



**Common Council
Meeting
City of Middletown
December 18, 2019**

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

On motion of Ald. Johnson seconded by Ald. Green to accept the Common Council minutes Oct. 15, 2019 and November 4, 2019 as submitted.

All in favor.

4. Correspondence
John Naumchik-Nothing this evening.

5. For the Good

Police Chief Ewanciw-

Good evening

I'd like to take this opportunity to Thank Mayor DeStefano, the Common Council, and the Police Commission, for giving me the opportunity to publically recognize Patrick Cunningham on his recent promotion to the Rank of Sergeant. I'd also like to thank the family members, friends, city residents and the various members of the Middletown Police Department, that have joined us here this evening to recognize and honor Sergeant Patrick Cunningham.

Began his career with the City of Middletown Police Department on June 8th, 2005, after spending two and a half years serving the residents of the Town of Warwick, as a Police Officer with the Town of Warwick Police department.

Sergeant Cunningham's commitment to the City of Middletown began very early on in his life, as he was born and raised here in the City of Middletown. Sergeant Cunningham graduated from Middletown High School, in 1995, and then went on to earn a Bachelor's Degree in Commercial Recreation, from East Stroudsburg University.

Sergeant Cunningham was recognized as being one of the future leaders of MPD early within his career, due to his professional and proactive style of policing, and his ability to constantly perform his duties with the departmental goals and objectives in mind.

As a Patrol Officer, Sergeant Cunningham was very active, and committed himself to providing the residents of this great city, a police service second to none. Sergeant Cunningham's commitment to his duties as a City of Middletown Police Officer were quickly recognized, early on in his career, not only by

the rank and file of the Police Department, but also throughout the community. His commitment and dedication led to his assignment as the department's lead Police K9 handler in 2006, when the police department reintegrated its police K9 program, after being decommissioned for approximately 20 years. Sergeant Cunningham, with his original K9 partner Ivan, and his current K9 Partner Ares, worked tirelessly, honing their skills, in an effort to be the best police K9 team in the region. His commitment to his K9 assignment was recognized on numerous occasions, to include top placements in numerous regional and national K9 competitions. Sergeant Cunningham has also become a highly respected police K9 trainer, in which he not only assists in the training of our K9s but the training of police K9s throughout the region.

As a result of his commitment, dedication, strong work ethic, and great communication skills, Sergeant Cunningham was assigned to

the Department's Neighborhood Enhancement Unit, in February of 2019, as the Senior Officer. In his new role Sergeant Cunningham quickly established himself with members of the community, as a problem solver. He attended community meetings and meet with resident's in an effort to address their issues and concerns, and he found ways to effectively resolve them. As a Neighborhood Enhancement Officer, Sergeant Cunningham was also tasked with addressing quality of life and nuisance issues throughout the city, and in doing so he not only creatively utilized resources from within MPD, but he also established partnerships with the City's Code Enforcement Department, the schools, the YMCA and various other organizations, in an effort to resolve issues from a multifaceted approach. Sergeant Cunningham remained in this assignment throughout most of 2019, before returning to the Patrol Division as a Field Supervisor.

Throughout his career, Sergeant Cunningham was assigned various responsibilities, to include his 2008 assignment to the Department's Tactical Response Team, as an Operator and K9 Handler, where he was trained in the use and deployment of various special weapons and tactics, in 2015 he became a certified police instructor and began developing lesson plans and presentations to aid in the instruction of police officers on pertinent police topics. He is also certified as a police K9 instructor, for patrol, narcotics, and explosives. In 2018 he became a Field Training Officer, where he trained and supervised newly appointed police officers, which afforded him an opportunity to impart his experiences and proactive work style to the newest members of our department, in hopes they would emulate his professionalism, commitment, and great work ethic.

As you can see by the numerous awards displayed on his uniform, Sergeant Cunningham has been honored with numerous

Commendations for his excellence in police work, to include being awarded the Police Officer of the Year Award in 2005, 2012 and 2017. He received numerous Lifesaving Awards for his selfless acts of heroism, and he is also a Medal of Valor Recipient for the lifesaving actions he demonstrated during a 2007 Domestic Incident Call, in which the suspect of said call intentionally shot at the responding members of the City of Middletown Police Department, striking one of the Officers twice.

Sergeant Cunningham has demonstrated time and again his sacrifice, commitment and dedication to The City of Middletown Police Department, and I am honored to have him serving in his new role as a Patrol Sergeant, where he will be supervising the police officers in their daily patrol functions, and where he can continue to utilize his training and experience to mentor and guide the men and women of the Middletown Police Department.

Sgt. Cunningham

Your dedication and commitment to the Middletown Police Department is evident and I know that you have put in countless hours studying and working hard to achieve this milestone in your career, and I commend you for your hard work, dedication and enthusiasm. As you embark on this next chapter of your career, it is clear that you will be faced with new challenges and obstacles, but you have my promise that I along with all of our supervisors will support you and assist you any way that we can. I encourage you to stay true to yourself, and true to the strong morals and ethics that have led to your new position. I implore you to strive for excellence in everything that you do, and to set high standards for the people you serve with. Lastly, as you continue to work diligently towards achieving the goals and objectives of our organization, and towards ensuring the safety and security of our great city, I ask that you remember the oath of office

you took, swearing to protect and serve the people of this community.

Congratulations!

At this time I would once again like to thank everyone that came out this evening, to honor Sergeant Patrick Cunningham on his achievement!

This concludes our ceremony for this evening. The PBA has extended an invitation to the friends and family of our honoree, to join them in the classroom of the Police Station for some light refreshments.

6. Remarks of Dept. Heads

Police Chief Ewanciw-Nothing this evening. I like to thank you for the opportunity for recognizing Sgt. Cunningham at this meeting.

Wished everyone a Happy and Safe Holiday.

Jacob Tawil/DPW Commissioner-Congratulate the Chief for his dept. very proud of them. Patrick especially he grew up right across the street from me. Very proud of him and what he has done for the City and all his work.

Talking about inter-relationship between different depts. in the city and how close we are with the police dept. Right now it started to snow a little bit so we had some phone calls from the police dept. saying certain areas are slippery. Believe it or not this is how we get our clues in the middle of the night and even now, they called and said some roads are slippery. We are going to be sending trucks right now in each ward to salt. They help us

with illegally parked cars, vehicles in the street extremely important for people to move their cars off the roads to allow our drivers to plow.

They help us with Code Enforcement, very strong relationship with DPW and PD. Remind people please stay off the road, it is a difficult job for our men to plow and make sure the roads are clear from ice. Especially in ice and freezing rain we have had. The guys work around the clock so please give them a break. Get off the road and allow us to finish cleaning the roads.

I want to call out and thank the Sanitation Dept. and remind people of all the hard work these guys do. 3am in the morning rain or shine they are right there trying to pick up our garbage and dispose of it. Remind the public how important these people are and how difficult of a task they do. They do that in 90° out as well. Hopefully we will be doing some drastic changes; the Mayor and Common Council to change all this into a better way of disposing of garbage and taking it off our street. Please maintain your garbage in the can itself. Do not put small garbage bags all around; it makes it that much more difficult for our men to hunt for garbage bags. It is actually dangerous for our men too. Please help us out.

There is one article in the newspaper today and you have it before you there is a Council resolution. The Mayor and the Common Council continue effort to protect our watershed and basically this is going to be like a pilot in there; we are going to be purchasing hopefully a small lot, buildable lot on Mill Pond. The reason behind it is to preserve that lot and not allow septic system to be built right next to or close to Mill Pond. Although it is going to be built obviously in accordance with standards and so on; but our vision is to try to protect and purchase as much as we can from the water shed so it will forever remain green. Anybody who cares about Shawangunk Kill and the purity of the water should be supporting these efforts.

Not only benefit Middletown it benefits everybody. All the natural resources we have include Shawangunk Kill.

Update you on \$27million worth of work happening next year and following year. Curbs and sidewalks throughout the city all the way to city line on Dolson Ave. where curbs and sidewalks do not exist. We met with the DOT, we ironed out a couple of things we had to minimize the need to push or move utility poles on Dolson Ave. For example the original design had poles being moved by 6 inches, whole line of utility poles on Dolson Ave. which we didn't think it was very productive move. We met with the DOT and expressed our concern with them and they approved it; so we don't have to move all these poles, not us O&R. We are expecting January to go out for bid for the ADA curbs and sidewalks that is about \$3.6 million and another project we expect to advertise in January is all the city parking lots in downtown to make them a green infrastructure and give them a major facelift.

Another thing we opened bids for replacing the WTP pump station. That is an extremely important component in our Water Treatment Plant. We opened the bid, numbers were

very favorable to us. So hopefully the next Council meeting we will make a recommendation for awarding the bid to the low bidder.

The Mayor and myself regarding the emergency inter-connection between us and Wallkill. Hopefully we can award the bid and fund the project between us and the Town of Wallkill.

Ald. Jean-Francois- First I want to thank you and the Street Dept. for taking of the water main break in the 4th Ward.

Commissioner Tawil-Unfortunately this is the season for this when you have temperature changes on the ground. Starting to freeze and the changes in temperature. Many of the pipes are ductile iron pipe, cast iron pipe. Very brittle. Any shifting will cause a crack in the pipe and that is what our men have been doing. Some of them are even failure, the difficult ones are very slow leaks like Park Pl. and Starhaven for example. We were looking for it for a couple of weeks and we finally dug down and found rotting bolts. One bolt rotted and that was causing the leak. Trouble was finding it.

Ald. Jean-Francois-Guys are doing great work.

John Naumchik/City Clerk-Municipal ID right now we are at 987. In the past 3 weeks we had an increase in the amount of people that came in for id, not sure if has something to do with the licenses or not.

Also the re-organization meeting will be on Thursday, January 2nd at 6pm. It is on the website. The next meeting will be January 21st.

7. Public Hearings & Grievances
John Naumchik-Nothing this evening.
8. Petitions & Complaints
John Naumchik-Nothing this evening
9. Remarks of the Mayor
Mayor is not here tonight.
10. Remarks of Aldermen

Ald. Tobin-Remind everyone to be careful it is icy. Please be aware.

Ald. Green-Congratulations to Sgt. Cunningham.

Merry Christmas, Happy Hanukkah, Happy New Year everyone.

The 22nd is the Festival of Lights presentation at the Run4Downtown Park at 5pm.

Ald. Johnson- Happy Holiday.

Ald. Ramkissoo-I like to wish everyone happy holidays, I look forward to the next term.

Big shout out to DPW and everyone who helps out.

Ald. Kleiner- I also want to congratulate Sgt. Patrick Cunningham. He was a great asset in the 2nd Ward.

Chief I should have asked you this when you were doing your remarks. We have a resolution to cover the cost of 4 new electronic speed signs throughout the city. Do we know where those are going?

Chief Ewanciw-I have generalized locations.

The speed signs actually awarded to the city through a grant through the county. We were required to purchase the actual mounting devices and have them installed. But we are going to be looking at Dolson Ave., East Main St., North St.

Ald. Kleiner- I was going to remind people on Sunday the 22nd at 5 pm the lighting of the Menorah, we started last year.

This Saturday at 10am is the tax lien sale. The list is on the website.

Just a reminder so people don't say I didn't know that was happening. Information is on the home page. Thank you John.

One thing I did have is a slight correction to the minutes and I still screwed it up. I had mentioned Otti Brewer who did Otti's Attic at the State Hospital. She married a GI and came here in 1952; she worked at the State Hospital I think for 23 yrs. and for 30 some years she had Otti's Attic as a thrift shop but more as a place for patients to come and get things cheap, get her advice and visit. But her name is Otti and I added an e on it. Otti Brewer and she was a remarkable person. She was 99 ½.

Happy holidays to everyone and happy and peaceful New Year.

Ald. Jean-Francois-First I would like to thank Officer Regino and Officer Barone who came to our 4th Ward Constituents meeting last Saturday. These officers actually came to our meeting on their day off. We are very appreciative.

Thank you to both gentlemen.

Commissioner thank you for DPW Street Dept. and Sanitation Dept. doing a great job this year.

Chief you and your staff thank you for your services. I appreciate it.

Merry Christmas and Happy New Year.

John Naumchik at the reorganization meeting you all will be taking your oath at the January 2nd meeting.

Pres. Rodrigues-Lastly I also wanted to congratulate Sgt. Cunningham. I am on the Police Commission, it was an honor probably one of my best moments seeing him in the interview. The way he presented himself and all the officers that came that night. They stayed for hours. To hear him, born in Middletown, raised in Middletown, we went to school together, we worked together at Davidge Pool. To see him go to college, come back and become a police officer. I was trying to throw some zingers in there, making it real tough for him but my jaw was open the way he responded to all the questions. His mentality is we are going to make everybody better, train everybody. For me a real proud moment to see how it was done. I told the Chief if I had the money I would hire all as Sgt. I know we can't do it but it was a great interview and I know he set the tone for the next one. He was professional, driven and right to the point.

This being our last Council meeting of the year I would like to bring up what we had done so far as a Council.

Today we are going to pass our 300th resolution.

Our Recreation Dept. was busy this year. Naming of the Wolslayer Field.

Boxing program that we continue to have
Started disc golf at Davidge Park
Little League did some park improvements
Heritage Trail on East Main by the Switch you see the machines- the Heritage Trail is here, it is going to happen

Fire Dept. 15 new volunteers joined the dept. this year
We might be able to hire one from Newburgh career firefighters
We purchased 3 apparatus, Engine 1, Engine 2 and Truck 3
2 new Chief vehicles
Some upgrades to the Firehouse- lockers, benches, upgrade on storage racks

John-City Clerk
Municipal id's
John has a hard job dealing with all of us and organizing us all the time, Council meetings
Karen and everyone else do a great job
When I go to records on film and archived

Finance
Again back to back 2% tax cap

Don has done a great job

Economic Development

Staying real busy

\$10million grant- you are seeing the work that is being done downtown

Building improvements

Businesses are relocating back to downtown

Many buildings being flipped and turned into residential

Out looking for grant money for new parking garage

Purchased 2 buildings- one on Canal and one on West Main St.

Improving the sound system at the Paramount under DPW

DPW-Jacob has started a project with traffic operation project

Over \$10million, changing all the traffic lights and making the ADA

Crosswalks ADA compliance

Water Treatment Plant/Sewer Plant major upgrades this year

New Midland Ave. Ext. curbs and sidewalks

New walkway from E. Main St. to the back of Orchard St.

Police Dept.

We hear it all the time, hired 5 new police officers this year

PD spent a lot of time with the community

Jump our bar-b-ques, Night Out, Too Good for Drugs, Neighborhood Enhancement

Unit-assigning police officers to neighborhoods

Worked on donating bicycles

PBA donating money back into the community

Promotions we saw today

We are going to start sometime in 2020 code enforcement-Quality of Life committee

Not a reflection to anyone but I have a plan, I have been looking at other

municipalities

10 yrs. ago on the Council it wasn't a big issue, now it is becoming an issue

We had 300 empty houses 5 yrs. ago, there is only 50 houses on the market today in the City of Middletown

2 yrs. ago it was 275 houses, we are doing something right

Ald. Johnson-Committee as a whole?

Pres. Rodrigues-Not sure yet.

11. Unfinished Business

John Naumchik-Nothing this evening.

12. New Business

285.19 Resolution to approve the Service Line Warranty Program and authorize the Mayor to sign the marketing agreement for a period of three years.

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

WHEREAS, sewer and water line laterals between the mainlines and the connection on residential private property are owned by individual residential property owners residing in the City of Middletown; and

WHEREAS, City desires to offer Property Owners the opportunity, but not the obligation, to purchase a service plan and other similar products set forth in Exhibit A or as otherwise agreed in writing from time-to-time by the Parties (each, a "**Product**" and collectively, the "**Products**"); and

WHEREAS, Company, a subsidiary of HomeServe USA Corp., is the administrator of the National League of Cities Service Line Warranty Program and has agreed to make the Products available to Property Owners subject to the terms and conditions contained herein; and

NOW, THEREFORE BE IT RESOLVED, in consideration of the foregoing recitals, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and with the intent to be legally bound hereby, that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment for the Mayor to sign the attached marketing agreement for a period of three years.

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

286.19 Resolution to accept an award in the amount of \$15,000 from the U.S. Department of Homeland Security's (DHS) State Homeland Security Grant Program.

On motion of Ald. Tobin seconded by Ald. Green

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to accept an award in the amount of \$15,000 from the U.S. Department of Homeland Security's (DHS) State Homeland Security Grant Program.

The purpose of the award is to fund the cost of sustainment, maintenance and enhancement of our explosive detection canine team assets, through equipment, training, exercise and planned projects that support terrorism prevention activities.

LET IT BE FURTHER RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment that the funding be added to our existing Explosive Detection Canine Team Grant budget line A.3135.200.

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

287.19 Resolution to authorize the Mayor to sign the Assessment Collectors Warrant for 2020.

On motion of Ald. Johnson seconded by Ald. Ramkissoon

ASSESSMENT
COLLECTOR'S WARRANT
FOR 2020

STATE OF NEW YORK)
COUNTY OF ORANGE) SS.:
CITY OF MIDDLETOWN)

THE PEOPLE OF THE STATE OF NEW YORK TO **DONALD J. PARIS**,
COLLECTOR OF THE CITY OF MIDDLETOWN, IN SAID COUNTY, GREETING:

YOU ARE HEREBY REQUIRED AND COMMANDED TO COLLECT from the several persons named in the assessment roll, to which this warrant is annexed, the several sums mentioned in the total \$20,237,359 column thereof opposite their respective name, together with your fees thereon as herein provided.

On all sums of taxes or assessments received or collected within thirty days after giving the notice required by law you are to collect no fees. After the expiration of thirty days, you are hereby authorized to add and collect two per centum on every dollar for collecting the same as your fees thereon.

YOU ARE FURTHER REQUIRED AND COMMANDED to pay over all monies so collected by you, (exclusive of your fees for collection), to the proper officer daily and return this warrant to me within ninety days from date.

If any person shall neglect or refuse to pay any tax imposed upon him, or the fees herein allowed, after giving the notice required by law and waiting the time specified in the statue, you are hereby authorized to levy the same by distress and sale upon any personal property in said County belonging to, or in possession of, such person and cause the same to be sold, at public auction or otherwise in accordance with the City Charter, for the payment of such tax and the fees and expenses of collection, and no claim of property to be made by any other person thereto shall be available to prevent such sale and for so doing this shall be your sufficient warrant.

IN WITNESS THEREOF, the Common Council of said City, at a regular session, held on 12/18/19 has authorized this warrant to be signed by the Mayor of said City, and the Seal of the City to be affixed thereto, by a resolution duly passed by a majority vote of said Council, and I, in pursuance of such authorization, have this 19th day of December in the year of our Lord Two Thousand Nineteen hereunto set my hand and caused the Corporate Seal of the City of Middletown to be affixed.

MAYOR

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

288.19 Resolution to authorize the Treasurer to close out capital projects and transfer any unspent borrowed balances to the debt service fund which will offset any future debt payments.

On motion of Ald. Johnson seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to authorize the Treasurer to close out the attached capital projects and transfer any unspent borrowed balances to the debt service fund which will offset any future debt payments.

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

289.19 Resolution to authorize the Treasurer to transfer \$3,113.08 within the Police Department 2019 budget to cover the cost of four new electronic speed sign poles throughout the City.

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

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$3,113.08 within the Police Department 2019 budget to cover the cost of four new electronic speed sign poles throughout the city in the following manner:

From	Amount	To
A.3120.100 Personnel Services	\$3,113.08	A.3120.200 Equipment

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

290.19 Resolution that the taxes, including accrued penalties, owed on former parcel Section 21, Block 2, Lot 25 of the tax roll of the City of Middletown, as shown on the Account Balance Summary, be written off.

On motion of Ald. Green seconded by Ald. Kleiner

WHEREAS, a non-exempt entity sold property at 1–35 Jason Place, tax parcel Section 21, Block 2, Lot 25, to the City of Middletown in 2016, and

WHEREAS, the City subdivided this lot and conveyed a portion to a tax exempt entity, and

WHEREAS, the tax rolls were not adjusted until after the latter conveyance, and

WHEREAS, the Mayor and Corporation Counsel recommend that the taxes for the original parcel be written off.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Middletown that the taxes, including accrued penalties, owed on former parcel Section 21, Block 2, Lot 25 of the tax roll of the City of Middletown, as shown on the attached Account Balance Summary, be written off.

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

291.19 Resolution to authorize the Treasurer to transfer \$5,500.00 within the Paramount 2019 budget.

On motion of Ald. Kleiner seconded by Ald. Tobin

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$5,500.00 within the Paramount 2019 budget in the following manner:

From	Amount	To
A.7010.448	\$5,500.00	A.7010.443
Promoters & Sponsors		Rental Fee/Movies

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

292.19 Resolution to authorize the Treasurer to transfer \$62,742.00 within the 2019 budget to cover the additional cost of CSEA dental insurance offered to Police Officers as per their contract.

On motion of Ald. Ramkissoon seconded by Ald. Jean-Francois

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$62,742.00 within the 2019 budget to cover the additional cost of CSEA dental insurance offered to Police Officers as per their contract. Previous charges were accrued under the welfare fund and under the new contract are recorded under dental benefits. The new contract called for dental rising and welfare decreasing with zero impact to the fund balance in the following manner:

From	Amount	To
A.9000.890	\$62,742.00	A.9000.889
Benefits-Welfare Fund		Benefits-Dental

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

293.19 Resolution to authorize the Treasurer to transfer \$40,618.76 within the 2019 budget to cover the additional cost of liability insurance claims.

On motion of Ald. Johnson seconded by Ald. Green

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$40,618.76 within the 2019 budget to cover the additional cost of liability insurance claims within the 2019 budget in the following manner:

From	Amount	To
A.1900.910	\$30,000.00	A.1900.915
Liability Ins.-Premium		Liability Ins.-Claims
A.1900.950	\$10,618.76	A.1900.915 Taxes on City
Property		Liability Ins.-Claims

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

294.19 Resolution to approve three bids for three surplus vehicles auctioned off through Auctions International totaling \$6,830.00.

On motion of Ald. Green seconded by Ald. Tobin

RESOLVED; that the Common Council of the City of Middletown hereby approves the bids for the following surplus vehicles auctioned off through Auctions International:

2006 Ford Explorer \$970.00 VIN#1FMPU14596LA00452

2010 Dodge Charger \$4,950.00 VIN#2B3AA4CT5AH287669

2009 Ford E450 Bus \$910.00 VIN#1FDFE45P39DA03016

Total \$6,830.00

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

295.19 Resolution to approve 42 North Street to acquire an easement over City owned property known as Jerry's Park.

On motion of Ald. Green seconded by Ald. Kleiner

WHEREAS; 42 North Street LLC., is seeking authorization to acquire an easement to the building known as 42 North Street; Section 31, Block 8, Lot 8 over City property known as "Jerry's Park", 44-46 North Street, and

WHEREAS; this easement is necessary to provide ingress and egress to three new commercial spaces in the first floor of the building which is important for the commercial development of this property, and

WHEREAS; Corporation Counsel has reviewed and prepared the easement agreement.

SO LET IT BE RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to approve the easement agreement and authorize the Mayor to sign all necessary documents.

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

296.19 Resolution to approve the purchase of property on Guymard Turnpike, Mt. Hope for the price of \$50,000.00 conditioned upon approval for a State grant to cover the purchase price.

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

WHEREAS the City is seeking to purchase property on Guymard Turnpike, Mt. Hope tax parcel Section 14, Block 1, Lot 97, for the price of \$50,000.00, and

WHEREAS the contract will be conditioned upon approval for a State grant to cover the purchase price.

NOW THEREFORE BE IT RESOLVED that the Common Council hereby concurs with the Board of Estimate and Apportionment to approve the contract, subject to the recommendations and approval of the Corporation Counsel and the Commissioner of Public Works, and authorizes the Mayor to sign all necessary documents.

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

297.19 Resolution to approve a temporary easement to perform work on two parcels of City-owned property located just south of McVeigh Road near the I-84 overpasses in the Town of Wawayanda for a fee of \$2,575.00.

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

WHEREAS the New York State Department of Transportation is seeking a temporary easement to perform work on two parcels of City-owned property located just south of McVeigh Road near the I-84 overpasses in the Town of Wawayanda, and

WHEREAS the State has commissioned an appraisal for the value of this temporary easement, and

WHEREAS the appraisal sets the total value of and just compensation for this easement in the amount of \$2,575.00, and

WHEREAS the State has made this amount an Offer of Settlement to the City.

NOW THEREFORE BE IT RESOLVED that the Common Council hereby concurs with the Board of Estimate and Apportionment to approve the Offer, and authorizes the Mayor to sign all necessary documents.

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

298.19 Resolution to approve a contract and authorize the Mayor to sign (renew) a Program Agreement for Third Party Administration Services with PERMA with terms and conditions are the same as prior years.

On motion of Ald. Johnson seconded by Ald. Tobin

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to approve the attached contract and authorize the Mayor to sign (renew) a Program Agreement for Third Party Administration Services with PERMA with terms and conditions are the same as prior years.

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

299.19 Resolution to authorize the Treasurer to transfer a total of \$54,325.30 within the DPW 2019 budget for boiler installation and repairs to equipment.

On motion of Ald. Jean-Francois seconded by Ald. Ramkissoon

RESOLVED; that the Common Council of the City of Middletown hereby concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer a total of \$54,325.30 within the DPW 2019 budget for boiler installation and repairs to equipment in the following manner:

FROM	AMOUNT	TO
G.8130.200 Other Equipment	\$39,000.00	G.8130.400 Contractual Services
G.8130.458 Sewage T & D (Old).Chemicals	\$15,325.30	G.8130.440 Repairs to Equipment

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

300.19 Resolution to accept the bid for Street Material

On motion of Ald. Tobin seconded by Ald. Green

WHEREAS, bids were opened by the Board of Estimate and Apportionment on Thursday, December 12, 2019, for the Street Materials, and

WHEREAS, the Board of Estimate and Apportionment referred the bids to the Commissioner of Public Works for his review and recommendation to the Common Council of the City of Middletown, and,

NOW THEREFORE BE IT RESOLVED; that the Common Council of the City of Middletown concurs with the Commissioner of Public Works and awards the bids for Street Materials to the following:

Dick's Concrete Co., Inc., 1053 County Route 37, New Hampton, NY 10958:

Screened & Washed Sand: Stockpile @ \$18.00/ton; Plant @ \$16.00/ton-due to Plant close proximity

Screened Gravel: Stockpile @ \$17.20/ton; Plant @ \$15.20/ton

N.Y.S. Item 304-2.02: Stockpile @ \$16.10/ton

Crushed Stone: #2 Stockpile @ \$19.35/ton; Plant @ \$17.35/ton

Crushed Stone: #3 Stockpile @ \$18.55/ton; Plant @ \$16.15/ton

Run of Bank Gravel delivered to various locations @ \$15.50/cu. yd.

Boyce Excavating Co. Inc., P. O. Box 367, 2817 Route 6, Slate Hill, NY 10973:

Run of Bank Gravel loaded on City trucks @ \$13.00/cu. yd.

Tilcon New York, Inc., 9 Entin Rd., Parsippany, NJ 07054:

N.Y.S. Item 304-2.02: Plant @ \$13.50/ton-due to Plant close proximity

Rip rap (light stone fill): Plant @ \$18.50/ton-due to Plant close proximity

E. Tetz & Sons, Inc. /Tetz Asphalt 130 Crotty Rd., Middletown, NY 10941:

Rip rap (light stone fill): Stockpile @ \$20.00/ton

NYS Item 403.16 Top Course Type 6 Plant @ \$67.00/ton-due to Plant close proximity

NYS Item 403.18 T.C. Type 7 Plant @ \$68.00/ton-due to Plant close proximity

NYS Item 403.14 A.C.B.C. Type 4 Plant @ \$66.00/ton

NYS Item 403.13 A.C.B.C. Type 3 Plant @ \$66.00/ton-due to Plant close proximity

NYS Item 403.11 B.C. Type 1 Plant @ \$65.00/ton-due to Plant close proximity

NYS Item 403.12 B.C. Type 2 Plant @ \$65.00/ton-due to Plant close proximity

Asphalt pre-mix for cold patching: Plant @ \$125.00/ton

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

13. LOCAL LAWS
(NOTHING THIS EVENING)

14. AUDIT OF CLAIMS AND ACCOUNTS

On motion of Ald. Johnson seconded by Ald. Jean-Francois

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: Ald. Ramkissoon, Tobin, Kleiner, Johnson, Jean-Francois, Green, Pres. Rodrigues-7

15. ADJOURNMENT

There being no further business meeting adjourned at 8:45 pm

Respectfully submitted,

Karen Sisco