

**CITY OF MIDDLETOWN
COMMON COUNCIL MEETING AGENDA
JUNE 01, 2021**

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL (COUNCIL CLERK)
3. APPROVAL OF MINUTES
Council Meeting, March 16, 2021
Council Meeting, April 20, 2021
Council Meeting, May 04, 2021
4. CORRESPONDENCE, COMMUNICATIONS AND REPORTS (COUNCIL CLERK)
5. FOR THE GOOD OF THE CITY (PUBLIC PARTICIPATION)
6. REMARKS OF THE MAYOR
7. REMARKS OF DEPARTMENT HEADS
8. PUBLIC HEARINGS AND GRIEVANCES (NOTHING THIS EVENING)
9. PETITIONS AND COMPLAINTS (NOTHING THIS EVENING)
10. REMARKS OF THE ALDERMAN AND REPORTS OF COMMITTEES
11. UNFINISHED BUSINESS (NOTHING THIS EVENING)
12. NEW BUSINESS (RESOLUTIONS)
 - Resolution to authorize the Mayor to sign the 2020 Sponsor Authorization Form for the Middletown Firefighters LOSAP program.
 - Resolution authorizing the issuance of an additional \$115,000.00 bonds to pay part of the cost of the Sterling Street sewer improvement project.
 - Resolution to authorize the Mayor to sign an agreement with St. Paul's Church allowing the City access to their parking lot.
 - Resolution to approve Equilibrium Brewery to lease the garage, owned by the City at 12 South Street.
 - Resolution to authorize the Mayor to sign the Young Explosives Fireworks Exhibition agreement, which will be held on Friday, July 2, 2021.
 - Resolution to authorize the Mayor to sign an agreement with CherryRoad Technologies to provide Technology Investment Assessment Services for the City.



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13. LOCAL LAWS

- Introduction of Local Law #1 of 2021- A LOCAL LAW OPTING OUT OF THE ESTABLISHMENT OF CANNABIS RETAIL DISPENSARY LICENSES AND ONSITE CONSUMPTION LICENSES WITHIN THE CITY OF MIDDLETOWN

14. AUDIT OF CLAIMS AND ACCOUNTS (FINANCE COMMITTEE CHAIR)

15. ADJOURNMENT

The agenda is tentative and established on all accessible information at this time.
Items may be eliminated at any time. Resolutions are added on an emergency basis.





**Common Council
City of Middletown
March 16, 2021**

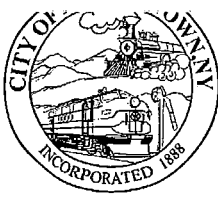
1. Pledge of Allegiance - Pres. Rodrigues asked all to stand for the pledge.
2. Roll Call: Ald. Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi, Pres. Rodrigues - 9
3. Approval of Minutes: Nothing this evening
4. Correspondence: Nothing this evening
5. For the Good of the City
Pres. Rodrigues: Anyone like to address the Council?
6. Remarks of the Mayor

Mayor DeStefano:

Good evening. You notice we - we're in green tonight, for Saint Patrick's Day. Well happy Saint Patrick's Day for everyone or to everyone.

First, I'd like to address is the recent news for the passage of the American Recovery Act. And the - what it means to the City of Middletown and the impact on our community. And, basically a lot of communities - most communities throughout the country.

As you know, if you've read, Middletown will be receiving about twelve million dollars of the funding. There are restrictions and guidelines on it. I believe I emailed you folks a report that's prepared by an accounting firm, not our accounting firm, but, uh, but from what I've been able to gather, the money has to be spent by December 31st, 2024. You can use for making up lost revenues, expenses related to COVID, certain capital improvement, certain infrastructure improvements. We're trying to get more definitive guidelines from them, but it is not an account that can be just monies that we just spend any which way that we want or cannot be used to just reduce taxes or things of that nature. So - so there are guidelines on it. We'll be able to make specific recommendations to the council and how we will spend it. As you know we do have a lot of infrastructure work ongoing, that is bonded and - and as we continue with water and sewer main



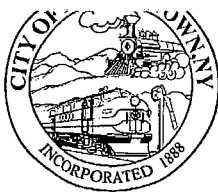
repairs, uh, we'll certainly evaluate that as one of the - one of the main options of the - of the American Recovery Act.

Keep in mind that, we're trying not to be partisan here, but this passed with zero republican support. Although it was well received locally by republican leaders in New York State, including the County Executives and many of the assembly members and local (inaudible). So it was a bipartisan act that passed in that sense, with strong support in the American public. And I wanted to thank President Biden and Senators Schumer and Gillibrand and our congressman, Congressman Sean Patrick Maloney, for the hard work they did.

One point and questions that have been raised is, why does Newburgh, Poughkeepsie and Kingston get so much more money than Middletown. And, uh, you know, that's normally true on the community development program that those cities do get more money from us on an annual basis. And there is a formula that, uh, that is put in place, and it appears that this Recovery Act used all or part of that formula. I have asked for an accounting of what data went into that formula, so that we can see if we actually, you know, - uh, one person when I suggested this, sort of implied, we'll, geez, if you're getting twelve million dollars, you're not happy. No, uh, I'm very happy, but what we'd like to do is just verify that twelve million is the correct number and should it be more, I don't know. But we're going to - we've asked for the calculations and that data is population - there's a formula, regarding poverty rates and, uh, and overcrowding of units and - and so there is a pretty intense formula that they go through. It's in the Act itself, but, uh, my question was, what went into it. And, uh, on a positive side, it's nice to know that we don't have the poverty of Newburgh, Kingston and Poughkeepsie, and some of the overcrowding that they may have. I don't know specifically about their communities. That's on the positive side, but I hate to think, uh, not hate, I - I - I - almost hard to believe for me, that, uh, it's almost to the point of where we're, um, you know, almost fifty percent or maybe forty percent to the good in regard to those statistics. So when I get the numbers, we'll run them, uh, both - I've contacted both Senator Schumer, speaking to their staff, and Congressman Maloney's staff, and hopefully, we'll be able to - to get some sound answers, but if it's twelve million, we'll certainly welcome the twelve million.

Uh, the next issue is the, uh - we're gonna reopen City Hall to the public, uh, starting April 1st and we're, uh, as you know, we've closed for several months to the public. We've been doing business at the door with, uh, people coming, paying their taxes. Uh, but this is an opportunity, uh, we took this opportunity to look at City Hall operations also, and as we move forward, we're going to be looking at other ways and methods of payment, kiosk payment, but, uh, but the key right now is to reopen the building. As you know, and accounts members know and the public may not know, is that we had many cases of COVID in the building, especially within the past month. So, uh, also, many of the people in the building are now getting their COVID vaccines, the ones who have not had COVID, and even those who had COVID previous, and, that are eligible for it now. So we feel it's time to reopen our buildings, uh, so that we'll be doing so on April 1st. I think that's the beginning of Masi's birthday month.

Mr. Masi: It is.

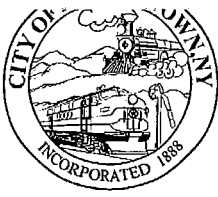


Mayor DeStefano:

An appropriate year, it begins on April 1st, which we also know is, April Fools Day, right? So, uh, so we'll be opening the building then, and our - our senior programs will still be on hold. We are not ready to bring those programs back into operation, primarily, because a lot of spring breakers don't want to wear their masks down in Florida and other parts of the country, so we need to keep those on hold for now. Uh, the Paramount Theater, although we have nothing booked at this time - well we did have things booked, but we put them off towards the end of the year. We don't know if we're going to have them this year or not, but we will be starting movies soon, which is the good sign, because we have an eleven hundred seat theater. The maximum for a movie I think is fifty people at this point, so we have the ability to do appropriate spacing in the theater. And we're also talking to the state about a testing facility, which will do testing for people. For example, if you're going on an airplane and you need a three-day test, to have one located in the downtown area, and, uh, which will make it easier for people to - to move around also. So the theater, although not - we won't be holding shows, we will be opening movies in the near future and we'll have a testing facility in the downtown area.

The Parks and Rec building will be open to the public. You can do your pavilion rentals. The other activities, renting, you know, of - making arrangements for tennis, because we'll be opening up our tennis courts this week. Our skate - our skate park was reopened over the weekend. Uh, it's been very busy. Our reservoir trails are still open, and will remain open. And the Parks Department will start doing the work on them for the spring cleanup of the trails. Uh, we get a lot of inquiries about swimming pools and what we will do this summer. We are planning on opening all three pools, if we can get adequate staff for all three pools.

So, uh, we're going to have - some restrictions will be placed on it. Uh, there'll be no free swim, because of the difficulty in controlling it. And also, there'll be no lesson because of the hand-on contact that is required for swimming lessons. But we will be offering swimming at all three pools. Sports camp will be held a little bit differently this year, and a couple - a couple of reasons. One is the schools are under construction, so we're not able to do a big camp anyway. Uh, but we will be doing, uh, Superintendent Brinkerhoff, and her staff, have put together a series of one week camps with small groups. It will be the same group, uh, one on Maple Hills, same one, at Davidge Park, and what they'll do, that will give us the ability to control smaller groups of people, small groups of ten or twelve people. And God forbid there is, uh, you know, a breakout of COVID, then we'll be able to isolate it within those groups. So a person can't move from Group A to Group B on a, you know, on a daily basis. They'll be with the same group for the whole week. So, uh, we're, uh, they'll be offering that - they believe - I believe they may have already started offering that as a summer camp option for parents. We also have, uh, is probably the most requested one is the basketball camps. And, uh, or basketball courts. The basketball courts are the, uh, one thing that we're not going to be putting up yet. And the reason being, and some parents are very angry when they call, and some young people are very angry when they call, is that the - we have no way to control it. We're, uh, we try to focus on programs like instructional soccer, they're not competitive games or something where we can have a controlled environment where we enforce the regulations that we have with, you know, large groups of young people getting together. And I'm not comfortable, at this point,



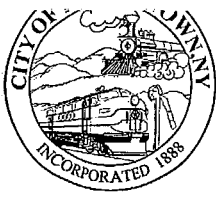
with putting up the basketball hoops yet. And as - we'll evaluate on a week-by-week basis. We'll look for more state guidelines, but I'm just not comfortable with doing it at this point.

Our playgrounds will be open and continue to be open. We did shut them down for a brief period of time, but under the Cares Act Funding, we were able to purchase some very expensive steam equipment. You see the picture here. Uh, the playgrounds will continue to be sanitized on a daily basis. Um, that is, uh, you know that's not a outright guarantee that nothing will be there, but you be assured that each morning, each piece of equipment in each of our playgrounds, will be sanitized. We're hoping that the meal drop off plan with the school district will continue. It hasn't been confirmed yet, but that's my understanding it probably will be continuing with a meal drop off into the parks. So it makes sense for us to have some recreational opportunities there also.

Uh, mentioned pavillion rentals will be available at the Parks Department or through online. Clinics and instructional programs will take place. And I mentioned the basketball hoops, but we're trying to open it up to other sports and to other sports activities where the instructional people can have control of the situation.

Uh, the water system flushing. We're going to be doing flushing the system again. I believe this letter either went out or we're doing a lot of social media push with it. It's two things. One, uh, each neighborhood will be getting either lines flushed. The hydrants will be running. But what that does is it churns up the water and - and you'll get the brown water. It's safe to drink, but it is not safe to do white laundry. So, uh, when - we'll have a schedule up. Uh, if you see that your - your neighborhood or your area is going to be - hydrants are going to be flushing, then you need to please, uh, don't plan on doing laundry for a couple of days, or at least white laundry for a couple of days. If in a, uh, in an apartment complex, uh, the city offers a service or some private development of flushing the hydrants on behalf of the association that owns it. Say like Sterling Park or Southgate, those are privately owned hydrants, so there's a letter that's also included in that mailing, but that's not directed to - it mentions a fee of fifty dollars per hydrant, that's not directed to home owner, that's directed towards the apartment complexes or the private developments.

We do plan on having some outdoor entertainment. As you know, we do the Thursday and Friday nights in downtown, and the Something Sweet Park or the Run for Downtown Park appears to be too small for us to use this year because of the social distancing requirements. So we're not a hundred percent positive that we're not going to use it, but it's not looking like we would be able to use it. Too few people would be able to get into the - into the area. We are looking to give an update in May and where we will be with the Festival Square activities. But as you know, the President is talking about July - you know the 4th of July weekend as a target weekend for people being able to get back together, but again, it changes on a weekly basis. Just to - so you know that our numbers back in Middletown are we're back to number one in the county on positivity, which is not a good thing. And we don't know what to attribute that to, but the, uh, we, uh, continue to do the enforcement, the mask mandate and the business enforcement, but, uh, we have had some, uh, you know, people close to our hearts, who passed away this past week, Lou Arden, former Chief of the City of Middletown Police Department, uh, who, uh, was chief here for eight or nine years, passed

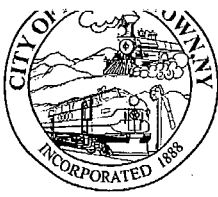


away from COVID. He was also a current city employee, working part time in the commissioner - under the Commissioner of Public Works. And there's been others that I - I'm familiar with, uh, who also passed away within the past week or two from COVID. So COVID is not gone. It's still here and some - we had mentioned earlier that we had several people within City Hall who came down with COVID. Some of them are seriously ill, and, uh, so the, uh, the idea that this thing is behind us is - is not true. So we're going to be very cautious as we approach outdoor entertainment, as we approach basketball courts, and at the same time, we're going to use, you know, a measured approach to providing the other facilities. So we'll be looking for updates in May.

We will have Farmers Market that will be opening June 5th at the new location, right back here behind the Equilibrium Brewery One, um, it's located and the official address is 1-31 Union Street. We're excited about the new location. Maria and her crew will be faced with a new challenge and hopefully, an opportunity to expand the farm market. We'll have plenty of parking and we'll be able to do the requirements under the state (inaudible) forward safety guidelines for protecting the public that does attend. We were - they were familiar with it last year, and were, uh, going to probably be doing - operating under the same guidelines, single entry point and certain types of bagging requirements that the farmer has to abide by.

Next is the Warming Station update. I love every - every meeting night, we get a update from the - at least one person on the second ward who's not happy with out, uh, what we're doing, but I guess we can't make everybody happy. Uh, I try to tell, uh, at our last meeting, the people who live up in that neighborhood and the people who are impacted, that, uh, that we did our best to meet the guidelines that we had put out. And we are very confident that we could meet those guidelines and, uh, just because I need to be repeating because the lies keep getting repeated, so I have to repeat the process again.

So on November 9th we engaged the architect. The environmental inspection was done immediately on November 11th. The report was prepared on November 23rd. The HVAC and plumbing and electrical inspections were done November 23rd. The architect submission was done on December 28th. We met with the architect to review plans and specs on January 5th. A legal notice was put in the paper on January 8th. The bid opening was January 28th, and the one bidder we had - and those things are behind schedule, the bidding is behind schedule because we had some difficulties in, uh, with the property, but we did only get one bid and that bid was for eight hundred and eighty-five thousand, seven hundred and seventy-five thousand dollars, and, so - yeah, eight, eight, five, seven, seven, five. We went back out to bid and we received - we changed the process this time, where we brought a lot of the work and we had already started some of the work after we rejected that bid, uh, we moved the, uh, the project into the community development office. Um, we did the HVAC, plumbing and electrical under our city contract. And we added fifty thousand dollars from the (inaudible) council to the two hundred and fifty thousand that was part of our grant from the federal government and we were able to get a bid from - bid award to ENA Contracting in the amount of eighty-nine thousand, eight hundred and sixty dollars on the ceilings, flooring and doors. And that's the HVAC, if you look at the ceiling in the picture, you'll see the HVAC system that's hanging down. Once the ceiling is permanently installed, the, uh, then they'll just hook up the vents. But



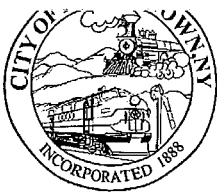
the new HVAC system, HVAC system is in place. And that was the delay, is this system was, uh, was destroyed, it was gone, and had to be totally replaced and we could not start the plumbing and electrical until HVAC system was in place, so it's complete. The plumber is working, the electrical work is being done and ENA Contracting began construction work. The flooring is in the building. It's been delivered. We had a delay on that also. And they'll begin work tomorrow, on Saint Patrick's Day, uh, to do the floor installation. It's all been torn up. It's been, uh, the - the demo work has been done. The patch work and walls have been constructed. They were required to be constructed. As you can see in the picture, priming and painting is underway. The ceiling tiles are - we're waiting for them to come in, and the doors and windows are on order, waiting for a delivery date. So, uh, whether we meet the deadlines that, uh - we did not meet the deadlines that we had set, but that's no fault of yours, that's, uh, those were deadlines set by my office and unfortunately, due to the circumstances, we are not able to meet them. But, as you can see, and as the public can see, we are moving very quickly now on this, and it will be absolutely ready and the Warming Center will not be returning to Temple Sinai and I think that's a relief to some of the neighbors, and does address the biggest concerns, where is that facility going to end up being for the future years.

So, the, uh, the offer show extends to any of the neighbors who - or anyone in the city who would like to take a tour of the facility, to make sure it's real. We're not making these pictures up. It does exist. Call my office and we'd been more than happy to give you a - to give you a tour.

The construction at Wolslayer Field is also restarting. As you can see in this picture, the snow, obviously, delayed things, but the test holes were done. Jacob is waiting for the report, and we will be restoring - resuming construction as soon as Jacob reviews the report on the test borings that were - I don't know if they're called borings or test holes, whatever, that are put in place for the track.

Uh, the waterline construction for Monhagen, uh, for the water plants for Monhagen Avenue has also resumed. And construction around the city - you'll be seeing a lot of sidewalk and street construction starting - uh, resuming in end of April. So, you'll see a lot of activity. They'll be more sidewalk replacement in and around the downtown area and some of the neighborhoods that are adjacent to the downtown, all grant eligible. And, we'll, uh, make sure we focus on the - the ADA compliance with the sidewalk program. One thing we are looking at in regard to the sidewalks, because we do get a lot of requests, is whether any of that twelve million dollars can be used in a sidewalk program for neighborhoods, whether it would be an eligible item to do. So that might be - we have talked about a grant program with - rather than, uh, if - whole neighborhoods can't be done, whether matching grants or whatever, so we're going to look at the eligibility of using that - some of that twelve million dollars into a sidewalk program. And, of course, all these things will be presented to you.

We also purchased the, uh, - I don't know if I get into that later on. I'm going to go to the garbage thing first. The, uh, - starting April 12th, the new garbage cans will be distributed to each home owner and garbage will be required to be placed in these containers in order for pick up. Now we know it's going to be an educational process, but it's going to be a requirement, because the -



eventually, there will be only one person on the garbage truck. We have three on a truck now, and as you can see, the mechanical arm will be just reaching out just like they do in a township where many cities across the United States, picking up the can, dumping it and placing the can back. They'll be a whole bunch of rules that go with this and we'll be passing those rules and educating the public, uh, we'll designating areas where you can place the cans, and the different sizes of the cans. One issue during the public hearings was the size of the can. And Jacob was able to get some thirty five gallon cans also. So it's almost like a - a large kitchen can, so that will be good for apartment houses, especially in downtown, that have multiple day pickup, so there's going to be three size cans, 35, 65 or 95. So, but keep your eyes open, the council should be adopting new legislation. We're going to give people an opportunity, obviously, to get used to it. The, uh, - how many cans a person can have. We're looking at different rules and regs about if you have an overflow, you can use your recycling can for regular garbage also. That's at the suggestion of the commissioner. And as long as you continue to recycle also. So we'll have everything in place, but the cans will be coming in on the 12th. There will be a distribution process that you have to follow. The cans are all registered. There are numbers on there that are specific to specific addresses, and, uh, but we'll be going through that with the public starting April 12th. And as you can see, the days of this will be very limited and you'll probably see this on holidays like Christmas and Mother's Day and things of that nature, but you won't be seeing it on a - on a regular basis where crews are out there picking up.

Yes, (inaudible)

Ald. Johnson:

I have a question. There's gonna be a lot of garbage cans like that, that people won't be using anymore, do you have any suggestions as to what we will do with those? Can they be brought to the recycling center in Monhagen or -

Mayor DeStefano:

I would use them for leaves and shrubs, depends on where you live, I guess, and what you do. But, uh, you can leave them out for garbage pick up, you know, if you wanted to, but why get rid of it, it's a perfectly good can.

Ald. Johnson:

I have like five - use anymore so -

Mayor DeStefano:

I just thought you could put the leaves in it. Well you can - you can rake your neighbor's yard too if you want.



Mayor DeStefano :

But the, uh - I touched on the citywide sidewalk construction, uh, it's resuming. We're also - some of the sidewalks that you seen torn up are Orange and Rockland, we're coordinating with them to get those sidewalks replaced also, it will be less under the grant program.

And lastly, the - it was already announced that SUNY Orange - the Diana Physical Education Center will be the site of a New York vaccine site. We're hoping that it will be announced this week. The county executive said it should be announced on Wednesday, uh, the registration I don't know, uh, we haven't heard officially from the state when they're going to start accepting. But this has a pretty long COVID vaccine.health.ny.gov. The short one is go to ny.gov and look for - uh, go to COVID and look for Middletown on the - on the eligibility list, and where vaccines will be available. My understanding at this time, it's going to go on for several months at this location. So it's not a one-time and out deal, not a one week and out deal, but it's going to be extended. That's what we're being told at this time, and we will have Middletown police officers in the area helping with traffic control because this is a large site, and there will be people coming from all over. So, uh, just like some of us, - you know, my wife went to White Plains for her shot. You know, people can't get on a list in Westchester, wait coming up here for their shots. So it's - these are New York State designated sites. There are no zip code regulations on it, but there are, uh, questions you have to do when you make your appointment. One recommendation, when you go online is, have your insurance card ready, because they do ask for your insurance card. There's no charge, but they do want your insurance information, if you have insurance. If you don't have insurance, obviously, you just answer, no, and you can move on to the next question.

So, we look forward to - once we get official confirmation of when the website will be open, and the - the vaccine site will be open, we'll be sharing it with the public immediately. So there'll be no - you know, everyone gets notified at once, so there's no quote insider trading on these things. So that's all I have. If you have any questions, I'd be more than happy to address them.

Ald. Kleiner.

Ald. Kleiner:

Uh, thank you. I had a couple of people ask me about updates on both the bus station and the Heritage Trail. I don't know if you have anything new.

Mayor DeStefano:

Our last meeting was canceled. The county parks - Jim Brooks had a conflict at the last minute. So we're still in the - the new commissioner or parks planning - planning commissioner, he has come up with another concept for when we come into the coach terminal, to come out two ways. So they're doing a redesign, and it's much more acceptable to me. I'm sure it will be - the original design is there and there's an additional branch coming off. So we're going to cover more of downtown with a bike trail and also some amenities at the Coach USA Terminal. And there's some legal stuff that coach and the county are working out, some legal language on the property. And we're also a party to that contract. So it's moving. The trail should be the East Main Street soon.



Jacob, when are we - when do they expect us to get it out? Do you remember the - for bid, did they say?

Jacob:
Short Line?

President Rodrigues:
Yeah.

Jacob:
Short Line is still under design.

President Rodrigues:
Under design.

Jacob:
They're working out the legal agreement.

Mayor DeStefano:
Yeah, the final thing is the legal agreements with Coach USA and Short Line on the transfer of properties - that hasn't occurred yet, so, uh, but, uh, we - we do have meetings scheduled for like every two weeks. So as soon as we have our next update, I'll give it to you.

President Rodrigues: Anyone else?

Thank you Mayor.

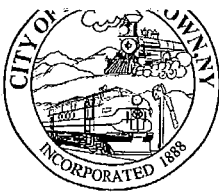
Jacob:
Thank you.

President Rodrigues:
Bulk pick up

Jacob:
Oh, wait a minute. I didn't do bulk pick up? Did I miss it?

Speaker:
(Inaudible)

Jacob:
Oh, I can't see it, it's so small. Bulk pickup. It's on the screen and I can't read it, but it's there. And looks like it starts third ward, April 12th, uh, set out on Sunday. The second ward, April 19th, first ward, April 26 and fourth ward, April - April 3rd - and - on May 3rd, I'm sorry. So as you know, we



don't go - we rotate, so next year the fourth ward will be first. And we rotate for a reason, so, uh, make it fair to everyone to have a little extra time. It will be posted on all of our social media. All of you alderman will have that information. If you like to send an email request, we'll send you the email with all the limitations, but they will be posted on Channel 20 and on all social media. All right.

Speaker:

Thank you.

President Rodrigues:

Okay. Remarks from department heads. Economic Development.

Maria Bruni:

Good evening everyone. Just to update you today we had an IDA meeting and a CDA meeting. These are our public authority agencies that we run. We did the audits, the annual reports and the public authority report. Both boards had a presentation by our auditors and are advancing everything to the state that's due March 31st.

And that's all I have for this evening.

President Rodrigues:

Any question. Thank you, Maria.

Maria Bruni:

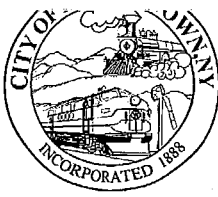
Thank you.

President Rodrigues:

Commissioner of DPW.

Jacob Tawil:

Good evening all. I'm going to start off with Ald. Masi, report for the reservoir water level, since we have not had any significant rain or any kind of rain for over a couple of weeks. As you hear on the news, it's almost - it's very, very dry and there's concern of fire - brush fire and so on. Fortunately, our reservoirs, right now, for Ald. Masi again, is ninety-nine percent full. So we - you know, we're in good shape. And we're expecting then quite a bit of rain Thursday night into Friday. Uh, but keep an eye - keep your eyes open for any brush fire, because things are very dry. And, uh, and that's really, you know, makes us think more about our water shed and our reservoirs and how important water is. And the Mayor - it wasn't his, uh, higher point, but, uh, he chose not to cover it. Yesterday we did another purchase for, uh, another - about forty - that's forty-seven acres in Mount Hope, which is basically where the (inaudible) runs through that property. That property was targeted for about forty-two single homes subdivision, which will require building septic system and wells and so on and so forth. So with this purchase, with the help of Governor Cuomo and the DEC, and the ceiling and (inaudible) grant, we were able to purchase this property, that will forever remain green, for the City of Middletown water shed protection, uh, for generations to come. And, uh, it's, uh, the purchase price was five hundred thousand dollars. And there's going to be a press conference or a press release, rather, between the Mayor, the Governor and the DEC, to govern the two



properties that were purchased, which is the horse farm and this property adjacent to it and all of them, they are upstream (inaudible) Camps Reservoir and Camps Reservoir is a major supply of water for the City of Middletown water system.

And with that, also the Mayor, he was going to talk about the traffic operations. We did the final sub- that's the twenty-one million dollar project, most of this grant funding from the state and, uh, the plan were submitted, final plans were submitted again for the (inaudible) for final review. We're hoping to be able to go out for bid in April. Uh, near April this year, so that's about twenty-one million dollars worth of work, over and above what the twelve million dollars we're getting, the Mayor was talking about. And, uh, curbs and sidewalks, he also spoke about them, hopefully they will start in April. The project will get restarted in April and, uh, with that, I will, uh - water (inaudible) projects about twelve and a half million dollars also it's being designed was submitted to Department of Health. We got some - we got some review, some comments yesterday. We will be addressing them and responding back to Department of Health. Again, that's five and a half million dollars, two point six million dollars is a grant from the state, the remainder of it is funded through, uh, low interest loan from (inaudible) urban fund. And, uh, that should do it. If you have any questions for me.

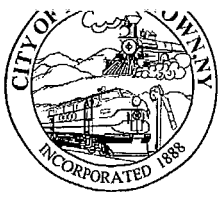
President Rodrigues:
Ald. Kleiner.

Ald. Kleiner:
Commissioner, do you know - I know it's O&R but do you have any idea how long O&R is going to be on Monhagen Avenue, because they really do keep tearing that up. They seem to be on the other side now. Is that - is there a lot left to go on that?

Jacob Tawil:
Yeah, honesty, I don't know - Orange and Rockland, to be honest with you, we asked them to do this work, especially with them at the intersections, within two hundred and fifty feet minimum of each intersection. The reason behind it is because of that (Inaudible) Operation Project, the twenty-one million dollar project. Because we're going to be ripping out all these signalized intersections. So you see Orange and Rockland and they did accommodate us and I do thank you - you know, since (inaudible) thank them, Orange and Rockland for doing this work and accommodating us, they're jumping all over the place to hit all these signalized intersections, update all the gas mains, the electric underground, anything like that, so that when we come and do our project, they're not going to come back the following year until - because of gas leak or they have to change it from cast iron main to plastic main to comply with the code. So it's all organized and we've been working with them for a couple of years to try to get this thing done. But I don't know the extent how far we're going to go with the - with the - on Monhagen Avenue, but I'll be happy to find out.

Ald. Kleiner:
Okay, thank you.

President Rodrigues:



Anyone else? Thank you, Jacob.

Jacob:

Thank you.

President Rodrigues:

Okay. Public Hearings and Grievances.

Karen Sisco:

We have one public hearing. Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday, March 16th, 2021, on or as near 8:00 p.m. as possible, Common Council Chambers, 16 James Street, to hear any and all persons wishing to be heard on the proposed revision or revising to Chapter 475 zoning. And is hereby amended by (a) in paragraph 29 to subsection b of section 475.23 light industrial district. Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed revising on the zoning code. A complete proposed revising of the zoning code is available in the office of the common council clerk, City Hall, 16 James Street, Room 12 and on the city website. The public hearing shall be conducted via video teleconference in live on Channel 20 for viewing. In order to insure the health, safety and welfare of the city residents, the council will not have the public at this meeting - public hearing, but will be televised live on Channel 20. Members of the public may also access the meeting to give comments by clicking on the link below and register for the meeting.

Please take further notice that the public hearing is being held in accordance with the New York State Public Office Law, for an executive order 202.1, issued on March 12, 2020 by New York State Governor Andrew Cuomo, which suspended Article 7 of the Public Office's Law to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public, in person access to meeting and authorizing such meeting to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and late, transcribed.

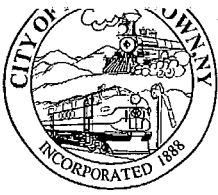
For any person unable to participate at the public - at the time of the public hearing, email comments may be submitted in advance to John Naumchik. According to - no in person attendance is permitted for the meeting. Public comment shall be permitted and shall - and all persons participating shall be entitled to be heard. Please note that all meetings will be recorded by the order of the common council, John C. Naumchik, Clerk of the Common Council, published March 4th and March 5th and also on the city website.

President Rodrigues:

At this time, the public hearing is open. We have no one from the public. Any member from the council? Ald. Johnson.

Ald. Johnson:

Thank you. As the legislative chair, I just wanted to comment that a lot of these public hearings come to my committee, I tried in the past, not to have the resolution the same night as the public hearing for some amount of (inaudible) privacy. Most of these decisions are not really challenged



by the community. We don't have a lot input. Tonight is an exception, I was asked by administration to move this forward. We have an applicant waiting for this, so we're trying to expedite that letter, so that's why it's on the agenda tonight. Thank you.

President Rodrigues:

Anyone else? I motion to close the public hearing.

Ald. Masi:

So moved.

President Rodrigues:

Ald. Masi, seconded by Ald. Tobin. All in favor?

Multiple Speakers:

Aye.

President Rodrigues:

Public hearing is now closed.

Remarks of Alderman: Ald. Burr.

Ald. Burr:

(Inaudible).

President Rodrigues:

Ald. Jean Francois.

Ald. Jean Francois:

Yes, good evening. I was kind glad - Mayor touch up on vaccine - COVID vaccine situation. Uh, going around talking to a few friends and family members. There's folks out there are eligible to take the vaccine but they choose not to for some reason, I don't why. I mean I could understand, people are (inaudible) back in the past what (inaudible) occur. But we - we have to realize we have access to a lot of information nowadays, so the faster we could move on with the vaccine and the faster we get out of this mess that we in right now. So I would encourage anyone, if you are eligible to take the vaccine, please go ahead and do so. Thank you. That's all I have.

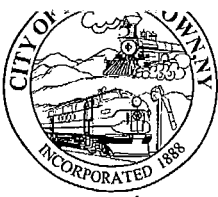
President Rodrigues:

Ald. Kleiner.

Ald. Kleiner:

Thank you. I agree with that, it can save your life, and why you wouldn't do it, is just beyond me.

As far as the twelve million dollars, that's great news. And all I can say is thank you Georgia, cause that's why we have it.



April 12th, we're getting the garbage cans. I see also on - on, uh, on the, uh, city's school website that I think it's basically full in person school learning is going to resume on April 12th, so that's a good thing. Keep in mind traffic wise and other wise. And I also want to thank the people at the Warming Station, they've managed to do tests of everybody there, they've managed almost everybody vaccinated. Any one who wants it, has been able to get vaccinated. And they've been doing an unbelievable job. So I thank them so much.

And lastly, I just wanted to mention, Barbara and I were at Hannaford and we were checking out and we got to the checkout and the woman says, well I'm going to deduct twenty-five dollars from your order, cause the woman in front of us had bought us a twenty-five dollar gift card. I have no idea who she was, she had a child with her, but it was, I guess, a random act of kindness. And so I have no idea but - but I - I really do thank her. It just was an amazing moment. Thank you.

President Rodrigues:
Ald. Ramkissoo.

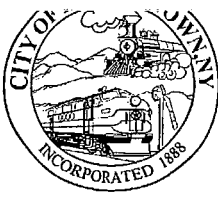
Ald. Ramkissoo:
Good evening. I don't really have anything this evening. I just wanted to take a moment to extend my deepest sympathies to the Ogden family tonight. The service that the city held outside of PD and City Hall to say goodbye, was a touching tribute to a really great man, and in the absence of being able to personally pay our respects to that family, I think it was done beautifully and my thanks go to the police department and everyone who was involved in getting that done. And, again, my thoughts are with that family right now.

President Rodrigues:
Ald. Johnson.

Ald. Johnson:
Thank you. Yeah, we concur with Ald. Ramkissoo. I don't think I was on the council, obviously, when he was chief, but interacted with him over the years, and he was a guy that always had a smile and a kind word and it was always much appreciated. Thank you.

President Rodrigues:
Ald. Green.

Ald. Green:
Thank you very much. You took the words out - I'm sorry, Ald. Ramkissoo, you took the words right out of my mouth. Uh, you know, it was an amazing tribute and, uh, certainly a beautiful - a beautiful day to honor someone so important to our city.
Just, you know, everyone, the - the vaccines are coming, and we know we're getting the location here, but, you know, at the same time, still gotta be masked up. It's still a pandemic, still a very big issue, making many people very sick, you know, so we just hope that everyone still thinks of their neighbor, if not for themselves, and, uh, and, and keeps distant, keep safe and, uh, that's it for



tonight. Thank you.

President Rodrigues:
Ald. Tobin.

Ald. Tobin:

I'm happy to hear about the garbage cans, especially last week. It was like the Wizard of Oz in my neighborhood, my cans went right down the street. And, uh, cause no one seems to have the lids anymore. So I'm glad that these lids will be attached and hopefully that will help with some of the flying garbage.

Also, walking around the city, the plastic band, whether they like it or dislike it, uh, yeah, I haven't seen plastic bags hanging in trees or in bushes, so I think that's a good thing.

And I saw something in the news that - it's in the state senate. They're thinking about, uh - I know in Europe they do this, taxing the companies for their products as far as recycling if - they'll ten - you know, if they make something that's very easy to recycle, they pay less of a tax. If they make a product that is hard to recycle and not recyclable, they get tax. Because as it is now, the - you know, we, the consumer, pay for the product and then through your taxes, we pay to get rid of the recycling or to recycle it, so we're paying twice. And, so, uh, I hope this, uh, - I hope this means through the legislature. I think that's a good idea, you know if the company doesn't make a product that's very recyclable, then they should have to pay the brunt of the cost, not the taxpayers.

And Happy Saint Patrick's Day.

President Rodrigues:
Ald. Masi.

Ald. Masi:
Nothing this evening.

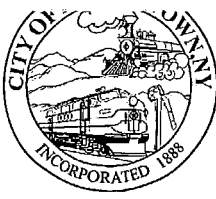
President Rodrigues:
New business.

Karen Sisco:

We have a resolution sponsored by Ald. Masi. Resolution to authorize the treasure to transfer one thousand dollars within the police department 2021 budget.

57-21 RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to transfer \$1,000.00 within the Police Department 2021 budget in the following manner:

From	Amount	To
A.3120.208	\$1,000.00	A.3120.200



Equip-Drug Enforcement

Equipment

President Rodrigues:

Resolution sponsored by Ald. Masi, seconded by Ald. Green. Any discussion?

Karen Sisco:

Ramkissoo - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye,

Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution passes.

We have the resolution sponsored by Ald. Tobin. Resolution to authorize the treasure to transfer forty-five thousand, nine hundred seventy-one dollars within the police department 2021 budget to cover the cost of the negative balance in the account from officers out of work on 207c.

58-21 RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to transfer \$45,971.00 00 within the Police Department 2021 budget to cover the cost of the negative balance in the account from Officers out of work on 207C through July 2021 in the following manner:

From	Amount	To
A.3120.100	\$45,971.00	A.3120.108
Personal Services		207C Police

President Rodrigues:

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

Roll:

Karen Sisco:

Ramkissoo - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye,

Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

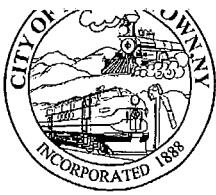
Resolution passes.

Karen Sisco:

We have a resolution sponsored by Jean Francois. Resolution to authorize to approve the 2021 spring cleanup week.

59-21 RESOLVED; that the Common Council of the City of Middletown approves the following 2021 Spring Clean Up Week:

2021 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.middletown-ny.com 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

Third Ward – April 12, 2021

(Set out Sunday evening, April 11, 2021)

Second Ward – April 19, 2021

(Set out Sunday evening, April 18, 2021)

First Ward – April 26, 2021

(Set out Sunday evening, April 25, 2021)

Fourth Ward – May 3, 2021

(Set out Sunday evening, May 2, 2021)

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.

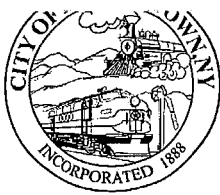
Resolution sponsored by Ald. Jean Francois, seconded by Ald. Ramkissoon. Any discussion?

Roll:

Karen Sisco:

Ramkissoon - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye,
Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution sponsored by Ald. Green. Resolution to authorize the treasure to transfer five hundred and eighty-four dollars, sixty-eight cents, within the 2020 DPW budget.



60-21 WHEREAS; DPW is requesting a transfer of funds, between 2020 lines, to cover the cost of repairs to Sanitation Truck 16. As of December 31, 2020, the Sanitation funds for vehicle repairs is \$234.12. The requested transfer is needed to pay a repair invoice to Regional Truck Services, Inc. in the amount of \$818.80

SO LET IT BE RESOLVED: that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to transfer \$584.68 with in the 2020 DPW Budget in the following manner:

From	Amount	To
A.5142.440	\$584.68	A.8160.440
Snow & Ice		Repairs to Vehicles

President Rodrigues:

Resolution sponsored by Ald. Green, seconded by Ald. Kleiner. Any discussion.

Ald. Kleiner:

I just want to say you know spring is coming; we are transferring this money from snow and ice.

President Rodrigues:

Roll:

Ramkissoon - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution passes.

We have a resolution sponsored by Ald. Johnson. Resolution to hereby authorize the Mayor to submit an application to the County of Orange Resolutions Funding, and following approval to sign any and all necessary contracts on behalf of the City of Middletown.

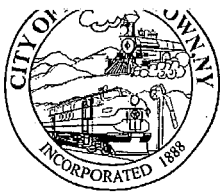
61-21 RESOLVED, that the Common Council of the City of Middletown, NY, does hereby authorize the Mayor to submit an application to the County of Orange for "Solutions" funding, and, following approval, to sign any and all necessary contracts on behalf of the City of Middletown.

President Rodrigues:

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

Roll:

Karen Sisco:



Ramkissoon - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution passes.

We have a resolution sponsored by Ald. Burr. Resolution to concur with the Mayor's reappointment of Dan Higbie, the recreation commission term expires 2026.

President Rodrigues:

Resolution sponsored by Ald. Burr, seconded by Ald. Kleiner. Any discussion?

62-21 RESOLVED; that the Common Council of the City of Middletown concurs with the Mayor's re-appointment of Daniel Higbie to the Recreation Commission term expiring in 2026.

Roll:

Karen Sisco:

Ramkissoon - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution passes.

We have a resolution sponsored by Ald. Kleiner. Resolution to concur with the Mayor's reappointment of Ron Lybolt to the recreation commission, term expiring 2025.

President Rodrigues:

Resolution sponsored by Ald. Kleiner, seconded by Ald. Burr. Any discussion?

Ald. Kleiner.

Ald. Kleiner:

I just want to thank Dan Higbie and Ronald Lybolt for being willing to serve on the recreation commission, uh, it wouldn't seem right without Ronald Lybolt. Thank you.

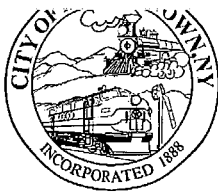
63-21 RESOLVED; that the Common Council of the City of Middletown concurs with the Mayor's re-appointment of Rollin Lybolt's to the Recreation Commission term expiring in 2025.

Roll:

Karen Sisco:

Ramkissoon - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution passes.



We have a resolution sponsored by Ald. Ramkissoon. Resolution to add bakeries as a use permitted in the light industrial zoning district, subject to planning board approval.

64-21 WHEREAS, the Mayor and Economic Development Director have requested that bakeries be added as a use permitted in the Light Industrial Zoning District, subject to Planning Board approval.

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 adding a Paragraph (29) to Subsection B of Section 475.23 (Light Industrial District) to read as follows:

(29) Bakery whose primary business is retail on the premises but which may also sell and deliver its products wholesale to stores, hotels, restaurants or similar businesses.

Section 2 - This ordinance shall take effect immediately.

President Rodrigues:

Resolution sponsored by Ald. Ramkissoon, seconded by Ald. Johnson. Any discussion?

Roll:

Karen Sisco:

Ramkissoon - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

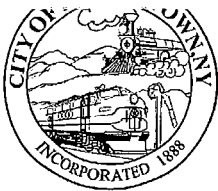
Resolution passes.

We have a resolution sponsored by Ald. Masi. Resolution to authorize the Mayor to sign an agreement with the county to operate the (inaudible) DWI for the period of March 2nd, 2021 through January 1st, 2022. The terms and conditions are the same as the prior agreement.

President Rodrigues:

Resolution sponsored by Ald. Masi, seconded by Ald. Burr. Any discussion?

65-21 RESOLVED: that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Mayor to sign the attached agreement with the County to operate the STOP-DWI for the period of March 2, 2021 through Jan 1, 2022. The terms and conditions are the same



as the prior agreement.

Roll:

Karen Sisco:

Ramkissoo - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

Resolution passes. That's it for new

business.

President Rodrigues:

Audit.

Ald. Masi:

Mr. President, I move the accounts be audited and the claims be adjusted and the City Treasury be authorized to issue warrant for the payment.

President Rodrigues:

Resolution sponsored by Ald. Masi, seconded by Ald. Green.

Roll:

Karen Sisco:

Ramkissoo - aye, Tobin - aye, Kleiner - aye, Johnson - aye, Jean Francois - aye, Burr - aye, Green - aye, Masi - aye, President Rodrigues - aye.

President Rodrigues:

Move for adjournment.

Alderman

Masi:

So moved.

Meeting

Adjourned at

8:50 PM



**Common Council
City of Middletown
May 4, 2021**

1. Pledge of Allegiance - Alderman Masi asked all to stand for the pledge.
2. Roll Call: Ald. Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8. In the absence of President Rodrigues, Ald. Masi presided.
3. Approval of Minutes

Motion of Ald. Johnson seconded by Ald. Green to accept the minutes of April 6, 2021.

All in favor.

4. Correspondence

Nothing this evening

5. For the Good of the City

Ald. Masi: Eileen, you said there's no one online?

Eileen, Channel 20: That's correct sir.

Ald. Masi: Please, sir. Thank you.

Clay Wilson: Hi, good evening. This is my first time actually speaking here. I've been here twice in the past when I first moved here. My name is Clay Wilson, C-L-A-Y, last name W-I-L-S-O-N. I live on Amchir Avenue, house 15.

OK, I take care of my lawn very much, spend a lot of money on it, fertilizing it, making sure everything is nice, good, no weeds. Now, today driving home from the hospital, I see right on the curb just — the tractor, today was bulk

pick-up day; I have pictures, I have video of that tractor just going up on my lawn. Now it looks disgusting. That's upsetting. Now, I realized that OK, during the winter time you have snow, and you can't differentiate from the street and anybody's property lawn, so there can be some mistakes, plus there's a lot of salt that goes down that ruins the grass. Fine. I have pictures of that also, but that's repairable. You know, that right there, I can't complain.

I totally took care of it, OK, but this; you have green grass, you have fresh pavement that you can see. There's no reason why they should just come up on the lawn and ruin somebody's lawn like that. Now, I know everybody here is known, so that probably won't happen to you guys, but if it did I'm sure it would offend you. But I'm sure those people that drive those cars will not do that on your lawns because of who you are. So I'm here. This is my grievance. My remedy? I don't want it to sound funny, but \$15 for some EZ Seed, go right over that, repair it, and for them not to do that again.

I can't speak for anybody else, but 15 Amchir, my property, my good lawn, they should not be driving up on that. Now, from what I heard and please someone tell me if it's true or not; does the City own 6-feet into everybody's lawn? Is that true?

Mayor DeStefano: No.

Clay Wilson: That is not true. OK.

Mayor DeStefano: And whether we owned it or not, we shouldn't be driving on your lawn.

Clay Wilson: I agree. So yes, that is my grievance. I have video, I have pictures, and my remedy? Whoever was driving that tractor, please do not drive on my lawn; and if the city can remedy it, because I will definitely pay for it myself, but I don't see, with the money that I already put down, I don't think I should be paying for that spot. It's pretty ugly. \$15 for some EZ Seed, go right over that. I'm sure it will repair that. Once again, my name is Clay Wilson. C-L-A-Y W-I-L-S-O-N. I left four messages today. Mayor, I also left one for your office. I'm here tonight because somebody told me that this is open, it is not on Zoom, but if someone can please reach out to me tomorrow, I left my number. My remedies are on file, and I thank you all for listening.

Ald. Masi: Mr. Wilson, I'm sorry that you went through that, and I'm sure that someone either from DPW or the Mayor's office will be in contact with you tomorrow.

Clay Wilson: Thank you.

Ald. Masi: Anyone else from the public? And Eileen, no one else came online?

Eileen, Channel 20: That's correct.

Mayor DeStefano: Good evening. That was a depressing way to start the meeting, and, and we will address the, hopefully get the video, and I guess the, and make the corrections obviously. But I hope, I hope it wasn't a deliberate act is what I'm saying, it's accidental or just... But we don't get a lot of complaints like that, but we will look into the matter and Mr. Tawil will address it.

As you know, yesterday Governor Cuomo issued a statement that New York, along with Connecticut and New Jersey, the governors got together, and they are turning against, the tide is turning against the COVID-19 in New York, and because of our increasing vaccination rates, as well as other successful efforts by mask mandates and things of that nature, they are backing off on a lot of the, a lot of the regulations. So here in Middletown, you know we do have the the mask mandate also local, for out-in-public, within 6 feet. So we're going to direct Mr. Naumchik tomorrow to rescind the local, uh, the local law, the local state of emergency regarding the mask mandate and whatever else we've put in locally in addition to the State guidelines.

Along with that, one of the most frequent calls we get is about basketball hoops. As of May 19th, the date that the governor is doing all of these, we will be replacing - uh, not replacing; we will be putting up the basketball hoops. As we explained to several people who called, that the basketball programs or basketball hoops in the park were a high-risk, under the state guidelines, activity. So, you know, they compared it to skateboarding. Why do we open the skateboard park? Well, we opened recreational facilities as the state gave us some guidance on the risk factor; so now that the risk factors are being reduced, we will be putting them up effective May 19th also. And, in discussions with the Economic Development department's Maria Bruni, we're also getting calls about our concert series; and we will be doing a modified, some form of a concert series.

Tomorrow the sod will be laid down in Festival Square. We're going to have to do some — you know, along with all these changes, come issues of capacity that hasn't been reduced. Are there still capacity issues? Even in businesses, you still have to social distance.

Once we get all of the new guidance, we'll be able to give better guidance to the public on what we're going to do, how we're going to do it, and where we're going to do it. But for now, people can, who are interested in the concert series, we will be doing it in some form.

We also plan on doing other activities throughout the City, but again, within the guidelines of the CDC, so COVID didn't end, doesn't end on May 19th, and some of the feedback we're getting from people is that they believe that, since the governor has made these decisions...

They haven't looked at part 2, and part 2 is that there is still guidance involved in how you have a huge activity. We're not going to be doing any new runs, or any new (inaudible) run has been approved, their safety plan has been ap-

proved by the Chief and by the County Health Department. The Run 4 Downtown has submitted their plan, we're going to be reviewing that. So all those requirements are still there, but for those who want to do new things; we're not in a position at this point to take on any new activities and reviewing of the safety plans that are still required, from my understanding.

So, fireworks: We are planning. We did contact our firework company. We are hoping to have a date around the 4th of July obviously, and the money was budgeted, and we're hoping that we can provide that opportunity, or that activity up at Davidge park. There will not be any associated activities; no bands, no cookouts and those things, but we're hoping to be able to provide the fireworks. And again, we're waiting for more of the guidelines from the, from the state; and the date will be announced as we, as we move forward.

If you caught the article in the paper today about the Paramount Theater facelift, you know that we appreciate the funding that you put into it, along with the several hundred thousand dollars of grants that we received, going back to Senator Bonacic and Assemblywoman Aileen Gunther and others, along with some City funds. The sound system is fantastic, and we are doing the doors and the facade, so we've, some... It will be painted, the fire escapes, and we're hoping and were assured by the contractor that they will be done by July 1st and we're hoping to resume movies sometime in the month of July. In regards to the live concerts and other activities that we have in the Paramount: we are also looking to resume that schedule again in conjunction with the acts that we had booked, and possibly some other acts with their availability; and understand that a lot of those people are now going to be very busy, as the, as we get into the summer and into the fall, because there'll be a huge demand for all these. But we do have also capacity restrictions regarding the Paramount Theater, the end of our capacity restrictions, so it has to make sense financially, if we're going from an 1100-seat theater to a 400-seat theater. We have to, for some shows, that's got to pay for itself, so it's not just a matter of opening the door and selling seats.

Soon as the construction is done at the Paramount, we will resume movies and we will be providing the Council and the public with a public schedule for the other activities.

Tonight I believe you have a resolution for the Community Campus. Believe it or not this, basically this project has been along, um, around longer than some of you guys have been on the council. The the project began in 2014 believe it or not, and it's 33.23 acres. It's 13 buildings with the approximate square footage of 485000 square feet of buildings. That includes Tuckerman, the Kleiner building, the 54 building, the building on Emma Drive, some of the garages, and it's a total of 13 buildings. Not all in the best of shape, but we do have a plan, working with Northern Academy, the future Norther Academy, former Fei-Tian. They had some good news when we met and we had lunch with them, last week or two weeks ago, Marie and I. They are going to become the main campus, a separate campus from Fei-Tian; they will no longer be a satellite campus, and they're forming a new school. So as soon as that is

through they will be called the Northern Academy College or Northern College. They will also operate Northern Academy of the Arts. They are interested in a couple of those buildings, including Tuckerman; and if you've looked at the work that they did on Woodman — these buildings have a negative value, it's, it's a good move for us. But we will be presenting that plan to you as we move forward. First thing we need to do is close on it with the state. Alex, myself and Maria had a conference call with the state, the dormitory authority and others involved with the project, and we're expecting the closure — closing to happen hopefully sometime this month or in early, in early June.

So it began back in 2014, as I said, we actually did the phase one environmental in 2015, we had a proposal that was submitted in 2016 and what we wanted to do with the property, The state did the appraisal, the, we had our intended uses sent to them as recently as this March, we upgraded that or updated that, and as I said, we're waiting for the closing date. Once that happens, you will see a lot of activity at this campus.

Street Paving: we've spoken to some of you I want to thank you, especially Alderwoman Ramkisson and Alderman Johnson for your very active concerns about your streets in your, in your ward; and all of you have an input on it and we, we do plan on presenting for the next meeting a paving list. I believe, Jacob, the number we have from last year and this year in the budget from CHIPS money was about 1.3 million. We will be asking as part of the six million dollars, we'll be presenting to you an additional hopefully million dollars in paving out of the six million dollars of federal money that will be coming down. That money, as I said at the committee meetings, will be coming in soon, and I hope you've been thinking about the different projects that were, that we're proposing to do, because at the next meeting I hope to present to you what we think, and hopefully if you have more, any more specific input, you'll send it to us between now and then, so we can finalize and have a vote at least on appropriating some of this money.

We don't have to do it all at once, but we want to make sure that we document what is necessary for the government in order to qualify for the spending. But then, so, we will be doing a lot of paving if we do uh, Jacob, do I have the numbers right?

Jacob Tawil, Commissioner of DPW: Yes.

Mayor DeStefano: We're going to be doing 2.3 million dollars of paving this year. That's that's a lot of paving so, well, we're looking forward to that from there'll be a lot of activity around the city.

Cannabis law: if you read the article in the newspaper a few weeks ago, the decision is going to be yours as a body to opt out. If we do not opt out, then that means we have opted in; and we have to the end of the year to do so. We are getting calls from people who have been inquiring about both the distribution and on-site consumption retail, plus almost like a hookah lounge type of activities. I stated in the newspaper when it first came out, that I'm opposed

to it. I'm hoping that you folks will opt out of that. We're also looking at what other restrictions we can put into place, meaning that basically the uh, forget all of the statewide things, expunging records and, and how much people can have on their possession. That's, that's statewide stuff.

What concerns me is people just walking or standing next to the skateboard park or up at Davidge Park. Walking through the streets and, or standing on a street corner downtown, by open businesses for where they have outdoor seating, for example, in the end imposing that smoke or whatever residual you want to call it on others. And so Alex is looking at what we can do in regards to restricting smoking, and that would be all types of smoking because it looks like we can't, that wherever smoking is allowed, you can smoke pot, and I just don't think it's the right thing for our community. I don't want us to, I don't want to see us opening up pot shops or people just go in and smoke pot. It's my personal view, I know it might not be your personal view, but we need to take a public policy position at some point and hopefully it will be very soon, so we can let people know that the investment is not welcome here.

And we do have people that are, at least probably two or three businesses have said that they're making plans to do this, and and I told them, don't make plans because I don't support it, and I don't know what the common council is going to do.

So at some point I'd like to get your feedback individually, and if you'd like to give me feedback on it: you think I'm right, you think I'm wrong; but at some point in the very near future we should have a resolution. I would least have a vote, like to see a vote on it. Whether it's up or down, if it fails, it fails and we deal with it, but I don't think it's a good message for us to send here in the city.

Tomorrow you'll probably be reading about this but I think many of you are familiar with it. We did submit quite a few projects to Congressman Maloney. The earmark projects, the uh, whatever it's called on the federal level, the appropriate uh, the appropriations that's it; and it's called an earmark when they earmark it for different communities. And we were asked to submit projects, one of the projects that Jacob did submit on our behalf was a water main project. I don't have the exact numbers in front of me, but thousands of feet of water mains both 12, 24, uh, 20. High pressure, low pressure, but basically it's 11 thou- 11 million, eight hundred thousand dollars worth of work that we will be getting under this program. We also, this is the same program that we submitted the O&W. Did not make the cut, but we're going to try again. And another program is being announced, but for now we just wanted to thank Congressman Maloney for his efforts in getting this earmark for us. According to the Times Herald Record reporter today, Chris McKenna, he advised me that in the congressman's district that this was THE largest award for any municipality in the district. So, we did a lot of work on it, Jacob did a lot of work on it and his staff, so I want to thank them for all their hard work. I also want to thank the person who made it happen for us and that's Congressman Sean Patrick Maloney.

This will, the system is, the mains that it's replacing are from the late 1800s. The project, we've already started, this is Phase 2 of that project, and Jacob can set out the details for all of you, where these mains will be replaced. We're going to obviously have to reconsider maybe some of the streets that we were looking at paving. Obviously, we won't pave them if we're going to digging them up. The key on this is, the money has to be spent by the end of 2022, so this project is going to move very quickly. The sidewalk project is going to be out to bid I think by the end of, Jacob, by September, October, correct? Before October.

So what, you're going to see a lot of construction around the city, a lot of, a lot of street work, a lot of digging. And I know we're getting some complaints now from people on Dolson Avenue, but, jeez, I mean, we're doing sidewalks, guys, so I can't help you. So we're doing a lot of, a lot of work; and I think it's in the end by the, you know, by the end of 2021, you're going to see huge improvements. Look around downtown, you can see it, what it's going to look like, and possibly some of the neighborhoods also.

I mentioned in the committee meeting about the proposed downtown parking plan, and that includes the parking and sanitation plan. We're hoping, and I don't know if I forwarded it to you yet, but we are also hoping to have this adopted. It's basically identifying all the lots that will be short-term parking, long-term parking, on-street parking. Most of the lots are 4-hours, the overnight parking and specific lots, we will be creating a permit system for overnight parking, where you have to be a downtown resident; the very low fee, \$10 a month, we'll be doing it through John. John has been authorized, he's been looking into software packages for the parking permit system. It will be designated by lot, as I said we, we did have a meeting with, we've met with individual business owners. Myself, Maria, and the chief will then, we did at least one walk around downtown and I know Maria and the chief have done others. We have Scott Gallagher, our downtown officer who has met with businesses also, and again we're going to do this in a kind way. We, we're preparing the maps and the brochure is, once you adopt it; we don't want to obviously prepare everything and then have you make a change and then we're out of luck on it so, once you adopt we will send to the printer. We will make special deliveries to the people so that they understand the program about long-term parking, where they can park overnight and, and again it will take some getting used to.

On the sanitation side, that's going to be a bigger project for downtown. My understanding is everyone in the city outside of the downtown area or outside of the DMU, our business improvement district, should have received garbage cans already, and, but, within the downtown we're going to be distributing them out of the Paramount Theater as soon as the smaller cans come in, because we think a lot of people are going to take advantage of the smaller can downtown because of the limited space that they have, along with the fact that we do pick up 7-days-a-week downtown.

Also part of the legislation is requiring restaurants with food and materials to bring it to the garbage depots. We're looking at the possibility of one or two

more depot sites. And again these may have to have the camera so we don't have abusers, people who are not in the downtown business district, using them. But we did take some of the feedback from the public at the meeting and I think we're, we're going to have, to present you with a good plan, but we'd appreciate your feedback on it too.

These are the cans I mentioned. Everyone did receive a 95-gallon can, and we understand that for some households that'd take you 3 weeks to fill it up. They are all on wheels. But as we get the program up and running, we're going to give you the opportunity to swap it for the 65-gallons or the 35-gallons if you like. 35-gallons are much easier to handle for elderly people or people with disabilities. And that'll be the judgement, that's the reason for this period. It's to see how much you generate, what your needs are going to be, your individual homeowner needs are going to be. As you can see, the guy in the picture is 5 feet 11 so the cans are, what, maybe 3, 3.5, 4 ft high? Maybe, maybe not even that. May be that, but whatever. Oh, they do say how tall they are. 43 inches, so 3 and 1/2 ft.

In regards to COVID, we have almost 16% of our population has had, tested positive. And I don't know if that's a good number or a bad number, but it seems to me to be a bad number, so we need to do, to continue with the vaccinations. We are second in the county in regards to the number of positive cases since the beginning, so we still have hard work to do. We are asking people to, again, May 19th is not COVID-Over Day. We'd like you to continue to wear the mask and continue to do what's necessary to keep your friends, family, and neighbors safe. And that's why we're asking you to, although we're removing the mask mandate, to continue as much as possible to wear the mask, especially indoors if you can, or when you are within 6 feet of people.

And for a finale, tonight is Karen Sisco night! Because Karen is, this is her last Common Council meeting, so we wanted to say thank you to Karen, and bring her up maybe.

Ald. Masi: Mary, Mary, you want to come forward, please?

Mayor DeStefano: I'll put my mask on. She's already crying!

[General laughter]

Ald. Masi: And maybe John wants to say something? You're on the spot, John.

Mayor DeStefano: You can give her the flowers, how's that? Oh, you want to say something first, you can. You were prepared to say something.

John Naumchik, City Clerk: It's been my pleasure to work with Karen, Karen Sisco for eleven years now. And as you know, I don't know if you do know, she was here for twenty-eight years serving the Council, serving the City of Middletown, working in the City Clerk's office for a few clerks, and a few Aldermen, and Mayors and Council presidents. In the 11 years that I worked with her, she's been a tremendous, tremendous piece of the city

clerk's office. I'm sure that without her I couldn't probably do my job, of the 11 years that I've been there. She is the most, kindest person that you know, she is helpful with everybody that comes in and on the phone, and I'm sure everybody who has dealt with her would agree with me. So, I now I'll ask, speak, for everybody to say, we want to congratulate Karen. She's going to be at home with work helping her mom, and her new grandchild, who is very cute, and she will be a great grandmother, not a good grandmother! We all congratulate her on her retirement and thank her for the 28 years of service. Mayor?

[Applause]

Mayor DeStefano: You want to say a few words?

Ald. Masi: You want to say a few...

Karen Sisco: No, no, thank you!

Ald. Masi: Thank you for all your service.

Mayor DeStefano: Any questions for me?

Ald, Masi: Any questions for the Mayor?

John Naumchik, City Clerk: Any questions for Karen?

Ald. Masi: Mayor, I do have one or two, and I know we discussed it earlier on another meeting, and it and it may seem not that overly important, but two things. One, you brought up, many people with the cans, I think you said in your neighborhood there were like 50% leaving the lids open for, thinking they're helping out Sanitation but, if you would address that; and if you'd also address the people that have obviously the small cans now, now that we have the new ones, if they want to get rid of what they have, what you plan.

Mayor DeStefano: The plan, this is for the for the old cans that you have, if you have some. One, if you need them for yard waste we still, you can still use them for yard waste. But two, if you want to get rid of the can, you can either put it out with your garbage with a note on it saying, you know, pick it up, or take it away. Or we're going to plan a day where we go around and just pick up garbage cans. We'll announce it, though. The other part is where we're going to be doing a brochure that's going to outline this program. People who are not compliant, and I don't know if I said that in my presentation earlier, that we're going to try to bring them into compliance so they understand it. I took a tour around the second ward last night. Half the people had the cans open, the lids, and half had them closed; and I approached one neighbor and I said, why did you keep your lid open so that the animals could get into it? He said, well I thought I was helping out the sanitation guys, so they don't have to open it. No, the purpose of the cans is to keep the lids closed, so that animals don't get into it, and the lids will automatically open, especially when the one-armed truck comes in. Those, they're designed to just flop open. So just put them in the can, put the garbage in the can, close the lid, and everything will be much better. But we'll have all the rules and all the guidelines. We'll have people going into the neighborhoods explaining

things, so if you have any questions you can call my office, you can call DPW, and we'll be more than happy to try to give you some guidance.

Ald. Masi: Should they be using them now, immediately?

Mayor DeStefano: They can use them now, the blue cans also for garbage now during this interim period, but once we, we cut the date, we, we go through our ambassador work with people, then you're going to be required to use only the green can on garbage night and the blue can for recycling. Right now, we would prefer you put everything into a can, find out what your needs are, determine what size can you need. We're going to have extra pickup on holidays. We don't want you putting, leaving garbage out. When the plan is fully implemented, you will not be able to leave garbage alongside the can. Only the cans will be picked up, because it's going to be picked up by a mechanical arm and the driver will not be getting out of the truck to, in order to pick up the garbage bags. But, we'll be doing this, we're going to have weeks of education, and weeks of guidance, and we'll get there.

Ald. Masi: Thank you. Economic Development. Maria Bruni, please.

7. Remarks of Dept. Heads

Maria Bruni, Economic Development: I don't have anything this evening unless you have any questions for me.

Ald. Masi: Anyone have any questions for Maria? Thank you Maria.

Maria Bruni, Economic Development: Thank you.

Ald. Masi: Fire Chief. Chief Barber please.

Nick Barber, Fire Chief: Good evening everyone. Just for the month of April, we responded to 68 emergencies, nothing too serious; and we also did participate in the Little League Day Parade. Great day for kids, kids had a lot of fun. We will be hosting our Mother's Day flower sale, the 6th through the 9th. Obviously all CDC guidelines will be in effect. If you're looking to support, support us with the Mother's Day sale, it will be at North Street and Central Fire Houses. And we did just currently start up our recruitment for volunteers again. The last year was tough, with the pandemic and stuff, so we just started up. We just interviewed 4 out of 6 of the applications, and hopefully we'll get a bunch more.

Ald. Masi: Thank you. Any questions for the Chief? Chief, thank you very much. Chief of Police, Chief Ewanciw.

John Ewanciw, Chief of Police: Good evening. Just a couple things this evening. Just this past week we did start up the walking post again throughout the community. Since the 28th, when it went into effect, we've had 53 different details, were they've been walking within the community, so you will see them out there again. Please, I encourage people to approach them, have a conversation with the officers, discuss concerns, issues, ideas, anything like that. The more we engage each other, the better off we are as a

community.

I just want to piggyback a little bit on what the mayor said in regards to cannabis. I'm open for conversation on this. On the public safety end, I have a lot of concerns, specifically with the driving aspects of it. I've already received some inquiries in regards to the second-hand smoke and why do certain people have to deal with the second-hand smoke, if that's not something they enjoy. So there are some, some, some concerns that need to be addressed, as the Mayor said, and we have to look at some of the local laws to try to address some of that. But I am available for conversation, or comment, or discussion, whatever you would like, in regards to that. And lastly, I'd just like to congratulate Karen and thank her for all of her years of service. So, thank you, it's been a pleasure. Other than that, if you have any questions?

Ald. Masi: Any questions for the Chief? Alderman Tobin.

Ald. Tobin: Is there any news on like, testing for driving, are there, do you hear anything statewide about that?

John Ewanciw, Chief of Police: No, there's really no current news. The legislation does include some funding for DRE which are, DRE training which is a Drug Recognition Expert training. It is a very intensive training. Currently right now there are very few people that are trained in it, and that is really the key to enforcement. Also, as it, as I've said, what I've read is that there is money that will be available for that training. I just don't know when and where, and it's not going to be something that's immediate — it's going to take some time, it's a very lengthy, in-depth training.

Ald. Masi: Any other questions? Thank you very much. City Clerk, John?

John Naumchik, City Clerk: One thing that I did want, to introduce Celines Rodriguez who will be taking over for Karen's position. She started last Monday about a week and a half, and she's doing a great job. Congratulations, and welcome to the City Hall. Thank you.

Ald. Masi: Welcome and thank you. Any questions for John? And the best for last... What are you getting up for, Jacob?

[General laughter]

Ald. Masi: DPW Commissioner. C'mon, after what you did to me last night!

Jacob Tawil, DPW Commissioner: I was ready for you, I looked over my shoulder.

Ald. Masi: And by the way the council president did ask me to ask you for comments concerning Wolslayer Field

Jacob Tawil, DPW Commissioner: Absolutely, absolutely. Good evening all. So, we'll start off with: Karen, it's been a pleasure. I never heard any bad thing, not even a word from anybody, about you. She's always there, very pleasant, very cheerful, very professional, and you will be missed very much. Thank you for everything.

So, we'll start off with where the mayor left off, which is, we'll start off with the expansion of Davidge Park. There was an issue with the under-drain system that, as we have been reporting, the Mayor and I have been reporting to the Council about it. Now the designer, the architect chose an alternate system that will fit better with the existing soil conditions. There is an additional change order that was approved today by the board of estimate, and it's before you tonight at one of the last items on the agenda, to appropriate about \$201,000. Our actual needs at this time is \$170,000 to address the, basically importing all new topsoil. The existing, existing topsoil is clay, it's got more clay in it. It will hold water it will not allow it to penetrate through the topsoil and the grass, and it's a different under drain system that the architect has chosen now so the cost is about \$201,000, less than \$30,000 in there, because we were able to eliminate some options that the contractor provided, so we're down to \$170,000. However, the resolution, the cost of the money is going to remain a hundred and- \$201,000 in there and that money would be left there as a cushion in case we come into unusual circumstances that it would be needed.

Um, so that's where we are. The contractor's working, they mobilized last week, they're getting ready, they're importing soil from outside and, and once we sign, once you approve it, should you approve it tonight, and the Mayor signs that tomorrow, then I expect to have really, real construction taking place over there. Because then we would have hired on that, everything, we will still have some issues, but we'll work it, would work through it. So hopefully that answers that. So hopefully you'll vote on it, approving it tonight.

A reminder again about the grass. Please everyone, keep I want to extend my apologies to the gentleman who appeared; the Mayor addressed but I just want to touch on it. I assure you that our men would not have done that on purpose, to drive over your grass. And it does happen, and we apologize for that. I know how hurtful it is, the post office does that to my grass, and then it's all... you know. But it is what it is, I know how, I know how bad it feels, and we'll take care of it, and we'll find out, will investigate it too. But I assure you, it's nothing, nothing done on purpose, and we'll get to the bottom of it and we'll make a good like the Mayor said.

The fourth ward spring clean up: that concludes this week, and thank God that's the end of it because we, I mean, we wish to, not waste it, it's time well spent. We spend the whole month cleaning the city for the spring cleanup. It takes all kinds of, all of the street department, a lot of people from sanitation department, a lot of people in from water and sewer; to help out. So once we're done with this, please do not put any more junk outside, because we're done in in the fourth ward. Once Friday comes it's all over. And once we pass by you, don't put any more out please by your house.

So, with that being said, we want to start, the street department will jump right on the preparation for the paving, for milling and paving for all roads. The Mayor has spoken about it extensively, so I don't want to repeat it, and he'll be sending out a list of the streets. The Mayor and I we went through different — uh, we went through and inspected the streets on the list, and we thank

many of you who called us and contributed too with your ideas, and many of them are worthwhile, cause we can't be everywhere. So whatever help you give us on locations, I think most of them are going to be included, and we appreciate that. This year we're going to introduce, cause money, you don't go doing that so much, almost like three times; three or about 4 times as much as we do every year, because usually we get about \$500,000 in CHIPS money. And so last year we didn't do anything, this year we have this money and the Mayor is going to contribute more in there, because, understanding the need for our roads. And so it's going to be a massive redo, a big massive operation that we're going to be taking.

We expect the milling to start on May 24th, and then after that, a couple of weeks after that, we'll start paving. Again, the street department will start working on repairing the catch basins, water department will start adjusting the height of the valves and manholes, and that's almost a full-time job.

Also I want to, I want to thank our with water department, and Brian Smith, the Deputy Commissioner. They highlighted locations found during the flushing operation of our water system, they highlighted all the bad areas in our water distribution system, such as inoperable valves that you cannot operate, broken valves, so on and so forth, and last night they came in at night and they replaced a valve that was not operational. We had to shut partially, part of the Highland high pressure water system, a partial shutdown in order to be able to do it, so we have to do it at night. For that, I appreciate it very much, and I thank Brian Smith and the entire water department for doing that. I don't want to leave out Mark and his crew, Mark Pengel, because they're doing it a tremendous job with sanitation, and the street department, picking up the spring cleanup.

Moving forward, we'll jump to the 11.8 million dollars that the Mayor mentioned, and just to give you an idea, the 24-inch water main that the Mayor mentioned, the low pressure, that supplies 2/3 — like I've been advising you for over the years now — I've been... That's my dying wish, is to replace that line because we go sleepless at night thinking about what would happen if we going to lose, if we have a major break in this 24-inch water line. Its massive line supplies 2/3 of the water to the City of Middletown, including Amy's in the future is going to go through it, and everything like that. So we're committing Water, we're expanding, we're improving, so that; you know, thank God for the Mayor's support, cause he wrote a nice nice letter to support the project. And just as important is Congressman Maloney, and it's tremendous, we're very excited about it. So that line is going to be replaced from the water treatment plant all the way down to Fulton, Fulton, Fulton Avenue, Fulton Street, and and that's, that's a huge, huge relief for us once it's replaced.

Also we're going to be replacing, and that's, the length of the pipe was 12400 feet of 20, of 24-inch line, that we'll be replacing 4420 inch high pressure main and that would be Phase 2 like the Mayor explained, and then 6000 of the 12 inch main that goes through Lake Avenue. So Lake Avenue is going to be ripped up in there to replace that line. And it's going to be, it's going to be

a major operation like the Mayor said, it's going to take us, it's got to, the money has to be spent in in the next year, so it's going to be a massive operation. I don't know if we're going to include more than one engineering firm, most likely we'll divide it into smaller contracts, and they have to make sure that it can be all done by next year because that's the condition of the funding. At this time unfortunately we can't start anything until we get the approval. Right now, Congressman Maloney like the Mayor said pushed the project over to the appropriate Congress appropriation committee for their consideration. Most likely we're going to get it but, who knows, but so we're going to be on standby ready to move as soon as we get the green light from the Congressman.

Municipal Solid Waste ordinance: the Mayor spoke about it and new cans and everything like that. We urge you to consider the ordinance as revised by Alex Smith and, and comment on it, make comments on it, and hopefully we get, you, you can vote on it next Council session. That would be great so people would know where they stand.

And, uh, I want to thank the people especially if you recycle. Our men have been complaining about too much recycling now, we cannot finish the job in 8 hours like we used to do it. We used to do it sometimes in 4 hours, just zip through the City, and there's nothing there. Now with the new cans in there, everybody's recycling, thank you very much. It's costing us a little bit more at this time to get rid of recyclables, but the market is going to change sooner or later. All the prices are extremely, jumping sky-high right now with ductile iron pipe, with with, with all kinds of stuff. So recyclables, I'm sure they're going to come, it's just a matter of time, going to start generating money off it. It's the green solution, it's the proper solution for our waste, and it's going to minimize the impact on our landfills. So we thank you very much for recycling, and continuing to do so, and increasing your recycling.

We're preparing again to apply for more grants. We applied for 40 million dollars, we got to 11.8 million dollars. So we're applying to, we're preparing to apply for much larger projects, so that when the infrastructure bill comes from President Biden, whatever it is in there we'll be able to produce projects ready, ready to go. So this is what we are thinking about non-stop, to try to get our city back in shape infrastructure-wise, which is the infrastructure that we don't see by our eyes. Dolson Avenue construction is moving along, the sidewalks, curbs and sidewalks. It's looking beautiful over there, if you want to take a drive over there by the Mazda dealership and all that, and it's shaping up and we like what, what's being done over there.

And the reservoirs, Alderman Masi, welcome back from California. I have the note, I didn't... Welcome back. And the reservoirs are in good shape. We were low by 1-inch, but I'm sure with the recent rain, by next week when I get the reading it's going to be 100% full our reservoirs.

So with that I will stop. If you have any questions for me?

Ald. Masi: I reluctantly ask, anyone have any questions?

Ald. Burr: I have a question. Jacob, on the tire pickups in the City of Middletown, is there a limit, or are we going to start picking up the tires?

Jacob Tawil, DPW Commissioner: No, we're picking up the tires. There are limits in there, I don't have the brochure in front of me, it's on the website, it's all in our our circulation of them.

Ald. Burr: Put out about 20 of them.

Jacob Tawil, DPW Commissioner: No, we can't pick up 20. I know your neighbors did, we picked up like...

Ald. Burr: Yeah, he had about 20 tires out there.

Jacob Tawil, DPW Commissioner: That's the house we demolished.

Ald. Burr: That you took out 6 truck loads, and I want to thank your guys for doing a great job on that clean up, on 47 Sproat Street. Thank you.

Jacob Tawil, DPW Commissioner: Thank you, yes, but there's limits on how many tires you can, you can do.

Ald. Masi: Any other questions? Thank you Jacob, and I am going to give you a compliment, you and your department. I was just out in California, as you know, and their water is absolutely terrible, you can't even hardly drink it, and here, I couldn't wait to get back to drink water here.

8. Public Hearings & Grievances

Nothing this evening

9. Petitions & Complaints

Nothing this evening

10. Remarks of Aldermen and reports of committees

Ald. Burr: I just want to thank Karen for 28-years of service. You were very helpful for any time that I needed you. Thank you very much, and enjoy your retirement

Ald. Jean-Francois: Yes. Good Evening. In addition to what the Mayor mentioned about the garbage cans information; we will have our first meeting here on 11th at 7:00 in this chamber. Mayor, that's open to the public, right? 7:00 in this chamber, on the 11th of this month. And also I like to, on behalf of the fourth ward constituents and Alderman Sparrow and I: Everyone who was involved in the spring cleanup did a wonderful job. It was a lot of work, there was a lot of stuff out there, but it's been picked up; and I thank these guys, everyone that's involved. And I think it's good to see, this is an exciting time for the city. We're doing our best with the garbage can, everyone said the city looks more uniform with the garbage cans, and that's a plus.

Karen, you're surely going to be missed. I miss your smile, since COVID I haven't been able to see it, but I know what's behind that mask. Thank you for

all your hard work.

Ald. Kleiner: Thank you. I also want to thank the, Jacob's department, and the spring clean up, the bulk clean up. It's amazing how much stuff has been out there, and they're doing a great job. So we, we did, we don't take it for granted; we really do appreciate it, we know what a lot of work it is.

Our 2nd Ward meeting will be next Monday. Last time I said it was on Tuesday and I misspoke, but it will be next Monday the 10th, and it will be in Davidge Park at the pavilion closest to the basketball courts. So, the Lions pavilion was booked, so we're the one, you know, the next one down the road. So we will, we will be there. Hope to see people next Monday at, I think we have it at 6:30.

The weather is getting better. The Post Office is a mess. If you're going to the Post Office parking lot and I don't, I don't know what you can do. I mean, I know what was done to really disable the Post Office, and it's been very effective, but they keep promising to re-stripe that lot, and and you know, the line when you're turning in, so that the exiting traffic stays on their side, and so you know whether you're going to the mailbox, and you know whether it's one way, or it's, it's not anymore, cause you can't tell. So, they've been promising they'll fix it. I hope people, every time everyone goes in, will complain about the parking lot. Maybe we'll get some action, I don't know.

Karen, you've just been wonderful, anytime we had any question or anything. You're just going to be sorely missed. I don't want to put too much burden on your replacement, now that we've already set such a high bar for her, and we're expecting she'll do great, but Karen, we will miss you and good luck in everything you do.

And finally, tomorrow for a big part of our community, Cinco de Mayo, so I wish everyone a happy Cinco de Mayo. It's more a Mexican-American holiday than Mexican, but that victory at the Battle of Puebla of 1862, it may have helped us a lot in our course in the Civil War. So it's, you know, something to look up and see what it's about. But it also sells a lot of beer so, enjoy. Thank you.

Ald. Ramkissoo: Good evening. I just want to say to Karen, it's been a wonderful time working with you these last years, and we are going to miss you. You're knowledgeable, and helpful, and always smiling, and positive. You make us all a lot better, and you make us all look really good. So all the best to you and I hope you really enjoy your retirement. I know you've got wonderful plans, so enjoy it. Celines, welcome to the team, good luck dealing with all of us. I will apologize in advance.

Happy Mother's Day to all the moms, that's this Sunday, and I just wanted to wish everyone out there a happy Mother's Day. And if you haven't gotten Mom a gift, go to the Fire Department and buy her some flowers. Have a good night.

Ald. Johnson: Thank you. So, John has kind of indirectly become in charge

of keeping me out of trouble, but Karen has been second-in-charge of that project, so I want to thank you so much. You're solicitous, you're cordial, you answer requests to you within ten seconds of my calling to ask it, and I really appreciate that.

I want to congratulate the dormitory, I mean the community campus with the dormitory project. I was involved with the project with Cornell Cooperative Extension, we had a \$50,000 grant from DASNY, but we got the money a year after we finished the project, and we paid about 6 grand in interest a month for that, so that was kind of disillusioning. So, congratulations on your 7 year plan to move that forward.

The cannabis will be an interesting conversation. [inaudible] has also been involved with hemp, and there were some prototypic farms that were established in New York State 3 years ago. And I actually sat in, cause I don't have much of a life, I sat in on the webinar that discussed the MRTA, which is the Marijuana Regulation and Taxation Act, and it's going to be very complicated. Each product is going to be calculated in milligrams, and sales tax is going to be calculated depending on the milligrams. The distributors will need licenses that are separate from their other licenses. As is often the case, the rule will come in place, the implementation we'll worry about, you know, somewhere down the road. So I wish us all luck, and let's see what we decide to do here in Middletown. We put the [inaudible] on fireworks, so maybe we'll, maybe we'll go with cannabis.

The garbage cans, we've had a lot of trials and tribulations, but I'm sure we'll move forward and yeah it was an unexpected pleasure that people commented that the street looks nice cause we all have the same garbage cans. Who would have thunk it?

The Mayor talked about opening up an COVID, and it's a mixed message. The veterinarians, on a separate note, are getting very frustrated. We're still under directive for curbside. My state society is talking to the governor on a regular basis, that if everything else is opening up, why we still under the directive. So far it's like, that's the way it is. But we're all patiently waiting for that. On the note of COVID, I was noticing what's happening in India, which is a dire emergency. Now that we no longer have the cacophony of the previous president, it may be easier to listen to, listen to science. And on listening to the news, I have heard some reports that the scientists told them several months ago that the mutants were going to be a prob- that mutations are going to be a problem. They had \$10,000- 10,000-people gatherings, and they know they don't have enough oxygen. People are actually suffocating, so I think, as the mayor said, we need to proceed with caution. Masks, distancing, vaccines are not the panacea to all the problems of COVID and we'll take it one step at a time.

I'm excited about the Paramount; I've kind of watched the project over the last two years. The facelift will make us feel like we're on Broadway, it will be a beautiful thing. I'd also discuss with you and the Mayor that I had a constituent call me or ask me the other day, do we have any regulations for Airbnb.

And he's excited, because they're apparently, at least more than one that I know of, that with Legoland, that they can maybe check into the Super 8, and lease out their house for \$1,000 a week. And so the Mayor and Alex are going to take a look and shore up whatever rules and codes we need to have in place. Because obviously Legoland is in the news, that it's opening up shortly.

And with respect to the change order tonight, you know I was on the school board for a while and change orders are your nemesis. I understand it's necessary, but it's an 18% increase in the cost of the project for this change order. So, it's disheartening, but I'm sure we'll move forward, but they say that? It's disheartening. Thank you very much.

Ald. Green: Thank you very much. I would ask, please do come support the Fire Department at both North Street and Central firehouses the 6th through the 9th for the Mother's Day sale.

Also, Karen, I mean, thank you so much for certainly the time I've been here, and all your help along the way. Every time I get a phone call from, from your office, I know that there's going to be a really kind voice on the other end of the line; and regardless of how hard your day is, it's really nice to have some kind words that come your way. Unfortunately, Karen, you are stuck living next door to me, so you know, you're not, you're not completely avoiding my, my issues. But we will leave that for another day, and I certainly look forward to all of, all the good times ahead for you, and wish you the best of luck.

A lot of good things really are going on in in the city, of a lot of great reports tonight, so it's just very exciting time and and certainly as we've seen with the sidewalk construction, and with milling and paving, coming there's going to be a lot of, you know, slowdowns in some traffic areas and that. But bear with us, because the end result is going to be absolutely amazing, so thank you very much.

Ald. Tobin: Yes, I'm excited to see the sidewalks on Dolson coming to fruition; it's going to make the street much safer. I'm enjoying the Spring weather, I think everybody else is. Alderman Francois and I have been going through and visiting our neighbors, and they love the garbage cans. They can't talk enough about them. The streets are clean now, there's no garbage like flying down the streets, there's, animals aren't getting into the garbage cans. So all in all, I don't think anybody's complained about the garbage cans. All, everybody loves them.

Karen, congratulations, I hope you, hope you enjoy all this time you'll spend with your friends and family and your grandchildren; and you know it's been a pleasure working with you for the short time I've been on the council. You've handled everything that we've thrown at you with grace, and always had a smile on your face, and you will be missed.

Ald. Masi: Karen, thank you. I really appreciate you, and I, obviously, I'm here with you everyday in City Hall, for the last seventeen years. So, you've really been an asset, and I truly appreciate it.

And happy Mother's Day to everyone out there.

11. Unfinished Business

Nothing this evening

12. New Business

93.21 - Resolution to amend the City Code to extend the trial period to allow live music at outdoor cafés only from May 18, 2021 to October 15, 2021.

On motion of Ald. Tobin, seconded by Ald. Green.

WHEREAS, Section 475-28 (G) (4) of the Code of the City of Middletown prohibits live music and live music performances in outdoor and sidewalk cafes, and

WHEREAS, the Common Council in 2020 passed a resolution allowing live music and live music performances in outdoor and sidewalk cafes on a trial basis from May 18, 2020 until and including October 15, 2020, and

WHEREAS, the Legislative Committee of the Common Council has recommended that live music and live music performances in outdoor and sidewalk cafes be allowed for another one year trial period under the same terms as conditions as existed from May 18, 2021 until and including October 15, 2021.

NOW, THEREFORE, be it resolved by the Common Council of the City of Middletown that Section 475-28 (G) (4) of the Code of the City of Middletown is hereby repealed and replaced in its entirety by the following:

Section 475-28 (G). Miscellaneous provisions.

...

(4) Outdoor and sidewalk cafes may be allowed to provide music, so long as such music does not violate or does not conflict with any applicable law or ordinance such as the City's noise ordinance (except as may otherwise be provided below), or does not create a nuisance to surrounding residents or properties. Live music or live music performances are not permitted in or at sidewalk cafes. With respect to outdoor cafes only (and only within the geographic area described below), live music or live music performances will be permitted from May 18, 2021 until and including October 15, 2021 during the hours of 12:00 noon until 10:00 p.m. on Thursday, Friday and Saturday, and 1:00 p.m. until 9:00 p.m. on Sunday, in such a manner as to generate an instantaneous sound pressure level not to exceed 90 decibels (DBA) as measured from any point along the boundary line of the real property on which the outdoor café is located and from which the sound pressure is generated.

For purposes of this subsection (4), live music or live music performances will be allowed in or at outdoor cafes only within the area contained within the City's Business Improvement District (except not in or on properties located south of Fulton Street) and in or on properties on either side of East Main Street from Academy Avenue to the west side of Railroad Avenue.

Live music or live music performances will be allowed in or at outdoor cafes as described above during a trial period lasting only until October 21, 2021, unless the ability and permission to have live music or live music performances in or at outdoor cafes is extended by action of the Common Council of the City. If the time period is not extended by action of the Common Council, then live music or live music performances will not be permitted after October 21, 2021 in or at outdoor cafes.

Lighting in outdoor and sidewalk cafes shall be minimal and shall not be allowed to disturb surrounding residents or properties. No outdoor cooking of any type is permitted in outdoor and sidewalk cafes.

Be it further resolved that Section 475-28 (H) of the Code of the City of Middletown is amended by adding the following as a second paragraph in Section 475-28 (H):

Notwithstanding the previous paragraph and in addition to any penalties imposed under the previous paragraph of this Section 475-28 (H), violations of Section 475-28 (G) (4) of the Code of the City of Middletown may be enforced by the Police Department, any code enforcement officer of the Department of Public Works or the Fire Inspector and disposed of as follows:

1. For the first violation of Section 475-28 (G) (4) of the Code of the City of Middletown by an outdoor café's operation, the owner and/or operator of the outdoor café shall be issued a verbal or written warning informing the owner and/or operator of the violation and directing that it be ceased immediately.
2. For the second violation and subsequent violations of Section 475-28 (G) (4) of the Code of the City of Middletown by an outdoor café's operation, the owner and/or operator of the outdoor café shall be issued a written violation notice and/or an appearance ticket ordering the owner and/or operator to appear in Middletown City Court to answer the violation(s).
3. At any time, the Police Department of the City, upon inspection and discovery of a violation of Section 475-28 (G) (4) of the Code of the City of Middletown by an outdoor café's operation, may immediately cause the offending outdoor cafe to be cleared of patrons, if such action is reasonably necessary to protect the public health, safety, welfare or convenience.

4. If the operation of an outdoor cafe is alleged to be in violation of Section 475-28 (G) (4) of the Code of the City of Middletown a second time, the outdoor café permit issued to the owner and/or operator of the outdoor café shall be revoked by the City Clerk.
5. Any person found guilty of violating Section 475-28 (G) (4) of the Code of the City of Middletown shall be guilty of a violation and shall be liable for a fine of not less than \$250.00 nor more than \$2,000.00 for the first occurrence, and such fines shall be increased to a fine of not less than \$500.00 nor more than \$4,000.00 for any subsequent occurrence(s).

Be it further resolved that this resolution shall take effect immediately.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

94.21 - Resolution to declare two vehicles from DPW surplus.

On motion of Ald. Green, seconded by Ald. Johnson

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to declare the following two vehicles from DPW surplus and no use to the City and authorize the Commissioner of Public Works or his designee to dispose of the surplus vehicles the best value to the City.

1998 Massey Ferguson MF 1020 Farm Trailer, Serial #42795. Unit has 2076hrs and has many mechanical and safety issues. It does not operate.

1998 Kawasaki Mule model 2510 Utility Vehicle. Unit has 3727 hrs. and has many mechanical and safety issues. It does not operate.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

95.21 - Resolution to authorize the Mayor to sign a letter from RBT to comply with 2020 and forward (GASB 84) that the City will have to rely on RBT for guidance.

On motion of Ald. Johnson, seconded by Ald. Ramkissoon

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached letter of agreement from RBT to comply with the 2020 and for-

ward (GASB 84) that the City will have to rely on RBT for guidance to complete which is beyond the scope of our standard audit agreement to be billed at their standard rates.

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

96.21 - Resolution to authorize the Mayor to sign amendment #2 with B&L for the Middletown Community Campus Redevelopment.

On motion of Ald. Ramkissoo, seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached amendment #2 with B&L for the Middletown Community Campus Redevelopment Water System Infrastructure Improvements Additional Construction Administration & Observation Services in the amount not to exceed \$85,000.00.

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

97.21 - Resolution to authorize the Treasurer to transfer \$104,724.58 within the MPD 2021 budget to cover the cost of two new Ford Interceptor Marked Patrol SUV vehicles.

On motion of Ald. Kleiner, seconded by Ald. Jean-Francois

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer within the MPD 2021 budget \$104,724.58 cover the cost of two new Ford Interceptor Marked Patrol SUV vehicles and the necessary equipment to replace aging vehicles within the fleet in the following manner:

From	Amount	To
TC.0736	\$104,724.58	A.3120.201
Police Cases		Vehicles

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

98.21 - Resolution to determine that the 7 lot subdivision is an Unlisted Action under SEQRA for 32 Davidge Road & 67 Highland View Place.

On motion of Ald. Jean-Francois, seconded by Ald. Burr

WHEREAS, the City of Middletown Common Council has been presented with a proposal for a 7-lot subdivision for property located at 32 Davidge Road & 67 Highland View Place, Middletown, New York, known as Middletown tax parcels Section 55, Block 1, Lots 88, 89.2, and 106.22.

WHEREAS, the proposed subdivision constitutes 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 this subdivision request, and therefore would be the Lead Agency for the SEQRA review of this action, and

WHEREAS, the Common Council has received a Short Environmental Assessment Form describing this action, 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 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 this subdivision request pursuant to 6 NYCRR § 617.6(b)(1), and be it

FURTHER RESOLVED that the Common Council, after reviewing the Application materials, including the Short EAF, hereby determines that the application is an Unlisted Action under SEQRA.

FURTHER RESOLVED that the 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.

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

99.21 - Resolution to approve the 7 lot subdivision at 32 Davidge Road & 67 Highland View Place.

On motion of Ald. Burr, seconded by Ald. Tobin

WHEREAS, the applicant, J&G Builders, has submitted a proposal for a 7-lot subdivision for property located at 32 Davidge Road and 67 Highland View

Place, Middletown, New York, known as Middletown tax parcels Section 55, Block 1, Lots 88, 89.2, and 106.22, and

WHEREAS, the purpose of this subdivision is to create five single family lots in the subject zoning district, and

WHEREAS, the Planning Board has issued a resolution recommending approval of this application, and

WHEREAS, this Council has issued a Negative Declaration for SEQRA purposes, and

WHEREAS, the applicant has complied with all applicable requirements for final subdivision approval, and

WHEREAS, a public hearing was held on April 20, 2021.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Middletown that final subdivision approval be and hereby is granted to the application to subdivide the property located at Section 55, Block 1, Lots 88, 89.2, and 106.22 as shown on a map entitled "Subdivision For Country Club Estates Phase II" prepared by Lanc & Tully, last revised on September 23, 2020, and filed in the Office of the Middletown Common Council Clerk, and

BE IT FURTHER RESOLVED by the Common Council that the final plan and all conveyances contain, adhere to and continue all deed restrictions contained in any parent lot, 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 this subdivision within 60 days of this Resolution.

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

100.21 - Resolution to determine that the 2 lot subdivision is an Unlisted Action under SEQRA at 15 Houston Avenue Extension and 2-6 La Grange Street.

On motion of Ald. Tobin, seconded by Ald. Green

WHEREAS, the City of Middletown Common Council has been presented with a proposal for a 2-lot subdivision for property located at 15 Houston Avenue Extension and 2-6 La Grange Street, Middletown, New York, known as Middletown tax parcels Section 43, Block 7, Lots 13 & 14, and

WHEREAS, the proposed subdivision constitutes 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 this subdivision request, and therefore would be the Lead Agency for the SEQRA review of this action, and

WHEREAS, the Common Council has received a Short Environmental Assessment Form describing this action, 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 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 this subdivision request pursuant to 6 NYCRR § 617.6(b)(1), and be it

FURTHER RESOLVED that the Common Council, after reviewing the Application materials, including the Short EAF, hereby determines that the application is an Unlisted Action under SEQRA.

FURTHER RESOLVED that the 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.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

101.21 - Resolution to approve a 2 lot subdivision at 15 Houston Avenue Extension and 2-6 La Grange Street.

On motion of Ald. Green, seconded by Ald. Johnson

Ald. Kleiner: I just want to mention for people watching, these subdivisions and these resolutions were all thoroughly discussed in committee meetings and they were the subject of public hearings so we're not just all voting yes they've been thoroughly vetted. Thank you.

WHEREAS, the applicant, MBS Realty LLC, has submitted a proposal for a 2-lot subdivision for property located at 15 Houston Avenue Extension and

2-6 La Grange Street, Middletown, New York, known as Middletown tax parcels Section 43, Block 7, Lots 13 & 14, and

WHEREAS, the purpose of this subdivision is to create two buildable single family lots in the subject zoning district, and

WHEREAS, this Council has issued a Negative Declaration for SEQRA purposes, and

WHEREAS, the applicant has complied with all applicable requirements for final subdivision approval, and

WHEREAS, a public hearing was held on April 20, 2021.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Middletown that final subdivision approval be and hereby is granted to the application to subdivide the property located at Section 43, Block 7, Lots 13 & 14 as shown on a map entitled "MBJ Realty LLC Lot Line Change" prepared by Fusco Engineering, last revised on March 25, 2021, 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 this subdivision within 60 days of this Resolution.

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

102.21 - Resolution to authorize the Treasurer to transfer \$4,000.00 within the 2021 Recreation & Parks budget to cover insufficient funds to pay for portable toilets at the Reservoir for the 2021.

On motion of Ald. Ramkissoo, seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$4,000.00 within the 2021 Recreation & Parks budget to cover insufficient funds to account #A.7110.471 to pay for portable toilets at the Reservoir for the 2021 year since permanent bathrooms will not be completed in the following manner:

FROM	AMOUNT	TO
A.7200.495	\$4,000	A.7110.471
Summer Camps: Misc. Rentals		Parks: Toilet

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr,
Green, Masi - 8
Absent: Pres. Rodrigues - 1

103.21 - Resolution to accept a donation in the amount of \$500.00 from Orange County Land Trust for the Recreation Department.

On motion of Ald. Kleiner, seconded by Ald. Jean-Francois

WHEREAS; The Middletown Recreation Department was given a donation in the amount of \$500.00 from Orange County Land Trust.

WHEREAS; The Middletown Recreation & Parks Department is requesting that the Common Council accept this donation and authorize the Treasurer to deposit the donation into trust account #0043.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr,
Green, Masi - 8
Absent: Pres. Rodrigues - 1

104.21 - Resolution to authorize the Mayor to sign contracts and other related documents necessary to accomplish the purchase of lands in the former Psychiatric Center.

On motion of Ald. Jean-Francois, seconded by Ald. Burr

WHEREAS, the City intends to purchase approximately 33 acres, including 13 buildings, in the former Middletown Psychiatric Center from the State of New York, and

WHEREAS, this Council recently approved a subdivision to facilitate this purchase.

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Middletown that it hereby authorizes the Mayor to sign contracts and other related documents necessary to accomplish the purchase of the aforementioned lands in the former Psychiatric Center.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr,
Green, Masi - 8
Absent: Pres. Rodrigues - 1

105.21 - Resolution to approve a change order from Turco Golf for the re-design of the drainage system proposal for Fancher-Davidge Park.

On motion of Ald. Burr, seconded by Ald. Tobin

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to approve a change order from Turco Golf for the re-design of the drainage system proposal for Fancher-Davidge Park and to authorize the Mayor to sign related documents and authorize the Treasurer to transfer \$201,922.00 from the General Fund Balance in the following manner:

From	Amount	To
General Fund Balance	\$201,922.80	H.963.900
		Monhagen/Davidge Expansion

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

106.21 - Resolution to purchase 10 acres of land adjacent to the WTP and authorize the Mayor to execute related documents and to authorize the Treasurer to transfer \$10,000 to lock in the deal followed by future grant money.

On motion of Ald. Tobin, seconded by Ald. Green

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to purchase 10 acres of land adjacent to the WTP along with authorizing the Mayor to execute related documents and to authorize the Treasurer to transfer \$10,000 to lock in the deal followed by future grant money in the following manner:

From	Amount	To
Water Fund Balance	\$10,000.00	F.1940.900
		Purchase of Land

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Burr, Green, Masi - 8
Absent: Pres. Rodrigues - 1

13. Local Laws

Nothing this evening.

14. Audit of claims and accounts

On motion of Ald. Johnson seconded by Ald. Green

I move that the accounts be audited, the claims be adjusted, and the City Treasurer be authorized to issue warrants for their payment.

Roll Call: Ayes: Ramkisson, Tobin, Kleiner, Johnson, Jean-Francois, Burr,
Green, Masi - 8
Absent: Pres. Rodrigues - 1

15. Adjournment

There being no further business, meeting adjourned at 9:08 PM

Respectfully submitted,

Andrea Greco



Common Council
City of Middletown
April 20, 2021

1. Pledge - Pres. Rodrigues asked all to stand for the pledge.
2. Roll Call: Ald. Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green, Pres. Rodrigues - 7
3. Approval of Minutes

On motion of Ald. Green seconded by Ald. Johnson to accept the minutes of November 2, 2020.

All in favor.

4. Correspondence

Nothing this evening

5. For the Good of the City

Susan Depew: Good evening again ,so nice to see everybody. My name is Susan Depew, I live in 57 Prospect Street, many of you know me as the Litter Lady.

For 10 years I was part of the organization, along with many of you here in the in the room, of Cleaning Up Middletown. And this year because of the pandemic we're not going to have an official clean up of Middletown but we're imploring everyone who owns or rents a home to become a better part of Middletown and that is to clean up what is in front of you, around you, and behind you.

Clean up your yard, make your house look beautiful. With a little bit of paint and a little bit of sweeping up you can improve everything. It's a good thing to

do with your family and this Tuesday Middletown is part of this whole process on Earth Day — or, Thursday, two days from now.

We're asking you all, if you don't have four hours, one hour will work. Clean up the area that you live in, and if you want to go farther, wouldn't that be great? Hope to see you outside. Thank you

Pres. Rodrigues: Thank you. Anyone else who'd like to address the Council? OK, remarks of the Mayor?

6. Remarks of the Mayor

Mayor DeStefano: I heard Dr. Johnson say, sit back. A little sarcasm there, I think. My ears still work. My eyes aren't the best, but my ears still work.

Well, as you all know, today there was an important verdict in the trial at Minneapolis, and as President Biden called it, a step forward. Um, justice was done for the Floyd family, and our prayers go out to the Floyd family; and may his family find some peace in the fact that that he has changed the world and especially our country so I wanted to, I felt it important, to comment on it tonight. And hopefully things will be peaceful throughout this evening and through the weekend and, but the Floyd family is in all our thoughts and prayers and I think the President put it eloquently in his comments today.

I'd also like to first address -- I know, much to the dismay of Dr. Johnson; I'm going to address the parking situation in our downtown. He did sit through it last night; we had a meeting at the Senior Center. I want to thank Dr. Johnson; Alderman, Aldermen Kleiner and Jean-Francois for attending.

We had a pretty decent turnout and the purpose of last night's meeting was to discuss with downtown merchants, tenants, and business owners and property owners the proposed Town, Downtown parking and sanitation rules. I believe they were forwarded to you with the draft copy, we're hoping that you will move it as quickly as possible through committee. It's been discussed for quite a while, and basically we went through the 22 lots in our downtown area and tried to accomplish a few things.

We, we tried to make it more standardized for, rather than having a 15-minute zone, a 20-minute zone, or 1 hour parking and 2 hour parking in one lot, and 4 hour parking over here, incorrect signage that has developed over 30-40 years, we thought we would try to work in a manner to come up with a proposal that would be more standard.

I worked on it with Maria and Jacob a little bit, and Chief Ewanciw, and one thing we did do is to give people an idea of what parking is like in downtown Middletown. We did an inventory of the 22 lots, which will be included in the packages when you get them for

committee discussion. And believe it or not within two or three minutes 'walk of either the Orange County Trust Square or Franklin Square we have 1275 off-street parking spots. 52 of them are handicapped parking, and 1222 are regular parking spots, you know, controlled by time limits. Seven are electrical vehicle parking or proposed. And we, we thought that inventory was important, because as we are moving into this overnight parking and more standardized parking, there's a lot of questions from people and a lot of parochial concerns.

So, we had that 4-hour parking basically will be in all lots, all the permitted lots from 7 a.m. to 12 a.m., and that is 7 days a week. We are proposing that an overnight parking permit be issued, to be issued by John Naumchik's office. We'll be working with John on the parameters. He's been helpful with some of the overnight permits from other communities. And we're looking at doing parking stickers similar to what Motor Vehicles does with your registration, so they can't be transferred from vehicle to vehicle. It was designated a certain amount of spots in each lot and of course demand will, where people want to be in those specific lots, will obviously be the, the driver, and how many spots we end up with in each lot.

We were factoring about one-third to 25- to 30-percent of each lot in overnight. If demand is increased, we'll do more, but the, the overnight parking will be valid from 8 p.m.; the permits are 8 p.m. to 7 a.m.. So, technically, an overnight parking permit will allow someone who lives in the downtown area -- you have to be a resident downtown -- to park their car at 8:01 or later and they won't have to move it until 11 o'clock the next morning. So that's a pretty good span for overnight parking.

The permits are subject to 4 hour parking rules during the day. The idea is to turn those parking lots over. Some of the lots will have a maximum of 72-hour parking and there was, as other lots, as you get outside to the perimeter of the downtown, as you move out, the center of the city will be an overnight charge, and the lots as you move out will be free of charge.

The permitted overnight lots are up above, you'll see on the screen the James Street Lot on the North Street -- on the North side only, the purpose of us doing that is that we need to have a turnover for the Motor Vehicle site. We've experimented with it over the past several months and it's working. The fact is that the Motor, the Motor Vehicle Department is so busy and our courts are now reopening. It's very helpful for those lots, that lot, to be empty first thing in the morning, but it fills up very quickly. And then you'll see the rest of the lots are listed here and some of the lots will also have extended parking for employee parking and, um, but let me finish with the overnight lots first.

These are the non-permitted overnight lots, so any of these lots here you can park your car for free if you're living downtown. And that is Canal Street, Henry Street, the new lot right back here, the Erie Way lot, Coach USA, the city parking lot along Railroad Avenue, um, the South Street Lot, which is the lower lot by the Paramount and also the lot down by the courtroom.

So we believe we have plenty of parking and it's dispersed in a manner of, dispensed in a manner that is fair, because the one thing we did hear and we've heard over the last several weeks and months is, everyone has an expectation that they can park outside their door in a public parking lot, for as long as they want. And the business community is not going to survive in downtown that way. And we need to turn these parking lots over and we think our restrictions are very reasonable.

The no overnight parking rules are from 7 a.m. to 12 a.m. Sunday through Saturday, and from 4 a.m., um, the no overnight parking from 4 a.m. to 7 a.m.

So if you're downtown in a lot that has no overnight, that has overnight parking, I'm sorry; you'll be able to park your car until after 4 o'clock, so that some of the businesses that are open later certainly can have their customers enjoy the parking lots also. So there's no overlapping time, basically all the parking lots are either free for overnight parking or there is a minimal charge -- what we're proposing is \$10 a month on an annual permit -- or lots that do have restrictions will have a 4-hour time limit, which is plenty of time for people to go to a restaurant, go to a show, do whatever they, whatever business they have downtown.

We had, we do have a few businesses that have expressed that they need a longer period of time for some customers, so we created some 8-hour lots, like the Orchard Street lot. We're looking at the Paramount lot now, the lot next to Equilibrium as being a longer-term lot, you might get that one changed based on some of the input that we've had.

So this is not a final proposal, we're going to modify it once more before we, and amend it before we give it to you; but we think when you get it and you see the meeting that we had last night that I think most people are pretty supportive of what we're trying to do here.

One gentleman came, he lives downtown, he said, you know, I'm a customer through a lot of the businesses here also, and I just want to be treated fairly, and he had a couple points, and we are taking a couple of those points down, and we're going to re-evaluate on some of those. But he was also willing to pay more money to park overnight, so you know that's, we're not looking at parking as a commodity though.

We just want to make sure that the middle, the center core lots, the East Main Street lot by Something Sweet, and the James Street lot, those are our generators and turnovers. The Paramount lot on event nights, we're doing a lot of work on the Paramount area lots. The lower lot also, reactivating that.

We're hoping to put cameras up in the lower lot, ripping down the fence. So we're making major investments in and around the downtown area, and also the, the back here will also be the home of the Farmers 'Market and other activities on the weekends when the pavilion is completed, so we're going to be seeing seven-day-a-week activity in our downtown area.

Next topic of discussion is garbage. It wasn't, uh, we did do the garbage can distribution starting on Alderman Masi's birthday, which was April 12th. He was very honored that we did that. And many people are quite surprised that when they woke up in the morning, or they came home from work, that they had these big 95-gallon cans, one big green one, one big blue one, on their front lawn or their sidewalk. And we're just encouraging people to be patient.

There was literature inside it and we've tried to do a lot of communication on this; and I understand that not everybody is into watching City Council meetings, or social media, or Facebook, but we were trying to encourage people to sign up for Nixle: 888777, and type in MIDDLETOWN, and you'll be getting all these notices, you won't have to do anything other than read the, read the text when it comes to you, and you would know about these things.

The can project is what we call the Sue Depew Project. Sue had us starting to think about litter a few years back, and she's been very instrumental in having an attitude change, not only in government but in I think in neighborhoods and people are looking to improve their quality of life in the appearance and the aesthetics of their neighborhood. Without having cans thrown around, or garbage bags strewn on the sidewalk, torn up by animals.

So we, we've been looking at it, we're going to the automated arm, and I'll be getting into that; but as for the cans, some people have complained that these cans are too big. First of all, these cans are used universally, they're used all over the world, all over the country, any community that has private pickup or municipal pick up with mechanical arm, uses this type of can or the large can.

So it's, we're not recreating the wheel here. We're, we're doing what other communities do, and yes, there will be a long-term savings to the city, but we are not laying anyone off. Some people have expressed that concern, or, are you going to be firing people, are we laying people off. No, we're not. We're going to reduce that department through attrition, or reassignment to other projects that,

that we, that we may have. But we are not laying anyone off, no one is losing a job because of going from a three-man truck to a one-man truck, or one person truck.

But the cans have been distributed in some parts of the city already. We've had calls from some seniors and we're going to be able to swap the large can for one of the smaller cans if you're not a large producer of garbage; so, the 65-gallon cans and the 35-gallon cans are not in yet, but you should call DPW at 343-3169 and let them know you're interested in swapping out the cans. And then these cans will be more manageable for people who don't produce a lot of trash.

For those who do produce a lot of trash, in this interim period you can use your recycling bin for garbage also, so that you have two cans. Two 95-gallon cans, which is more than enough for almost all families, but might not be enough in the long run. But for now you can also continue to use your private, but it's not going to be for long -- the cans that you own yourself -- but we're trying to get away from them. Once everybody in the city has garbage cans, then we're going to direct the Department of Public Works to do some enforcement.

So, some people have called: why do I have to use them? And the answer is, because. We're switching systems, we're going to the automated arm and the trucks that we're purchasing that will be here in October are designed to pick up this can. And if you lived in a township like town, Town of Wallkill, that they have several carting companies that pick up their, private party companies, you get the can that they give to you, that they issued to you.

So it's, we're not trying to be, uh we'll hammer something down your head. This is better for our workers. When this project began, 50% of our workman's comp claims came out of Sanitation. It's hard work, it's a lot of heavy lifting. Imagine being in the winter time, with garbage cans full of ice and snow and garbage, and lifting them up and putting them on to the back of the truck, or slipping off of the lifts. It's, it's not, it's backbreaking work. So that was one of the reasons we looked at doing it.

We knew we could finance it with the purchase of the, with a reduction over a period of time in work force, and the purchase of 3 new garbage trucks with the automated arm, so that's what we did but let me go back to that too.

So the idea is to sign up for Nixle, check your social media, call your alderman. Senior citizens, if you don't have access to social media, please sign up with the seniors, or call the senior program; they will assist you. It's a very simple system, and your, your nights you're putting, placing out garbage are not changed, nothing's changed

other than the can. And we need your cooperation and we're going to, we're going to bring this in over a period of weeks. But ultimately the end game is that you need to participate in the program if you're going to have municipal City pick up.

Next is the O&W rescue plan. As you know, we do have somebody interested in it and we're still talking to them but it's a big task. The \$12-million American Rescue Plan has opened up a few doors for us, and, and opportunities for the city in regards to making capital investments that we normally would not make, or investing in others that we, we need to make, like water and sewer infrastructure. So we are presenting different types of plans to you. One of them, as I mentioned at the previous meeting, will be the O&W project. And the reason why we're focusing on O&W right now is that as you know, the estimate of tearing the building down, which would be sinful, is the, the fact that will cost us about a million and a half dollars to tear the building down. And that might be a conservative estimate, talking to the engineer, depending upon the asbestos in the building.

So we thought about taking that mill and a half, rather than tearing it down is applying it with some of the federal rescue plan monies, say up to 2 million dollars, and also under the earmarked projects, which Congressman Maloney's office has accepted applications for. Last week we did submit an application for the EDI Grant. It's an Economic Development Initiative. Jacob also submitted for another project, I think water and sewer; and I think both are very competitive and we requested 2 million dollars. We would propose that we would operate the facility once renovated as a business incubator similar to how we're operating the former Woolworth Building, with the tenants doing the build-out.

It's a targeted area, low-income targeted area, but it is also at the same time a gateway to our downtown. So this is an exciting opportunity for us. We're hoping that the EDI Grant applications were processed quickly, my understanding is that the office is looking at them. You know that the congressman's district is pretty large, and so they have a lot of applications but we believe this is very competitive and this may be the last straw for the O&W. So we're pushing it, pushing it, but when you go to the building you -- you understand why you don't want to tear the building down, even in this current condition. Now, we received letters of support from the County Executive, from Senator Martucci, Assemblywoman Gunther, and also the O&W Society on this project.

We have retained an engineer who has worked on the project in the past for the Middletown Community Health Center, Fusco engineering, to do a preliminary review. To, to find out how much asbestos is in there, and give us a basic game plan to see if what we're looking at to get the roof fixed, to put the windows, the floors, and stabilize this building, and possibly tear down the rear with the

fire damage was. Whether it's feasible.

Even if we know it's going to be an expensive project, and under normal market conditions would probably not be done, but with the accessibility of these monies, to save this historic structure which is on the National- uh, New York State historic registry, we think it's worth another shot. We'll be presenting that plan in detail. Maria's office has been pretty active in this project also.

Jacob is putting together the street paving plan. One comment on social media was, why are they buying garbage cans when they need to blacktop the streets? You know, we're doing both. So we're going to be spending probably well over a million dollars on our streets this year. We have, um, I know some of you aldermen have sent in streets of concern to the commissioner directly and we'll be making a tour of the city to see what streets are in the greatest need based on our replacement plans that we usually try to do every so often, every 10 years or 12 years, do the paving. So if you have any new ideas please forward them to the commissioner.

Wolslayer field update: I thought I'd put this out there before the council president asked for it. As you know, we've had problems with the project, and we had COVID problems with the project, and now we had drainage problems with the project. It looks like the commissioner has worked it out with our local architect that we retain, Joe Fucci and the contractor Turco. They've worked out the, an alternative to the original drainage plan, and I believe they're going to mobilize again within 2 weeks, right, council president?

Pres. Rodrigues: 2 weeks?

Mayor DeStefano: Within 2 weeks. This week, Jacob's whispering at my back. Within two weeks and the project will once again be underway. So, it was bad timing, but we know we can't control what's underneath the ground there.

As for COVID, we do have I think the number two in the county on total cases, and people ask why do you have the local mask mandate in place, and that's why. Because we're number two in the county. On active cases we are also number two, but at a much reduced number. If you remember those numbers were up in the mid-to-high 200s on active cases and now we're down I believe it's one, I can't see it here but it might be on another slide, but I think it was 120 or 130.

So, the mask mandate is still in place. COVID is not over. We need to do the right thing and continue to practice our social distancing, and mask-wearing. The last item is not on the, on a slide, but we talked about throughout the year; what type of hit we thought we were going to take with our loss of revenue due to COVID. Don has given me the preliminary numbers this morning, and it looks like

when you combine all funds -- and some of these will be offset by expenses that were not incurred because we weren't running programs, like some of the Rec programs.

The general fund took a 3.6 million-dollar hit. The (inaudible) fund, about \$600,000 and the sewer fund about \$500,000. We had all along talked about a 5 million-dollar hit, um, almost 2 million of that 5 million is sales tax revenue we lost, sales tax revenue.

We did offset some of them with some other increases for example some workman's comp reimbursements, lower rates on workman's comp because of reduction in some areas. But but those are basically the important lines that we will be submitting for reimbursement for under the rescue plan, and then the rest of the money we can then appropriate to different projects over the two-year period. The money cannot be reimbursed, just put into a general fund. Money can be for eligible reductions in revenue that it's eligible for and for the certain types of capital projects. The money has to be spent by 2024, I don't know whether the end of 2024, or the middle 2024. We expect the cash to be coming in wired into our city accounts sometime in early to mid May. So as we present to you the plan, your thoughts, I, I think I gave you a list of 9 or 10 items that we thought about in the administration but we're welcome or open to some of your ideas also. And that's all I have for this evening and I would certainly take questions from...

Pres. Rodrigues: Any question for the mayor? Alderman Johnson.

Ald. Johnson: When you spoke about the gentleman who said he would pay for parking. I think that was in the context of, he said, what if I'm out of town for a week and I can't move my car. So you are talking about residents in town. Could you address that issue, about what if I can't move my car?

Mayor DeStefano: Sure. We do have some lots and that was one of the things we told him we would look at. But he did say he would pay \$20 a month instead of \$10 a month but we, we have some lots of that are going to be 72 hour lots, meaning, Canal Street for example. That if a downtown tenant is going to go away for the weekend -- we thought about weekends -- they're going to go away for the weekend, they want to leave the car, they can go park it there for three days and not be faced with, you know, any type of enforcement.

This gentleman talked about, hey what if I want to go away for a week; and it made sense and it might have been him that sent in the comment also, because we did have it in our notes to consider, for you folks to consider, that it might make sense for us to allow for a temporary permit for people that are going to go away for the long-term lots.

So I don't think it's -- it's very easily managed. It can be done by... John's going to get some work out of this, with the some software package that we need to do. But it looks like it'll be very doable and I don't know how much of a demand there is going to be. Our big concern is that people from outside leave the cars in the lots and take up space, as I gave you the example at the last meeting of the paving, and the student that didn't come back to the car for 3 days in a prime location, and was surprised when the car got towed. And, and that's what we're trying to explain to people last night, is that can't happen. That when someone parked their car in the James Street lot for 3 days, consecutive days, it kills business.

And each individual -- I was told by Dr. Johnson I was a little rude last night. Did you tell me that?

Ald. Johnson: It might have been mentioned in passing.

Mayor DeStefano: It might have been mentioned. That when I responded to something, cause we were getting individual stories, and I mentioned that every business and every person has their own individual story, but we can't legislate to any individual story. We have to legislate and create a system that's good for everyone and that's why it would I think what we're proposing addresses, in the short-term, addresses people who are willing to pay, people who don't want to pay. Then John had a good idea about doing a temporary permit for 7 days. And if there's more ideas out there, we're willing to listen to them.

For the most part I think it's a pretty workable plan, and we've patterned after other, multiple other communities that are doing these types of things. I gave the example of Mamaroneck for example. Our seven or six month pass is going to be \$75 and that's prime parking, overnight parking. A six-month pass in Mamaroneck which is in Westchester, little more costly, is \$225 and that's not prime parking, that's perimeter parking.

So, well we think we're being fair and we had to distinguish between paid parking and, and free parking, but there were some other good points raised at the meeting.

Pres. Rodrigues: Alderman Tobin?

Ald. Tobin: It's more of a comment. I'm glad to see that there will be some signs and explaining all this like, for example, I thought Star Collision owned that parking lot and didn't know that it was a public lot. So the new signs will make us aware of that.

Mayor DeStefano: The one by Salvation Army?

Ald. Tobin: Yeah

Mayor DeStefano: Yeah, that was originally part of the DRI, and

that lot came in, I think at like 1.3 or 1.4 million because the trail's going through there, and the retaining wall, but that is all city, available for city parking, it's not Star Collision parking.

Star Collision actually has additional parking, they lease parking to Access I believe for their employee parking. So if they need to shift some of their operation back over there, and they, they'd have to work that out with their tenant over there. But we can't have a business lease property -- and I don't know if it's still going on or not, but I'm just giving you a hypothetical -- or if you have parking and you lease it to another business and then you use city property, have an expectation, you said you probably like. It can't work that way.

So we'll, but when we get to that lot it's, it's costly we had to pull it out because it was, the deal went way over budget, and we don't want really, we're not encouraging people to park too far back there on the grass and on the dirt. Up front there's a little bit of blacktop there, but it's not lit and we're not encouraging overnight parking there.

Pres. Rodrigues: Anyone else? Thank you, Mayor.

7. Remarks of Dept. Heads

Maria Bruni, Economic Development: Good evening everyone. Just my two cents on the parking meeting from last night. We're still going to be doing outreach, and anybody from the district can reach out to us if they still have comments or want information. Like for instance, some folks weren't able to make it last night, so I'm meeting up with them. You know, either at their location or they're coming to my office to go over the presentation last night. Also I just want to thank Chief Ewanciw regarding Officer Gallagher. He's been out there also going to the businesses and doing outreach, and handing out the maps and the meeting notices. So we did do a real broad outreach, social media, mailers to all landlords downtown, and the building owners, and the merchants and so forth. So again, contact my office, 346-4170 or the BID office; we're working together with the BID as well, 343-8075 and we'll be happy to go over last night's presentation with you. That's it.

Pres. Rodrigues: Any questions for Maria? Thank you, Maria. DPW commissioner.

Jacob Tawil, DPW Commissioner: Good afternoon all. The Mayor touched on many of the projects that we have done, that he's been working on or going on with the city. I just want to update you about what the mayor touched on in terms of applying for grants through Bridge New York and through the Congressman Maloney's earmarks.

The Mayor spoke about the O&W project. We also with his

support and letters, um, the letters from the Mayor, we applied for phase two of the water line extension, which is replacing the 20-inch water main, high pressure water main, from wherever we stop right now, which is by the Monhagen Avenue, continue all the way up to Highland Avenue going through Wickham Avenue so that's a major major water main replacement. We have also applied for the 12-inch water main replacement that goes through Lake Avenue. That's an 18-um, 1887 water main. That's how old it is.

And we have under phase one which is the construction that is taking place right now, it goes through Davidge Park Expansion. We replaced up to Davidge Park Expansion. The Phase 2 of that 12 inch water main will take us all the way through Lake Avenue it will tie into the proposed 20 inch high pressure also on on Wickham Avenue all the way up to Highland Avenue so that that project is about 10 million dollars. We applied for that.

We also applied for sewer line replacement which was... you made a call with Don about 6 and 1/2 million dollars worth of sewer work on Sterling Street. We still have an issue where the sewer, the new sewer ended, where it goes under the railroad track by Republic Plaza by Orange & Rockland entrance, so that's a million dollar project also be applied for.

We applied for the replacement of the 24-inch water main low pressure water main from the water treatment plant down to the intersection of West Main and Monhagen. That one line supplies two-thirds of the water supply system or the water demand for the city. So the other lines supply only one-third. This one line only by itself supplies two-thirds of the city. Extremely important and crucial line for us, so we applied for the grant to replace it as well.

The Mayor, with his support, we applied also for daylighting the, you may recall, daylighting the Monhagen and (inaudible) brook between Academy Avenue, Sterling Street and Genung Street. We're going to be revisiting that. We tried to do it under New York Rising; 3 and 1/2 million dollars. Some local property owners would not, were not interested in approving the easement, a condition of the grant was to make sure that everybody is on board, including the private owners so, so we made a new project out of it. We applied for this grant and hopefully it will come through. It will basically create a low area that is park, but however it will daylight the brook. It is going to be a nice beautiful park. It would connect to the Heritage Trail, that would be just one block over, that's under construction right now, and it would be subject to flooding without causing any damage; so if there's any funny, any peak flow, peak-flow

type storms near, that area will be allowed to flood and this area will take some of the flood, will contain some of the water instead of going downstream. It will hold it back a little bit. So it's extremely beneficial project for us, for the quality of life in the area and for flooding mitigation as well.

We also applied for the grant for replacing the Genung Street Bridge which is at the intersection of Sprague and, and Genung Street. There's a big bridge there and it's been flagged by DOT a few times. We've been addressing it, and repairing it and so on and so forth, but it is ultimately an old bridge, so we applied for its replacement. We also applied for another culvert replacement by West Main and, by West Main and Monhagen, the brook goes in there, so we applied for that.

So we applied basically for about maybe 30 to 40 million dollars worth of work as well, on top of the O&W, what the mayor has applied for.

So hopefully something will come in. If nothing comes in here, at least we would be, we want to be ready for the the new infrastructure package hopefully President Biden is working on, and we want to be ready to submit all these applications once they have the money available for us.

We have much larger projects as well. We're working with CDM Smith for developing the Indigot as a source of water for us all, to get additional source of water for us. And also a GIS development which is what CDM is doing right now, but it will get to the nth degree with completing the GIS project so we're preparing those grants, the other ones, and packages so whenever the federal government say, hey, OK, give us those, whatever you guys have; we'll tell them, here is what we have, they are extremely important projects.

Also, the Mayor, he touched on the paving in there, so there's going to be a lot of paving this year. Last year we did not pave. This year we got more money from the CHIP money. And the Mayor and you, and the Council, are contemplating adding a little bit more money from the 12 million dollars possibly for paving. So, additional paving, so hopefully you'll see a tremendous amount of paving taking place.

The Mayor and I, we're going to take a ride and go over all this and do an individual evaluation for each and every street. That is going to be on our list.

The flushing of the water system is, was, concluded so now you can rest assured that the system is clean and you can do laundry without looking at your water, checking it and so we continue to be very proud of the water quality that we produce

for all the residents.

ADA curbs on sidewalks: The work's resumed on Dolson Avenue and tomorrow they're going to be placing the granite curbs by Dollar General, and so the work is continuing. And that's going to be a very nice project, putting, putting curbs and sidewalks where they never existed. I took pictures today of some ladies walking with shopping carts right on the street on, on Dolson Avenue which is really high speed, almost high uh, high speed, uh, highway almost. And they're trying, they're trying to manage. So it's going to be it's going to encourage walkability there, it's going to encourage shopping in that area, and people living there can enjoy that area when they have the curbs, safe curbs and sidewalks that are ADA accessible.

I'm going to touch on, I'm going to preempt the Council President because usually he starts talking about the grass, the high grass, so I want to warn our residents, please work with us. Maintain your grass there. Any time it gets higher than 6 inches we're going to be out there in force, send you letters, and after 5 days we have the right to go on and cut your grass. If it becomes, if it continues to grow higher, the penalties are going to be high. I mean, the first time we cut your grass I wrote it here somewhere or some place... First time it's \$100 for single-family, the second time it's \$250. Third is \$500.

Two family and multiple dwellings, the first time we cut it is \$250. If we cut it again after we send you the second warning letter, after 3 days, it's \$500. After that is \$750 from there on, the third time on. Commercial property; \$500 the first time, \$750 the second time, third time \$1,000.

Also, DPW code enforcement can take you to court, unfortunately or fortunately, and the fine is going to be between hundred up to \$500, minimum \$500 to \$500, if the court finds you guilty, per day of violation, so I mean, this is serious.

Every every year the council president gets upset and all that stuff. So we're trying, we're trying our best to catch all these, cut the grass on our own property, on city property, and then we're going to go to chase the violators.

There's, nothing has been issued yet, no violations, so please be very careful and look out for your grass just maintain it and cut it, and everyo- nobody would have to pay any money for anybody, so help us out please.

Reservoir level: Alderman Masi, he's not here, but we are at 100% capacity, we're in very good shape.

Spring cleanup: we are doing the, we finished the third ward and now we are doing the second ward, and then we'll do the 1st on April 26th, and then we will do the fourth ward on May 5th.

The Mayor spoke tremendously about the garbage cans so he, like the Mayor stated, once the garbage can distribution is finished then we're going to stick to whatever garbage cans, you can't put additional cans, you can't put anything on the street next to it, you can't pile it like a pyramid in there, and you got to stick with what we've given you.

So once we, once we finish the distribution. I do not have an exact number for you guys if you want to ask me how much of the city have we done. I think more than half of the city has been done already with garbage cans.

Davidge Park expansion; the Mayor spoke about it already. And I think that's that's all I have for you, except if you have any questions for me.

Pres. Rodrigues: Any questions for Jacob? Jacob, code enforcement, let's talk about code enforcement issues. Are they out there now? Are they doing full inspections on every property they need to?

Jacob Tawil, DPW Commissioner: You and I, we keep discussing this, because I know this is all so dear to your heart and we have, we have started resumed inspection, interior inspection for rental permitting. April 1st, we started that already. As you know, we lost one code enforcement officer, he was out on an extended leave, so he's no longer with us. So we're looking to fill that position. The other people are so and so with COVID, so we're very, very careful. Certain inspectors, we're going to keep them out from doing interior inspection, because of still concerns about and health and all that stuff.

So, single family is going to be done by a couple of inspectors in there, we're trying to juggle the duties between the inspectors. Quality of life is going to be extremely important for us, we have one of our toughest inspectors who is going to be assigned to it, and he's been doing it. You know, whenever he's available, whenever he's available to work for us right now, because he got some minor, minor things in there to address, but we're trying to catch with, to catch up with everything.

You know, and we're going to be, going with code enforcement is going to be chasing like the Mayor had suggested with the, with the garbage cans in there. You know, at some point when

we pull the trigger, once garbage cans are distributed all over the place, a code enforcement officer like, say, Monday morning, a Code Enforcement Officer is going to drive the fourth ward to see what garbage is remaining because we're going to pick up only City-provided garbage cans. Whatever is adjacent it's going to be left, so the code enforcement officer is going to go there to take pictures, document it, put reminders at the very beginning. Then we'll start taking people to court, because we have to, otherwise the whole program would fall apart.

So, so that's, we have a tremendous responsibility, we're going to be filling that vacant position hopefully very soon, because you know we have to have people stepping up you know because people retire and people move on, and so on and so forth, so...

Pres. Rodrigues: Anyone else?

Jacob Tawil, DPW Commissioner: Oh, one more thing. Before you tonight is that I just want to address that very quickly because the mayor didn't have the full agenda to address it. Which is basically, repurposing City Court. Before you tonight there's a proposal from Barton & Loguidice for repurposing City Court for the Police Department and some City Hall activities. The Chief will tell you more about the detective division in there. They need to be moving, and the project for moving City Court from where it is right now to the federal courthouse or the former federal courthouse is making major progress like the Mayor reported to you before

We had an agreement with the Court Administration and with the court architects about what we're doing. B&L are moving ahead with the design and we are at 30%-completed plans now, so it's time to start thinking about this. So before you tonight is only the reprogramming of City Court for PD and for City Hall purposes.

Pres. Rodrigues: OK, thank you Jacob. Police Chief?

John Ewanciw, Chief of Police: Good evening. Still, a few things. This evening I have before you a resolution in regards to purchasing fixed license plate readers. Greatly appreciate the support in that. It would be an amazing investigative tool for us. It is some new technology that's been available at a very reasonable cost. Several years ago I looked into doing a similar project, with a lot less cameras, and it was about five times the cost of with this project. Technology has actually come a long way and it would really give us a huge advantage with actual criminal investigations.

With the nice weather upon us now, quality-of-life issues have stepped up quite quite a bit, so I'd just like to remind the community and all of you, to please encourage people to call us at the time that

they're observing any of the quality-of-life issues. It's much easier for us to address them at the time of occurrence rather than catching up with them a day or so later.

Just a follow-up, my two cents on the parking situation is, in addition to all of the new rules, that element of enforcement. The city did hire a part-time parking enforcement officer. and I, we, are in discussions of hiring an additional one. But without that enforcement, all those rules, all the hard work that's gone into the parking project is really null and void so, to ensure that we do follow the rules, enforcement will be taking place. We are not looking to summon someone that's been parked for 4 hours and 1 minute. We do have some leeway and we will work to the best of our abilities on that.

I'm just expanding something that Jacob has just mentioned about the the court expansion. That's a great asset to the police department. Moving into the court when the City Court moves to the federal court building. Our detectives have been housed in our basement for many many years; and it's an old post office, so the basement isn't that, that wonderful. So that would be a huge, huge addition to the police department, so we appreciate the support with that as well. Other than that I have nothing unless you have questions for me.

Pres. Rodrigues: Any questions for the Chief? Thank you Chief. Superintendent of Recreation?

Chris Brinkerhoff, Superintendent of Recreation: Good evening. Just really quick, a quick feel-good thing. I was going around to programs tonight. Programs! They are up and running. To see the boxing coach out with 5 kids running. To see a fitness program with two different age groups in our field at the new recreation campus, running. Everybody socially distant, everybody safe. To go and see every ball field we have having a little league practice that has less numbers on each team, socially distant, playing. To go by the soccer fields and see soccer going on. We're getting there. My big thing is kudos to the volunteers that are making this happen. The Little League parade went off successfully, the march. The parents listened, the volunteers worked hard, and adults, let's keep this good work up so we can keep some normalcy out there and some healthy habits for our kids going on. And I know, I believe, youth football's also started registration, so everything is it is coming around. If there's questions, please call the Recreation Department. We can refer you to the right volunteer groups. Little League, football, soccer, they're all volunteer groups running these leagues.

Resolutions tonight; you'll see there's two donations. One is from Middletown Little League. They always go halves with us on infield mix or Diamond Dry and that's what that donation is for. There's also a donation from Players. Their owner knows we stock our ponds

every, every two years. It's an additional \$500, which is hundreds of fish that we put in Maple and Davidge.

The other resolution, and if there's any questions I can take it from you. We are looking to increase our preschool fees. This is so this program to be self-sustaining. It hasn't been changed in six years. It was also 3 days a week then; it is 5 days a week, 2 and 1/2 hours a day. The price would break down to \$55 a week. So it's at \$220 a month, that comes to \$4.40 an hour. Actually less, cause you have a half hour in there. So if there's any questions I can address that. It's still \$100 cheaper than the cheapest preschool program with the same amount of hours in the area. So no, we don't like raising fees, but it comes to a point where it has to be self-sustaining. We don't want taxpayers paying for other families' kids to be in the program.

So that's all I have this evening, unless you have any questions.

Pres. Rodrigues: Alderman Kleiner?

Ald. Kleiner: Thank you Chris. I had someone ask me about fishing up at Davidge. Are there any restrictions or are there any limits or what are the rules as far as people just going to Davidge?

Chris Brinkerhoff, Supt. of Recreation: It is a catch-and-release up there, but the laws are following the DEC rules, have, um, having a license. You know, we do catch-and-release but anybody keeping a fish, that has to be certain inches for certain species. So they look at the DEC guidelines. But fishing is allowed in both of our, both of our waterways.

Ald. Kleiner: Thank you.

Pres. Rodrigues: Anyone else? Thank you Chris. John, City Clerk?

John Naumchik, City Clerk: The summer weather is almost here and we've started to hand out garage and yard sales. So we just make sure that everybody that has a garage sale has to have a permit for the City, and also making sure that there is no signs on any telephone poles or city property.

The second, I've been hand- uh, mailing out reminders to everyone downtown, businesses who had a sidewalk cafe outside, to renew their cafe license according to COVID rules, of course. I'd like to mention that we are also up again on the music for the outdoor cafes. I'll be putting that on next meeting, which would be May 4th, to renew that for another year cause it's a sunset clause in that. It has to be renewed every year. So that's all I have for this evening.

Pres. Rodrigues: Any questions for John? Thank you John. Public Hearings and Grievances.

8. Public Hearings & Grievances

John Naumchik, City Clerk: Tonight we have two public hearings for a proposed 7-lot subdivision for Country Club Estates. I'll read the notice of public hearing.

Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday April 20th on or as near 8 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 7-lot subdivision at 32 Davidge Road and 67 Highland View Place. Any and all persons wishing to be heard will be given the opportunity to speak either for or against the 7-lot subdivision. The complete proposed application of the property and the plans for the 7-lot subdivision was available in the office of the Common Council Clerk, City Hall, 16 James Street, Room 12; and also on the city website. The public hearing shall be conducted in person and via video teleconference, and live on Channel 20 for viewing. Then we had the link, too hat anybody who wanted to do it digitally could also join us. For any person unable to participate at the time of the public hearing, email comments may be submitted in advance to jnaumchik@middletown-ny.com.

This was published in the Times Herald-Record on April 12th and April 13th and also on the City website. Just for the record, you have the mailings?

John O'Rourke: Yes we do.

John Naumchik, City Clerk: OK, we have submitted the mailings. Also for this project, for the, for the record, this is also part of the GML-239 process. It had to be 500 feet from a geographic line from another municipality, so we had to go to the Orange County Department of Planning, and I did receive comments from them saying the department has received the above referenced 7-lot residential subdivision and had found no evidence that significant inter-municipal or county-wide impact would result from its approval.

Pres. Rodrigues: At this time, the public hearing is now open.

John O'Rourke : Good evening, John O'Rourke with Lanc & Tully Engineering. If it's good for the Council, I have this pointed towards the public, and I'll just give a brief overview. This is 4.7 acres in the R-1 zoning district with a minimum lot size required of 7500 square feet. There's two existing lots there now. We're proposing those two to be broken into a total of 7 for a total of 5 new lots. They range in size from 15000 square feet, the smallest; up to 37000 square feet, one of the largest. We meet all the bulk requirements. We are also as part of this project, extending the road, which I think is a great enhancement to the area cause it's pretty limited for traffic access and we're also extending water, looping that road in to water, and also extending the sewer. Again, residential, 7 single-family homes.

Pres. Rodrigues: OK, at this time I ask anybody from the public, have any comments? Eileen, anybody online?

Eileen, Channel 20: Not at this time that wishes to speak .

Pres: Rodrigues: Motion to close the public hearing? Alderman Johnson

seconded by Alderman Green. All in favor?

Council: Aye.

Pres. Rodrigues: Motion closed

John O'Rourke: We would, uh, I don't know what your standards, how you do it here but we're looking for a neg-dec or preliminary approval because we have to go to the health department and the DEC.

Pres. Rodrigues: That's our next meeting, the May 4th meeting.

John O'Rourke: Well, thank you very much for your time. I appreciate it, have a good evening.

Pres. Rodrigues: No problem. OK, public hearings and grievances.

John Naumchik, City Clerk: We have another public hearing for a proposed two lot subdivision, for 15 Houston Avenue and 2 - 6 LaGrange. I'll read the notice of public hearing.

Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday April 20th on or as near 8 p.m. as possible, Common Council chamber, 2nd floor, 16 James Street, to hear any and all persons wishing to be heard on a proposed two lot subdivision at 15 Houston Avenue Extension and 2 to 6 LaGrange Street. Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed two lot subdivision. The complete proposed application and map of the property for the two lot subdivision was available in the office of the Common Council Clerk, 16 James Street, Room 12 and also on the City website. A public hearing shall be conducted in person and via video-teleconference, and live on Channel 20 for viewing. And the link below was available for the virtual public hearing. For any person unable to participate, they can also email comments to me at my email at City Hall, and this was published in the Times Herald-Record on April 12th and April 13th and also on the city website. And just for the record, I did receive the proof of mailing.

Pres. Rodrigues: At this time, the public hearing is open.

Eileen, Channel 20: I have John Nozek.

John Nozek: Good evening, board members. Can you hear me?

Pres. Rodrigues: We hear you.

John Nozek: John Nozek, Fusco Engineering. I'm here representing NBJ Realty. This is a proposed lot line change for two existing parcels in the city of Middletown on Houston Avenue. Essentially what we're looking to do is take a 0.03 acre piece, triangular piece, and convey it from lot 14 that would be 43-7-14 and convey it over to 43-7-13 we're basically, the purpose is making lot 13 more of a buildable lot. It's a very, very narrow lot, as you can see from the map. and that's pretty much what we're looking to do.

Pres. Rodrigues: Thank you. Anyone from the public have any questions? Anyone from online?

Eileen, Channel 20: Not at this time

Pres. Rodrigues: Any Council member? Motion to close? Alderman Johnson seconded by Alderman Green. All in favor?

Council members: Aye.

Pres. Rodrigues: We'll be set for next meeting, May 4th. OK, no petitions or complaints. Remarks of Aldermen? Alderman Tobin.

10. Remarks of Aldermen and reports of committees

Ald. Tobin: Not much, I'm just enjoying the nice weather, Earth Day is right around the corner. I had the opportunity to go out and check out the rail trail over at Palmer Ave in the 4th Ward. It's really nice. I got my kids some roller blades, they are really enjoying it, so if you haven't gotten out there, the rail trail looks great. Unfortunately it's blocked by construction on under 84, hopefully that will be up soon and it will be connected to the rest of the county. Thank you.

Ald. Green: Thank you, thank you to everyone that came out to our constituents meeting even though it was raining and a little cold. We still had some people out there and we got a lot accomplished, so thank you to everyone who came up to that. And just, I won't talk about the result, but the ball game, to see Middletown all in blue and, and everyone show their support, was really a great thing, so I hope we can keep it up. Just keep morale up all over. It was a great thing to see. Thank you.

Ald. Johnson: Thank you. With respect to what the Mayor talked about last night downtown, I hope people are paying attention. It's a remarkable transformation that we going to have between lighting, and garbage cans and light poles and signage and curb cuts and ADA accessible. It will be an exciting transition for us. I hope the garbage can project goes through as painlessly as possible. And with respect to the conviction we heard today, I share the Mayor's pause to reflect and hopefully it will set an interesting stage for the future of this country. Thank you.

Ald. Ramkissoon: Good evening. Just a little bit of business quickly. The third ward meetings are going to recommence next week. We have the weather to be outside again, hopefully, on Tuesday. Either way we're going to aim for a pavilion at Maple Hill Park. I'll define exactly which one later this week. That will be at 6:30 a week from tonight so that's Tuesday night next week. As for our downtown, I just, you brought it to mind when you said that, Alderman Johnson, you know, I went to The Bee Tavern this weekend. The food is outstanding. I was at the chocolatier in the Rail Trail Commons a couple of weeks ago with the kids. Amazing and like, super affordable for absolutely outstanding chocolate. It's just, the restaurants, everything that's going on. It's all on the up, it's positive things, and now we have the warm weather to really kind of wander around and enjoy it, so I recommend everybody to just do that.

That's what I have tonight.

Ald. Kleiner: Thank you. I want to thank Sue Depew, and second what she said about Earth Day coming up on Thursday because we can't do the big pride event, where we get 5-, 600 people going out and cleaning up Middletown, so we're depending on people to go out and clean. Clean up your own block, clean up your own house, but do whatever you can and don't stop on, at Earth Day, but it's a it's a good time to go out. I think the rain will have stopped by then, we hope. So let's, let's, let's keep our city looking good. We're doing so much in the city, improving it, that it's a, it's a shame to have litter just dumped. And you know we still are getting masks and things like that discarded, and so, you know, let's clean it up.

The parking plan, it's, an amazing lot of work has gone into it and I thank the Mayor and Maria and the Police Department, Officer Gallagher, and everyone who's been involved and and John (inaudible) in the BID and of course, you know, we've been looking at this forever. But downtown parking and the best way to solve it and, and to make it available for people. So I thank everyone who has been working on the plan, you know, if it's not perfect we'll change it, but it looks pretty good to me.

And lastly I want to mention the passing yesterday of Elaine Brandon. I don't know how many people knew Elaine. She's a longtime, was one of the longtime residents of Randall Heights, one of the original ones, and and she was a volunteer supreme. And I'm sure if you voted for the last however many years in Middletown you ran into Elaine because she was always there helping you vote. but she was she was there with so many other organizations. So, my condolences to her family. Thank you.

Ald. Jean-Francois: Thank you. Good evening. First, I would like to thank the Commissioner for resuming the sidewalk project on Dolson Avenue. Much-needed. Thank you very much. You know, there's so many projects going on in the city, I gave myself a 30-minutes head-start in the morning just to get around the city. It's, it's exciting time. As I mentioned in my last meeting, we started out the yearly cleaning, city cleaning this year, but as you drive around you can see a lot of garbage that has to be picked up by the street department. Fourth ward starts on May 3rd. Our fourth ward is one of the biggest wards in the city; you can imagine how much stuff we're going to have out there. As I mentioned before, I'm not asking anyone to make a citizen arrest, but what I need you to do for us is, if you see illegal dumping, let us know. Call the police department, get a plate number, because it's costing the city a lot of money every year. That's one thing we don't need. Thank you

Pres. Rodrigues: OK, new business.

12. New Business

82.21 - Resolution to accept a donation of \$525.00 from the Middletown Little League to the City of Middletown's Recreation & Parks Department.

On motion of Ald. Tobin, seconded by Ald. Green.

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to accept a donation of \$525.00 from the Middletown Little League to the City of Middletown's Recreation & Parks Department to cover half of the cost of Diamond Dry purchased to maintain the ballfields during wet conditions and to add to the department's material and supplies budget line.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

83.21 - Resolution to approve the 2020 Service Award program list for the City of Middletown Fire Department and authorize the City Clerk to sign the approval form.

On motion of Ald. Green, seconded by Ald. Tobin

RESOLVED, that the Common Council of the City of Middletown, NY, does hereby concur with the Board of Estimate and Apportionment to approve the 2020 Service Award program attached list for the City of Middletown Fire Department and authorize the City Clerk to sign the attached approval form.

COMMON COUNCIL
CITY OF MIDDLETOWN
CERTIFICATION OF RESOLUTION

I, John C. Naumchik, City Clerk and Common Council Clerk of the City of Middletown, do hereby certify that I have compared the foregoing copy of this resolution with the original on file in my office, and that the same is a true and correct transcript of said original resolution and of the whole thereof, as duly adopted by said Common Council at a meeting duly called and held at City Hall on _____ by the required and necessary vote of the members to approve the resolution.

WITNESS My Hand and the Official Seal of the City of Middletown, New York, this _____ day of _____, 2021.

John C. Naumchik
City Clerk
Clerk of the Common Council
City of Middletown, NY

Seal

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

84.21 - Resolution to approve an increase the monthly fee of the 3 year old and 4 year old pre-school program for the Middletown Recreation Department.

On motion of Ald. Ramkissoo, seconded by Ald. Kleiner

RESOLVED, that the Common Council of the City of Middletown, NY, does hereby concur with the Board of Estimate and Apportionment to approve an increase the monthly fee of the 3 year old and 4 year old pre-school program for the Middletown Recreation Department and amend the fee schedule in the following way:

3 & 4 year olds: Will be five (5) days a week from: 8:30am – 11:00am for \$220.00/mo.

Or

Noon – 2:30pm for \$220.00/mo.

Non-residents will be an additional \$20.00 per month

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

85.21 - Resolution to amend the City Code to add the new updated Zoning map dated February 2021.

On motion of Ald. Ramkissoo, seconded by Ald. Kleiner

RESOLVED, that the Common Council of the City of Middletown does hereby amend Chapter 475 Zoning, Article II Establishment of Districts, Section 475-6 Zoning Map to the following:

The locations and boundaries of said districts are hereby established as shown on the Zoning Map of the City of Middletown, New York, dated February 2021. Said map, as may be amended, and all notations, references and designations as shown thereon shall be as much a part of this chapter as if the same were all fully described and set forth herein. The fee for a copy of the zoning regulations shall be set in accordance with the requirements of the New York Freedom of Information Law; the fee for a copy of the Zoning Map shall be \$15.

Roll Call: Ayes: Ramkissoo, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

86.21 - Resolution to authorize the Treasurer to transfer a total of \$12,500.00 within the Police 2021 budget to cover the cost of a new fixed LPR system.

On motion of Ald. Kleiner, seconded by Ald. Jean-Francois

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$12,500.00 within the Police 2021 budget to cover the cost of a new FLOCK fixed LPR system in the following manner:

From	Amount	To
A.3120.400	\$12,500.00	A.3120.400
Contractual Services		Contractual Services

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

87.21 - Resolution to accept a donation in the amount of \$500.00 from Player's Bar for the Recreation and Parks Department.

On motion of Ald. Jean-Francois, seconded by Ald. Tobin

WHEREAS; The Middletown Recreation Department was given a donation in the amount of \$500.00 from Player's Bar.

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to accept a donation of \$500.00 for the Middletown Recreation & Parks Department and authorize the Treasurer to deposit the donation into account #7110.478, Park Improvements.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

88.21 - Resolution to authorize the Treasurer to transfer \$2,500.00 within the DPW 2021 budget to cover unexpected cost to rent a sewer pump for the Waste Water Treatment Plant.

On motion of Ald. Tobin, seconded by Ald. Green

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$2,500.00 within the DPW 2021 budget to cover unexpected cost to rent a sewer pump for the Waste Water Treatment Plant due to clarifier drive failure in the following manner:

FROM	AMOUNT	TO
G.8130.417	\$2,500.00	G.8130.479
Gas & Oil		Equipment Rental

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7

Absent: Burr, Masi - 2

89.21 - Resolution to authorize the Mayor to sign an agreement with Visions Human Resource Services, LLC. to be retained to conduct a job search to replace the City's Deputy Treasurer

On motion of Ald. Green, seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached agreement with Visions Human Resource Services, LLC. to be retained to conduct a job search to replace the City's Deputy Treasurer and to authorize the Treasurer to transfer \$8,000.00 within the 2021 budget to fund the payment in the following manner:

From	Amount	To
A.9000.860	\$8,000.00	A.1325.400
Group Medical Expenses		Contractual Services

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

90.21 - Resolution to authorize the Mayor to sign an agreement with Barton & Loguidice for engineering services related to reprograming existing City Court space for other municipal use.

On motion of Ald. Tobin, seconded by Ald. Green

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached agreement with Barton & Loguidice for engineering services related to reprograming existing City Court space for other municipal use as discussed in the proposal to include moving the PD division from the basement to this new space.

LET IT BE FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer from general fund balance \$34,100.00 to fund the above project in the following manner:

From	Amount	To
General Fund Balance	\$34,100.00	A.1490.400
		Contractual Services

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

91.21 - Resolution to authorize the Mayor to sign all necessary documents and to authorize the submission of the Community Project Funding Process/Economic Development Initiative (EDI).

On motion of Ald. Ramkissoon, seconded by Ald. Kleiner

WHEREAS; the O&W Rescue Project preliminary budget is \$4,000,000.00, and

WHEREAS: a grant application from the Community Project Funding Process/Economic Development Initiative (EDI) will be requested for \$2,000,000.00 with the balance coming from other funding sources including local.

SO LET IT BE RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign all necessary documents and to authorize the submission of the Community Project Funding Process/Economic Development Initiative (EDI).

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

92.21 - Resolution to declare items from the Middletown Fire Department surplus, which have no value to the City and donate these items to the Huguenot, NY fire department.

On motion of Ald. Johnson, seconded by Ald. Green

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to declare the following items from the Middletown Fire Department surplus, which have no value to the City and authorize the Commissioner of Public Works or his designee to donate these items to the Huguenot, NY fire department.

5 SCBA
15 Scott AV 3000
30 Scott 4.5 30 Minute Air Bottles

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green,
Pres. Rodrigues - 7
Absent: Burr, Masi - 2

13. Local Laws

John Naumchik: Nothing this evening.

14. Audit

On motion of Ald. Johnson seconded by Ald. Green

I move that the accounts be audited, the claims be adjusted, and the Treasurer be authorized to issue warrants for their payment.

Roll Call: Ayes: Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois,
Green, Pres. Rodrigues - 7
Absent: Burr, Masi - 2

15. Adjournment

There being no further business meeting adjourned at 9:12 PM

Respectfully submitted,

Andrea Greco

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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. _____

Date of Adoption 06-01-21

Index No: _____

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached 2020 Sponsor Authorization Form for the City of Middletown Firefighters LOSAP program.

2020 SPONSOR AUTHORIZATION FORM
SERVICE AWARD PROGRAM

City of Middletown

Middletown Fire Department

DEADLINE: July 1, 2021

This form is to be signed by the Supervisor of the City of Middletown after the 2020 service listing has been posted for 30 days, as certified by the completion of the 2020 Fire Department Posting Certification Form. Please sign and return the entire Data Request Package to:

Penflex, Inc.
50 Century Hill Drive, Suite 3
Latham, NY 12110

AUTHORIZATION

I hereby authorize Penflex, Inc. to use the data submitted herein for the active volunteer firefighters Service Award Program 2020 records. I understand this data will be used to determine the funding requirements of the Service Award Program, the eligibility of participants to be paid Service Award Program benefits, and the amount of benefits to be paid to such persons. I understand that if any of the 2020 administrative services provided by Penflex, Inc. must be redone due to errors in the data submitted herein, there may be an additional charge payable by the Program Sponsor. I further understand that Penflex, Inc. will not be liable for any errors in the calculation of the amounts due or payable from the Service Award Program Trust Fund which is the direct result of error(s) in the data submitted herein.

Signature
Mayor of the City of Middletown

Date

2020 Service Award Program Firefighter Records

Last Name	First Name	MI	Date of Birth	Gender	Accrued 2020		Mailing Address	City, State & Zip Code	Status
					Service Credit	Points Earned			
1 Abrue	Simon		12/31/1962	M	0	_____	20 Robertson Drive	Middletown, NY 10940	Active
2 Al-Amin	Abdul	J.	11/9/1968	M	1	_____	58 Brewster	Middletown, NY 10940	Active
3 Andujar	Joseph	A.	7/23/1987	M	2	_____	164 Excelsior Ave.	Middletown, NY 10940	Active
4 Anzures	Telesforo		1/5/1977	M	4	_____	74 Sheffield Drive	Middletown, NY 10940	Active
5 Barber	Nicholas	M.	1/3/1968	M	6	<u>86</u>	56 Phillip Street	Middletown, NY 10940	Active
6 Bariletti	Alexandra	M.	6/21/1992	F	3	_____	42 Benjamin Avenue	Middletown, NY 10940	Active
7 Barone	Eric		10/8/1996	M	3	<u>89</u>	41 Harrison Street	Middletown, NY 10940	Active
8 Barone	Evan		6/17/1994	M	0	_____	_____	_____	Active
9 Barone	Samuel	J.	6/21/1960	M	6	<u>64</u>	41 Harrison Street	Middletown, NY 10940	Entitled 7/2020
10 Battisti	Arthur		7/21/1965	M	2	<u>55</u>	14 Ogden Street	Middletown, NY 10940	Entitled 10/2015
11 Bennet	Robert		3/10/1980	M	6	<u>110</u>	PO Box 82	Middletown, NY 10940	Active
12 Blakeslee	Archie	A.	11/17/1926	M	4	<u>61</u>	35 Belmont Avenue	Middletown, NY 10940	Active
13 Boyea	Amber	R.	5/16/1994	F	2	_____	100 Stratford Lane	Middletown, NY 10940	Active
14 Brady	Robert	M.	7/8/1971	M	6	<u>82</u>	50 Gardner Avenue	Middletown, NY 10940	Active
15 Bromley	George		9/25/1963	M	0	_____	_____	_____	Active
16 Browne	Alexander	A.	11/24/1995	M	1	_____	14 Knapp Avenue	Middletown, NY 10940	Active
17 Browne	Roberto		4/13/1965	M	0	_____	_____	_____	Active
18 Caba	Juan		10/4/1972	M	3	<u>51</u>	31 Ogden Street	Middletown, NY 10940	Active
19 Cauchard	Richard	M.	12/20/1956	M	6	<u>98</u>	16 State Street	Otisville, NY 10963	Entitled 10/2019
20 Concepcion	Clinton	D.	10/30/1985	M	5	<u>69</u>	PO Box 891	Middletown, NY 10940	Active

Please reference the *Instructions* before completing the listing. All blank entries must be completed prior to certification.

2020 Service Award Program Firefighter Records
Middletown Fire Department Service Award Program

		Accrued 2020							
		Service Points							
Last Name	First Name	MI	Date of Birth	Gender	Credit	Earned	Mailing Address	City, State & Zip Code	Status
21 DeGroat Jr.	Stewart		5/29/1967	M	3		33 Horton Avenue	Middletown, NY 10940	Active
22 DeGroat Sr.	Stewart		1/9/1942	M	0				Active
23 Delgado	Rodolfo		4/23/1990	M	0		64 Montgomery Street	Middletown, NY 10940	Active
24 Dellilo	Christopher J.		6/5/1967	M	1		77 Academy Avenue	Middletown, NY 10940	Active
25 Dineen Jr.	Patrick		2/22/1994	M	0				Active
26 Dineen Sr.	Patrick		8/27/1988	M	1		45 Broad Street	Middletown, NY 10940	Active
27 Duggan	Kevin		10/19/1960	M	0				Active
28 Flores	Carlos	F.	10/13/1961	M	5	<u>63</u>	230 Highland Avenue	Middletown, NY 10940	Active
29 Flores	Gilbert	J.	3/11/1969	M	5		11 Bonnell Street	Middletown, NY 10940	Active
30 Fox	Jay		4/6/1966	M	0				Active
31 Freundlich	Gary		11/21/1984	M	5	<u>77</u>	328 Concord Lane	Middletown, NY 10940	Active
32 Fucci	Bryan	M.	2/26/1991	M	2		38 Roosevelt Avenue	Middletown, NY 10940	Active
33 Galarte	Ian		2/4/1973	M	0				Active
34 Garlinghouse	Randie		11/8/1969	M	0				Active
35 Genoval	Eddie		6/6/1982	M	2	<u>55</u>	133 Lake Avenue	Middletown, NY 10940	Active
36 Gerow	Sean	M.	3/25/1971	M	6	<u>83</u>	16 Heather Lane	Middletown, NY 10940	Active
37 Gomez	Jonathan		1/25/1996	M	0				Active
38 Gonzalez	Jose		6/30/1967	M	0				Active
39 Gordon	Kristopher		5/10/1994	M	0				Active
40 Green	Coty	B.	4/15/1996	M	5	<u>99</u>	8 Wintthrop Avenue	Middletown, NY 10940	Active

Please reference the *Instructions* before completing the listing. All blank entries must be completed prior to certification.

2020 Service Award Program Firefighter Records
Middletown Fire Department Service Award Program

				Accrued 2020	Service Points				
Last Name	First Name	MI	Date of Birth	Gender	Credit	Earned	Mailing Address	City, State & Zip Code	Status
41 Hagan	Bernard	J.	4/26/1982	M	3	<u>87</u>	54 Sproat Street	Middletown, NY 10940	Active
42 Healy	Joseph		5/4/1991	M	1	<u>65</u>	323 Highland Ave.	Middletown, NY 10940	Active
43 Imholz Jr.	William		3/19/1992	M	0	<u>68</u>			Active
44 Irizarry Jr.	Leonides		11/14/1967	M	0		158 W. Main Street Apt. 2	Middletown, NY 10940	Active
45 Kelder	William			M	0				Active
46 Kent	Gerard		2/14/1970	M	0	<u>68</u>			Active
47 Lewis	Athony		11/19/1998	M	1		20 Irwin Avenue	Middletown, NY 10940	Active
48 Lewis	Kyle		10/16/1995	M	1	<u>69</u>			Active
49 Lewis	Maurice		2/16/1984	M	1				Active
50 Lewis Jr.	Gerard	E.	2/11/1989	M	6		8 Hickory Terrace	Middletown, NY 10940	Active
51 Littner	Tyler		12/9/1988	M	4		21 Clemson Park	Middletown, NY 10940	Active
52 Luis Jr.	Don	B.	8/17/1961	M	6	<u>96</u>	42 Benjamin Avenue	Middletown, NY 10940	Active
53 Lybolt	Mark		12/24/1967	M	0				Active
54 Maclean	Randy	A.	10/23/1965	M	6	<u>104</u>	48 Lake Avenue	Middletown, NY 10940	Active
55 Manis	Drew	S.	12/26/1996	M	4	<u>67</u>	11 Thomas Jefferson Place	Middletown, NY 10940	Active
56 Menard	Christopher	M.	3/11/1971	M	6		163 Wickham Avenue	Middletown, NY 10940	Active
57 Mojica	Jose	F.	2/16/1945	M	6	<u>76</u>	6 Westminster Drive	Middletown, NY 10940	Active
58 Murphy	Joseph		12/22/1983	M	0				Active
59 Ortiz	Cesar		8/29/1995	M	1		2 Schindler Court Apt. 3	Middletown, NY 10940	Active
60 Perna	Paul		7/22/1961	M	0				Active

Please reference the *Instructions* before completing the listing. All blank entries must be completed prior to certification.

2020 Service Award Program Firefighter Records
Middletown Fire Department Service Award Program

Last Name	First Name	MI	Date of Birth	Gender	Accrued 2020		Mailing Address	City, State & Zip Code	Status
					Service Credit	Points Earned			
61	Perna Jr.	George	W.	6/11/1956	M	6	<u>101</u>	17 Keystone Park Middletown, NY 10940	Active
62	Predmore Jr.	Kevin		12/29/1998	M	3	_____	98 Grand Avenue Middletown, NY 10940	Active
63	Predmore Sr.	Kevin	M.	4/1/1970	M	4	_____	98 Grand Ave. Middletown, NY 10940	Active
64	Reyes	Dominic		6/2/1960	M	1	_____	4 Arden Court Middletown, NY 10940	Deceased 6/2020
65	Rodriguez	Julio		7/27/1987	M	1	<u>78</u>	_____	Active
66	Rowley	Patrick	J.	4/17/1962	M	6	<u>93</u>	79 Beattie Avenue Middletown, NY 10940	Active
67	Russo	Edmund	J.	8/18/1965	M	2	_____	5 Livingston Street Middletown, NY 10940	Active
68	Ryder	Dustyn		4/5/1995	M	1	<u>84</u>	279 E Main Street Middletown, NY 10940	Active
69	Saldana	Jacen		12/30/1995	M	0	_____	_____	Active
70	Seauzillo	Gabriel	V.	7/9/1979	M	1	_____	50 Cantrell Avenue Apt 3C Middletown, NY 10940	Active
71	Shah	Anish		11/29/1978	M	0	_____	_____	Active
72	Silvernail	Heidi	M.	2/7/1980	F	1	_____	16 Horton Ave Middletown, NY 10940	Active
73	Simpson	Dorothy		7/11/1980	F	0	_____	_____	Active
74	Sinclair	Easie		7/11/1980	M	0	_____	_____	Active
75	Slingerland	Ashleigh		3/12/1993	F	1	_____	126 Fairfax Ave. Middletown, NY 10940	Active
76	Soriano	Robert		6/22/1996	M	0	_____	_____	Active
77	Stell	Donna		_____	F	0	_____	_____	Active
78	Stephens Jr.	Regan	R.	6/17/1976	M	2	_____	80 Tall Oaks Drive Middletown, NY 10940	Active
79	Stephens Sr.	Regan		10/28/1950	M	3	<u>67</u>	80 Tall Oaks Drive Middletown, NY 10940	Entitled 10/2015
80	Tiffany	Wayne	D.	8/9/1946	M	6	<u>88</u>	304 Congers Avenue Northvale, NJ 07647	Active

2020 Service Award Program Firefighter Records
Middletown Fire Department Service Award Program

Last Name	First Name	MI	Date of Birth	Gender	Accrued 2020		Mailing Address	City, State & Zip Code	Status
					Service Credit	Points Earned			
81 Vazquez	Josh		7/13/1996	M	0				Active
82 Veillard	Edwin		4/18/1981	M	0				Active
83 Waizenegger	Edward	J.	8/18/1956	M	6	<u>64</u>	47 Adams Avenue	Middletown, NY 10940	Entitled 10/2016
84 Waizenegger	Mark		10/27/1983	M	0				Active
85 Walker	Chris			M	0				Active
86 Williams	Leighton		6/13/1977	M	1	<u>79</u>	19 Hoover Drive	Middletown, NY 10940	Active

Middletown Fire Department Service Award Program

Points

[illegible]

2020 FIRE DEPARTMENT SERVICE CERTIFICATION FORM

SERVICE AWARD PROGRAM

City of Middletown

Middletown Fire Department

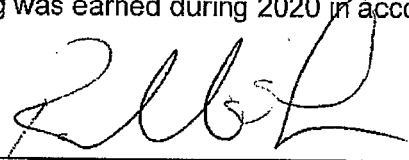
DEADLINE: March 31, 2021

INSTRUCTIONS

New York State General Municipal Law requires that a list of members of the Fire Department indicating who earned a year of service credit during 2020, those who did not earn a year of service credit during 2020, and those who waived participation must be certified under oath by the President, Secretary, and Chief (or comparable officers). Once complete, the entire 2020 Data Request Package should be sent to the City of Middletown for approval.

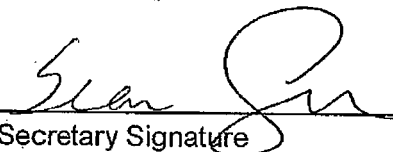
CERTIFICATION

We certify under oath that the attached list includes all active members of the Fire Department during the 2020 calendar year and indicates the points earned by each volunteer in accordance with the Service Award Program Point System which will be used to determine who will be credited with a year of service. We further certify that any prior service credit reported on the listing was earned during 2020 in accordance with the provisions of the Service Award Program.



President Signature

3/31/2021
Date



Secretary Signature

3/31/2021
Date



Fire Company Official Signature

3/31/2021
Date

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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. _____

Date of Adoption 06-01-21

Index No: _____

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize additional bonds for the financing thereof, NOW, THEREFORE,

BE IT RESOLVED, by the affirmative vote of **not less than two-thirds of the total voting strength** of the Common Council of the City of Middletown, Orange County, New York, as follows:

Section 1. For the object or purpose of paying part of the cost of the Sterling Street Sewer Improvement Project, including original equipment, machinery, apparatus, appurtenances and incidental costs and expenses in connection therewith, in and for the City of Middletown, Orange County, New York, there are hereby authorized to be issued an additional \$115,000 bonds pursuant to the provisions of the Local Finance Law. Said specific object or purpose is hereby authorized at the new maximum estimated cost of \$5,450,000.

Section 2. The plan for the financing of such \$5,450,000 maximum estimated cost is as follows:

- a) By the issuance of the \$775,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond resolution dated June 7, 2016;
- b) By the issuance of the \$600,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond resolution dated August 21, 2021;
- c) By the issuance of the \$3,960,000 bonds of said City heretofore authorized to be issued therefor pursuant to a bond resolution dated August 10, 2009; and
- d) By the issuance of the additional \$115,000 bonds of said City herein authorized; provided, however, that the amount of obligations ultimately to be issued will be reduced by any State and/or Federal grants-in-aid to be received by said City for said purpose.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid object or purpose is 40 years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, computed from the date of the first obligations issued therefor.

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 City Treasurer is hereby further authorized, at his sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the object or purpose described in Section 1 hereof, or a portion thereof, by a bond or note issue of said City in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. 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 10. 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 11. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of said City, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

RECEIVED

MAY 21 2021

City Clerk
City of Middletown

May 21, 2021

VIA E-MAIL (dparis@middletown-ny.com)

Mr. Donald J. Paris
City Treasurer
City of Middletown
City Hall, 16 James Street
Middletown, New York 10940



Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019-6142

+1 212 506 5000
orrick.com

Thomas E. Myers

E tmyers@orrick.com
D +1 212 506 5212
F +1 212 506 5151

Re: City of Middletown, Orange County, New York
Sterling Street Sewer Improvement Project -- Additional \$115,000
Orrick File: 42347-2

Dear Don:

In accordance with your recent request, we have prepared and enclose herewith a **revised** form of bond resolution relating to the above matter for adoption by the Common Council at its next meeting.

Please see that this resolution is adopted by the affirmative vote of at least two-thirds of the entire voting strength of the Common Council. After adoption, the summary Legal Notice of Estoppel of the resolution, a form of which is enclosed herewith for your convenience, should be published once in the official newspaper of the City.

When available kindly furnish us with a certified copy of the enclosed resolution, together with an original printer's affidavit of publication of the Legal Notice of Estoppel thereof.

Please do not hesitate to call if you have any questions.

With best wishes,

Very truly yours,

Tom

Thomas E. Myers

TEM/es
Enclosures

cc: Janet Gallo (jgallo@middletown-ny.com)

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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. _____

Date of Adoption 06-01-21

Index No: _____

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached agreement with St. Paul's Church allowing the City access to their parking lot.

THIS PARKING LOT USE AGREEMENT (this "Agreement") is effective as of _____, ("Effective Date"), and is entered into by and between St. Paul's United Methodist Church, ("St. Paul's") and The City of Middletown, NY, ("Renter").

RECITALS

A. St. Paul's is the owner of the Parking located at 58 West Main Street, Middletown, NY ("Parking Lot"). The Parking Lot is located adjacent to St. Paul's.

B. Renter desires non-exclusive use of the Parking Lot for parking of vehicles under the terms and conditions set forth below.

AGREEMENT

NOW THEREFORE, in consideration of the foregoing Recitals, which are incorporated herein as though set forth in full, and in consideration of the mutual promises and covenants set forth in this Agreement, the parties agree as follows:

1. **Grant of Use.** St. Paul's hereby grants a non-exclusive right, privilege and permission, subject to the terms and provisions of this Agreement, to occupy the Parking Lot on weekdays (Monday through Friday) for the sole purpose as defined and set forth below except for spaces specifically marked for St. Paul's use.

2. **Term of Agreement.** The term of this Agreement shall commence on _____ the Effective Date and end on _____ ("Term"), unless terminated sooner in accordance with paragraph 3 of this Agreement.

2.1 Option to Extend Initial Term. Upon the mutual written agreement of the parties, the Term may be extended. Neither party shall be under any obligation to agree to an extension of the Term. In the event the parties mutually agree to an extension under this Subsection 2.1, the Term shall be deemed to end on the date as agreed amount the parties. "Term" shall include the initial term and any extension thereof.

3. **Early Termination.** Both St. Paul's and the Renter shall have the right to terminate this Agreement at any time, with or without cause, upon thirty (30) days written notice to the other party.

4. **Limitations to Agreement.** Renter's use of the Parking Lot shall not be exclusive. St. Paul' shall also have the right to use the Parking Lot for its own purposes, which shall take priority over Renter's right of use. In the event that St. Paul's requires the full use of the Parking Lot for church events (including but not limited to funerals, weddings, conferences), St. Paul's will notify the Renter in writing a minimum of 2 days in advance. Vehicles may need to be moved without advance notice in the event of a snowstorm.

5. **Agreement Fee.** It is mutually understood and agreed that the agreed upon monthly/annual fee for use of the Parking Lot ("Agreement Fee") was determined based upon an estimate of the cost of surface care and parking space striping of the Parking Lot. The monthly Agreement Fee of \$500 will be due upon the last day of the month.

6. Compliance with Laws. Renter shall, at all times during the Term, comply (and shall cause its employees, agents, visitors, and licensee, to comply) with all laws, codes, statutes, ordinances and regulations applicable to this Agreement and Renter's use of the Parking Lot.

9. Indemnification. Renter agrees to defend, indemnify and hold harmless St. Paul's, its members, employees, agents, officers and officials from and against liabilities, losses, penalties, damages and expenses, including costs and attorney fees, arising out of all claims, liens, damages, obligations, actions, suits, judgments or settlements, or causes of action, of every kind, nature and character arising or alleged to arise out of the negligent or willful acts or omissions of Renter, its officials, agents and employees and subcontractors in the performance of this Agreement. Renter shall, at its sole cost and expense, appear, defend and pay all attorney fees and, other costs and expenses arising hereunder. In addition, if any judgment shall be rendered against St. Paul's in any such action, Renter shall, at its sole cost and expense, satisfy and discharge such obligation of St. Paul's. St. Paul's shall have the right, at its own expense, to participate in the defense of any suit, without relieving Renter of any of its obligations hereunder. St. Paul's retains final approval of any and all settlements or legal strategies which involve the interest of St. Paul's. The indemnities set forth herein shall survive the expiration or termination of this Agreement.

10. Assumption of Risk. Renter agrees that it is familiar with the condition of the Parking Lot and the suitability of the Parking Lot for its intended use and accepts the Parking Lot on an "AS-IS" "WHERE-IS" basis.

11. Security. Renter acknowledges that the Parking Lot is not monitored for security. All persons using the Parking Lot do so at their own risk.

12. Renter Events of Default. Events of default ("Events of Default") include, but are not limited to, the following:

A. Any material misrepresentation by Renter in the inducement of this Agreement or the use of the Parking Lot;

B. Breach of any agreement, representation or warranty made by Renter in this Agreement;

C. Failure of Renter to perform in accordance with or comply with the terms and conditions of this Agreement, including, but not limited to the following:

i) Action to act which affects the safety and/or welfare of individuals on or around the Parking Lot;

ii) Failure to perform in accordance with terms and conditions of this Agreement;

iii) Failure to comply with any term of this Agreement, including but not limited to, the provisions concerning nondiscrimination, and any other acts specifically and expressly stated in this Agreement constituting an Event of Default;

iv) Default by Renter under any other agreement Renter may have with St. Paul's.

v) St. Paul's has the option to terminate Agreement based upon events that cannot be predicted by St. Paul's.

13. Assignment and Successor and Assigns. The interest of Renter under this Agreement is personal to Renter and may not be assigned or transferred to any other individual or entity without St. Paul's prior written consent.

14. Notices. All notices shall be in writing; hard copy or email are both acceptable.

15. Severability. In the event that any provision(s) of this Agreement is (are) determined to be legally invalid, the parties hereto agree that that particular provision shall be null and void, but that the remainder of this Agreement shall remain in full force and effect.

16. No Third-Party Beneficiary. This Agreement is not intended and shall not be construed so as to grant, provide or confer any benefits, rights, privileges, claims, causes of action or remedies to any person or entity as a third-party beneficiary under any statutes, laws, codes, ordinances or otherwise.

17. No Waiver. No waiver of any default under this Agreement shall constitute or operate as a waiver of any subsequent default hereunder, and no delay, failure or omission in exercising or enforcing any right, privilege or option under this Agreement shall constitute a waiver, abandonment or relinquishment thereof.

18. Entire Agreement and Amendment. The Agreement, including all exhibits and referenced documents, constitutes the entire Agreement of the parties with respect to the matters contained herein. No modification of or amendment to the Agreement shall be effective unless such modification or amendment is in writing and signed by both parties hereto. Any prior agreements or representations, either written or oral, relating to the subject matter of the Agreement, are of no force or effect.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the Effective Date.

ST. PAUL'S UNITED METHODIST CHURCH:

_____ By: _____

RENTER: _____

_____ By: _____

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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. _____

Date of Adoption 06-01-21

Index No: _____

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

WHEREAS: Equilibrium Brewery has requested leasing out the garage at 12 South Street that the City owns which is utilized for storage, equipment and supplies for the BID and Paramount, and

WHEREAS: Equilibrium Brewery, would provide the City a new 22x25 metal garage adjacent to the Paramount & BID office parking lot, which would cost Equilibrium approximately \$14,000.00 structure and base, and

WHEREAS; in return Equilibrium is asking to lease the garage at 12 South Street for \$1 year, up to 10 years, brewery must remain operational during that period and City to have a cancelation clause. Equilibrium will be responsible for maintaining and any necessary improvements during the term of the lease to the garage.

LET IT BE RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate to approve Equilibrium Brewery to lease the garage at 12 South Street for \$1 year, up to 10 years.

LET IT BE FURTHER RESOLVED; the Equilibrium Brewery must remain operational during that period and City to have a cancelation clause and the brewery will be responsible for maintaining and any necessary improvements during the term of the lease to the garage.

CITY OF MIDDLETOWN
Office of Economic & Community Development

May 25, 2021

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

RE: Proposed Garage Lease Project

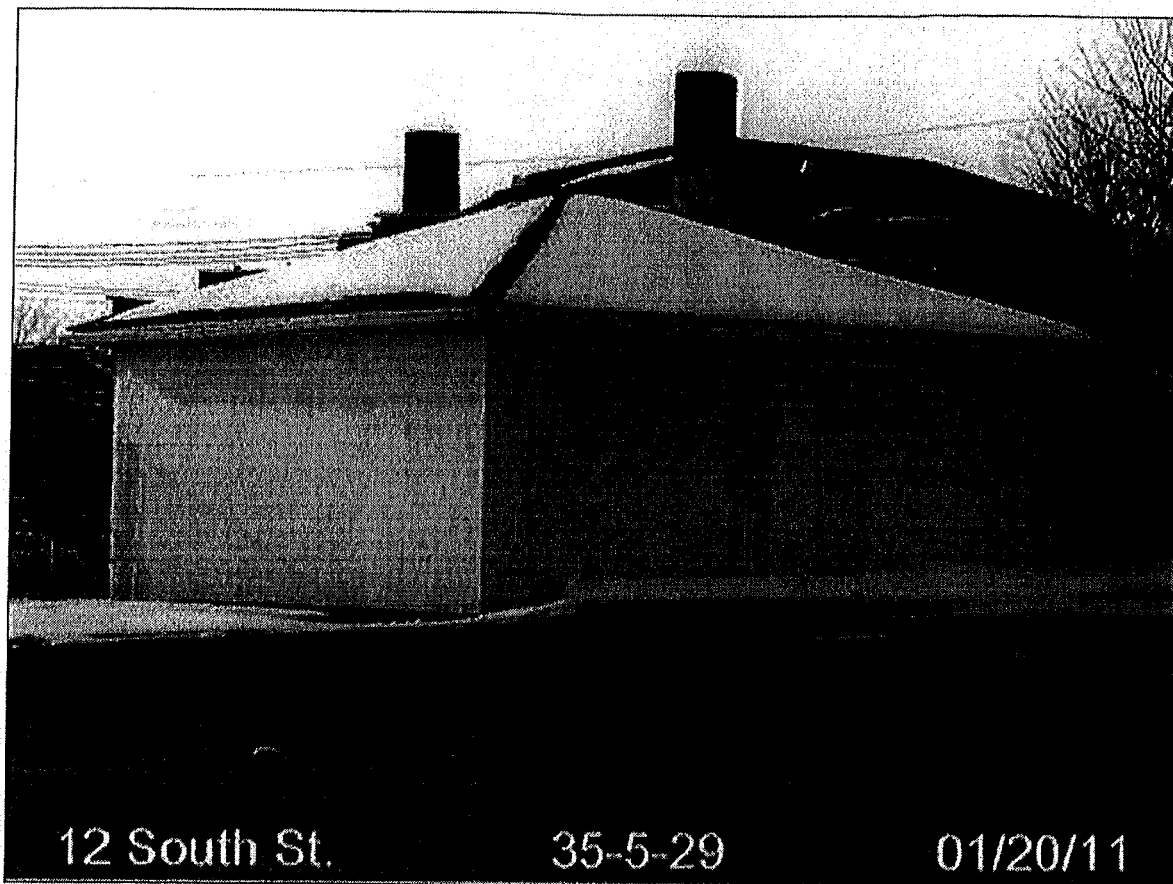
Dear Members:

Equilibrium Brewery has requested leasing out the garage at 12 South Street that the City owns. This garage is utilized for storage, equipment and supplies for the BID and Paramount. Upon discussions with Equilibrium, they would provide us a new 22x25 metal garage adjacent to the Paramount & BID office parking lot, this would cost Equilibrium approximately \$14,000.00 structure and base. In return Equilibrium is asking to lease the garage at 12 South Street for \$1 year, up to 10 years, brewery must remain operational during that period and City to have a cancelation clause. Equilibrium will be responsible for maintaining and any necessary improvements during the term of the lease to the garage.

Attached you will find specs and detailed information.

Thank you for your attention to this matter.

Maria Bruni, Director
Economic & Community Development



12 South St.

35-5-29

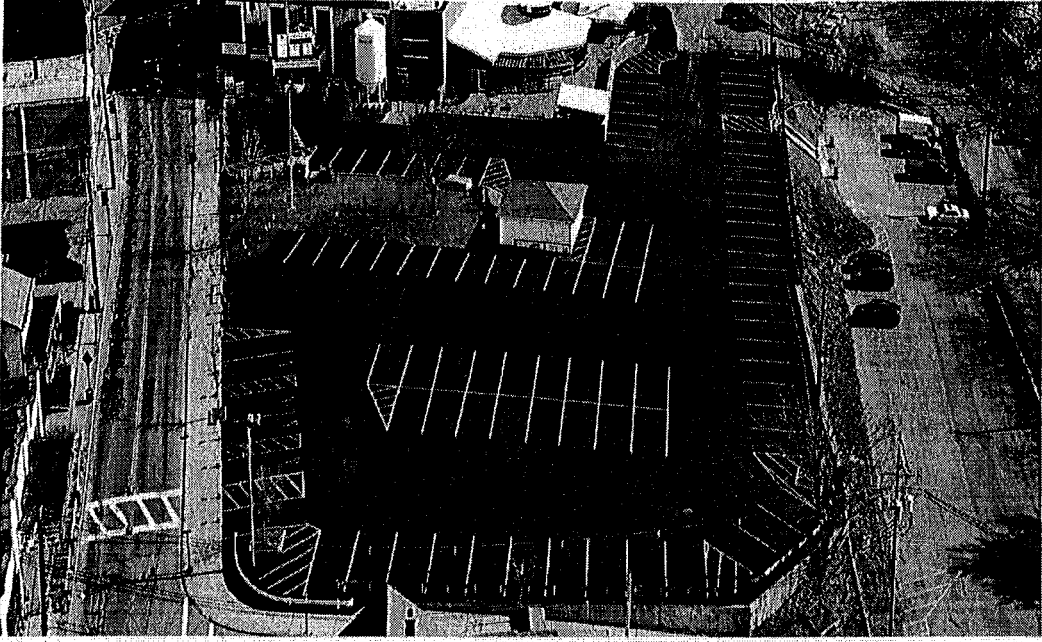
01/20/11

12 South St 35-5-29

Photo 2 of 3

Photo for 35-5-29 in City of Middletown

Municipality of City of Middletown				
SWIS:	330900	Tax ID:	35-5-29	
Improvements				
Structure	Size	Grade	Condition	Year
Pavng-asphlt	6000 × 1	Average	Normal	1960
Gar-1.0 del	22 × 24	Average	Normal	1975



Proposed Garage

Lot 21 South Street / Adjacent to the Paramount Theatre

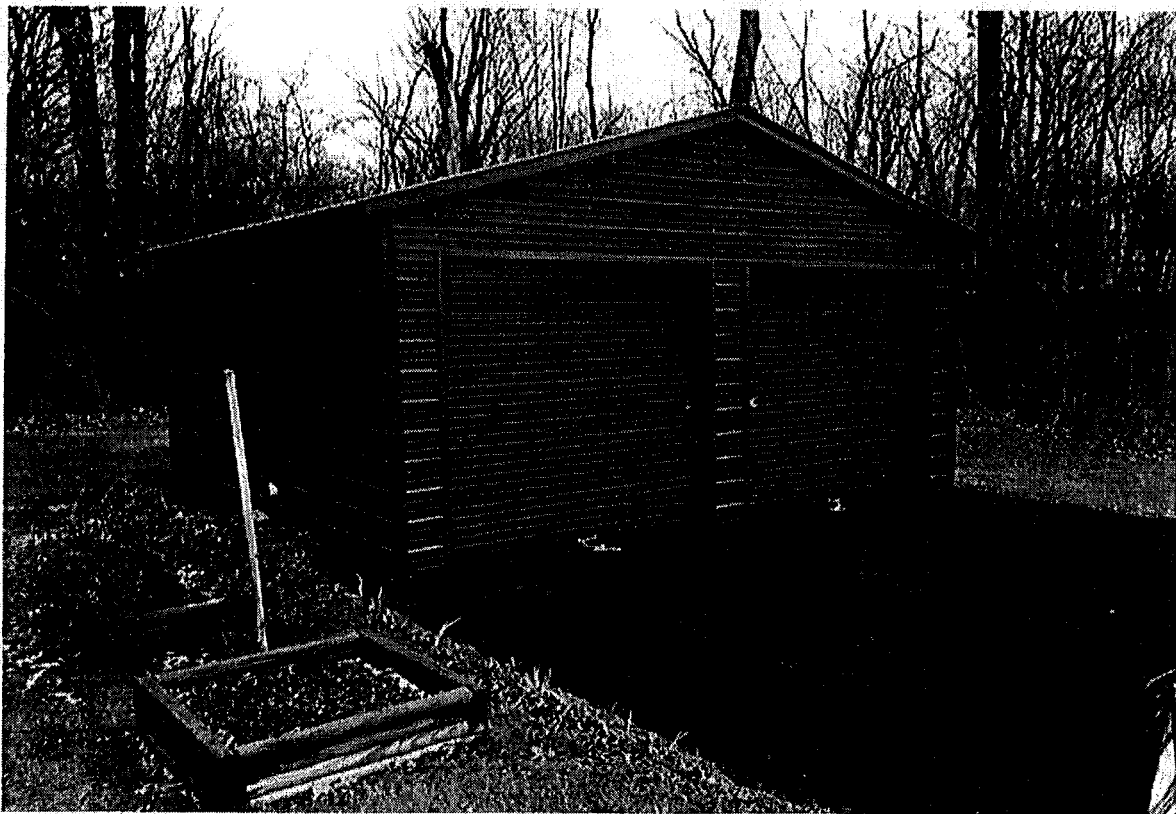
Size 22x25

Color TBD

All in cost approximately \$13,900.00

Includes black top base

105 mph wind rating and 65 psi snow load



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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. _____

Date of Adoption 06-01-21

Index No: _____

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

RESOLVED; that the Common Council of the City of Middletown authorizes the Mayor to sign the attached Young Explosives Fireworks Exhibition agreement 2021 fireworks display which will be held on Friday, July 2, 2021.

YOUNG EXPLOSIVES CORPORATION

Fireworks Exhibition Agreement

This agreement made this 21 day of May, 20 21 by and between Young Explosives Corporation of Rochester, NY, hereafter designated **Young**, and

Middletown Recreation & Parks Department

47 Academy Avenue

Middletown, NY 10940

hereafter designated the **customer**, providing for the sale of and an exhibition of fireworks to be located at

Fancher-Davidge Park 158-170 Lake Ave. Middletown, NY

on the date of Friday July 2, 20 21 in a location to be designated by the customer and approved by Young.

The parties hereto mutually agree, one with the other, as follows:

1. Guaranteed Exhibition of Fireworks

Young agrees to furnish an exhibition of fireworks substantially in accordance with the program submitted and that it shall be of first quality and properly made. Young shall supply a sufficient number of technicians to execute the display in a safe and artistic manner. Young guarantees that the display will be performed to any specifications outlined in this contract or in any approved addendums.

2. Spectator Control

The customer agrees to furnish sufficient protection, by either barricades, rope lines, or other dividers, at all points from the discharge area to prevent and keep spectators from entering the area and agrees to furnish ample police protection to Young's property and for the assembly, firing and dismantling of the exhibition without interference from the public. The customer shall defend, indemnify and hold Young harmless for any liability because of the customer's negligent breach of this Section 2.

3. Permits

The customer agrees to procure and pay for all necessary permits and licenses which may be required by the municipal authorities. Young will apply for and obtain necessary permits and licenses on behalf of the customer if noted on page 2 of the contract or if notified by written notice from the customer. In that event, customer will pay in advance to Young the amount needed to pay for the permits and licenses. Permit and licensing fees are non-refundable unless refunded by the licensing authority. Customer assumes the responsibility for seeking a refund when applicable.

4. Insurance

a) Young agrees to procure liability insurance for \$ 2,000,000.00 coverage and zero deductibility on behalf of the customer. The insurance cost is included in the payable sum shown on this agreement.

b) Young will provide Workers' Compensation and Disability for the fireworks technicians.

5. Postponement or Cancellation

a) Young agrees that in the event of rain or inclement weather, a reasonable postponement may be made with **no extra charge**.

b) If the customer cancels the exhibition, Young reserves the right to bill the customer for travel expenses incurred, labor performed, and for the cost of the insurance.

c) If the customer cancels the exhibition before Young's technicians have been dispatched to the site, there will be **no charge**. However, customer is responsible for the actual expenses incurred by Young for special work and for nonrefundable fees outlined in this contract. Young may retain from any deposit or invoice the customer the amount necessary to reimburse it for expenses incurred on behalf of the customer when applicable.

6. Terms of Payment

a) Check box that applies: ☐ Young requires no down payment. ☒ Young requires a down payment of \$ 12,000.00, due by DAY OF SHOW 20 21. If the exhibition is canceled the deposit will be refunded, less the expenses for which Young is entitled to reimbursement under Paragraph 5 above.

b) The customer agrees to pay Young, or his agent, the total sum of Twelve Thousand Dollars for an exhibition of fireworks, which will include fireworks, insurance and technicians and expenses incurred by Young, forthwith at the end of said exhibition.

c) In the event of customer's failure to pay when due all sums due Young under this contract, Young shall be entitled to collect from customer its reasonable cost of collection, including interest and reasonable attorney's fees.

7. Counterpart Execution; Electronic Signatures

This Agreement may be executed in any number of counterparts with the same effect as if all the Parties had signed the same document. All counterparts shall be construed together and shall constitute one agreement. Facsimile and electronic signatures shall be deemed original signatures for all purposes of this Agreement.

Total sum 12,000.00 Dollars

Young Explosives Corp.

Display Fireworks

(800) 747-1781

(585) 394-1783

(585) 396-2663 Fax

P.O. Box 18653

Rochester, NY 14618

YoungExplosives.com

E-Mail: fireworks@youngexplosives.com

The parties sign below:

Young Explosives Corp.

Robert A. Kesel

(Print Name)

Customer Signature

(Print Customer Name)

Executive Sales Director

Title

Title

8. Headings

Section and other headings contained in this Agreement are for reference purposes only and are not intended to describe, interpret, define or limit the scope, extent or intent of this Agreement or any provision hereof.

9. Entire Agreement

This Agreement for the fireworks Display constitutes the entire agreement between the Parties with respect to the subject matter here, of and there are no other understandings, whether oral or written, regarding the subject matter hereof.

Customer Contact Name(s)

Maria Bruni

Send Invoice to:

☒ Address on front OR ☐ Name/Address below

Additional Contact Name/Information

Theron Adkins Fire Inspector

Telephone (with Area Code)

Work: 845-346-4170

Fax: 845-343-2009

Home:

Cell: 845-344-7515

Email: mbruni@middletown-ny.com

Work: 845-346-4111

Fax: 845-343-4014

Home:

Cell: 845-741-6116

Email: tadkins@middletown-ny.com

Insurance Information: Please list all parties to be listed as additional insured. Young will extend coverage to the entities listed below as additional insured. **Customer is responsible for providing all information needed for full insurance coverage.**

Town of Middletown, NY

City of Middletown, NY

Customer Requests

Time of show: DARK ☐ AM ☒ PM

List special requests, such as ground pieces, shells, finale, quantity or time requirements. List any other special requests such as salutes at certain times (i.e., if the show is a surprise for someone), etc.

Send all permit info to Theron Adkins <tadkins@middletown-ny.com>

Permits

☒ Customer to apply for the Permit(s) and provide Young with a copy 14 days prior to event

☐ Young to apply for the Permit(s) on your behalf:

Customer to pay the amount of \$ _____. Includes permit cost and fees. (Permit costs subject to change by the municipality)

☐ ADD the above permit costs to the show price on the front of the contract.

☒ INCLUDE the above permit costs in the show price on the front of the contract.

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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. _____

Date of Adoption 06-01-21

Index No: _____

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached agreement with CherryRoad Technologies to provide Technology Investment Assessment Services for the City of Middletown.



www.cherryroad.com



**City Clerk
City of Middletown**



Table of Contents

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2. Approach	2
3. Deliverables	3
4. Pricing	4
5. Approval.....	5



1. Overview

The City of Middletown has asked CherryRoad to assist in assessing and advising on its best options/value-based technology investments; specifically for the usage of federal funds provided via Covid-19 relief and/or other associated funding mechanisms. (Namely Covid-19 Cares Act & Hero's Act).

The purpose of this proposal is to provide the City with a clear description of the services CherryRoad, and its associates will provide. Namely and in brief we will:

- Conduct/Complete a brief yet comprehensive data collection matrix for each client.
- Conduct IT and Business unit workshops (Teams or Zoom calls) to better understand how the IT organization works, its success and challenges.
 - Namely a quick deep dive into the...People, Process, Tools, Technology and Governance in place today.
- Compare these findings to like and same public sector organizations.
- Quickly develop a tailored findings and recommendation report for the City, including recommended options for spending federal funds provided to them.



2. Approach

The assessment methodology is organized into four (4) key activities: 1. Measure 2. Analyze, 3. Advise, 4. Strategize.



1. **Measure:** Working with the City, we will distribute a data collection matrix. It is designed to help us understand the City's IT needs holistically. To analyze and advise, we need to understand the key information technology services being provided by and for the local government and its citizens.
2. **Analyze:** After data collection we will schedule a series of brief Technology Business Unit workshops (typically the Top 3-5 departments) to discuss data collection outputs and further understand how all the components are working together, technology success and challenges, spending habits, and the overall technology impact in departments.
 - During this phase we will also seek to compare findings with like cities for a more well-rounded IT industry perspective.
3. **Advise:** Armed with a deeper understanding of the City's IT environment, we will next assemble a draft summary level findings and recommendations report to discuss with the City. Recommendations are typically fine-tuned during this process and the final report is submitted.
4. **Strategize:** Using the final report as our guide, CherryRoad will work with Middletown to "build the plan". We understand that the time sensitive nature of leveraging funding sources needs to be balanced with executing the right plan for the City. We will work expeditiously to deliver actionable information to the City and will be ready to help execute the deployment of any and all recommended initiatives.



3. Deliverables

1. The completed Data Collection Matrix (Client Data Sheet) for ongoing use and upkeep.
2. A tailored Findings and Recommendations Report which will include:
 - A general assessment of Middletown's use of technology
 - What has worked well for the City?
 - What could provide the best return of investment for City departments?
 - What is the best constituent impact solution that makes sense for Middletown?
 - What are other like-n-same public sector entities doing with respect to technology use and investments that Middletown is not?
 - How are other public sector entities using/investing their federal funds (Cares and/or Hero's Act funds)?
3. The capstone piece of the assessment: The "Strategy or Go Forward Plan"
 - We realize and accept that not all findings and recommendations (above) will be funded and acted upon immediately. Some may need to be budgeted for and planned out for future fiscal cycles. This strategic plan will layout both near and long-term technology investment opportunities.
 - For those recommendations deemed most applicable for current federal funds use, we will work with the City to properly scope, plan and navigate the approval waters to get these initiatives off and running quickly.



4. Pricing

CherryRoad will conduct this assessment, completing all activities and providing the deliverables described herein, for a fixed price of \$10,000. It is assumed the entirety of the engagement will be conducted remotely. A presentation and review of final deliverables can be scheduled in person at the City's discretion.



City of Middletown, NY
RFP Title
RFP #

Approval

5. Approval

CherryRoad Technologies Inc.

Middletown, NY

Signature

Signature

Printed Name

Printed Name

Title

Title

Date

Date

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

THE FOLLOWING WAS PRESENTED

By Ald. _____

Sec'd by Ald. XXXXXXXXXXXXXXXXXXXX

Date of Adoption 06-01-21

Index No: Introduction of LL#1 of 2021

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Ramkissoon				
Ald. Tobin				
Ald. Kleiner				
Ald. Johnson				
Ald. Jean-Francois				
Ald. Burr				
Ald. Green				
Ald. Masi				
Pres. Rodrigues				
TOTAL				

Introduction of Local Law #1 of 2021:

A LOCAL LAW OPTING OUT OF THE ESTABLISHMENT OF CANNABIS RETAIL
DISPENSARY LICENSES AND ONSITE CONSUMPTION LICENSES WITHIN THE
CITY OF MIDDLETOWN

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 prohibit the establishment of retail dispensary licenses and onsite consumption licenses regarding cannabis within the City of Middletown pursuant to Section 131 of the Cannabis Law.

Section 2. Pursuant to Section 131 of the Cannabis Law, the City of Middletown hereby requests the Cannabis Control Board of the State of New York to prohibit the establishment of cannabis retail dispensary licenses and usages and to prohibit the establishment of cannabis onsite consumption licenses and usages within the jurisdiction of the City of Middletown.

Section 3. Pursuant to Section 131 of the Cannabis Law, this Local Law is subject to a permissive referendum governed by Section 24 of the Municipal Home Rule Law.

Section 4. 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 5. Effective Date.

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

RECEIVED

MAY 24 2021

City Clerk
City of Middletown

LOCAL LAW ¹~~2~~ OF 2021

A LOCAL LAW OPTING OUT OF THE ESTABLISHMENT OF CANNABIS RETAIL
DISPENSARY LICENSES AND ONSITE CONSUMPTION LICENSES WITHIN THE
CITY OF MIDDLETOWN

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Section 5. Effective Date.

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

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

THE AUDIT OF THE COMMON COUNCIL

By Alderman Masi

Sec'd by Alderman

Date of Adoption: 06-01-21

NAMES AYES NOES ABSTAIN ABSENT

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

**I MOVE THE ACCOUNTS BE AUDITED, THE CLAIMS ADJUSTED AND THE
TREASURER BE AUTHORIZED TO ISSUE WARRENTS FOR THEIR PAYMENTS**