

**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 11-06-17

Index No: 319-17

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

Whereas, Chapter 466: Water of the Code of the City of Middletown provides that out-of-City water users can be charged the same rates as City users or higher rates than City users, and

Whereas, the Common Council would like to change the Code to allow the Common Council also to charge out-of-City users lower rates for water use if the same may be appropriate for economic development or other purposes significant to the City.

Now, therefore, be it resolved by the Common Council of the City of Middletown that Chapter 466: Water, Article IV Out-of-City Use; Rules and Rates, § 466-22 Out-of-City rates, is changed in its entirety to read as follows:

Chapter 466: Water
Article IV Out-of-City Use; Rules and Rates

§ 466-22 Out-of-City rates.

The rates for out-of-City users shall be set annually during the budget process and approved by the Common Council. City and out-of-City rates may be the same. Notwithstanding the foregoing, the Common Council, in its discretion and at times that may not necessarily coincide with the annual budget process, shall have the power to charge different rates for out-of-City users (whether higher or lower than City rates) based on such factors as the Common Council may deem relevant and appropriate.

Be it further resolved that this resolution shall be effective immediately.