Agreement with the County of Orange was approved by the Common Council in March 2022, for STOP DWI funding for the contract dates of March 12, 2022 through January 1, 2023 and

WHEREAS Chief Ewanciw was notified that the second enforcement period funding has been awarded in the amount of **\$4,806**; and

NOW THEREFORE BE IT RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts the funding award in the amount of \$4,806

BE IT FURTHER RESOLVED that Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to deposit the funds into the STOP-DWI DWI budget line within the Police Department Budget.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald.Masi

Date of Adoption 08.01.22

Index No: 177-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

Resolution Authorizing A \$4000 Budget Transfers To Cover COVID Related Expenses

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to transfer \$4,000 of ARPA Funds in the following manner to cover the remaining cost of COVID Related Expenses:

To cover the cost of the remaining RBT consulting fees:

FROM	AMOUNT	TO
A.4785	\$ 2,500	A/F/G.8888.900

To cover the cost of Donald Paris financial reporting hours from February through July 2022:

FROM	AMOUNT	TO
A.4785	\$1,500	A.1325.100

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

THE FOLLOWING WAS PRESENTED

By Ald. Jean Francois

Sec'd by Ald. Johnson

Date of Adoption 08.01.22

Index No: 178-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

**Resolution To Close Sunset Street From Highland Avenue To Highland Place On
Saturday, August 13, 2022 From 12:00PM To 8:00PM For A Block Party**

RESOLVED; that the Common Council of the City of Middletown approves and authorizes the closing of Sunset Street from Highland Avenue to Highland Place for a block party on Saturday, August 13, 2022 from 12:00PM to 8:00PM.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

Sec'd by Ald. Witt

Date of Adoption 08.01.22

Index No: 179-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green				X
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	8			1

Resolution Authorizing the Demolition of Three City Owned Properties

RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the demolition of the following three properties owned by the City of Middletown:

- 99 East Ave
- 404 North St
- 26-28 Mill St –(rear) demo small house and garage

The funding is already established in the capital line.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. XXXXXXXXXXXXX

Date of Adoption 08.01.22

Index No: Introduction of LL#6 of 2022

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin				
Ald. Jean-Francois				
Ald. Johnson				
Ald. Ramkissoon				
Ald. Kleiner				
Ald. Green				
Ald. Witt				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

LOCAL LAW #6 OF 2022

**A LOCAL LAW UPDATING THE COMMISSIONER OF ASSESSMENT CHARTER
PROVISIONS**

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 update the Charter provisions applicable to the office of the City Commissioner of Assessment and Taxation.

Section 2. Section 11 of the Charter of the City of Middletown is hereby amended to read as follows:

§11. All officers elected or appointed under this Charter, except Mayor, Aldermen, City Judge, Chief of Police, Corporation Counsel, Commissioner of Public Works, Deputy Commissioners of Public Works, Commissioner of Assessment and Taxation, City Clerk, Registrar and Clerk of the Common Council, Treasurer, Members of the Board of Health and Civil Service employees, shall hold offices for one (1) year, and until their successors shall qualify.

Section 3. Section 59 of the Charter of the City of Middletown is hereby amended to read as follows:

§ 59. The Commissioner of Assessment and Taxation shall be a full-time employee of the City of Middletown and shall serve a six (6) year term pursuant to the provisions of Section 310 of the New York Real Property Tax Law. The Commissioner shall be the head of the Department of Assessment and Taxation. He or she may appoint and for cause remove such employees as he/she deems necessary for the proper conduct of the business of his/her office, provided that the position has been authorized and the salary thereof fixed by the Board of Estimate and Apportionment. The Commissioner shall possess all the powers conferred upon, be subject to all the obligations imposed upon and perform all the duties pertaining to the office of assessor in the towns of this State, except as otherwise provided by law. He/She shall value all real estate in the City on one common and general principle of valuation which shall apply to all real estate assessed within the City, including improved and unimproved property. In the case of improved property the land shall be valued separately by the Commissioner and such separate valuation and the aggregate valuation of the whole property shall be entered and appear in separate columns upon the assessment roll. When there are two or more houses on one lot, the valuation of each shall be shown. The Commissioner shall keep a record of all transfers of real estate in the city. He/She shall assess the value of personal property in the name of the owner thereof. He/She shall continuously revise and correct the assessment map. He/She shall keep an accurate index of the assessment roll as the same appears from year to year and shall note thereon the changes in the assessments as the same are made with the dates thereof. He/She shall publish and issue prior to grievance day each year in pamphlet form for general distribution the assessment-roll as completed by him/her showing a tabulated comparison with the assessments of the two preceding years. But no error in such pamphlet shall invalidate any assessment or tax levied thereunder.

Section 3. 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 4. Effective Date.

This Local Law shall be effective upon filing with the Secretary of State.