



COMMON COUNCIL MEETING
CITY OF MIDDLETOWN
January 3, 2023 Minutes
City Hall
16 James Street
Middletown, New York 10940

P R E S E N T

Miguel Rodrigues, President of Common Council
Ald. Gerald Kleiner
Ald. Paul Johnson
Ald. Kate Ramkissoo
Ald. Kevin Witt
Ald. Jude Jean-Francois
Ald. Andrew Green
Ald. Joseph Masi
Ald. Sparrow Tobin

Digitally Recorded Proceeding, transcribed by:
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1. Pledge of Allegiance

(Pledge of Allegiance)

2. Roll Call

PRESIDENT RODRIGUES: Roll.

Roll Call: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues.

3. Approval of Minutes.

PRESIDENT RODRIGUES: Approval of minutes.

RICHARD MCCORMACK, CITY CLERK: We have the December 6th, 2022.

ALD. MASI: So moved.

PRESIDENT RODRIGUES: Masi, seconded by Alderman Witt. Any discussion? All in favor?

ALDERMANS: Aye.

4. Correspondence, Communications and Reports

PRESIDENT RODRIGUES: Correspondence.

RICHARD MCCORMACK, CITY CLERK: Nothing this evening.

5. For the Good of the City

PRESIDENT RODRIGUES: For the Good of the City, anyone would like to address the Council please step forward. Don't rush. Sign in. All right.

6. Remarks of the Mayor

PRESIDENT RODRIGUES: Remarks -- remarks of the Mayor.

JOSEPH DESTEFANO, MAYOR: Nothing this evening.

PRESIDENT RODRIGUES: Nothing this evening. All right.

7. Remarks of Department Heads

PRESIDENT RODRIGUES: Economic Development.

MARIA BRUNI, ECONOMIC DEVELOPMENT: I just want to wish everybody a Happy New Year. I don't have anything this evening unless you have any questions.

ALD. MASI: God bless you.

PRESIDENT RODRIGUES: Happy New Year.

Police Chief.

JOHN EWANCIW, POLICE CHIEF: The same. I have nothing this evening unless you have something for me. Other than that, wish you a very Happy New Year.

PRESIDENT RODRIGUES: Thank you, Chief. Any questions?

ALD. MASI: Thank you.

FEMALE SPEAKER: So far it's working out for us.

PRESIDENT RODRIGUES: DPW Commissioner.

ALD. MASI: No way. No way. You're got start the year right, are you?

JACOB TAWIL, DPW COMMISSIONER: Good evening.

Good evening. We have several resolutions here. If I'll ask -- I'll answer any questions when -- whenever they come up if there's any need. Otherwise I wish you a Happy New Year all of you.

ALD. MASI: Oh, bless you.

PRESIDENT RODRIGUES: All right. City Clerk.

Oh, Alderman Kleiner.

ALD. KLEINER: Yeah. Can I -- can I so we don't have to -- when we get to it. There -- there's a Resolution that's authorizing a \$66,000 budget transfer, but it doesn't have any more information than that on the -- on what's listed here. So could we just for the public sake say what that is?

JACOB TAWIL, DPW COMMISSIONER: Public sake, I don't have my notes with me, I didn't -- but it's basically --

ALD. KLEINER: New hires.

JACOB TAWIL, DPW COMMISSIONER: I'm sorry?

ALD. KLEINER: It's for the new hires, but if -- I think.

JACOB TAWIL, DPW COMMISSIONER: Oh, yeah, yeah. Yeah. That's from, basically, we had the new hire part-time code environment officer for about \$42,000 I believe the price -- the annual salary was. Full time. Full time,

I'm sorry.

ALD. KLEINER: Full time.

JACOB TAWIL, DPW COMMISSIONER: Yeah, full time \$42,000. And we had some minor shortage in the payroll and that's why we're just shifting money around to cover it.

ALD. KLEINER: Okay.

JACOB TAWIL, DPW COMMISSIONER: That's the reason, yeah.

ALD. KLEINER: Very good. Thank you.

PRESIDENT RODRIGUES: Anyone else? Thank you, Jacob.

City Clerk.

RICHARD MCCORMACK, CITY CLERK: Nothing this evening, but Happy New Year.

PRESIDENT RODRIGUES: Any questions for the City Clerk? All right.

8. Public Hearing and Grievances:

(None this evening).

9. Petitions and Complaints

(None this evening)

10. Remarks of the Alderman

PRESIDENT RODRIGUES: Alderman Tobin.

ALD. TOBIN: Nothing this evening.

PRESIDENT RODRIGUES: Alderman Jean-Francois.

ALD. JEAN-FRANCOIS: Happy New Year, everyone.

PRESIDENT RODRIGUES: Alderman Johnson.

ALD. JOHNSON: What he said. Thank you.

PRESIDENT RODRIGUES: Alderwoman Ramkissoo.

ALD. RAMKISSOON: Nothing this evening.

PRESIDENT RODRIGUES: Alderman Kleiner.

ALD. KLEINER: I -- I can't just say Happy New Year because we do have a warming station and it has needs. And I -- I do have to mention that.

I want to thank the people at the warming station because they deserve it. They -- Christmas weekend when it was going to be so bitterly cold and wind chills below zero and such, Marilyn Pierce made a call and on Friday and Saturday and Sunday and Monday they opened the warming station all day long, quickly got staff and volunteers together, so that people didn't -- wouldn't have no place to go. You know, it's tough finding a place to go on Christmas Day. So I -- I want to thank them for that.

And I want to also mention they still need volunteers. They still need people to bring meals. And that's Middletownwarmingstation.com. You go to Take Them a Meal and then the words you put in are warming station and meal. So if you can help with that or help with volunteers, that would be great.

Also, they are doing a Narcan training this coming Wednesday, the 11th at 7 p.m. So if you -- if you can possibly make it to that, you need to let them know ahead of time if you're interested in doing that. The -- the number to call would be 845-283-7150. So you can call that and say you would be interested in doing Narcan training.

And other than that, Happy New Year. I'm not happy we changed this to 6:30 because I had to call a lot of people and tell them if you want to come to the meeting or if you want to watch it it's at 6:30 and not 7:30. But here it is, here we are. You can watch it in replay. And so other than that Happy New Year.

PRESIDENT RODRIGUES: Alderman Green.

ALD. GREEN: Thank you. Happy New Year. And just a reminder that we won't be having our constituents meeting this month. We're gonna skip because usually it's pretty cold and -- and pretty icy. So we never know what we're going to get though because of the temperature today.

But Happy New Year and fell free to reach out to either Gerry or myself if you have any questions. Thank you.

PRESIDENT RODRIGUES: Alderman Witt.

ALD. WITT: Thank you. This makes for a fine

transition because we are having our Ward meeting on next Wednesday the 9th at 5:30 here, so we hope to see you. And if there are any changes we will let you know on the, on the website. Thank you.

PRESIDENT RODRIGUES: Alderman Masi.

ALD. MASI: Happy New Year to everyone. I look forward to working with all of you through the City's business. That's it.

11. Unfinished Business.

(None this evening)

12. New Business.

PRESIDENT RODRIGUES: Okay. New business.

RICHARD MCCORMACK, CITY CLERK: We have a Resolution sponsored by Alderman Masi establishing Common Council Standing Committees and Membership for 2023.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Masi, seconded by Alderman Green. Any discussion?

I do have the list. Please look over the -- your committees and try to get some of this stuff knocked out. Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkisson, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution

sponsored by Alderman Masi adopting a Procurement Policy for 2023.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Masi, seconded by Alderman Tobin. Any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Johnson adopting an investment policy for 2023.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Johnson adopting a fee schedule for 2023.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Johnson, seconded by Alderman Tobin. Any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson,

Ramkissoon, Kleiner, Green, Witt, Masi, President

Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Witt authorizing a contract with Orange County for the Senior Citizen Transportation Program.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Green authorizing a \$13,400 budget transfer from within the 2022 Paramount budget.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Kleiner authorizing an agreement with CT Male Associates for work related to the City's dams.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkisson, Kleiner, Green, Witt, Masi, President Rodrigues. Motion carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Ramkisson awarding bids for upgrade to the three Shawangunk Dams and Kinch Dam.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Ramkisson, seconded by Alderman Johnson. All in favor? I mean, any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkisson, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Jean Francois declaring a vehicle as surplus.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkisson, Kleiner, Green, Witt, Masi, President Rodrigues. Motion carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Tobin authorizing a \$66,000 budget transfer.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Jean Francois authorizing budget transfers within the 2022 DPW budget.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Masi authorizing a \$15,000 budget transfer from within the 2022 corporation counsel budget.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Witt authorizing a contract renewal of Cherry Road Technologies for IT support.

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

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Green authorizing a \$3,136.78 budget transfer for the ARPA Consultant.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Kleiner authorizing a proposal from CT mail for engineering construction and testing services required during the Kinch Dam Construction Project.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Kleiner, seconded by Alderman Green. Any

discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Ramkissoon appointing Richard McCormack to the Planning Board.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Johnson appointing Regina Del Pizzo to the Board of Ethics.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Witt reappoint Wayne Hawkins to the

Board of Ethics.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Motion carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Masi appointing -- reappointing Shawn Sullivan to the Police Commission.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Masi, seconded by Alderman Tobin. Any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Tobin appointing Mary Ann Cavallaro to the Zoning Board of Appeals.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Tobin, seconded by Alderman Masi. Any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President

Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Jean-Francois reappointing members of the Industrial Development Agency.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Kleiner reappointing Gef Chumard to the Architectural Review Board.

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

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderwoman Ramkissoon reappointing Kathleen Rifkin to the Architectural Review Board.

PRESIDENT RODRIGUES: Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Johnson. Any -

- any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Masi reappointing Maria Bruni to the Architectural Review Board.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Masi, seconded by Alderwoman Ramkissoon. Any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution sponsored by Alderman Green reappointing Nicole Hewson to the Planning Board.

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

ALD. KLEINER: I -- I just -- since this is the last appointment before the last of the volunteer appointments, I just want to make sure I say thank you to all the people volunteers -- volunteering for these positions. They don't get enough thank yous and they don't

get enough recognitions. Thank you.

PRESIDENT RODRIGUES: Anyone else? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

RICHARD MCCORMACK, CITY CLERK: Resolution reappointing Maria Bruni as the Director of Economic and Community Development.

PRESIDENT RODRIGUES: Resolution sponsored by Alderman Witt, seconded by Alderman Tobin. Any discussion? Roll.

Roll Call: Ayes: Tobin, Jean-Francois, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi, President Rodrigues. Carries.

13. Local Laws

(None this evening)

14. Audit

ALD. MASI: Aren't 6:30 meetings great?

PRESIDENT RODRIGUES: No.

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

PRESIDENT RODRIGUES: Resolution sponsored by cranky Mr. Masi. Do I have a second? Jean-Francois. All

in favor?

ALDERMANS: Aye.

PRESIDENT RODRIGUES: Move for adjournment.

ALD. MASI: So moved.

(PROCEEDING CONCLUDED)

CERTIFICATE

I, LISA KANE, certify the foregoing transcript of proceedings of the January 3, 2023 Middletown City Council meeting was prepared using the required electronic equipment and is a true and accurate record of the proceedings.

Signature: *LISA KANE*

Date: January 31, 2023

Agency: American Legal Transcription
11 Market Street, Suite 215
Poughkeepsie, New York 12601

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Green

 Date of Adoption 01.03.23

 Index No: 1-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Establishing Common Council Standing Committees and Membership for 2023

Resolved, that the Common Council of the City of Middletown hereby establishes the following committees and their membership as Standing Committees of the City of Middletown Common Council:

- | | |
|---------------------------------|--|
| Finance | Legislative |
| Planning & Economic Development | Public Works, Traffic |
| Public Safety | Revenue |
| Recreation & Parks | Recycling |
| Community Communication & | Quality of Life/Code Enforcement City Wide |
| Historical Society | |

BE IT FURTHER RESOLVED, that the Common Council declares that the Treasurer, Leonora Liz, and the Chairman of the Finance Committee, Joseph Masi, are hereby authorized and directed to sign all checks, drafts, acceptances, undertakings or other orders on bank accounts of the City of Middletown by personal or by facsimile signature.

**CITY OF MIDDLETOWN COMMON COUNCIL
COMMITTEE ASSIGNMENTS
2023**

<p>FINANCE COMMITTEE Masi, Chairperson Johnson, Vice-Chair Jean-Francois Green Ramkissoon</p>	<p>LEGISLATIVE COMMITTEE Johnson, Chairperson Masi, Vice-Chair Green Tobin Ramkissoon</p>
<p>PLANNING AND ECONOMIC DEVELOPMENT Green, Chairperson Johnson, Vice-Chair Jean-Francois Witt Ramkissoon</p>	<p>PUBLIC WORKS/TRAFFIC Jean-Francois, Chairperson Kleiner, Vice-Chair Green Ramkissoon Witt</p>
<p>RECREATION & PARKS Witt, Chairperson Tobin, Vice-Chair Ramkissoon Kleiner Masi</p>	<p>PUBLIC SAFETY Tobin, Chairperson Masi, Vice-Chair Ramkissoon Jean-Francois Johnson</p>
<p>REVENUE Ramkissoon, Chairperson Masi, Vice-Chair Jean-Francois Johnson Green</p>	<p>RECYCLING Jean-Francois, Chairperson Green, Vice-Chair Kleiner Tobin Johnson</p>
<p>COMMUNITY COMMUNICATION AND HISTORICAL SOCIETY Kleiner, Chairperson Tobin, Vice-Chair Witt Green Jean-Francois</p>	<p>QUALITY OF LIFE/CODE ENFORCEMENT ENTIRE CITY Entire Council on Committee</p>

Updated: 12/30/2022

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Tobin

 Date of Adoption 01.03.23

 Index No: 2-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Adopting a Procurement Policy for 2023

Whereas, New York State General Municipal Law, Section 104-b, states that a municipality should annually adopt a Procurement Policy, and

Whereas, the Corporation Counsel of the City of Middletown has advised the Council that it must look at, revise, if necessary, and adopt the Procurement Policy on an annual basis in accordance with New York State statute,

Now, therefore, be it resolved, that the Common Council of the City of Middletown does hereby adopt the attached written policies and procedures for the procurement of goods and services for the City of Middletown.

Procurement Policy

§ 104-1. Adoption of procedures.

The following procedures are adopted for the procurement of goods and services.

§ 104-2. Purchases.

For purchases, the following procedures are to be followed:

A.

For purchases of items costing over \$20,000, competitive bidding in accordance with applicable laws and regulations is required.

B.

For purchases of items costing between \$5,000 and \$19,999.99, three or more written price quotes from suppliers are required.

C.

For purchases of items costing between \$2,000 and \$4,999.99, three or more verbal quotes from suppliers are required.

D.

For purchases of items costing between \$0 and \$1,999.99, appropriate verbal quotes from suppliers, in the discretion of the department head undertaking the purchasing, are required.

§ 104-3. Public works contracts.

For public works contracts, the following procedures are to be followed:

A.

For contracts over \$35,000, competitive bidding in accordance with applicable laws and regulations is required.

B.

For contracts between \$5,000 and \$34,999.99, three or more written quotes from qualified contractors are required.

C.

For contracts between \$2,000 and \$4,999.99, three or more verbal quotes from qualified contractors are required.

D.

For contracts between \$0 and \$1,999.99, appropriate verbal quotes from qualified contractors, in the discretion of the department head who wishes to enter into the contracts, are required.

§ 104-4. Other services.

[Amended 2-5-2013]

A.

In the event it can be anticipated that a particular service (e.g., painting services) may be required by the City for various projects which, in total, are expected to exceed \$35,000 for the year, then the procurement of those services will be subject to competitive bidding.

B.

There are, however, certain types of services provided to the City that may be considered routine and delivered in the ordinary course of business that are not capable of precise cumulative monetary

calculation but are necessary to be incurred promptly and/or locally to protect the health, welfare or safety of the residents of the City, employees of the City or structures and equipment owned by the City. Such services include, but are not limited to, repairs to City vehicles such as sanitation trucks or trucks used in snowplowing or street repairs; repairs to City buildings and processes, such as electrical or plumbing work in or on the City's sewage treatment plant or water treatment plant; or assistance from outside companies for snow or garbage removal. In such cases, the cumulative payment to those companies may total more than \$35,000 per year, but it is impossible to know from year to year whether such costs will exceed \$35,000. In such cases, and in accordance with § 104-b, Subdivision 2g, of the New York General Municipal Law, it is the determination of the Common Council of the City of Middletown that the best interests of the City will not be served by competitive bidding in such cases but that the department head charged with such purchases may obtain such routine services as needed by the City in the ordinary course of business from time to time.

C.

Notwithstanding the foregoing, if the department head charged with such purchase determines that the anticipated service covered by that one purchase likely will exceed the cost of \$35,000 and such service is not the subject of any exception under this procurement policy (such as an emergency purchase or the purchase from a sole source supplier), then the procurement of such service will be subject to competitive bidding as set forth elsewhere in this chapter.

§ 104-5. Verbal quotes.

Whenever this policy allows for verbal quotes, the department head must maintain a written log which lists appropriate information from each supplier or contractor supplying such verbal quotes.

§ 104-6. Exceptions.

Exceptions to the above procurement processes are to be allowed in purchases or public work contracts which involve emergencies, true leases, and sole source purchases. In such events, the responsible department head must document the circumstances allowing the exception to the above procurement processes and should, whenever possible, attempt to make purchases and secure public works contracts at the lowest possible cost and should obtain at least three verbal quotes, to the extent possible under the circumstances.

§ 104-7. Requests for proposals.

Whenever possible, professional services are to be obtained through requests for proposals (RFPs) issued by the Board of Estimate and Apportionment. All responses to RFPs are to be reviewed by the Board of Estimate, which must make a recommendation to the Common Council for final approval.

§ 104-8. Award to other than lowest bidder.

Whenever any contract is awarded to other than the lowest bidder or proposer, the reasons are to be set forth in writing and filed with the appropriate department or board.

§ 104-9. Effect on other procedures.

Nothing in these procurement processes changes any administrative procedures required by the Charter of the City of Middletown, such as the approval of the Board of Estimate and Apportionment for purchases and contracts.

§ 104-10. Contracts awarded based on best-value analysis.

[Added 6-3-2014 by L.L. No. 2-2014]

Notwithstanding anything else contained in this chapter to the contrary, the Common Council, after approval of the Board of Estimate and Apportionment, may award purchase contracts and service contracts that have been procured pursuant to competitive bidding or otherwise under New York General Municipal Law § 103(1) or this chapter by either the lowest responsible bidder standard or the best-value standard.

A.

"Best value" is defined in State Finance Law § 163 to mean "the basis for awarding contracts for services to the offerer which optimizes quality, cost and efficiency, among responsive and responsible offerers. Such basis shall reflect, wherever possible, objective and quantifiable analysis. Such basis may also identify a quantitative factor for offerers that are small businesses or certified minority- or women-owned business enterprises as defined in subdivisions one, seven, fifteen and twenty of section three hundred ten of the [New York] Executive Law to be used in evaluation of offers for awarding of contracts for services." For purposes of this section, the Common Council adopts the above definition of "best value," as the same may be modified from time to time by the State Legislature.

B.

Pursuant to New York General Municipal Law § 103(1), the best-value standard may be used for purchase contracts, including contracts for service work, but it excludes and may not be used for any purchase contracts necessary for the completion of public works contracts pursuant to New York Labor Law Article 8.

C.

If the monetary thresholds of New York General Municipal Law § 103 are increased or decreased in the future by the State Legislature, the monetary thresholds set forth herein will be deemed simultaneously amended to match the new General Municipal Law thresholds.

D.

Whenever any contract is awarded by the Common Council (after approval of the Board of Estimate and Apportionment) on the basis of best value instead of the lowest responsible bidder, the basis for determining best value will be thoroughly and accurately documented. Such documentation may include, but is not necessarily limited to, the cost of maintenance; durability; availability of replacement parts or maintenance contractors; longer product life; product performance criteria; quality of craftsmanship; or compatibility with existing City buildings or property.

§ 104-11. Standards for federal CDBG-DR procurement actions.

[Added 11-15-2016]

Notwithstanding anything else contained in this chapter to the contrary, eligible Community Development Block Grant – Disaster Recovery (CDBG-DR) expenditures and procurement actions undertaken on or after January 1, 2017, shall comply with the procurement standards as set forth in 2 CFR Parts 200.317 through 200.326, as the same may be amended from time to time. In the event of a conflict between state or local laws and regulations and the procurement requirements of 2 CFR Part 200, the more stringent requirements will apply.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

 Sec'd by Ald. Jean-Francois

 Date of Adoption 01.03.23

 Index No: 3-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Adopting an Investment Policy for 2023

RESOLVED; that the Common Council of the City of Middletown does hereby adopt the attached Investment Policy for the City of Middletown.

CHAPTER 65 INVESTMENT POLICY

§ 65-1 SCOPE

This investment policy applies to all monies and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

§ 65.2 OBJECTIVES

The primary objectives of the city of Middletown's investment activities are, in priority order,

- Legal: to conform with all applicable federal, state and other local requirements;
- Safety: to adequately safeguard principal;
- Liquidity: to provide sufficient liquidity to meet all operating requirements; and
- Yield: to obtain reasonable rate of return.

§ 65.3 DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Treasurer who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability based on data base or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

§ 65.4 PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the City of Middletown to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with the proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

§ 65.5 DIVERSIFICATION

It is the policy of the City of Middletown to diversify its deposits and investments by financial institutions, by investment, and by maturity scheduling.

§ 65.6 INTERNAL CONTROLS

It is the policy of the City of Middletown for all monies collected by any officer or employee of the government to transfer those funds to the Treasurer within one day of deposit, or within the time specified in law, whichever is shorter.

The Treasurer is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

§ 65.7 DESIGNATION OF DEPOSITORY

The bank and trust companies authorized for the deposit of monies up to the maximum amounts are:

Depository Name	Maximum Amount
TD Bank	\$35,000,000
Sterling National Bank	\$18,000,000
Orange Trust Bank	\$35,000,000

§ 65.8 COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, §10, all deposits of the City of Middletown, including certificates of deposits and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

- 1) By a pledge of "eligible securities" with an aggregate "market value" as provided by GML §10, equal to the aggregate amount of deposits from the categories designated in Appendix A to the policy.
- 2) By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of the deposits and the agreed upon interest, if any or 100% in the case of an irrevocable letter of credit issued in favor of the local government by certain Federal Home Loan Banks. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
- 3) By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of the deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims - paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

§ 65.9 SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by a third party or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities are being pledged to secure local government deposits together with agreed upon interest, if any, and any costs or expenses rising out of collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events, which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with the City of Middletown, or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution or release of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

§ 65.10 PERMITTED INVESTMENTS

As authorized by General Municipal Law, §11, the City of Middletown authorizes the Treasurer to invest monies not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts authorized to do business in New York State:
- Certificates of deposit;
- Obligations of the United States of America;
- Obligations guaranteed by the agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America:
- Obligations of the State of New York;
- Obligations issued pursuant to LFL §24.00 or 25.00 (with the approval of the State Comptroller) by any municipality, school district or district corporation other than the City of Middletown;
- Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorizes such investments.
- Certificates of Participation (COPs) issued pursuant to GML §109-b.
- Obligations of this local government, but only with any monies in a reserve fund established pursuant to GML §6-c, 6-d, 6-g, 6-h, g-j, 6-k, 6-l, 6-m, or 6-n.

All investment obligations shall be payable or redeemable at the option of the City of Middletown within such times as the proceeds will be needed to meet expenditures for purposes for which the monies were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the City of Middletown within two years of the date of purchase. The designated depository will confirm all purchases and transactions in writing to the City of Middletown.

§ 65.11 AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The City of Middletown shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments, which can be made with each financial institution or dealer. All financial institutions with which the local government conducts business must be credited worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the City of Middletown. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank as primary dealers. The Treasurer is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

§ 65.12 PURCHASE OF INVESTMENTS

The Treasurer is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.

2. By participation in a cooperative program with another authorized governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.
3. By utilizing an ongoing investment program with an authorized trading partner pursuant to a contract authorized by the governing board.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the City of Middletown by the bank or trust company. Any obligations held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, §10.

The custodial agreement shall provide the securities held by the bank or trust company, as agent and of custodian for, the City of Middletown, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the City of Middletown a perfected interest in the securities.

§ 65.13 REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- o All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- o Trading partners are limited to banks or trust companies authorized to do business in New York and primary reporting dealers.
- o Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- o No substitution of security will be allowed.
- o The custodian shall be a party other than the trading partner.

§ 65.14 OPERATIONS, AUDIT AND REPORTING

The Treasurer, having custody of money, shall authorize the purchase and sale of all securities and execute contracts on behalf of the City of Middletown. Oral directions concerning the purchase, transaction, or sale of securities shall be confirmed in writing. The City of Middletown shall pay for purchased securities upon delivery.

The City of Middletown will encourage the purchase and sale of securities through a competitive or negotiated process involving solicitations of at least three bids for each transaction.

At the time independent auditors conduct the annual financial audit of the accounts and affairs of the City of Middletown, the auditors shall audit compliance with the Investment Guidelines.

The legislative body of the City of Middletown shall review and approve the annual investment report at its Annual reorganization meeting.

The provisions of these Investment Guidelines and any amendments hereto, shall take effect prospectively, and shall not invalidate the prior selection of any custodial bank or prior investment.

APPENDIX A
Schedule of Eligible Securities

- i. Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or United States Government sponsored corporation.
- ii. Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.

Revised 03/22

CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
RECORD OF VOTE

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

 Sec'd by Ald. Tobin

 Date of Adoption 01.03.23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			

Index No: 4-23

Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolutions Adopting a Fee Schedule for 2023

RESOLVED; that the Common Council of the City of Middletown does hereby adopt the attached Fee Schedule for services for the City of Middletown.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt

 Sec'd by Ald. Green

 Date of Adoption 01.03.23

 Index No: 5-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a contract with Orange County for the Senior Citizen Transportation Program

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize a contract renewal with Orange County for the Senior Citizen Transportation Program.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the mayor to sign the agreement effective January 1, 2023 through December 31, 2023.

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

THE FOLLOWING WAS PRESENTED

By Ald. Green

Sec'd by Ald. Johnson

Date of Adoption 01.03.23

Index No: 6-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a \$13,400 budget transfer from within the 2022 Paramount Budget

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$13,400 from within the 2022 Paramount Budget, in the following manner:

FROM	AMOUNT	TO
A.7010.470 Repairs to Building	\$1,000.00	A.7010.800 City Sponsored Events
A.7010.448 Promoters & Sponsors	\$1,000.00	A.7010.800 City Sponsored Events
A.7010.443 Movie Rental Fee	\$4,000.00	A.7010.800 City Sponsored Events
A.7010.442 Concession	\$4,500.00	A.7010.800 City Sponsored Events
A.7010.920 Dues & Membership	\$2,900.00	A.7010.447 Credit Card Fees

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Ramkissoon

 Date of Adoption 01.03.23

 Index No: 7-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing an agreement with CT Male Associates for work related to the Cities Dams

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the attached proposal from CT Male Associates dated December 14, 2022, for Highland Dam, Monhagen Dam and Monhagen Dike updates of annual certifications, Inspection & Maintenance Plan, Emergency Action Plan and Schedule Update for upgrading the Dams to meet DEC requirements.

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

BE IT FURTHER RESOLVED Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$26,000, in the following manner, to fund the project.

FROM	AMOUNT	TO
H.0738.900	\$26,600	F.8320.512
Raise Dams- Shawangunk General Expense		City Dams

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

 Sec'd by Ald. Johnson

 Date of Adoption 01.03.23

 Index No: 8-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution awarding Bids for upgrades to the three Shawangunk Dams and Kinch Dam

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to award the following bids for Upgrading three Shawangunk Dams and a separate bid for upgrading Kinch Dam. Bids were opened on December 5, 2022 during a Board of Estimates meeting and received and evaluated by Jacob Tawil and CT Male.

Shawangunk Dams project to A. Servidone Inc./B. Anthony Construction Corp., Joint Venture, for the bid price of \$3,797,935.00

Kinch Dam project to Colonnelli Brothers for the base bid only in the amount of \$1,475,000.00

FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Mayor to agreements the contracts.

FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to bond the necessary funds for the project.

*Some partial funding has already been established for Shawangunk Dams. The remaining needed funding for Shawangunk and Kinch construction projects as well as cost of Engineering

Construction Inspection, testing should be bonded. Jacob Tawil requesting that City Treasurer be authorized to bond the needed funds that we will quantify based on her recommendations.

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

THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois

Sec'd by Ald. Green

Date of Adoption 01.03.22

Index No: 9-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Declaring a Vehicle as Surplus

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to declare the following vehicle as surplus and authorizes its disposal in the most advantageous way to the City, based on the opinion of the Commissioner of Public Works, which is final, most likely through Auctions International.

2003 Crown Vic (VIN# 2FAHP71W53X173468)

This vehicle would require numerous repairs; including needing a new transmission installed which would cost more than what the car is worth at its current state.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

 Sec'd by Ald. Kleiner

 Date of Adoption 01.03.23

 Index No: 10-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a \$66,000 budget transfer

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$66,000, in the following manner, due to unbudgeted salaries for new employees hired in 2022.

FROM	AMOUNT	TO
A.5110.100	\$66,000.00	A.1490.100
Pers. Svcs. – Street		Pers. Svcs – Public Works Admin.

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

THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois

 Sec'd by Ald. Johnson

 Date of Adoption 01.03.23

 Index No: 11-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing budget transfers within the 2022 DPW Budget

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to make the following transfers within the 2022 DPW Budget below:

\$25,000.00 transfer is needed to cover Chemicals needed for the Water Treatment Plant due to increase in pricing. Balance of account is at \$0.00 for remainder of the year.

\$16,000.00 transfer is needed to cover unexpected repairs to the blower at the Waste Water Treatment Plant. Balance of account is at \$800.00 for the remainder of the year.

\$9,000.00 transfer is needed to cover the cost of diesel fuel through the remainder of the year due to rises in costs. Balance of account is at \$0.00 for the remainder of the year.

\$35,000.00 transfer is needed to cover repairs to lights and poles that were replaced throughout the city. Balance is at \$2,000.00 for the remainder of the year.

FROM	AMOUNT	TO
F.8330.100 Personal Services	\$25,000.00	F.8330.458 Chemicals
G.8130.446 Landfill Sludge	\$16,000.00	G.8130.440 Repairs to Equipment
A.1620.470	\$9,000.00	A.5110.417

Repairs to Building

Gas & Oil

A.8160.100 \$35,000.00
Personal Services

A.5182.900
General Expense

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Jean-Francois

 Date of Adoption 01.03.23

 Index No: 12-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a \$15,500 budget transfer from within the 2022 Corporation Council Budget

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to transfer \$15,500, from within the 2022 Corporation Counsel Budget, in the following manner:

From	Amount	To
A.1420.488 Corporation Counsel Grievance	\$15,000	A.1420.489 Litigation

This transfer is to replenish A.1420.489 line in order to pay unpaid litigation invoices.

A.1420.433 Personnel Training	\$500.00	A.1362.900 General Expense
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This transfer is to replenish A1362.900 line in order to pay unpaid invoices.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt

 Sec'd by Ald. Kleiner

 Date of Adoption 01.03.23

 Index No: 13-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a contract renewal with CherryRoad Technologies for IT Support

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the attached contract renewal with CherryRoad Technologies, for the segments listed totaling \$207,000.

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

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

THE FOLLOWING WAS PRESENTED

By Ald. Green

Sec'd by Ald. Johnson

Date of Adoption 01.03.23

Index No: 14-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a \$3,136.78 budget transfer for ARPA Consultant

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$3,136.78, in the following manner, to cover the cost of Don Paris' Consulting Fee for ARPA Reporting within the 2022 Budget.

FROM	AMOUNT	TO
A.4785	\$3,136.78	A.1325.100
ARPA		Finance- Personnel Services

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Green

 Date of Adoption 01.03.23

 Index No: 15-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution authorizing a proposal from CT Male for Engineering Construction and testing services required during the Kinch Dam Construction project

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes a proposal from CT Male for the Engineering Construction and testing services required during the Kinch Dam Construction project

FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Mayor to sign said proposal.

Jacob Tawil is requesting a Council resolution authorizing the Mayor to sign same and include this cost in the bond to fund the Dams Construction Total: \$183,250 Please note that the proposal appears to be high, but it's dependent on the Contractor performance. The Commissioner of Public Works will be reaching out to CT Male to come up with possible arrangement to share the inspector with Shawangunk Dams project in order to cut down expenses.

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

 Sec'd by Ald. Kleiner

 Date of Adoption 01.03.23

 Index No: 16-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution appointing Richard McCormack to the Planning Board

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's appointment of Richard P. McCormack to the Planning Board, for a seven year term, expiring on December 31, 2029.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

 Sec'd by Ald. Jean-Francois

 Date of Adoption 01.03.22

 Index No: 17-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution appointing Regina Del Pizzo to the Board of Ethics

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's appointment of Regina Del Pizzo to the Board of Ethics to fill the unexpired term of Robert Dietrich, expiring on December 31, 2023.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt

 Sec'd by Ald. Green

 Date of Adoption 01.03.23

 Index No: 18-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Wayne Hawkins to the Board of Ethics

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Wayne Hawkins to the Board of Ethics to a three year term, expiring on December 31, 2025.

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Tobin

 Date of Adoption 01.03.23

 Index No: 19-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Shawn Sullivan to the Police Commission

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment Sean Sullivan to the Police Commission for a 4 year term expiring on December 31, 2026.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

 Sec'd by Ald. Masi

 Date of Adoption 01.03.23

 Index No: 20-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Appointing Mary Ann Cavallaro to the Zoning Board of Appeals

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's appointment of Mary Ann Cavallaro to the Zoning Board of Appeals to a three years term, expiring on December 31, 2025.

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

THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois

 Sec'd by Ald. Ramkissoon

 Date of Adoption 01.03.23

 Index No: 21-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Members of the Industrial Development Agency

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of the following individuals to the Industrial Development Agency for a 1 year term expiring on December 31, 2023:

- Joseph M. DeStefano
- Andrew Britto
- Anthony Cantoli
- David Madden
- Wayne Hawkins

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Green

 Date of Adoption 01.03.23

 Index No: 22-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Gef Chumard to the Architectural Review Board

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Gef Chumard to the Architectural Review Board for a three year term expiring on December 31, 2025.

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

 Sec'd by Ald. Johnson

 Date of Adoption 01.03.23

 Index No: 23-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Kathleen Rifkin to the Architectural Review Board

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Kathleen Rifkin to the Architectural Review Board for a three year term expiring on December 31, 2025.

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Ramkissoon

 Date of Adoption 01.03.23

 Index No: 24-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Maria Bruni to the Architectural Review Board

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Maria Bruni to the Architectural Review Board for a three year term expiring on December 31, 2025.

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

THE FOLLOWING WAS PRESENTED

By Ald. Green

 Sec'd by Ald. Jean-Francois

 Date of Adoption 01.03.23

 Index No: 25-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

Resolution Reappointing Nicole Hewson to the Planning Board

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Nicole Hewson to the Planning Board for a one year term, expiring December 31, 2023.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt

 Sec'd by Ald. Tobin

 Date of Adoption 01.03.23

 Index No: 26-23

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
TOTAL	9			

**Resolution Reappointing of Maria Bruni as the Director of
Economic & Community Development**

RESOLVED that the Common Council of the City of Middletown concurs with the Mayor's reappointment of Maria Bruni as the Director of Economic & Community Development for a 1 year term, expiring on December 31, 2023.

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Jean-Francois

 Date of Adoption 01.03.23

 Index No:

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois	X			
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues	X			
	9			
TOTAL				

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