



Common Council Meeting
City of Middletown
June 21, 2022
City Hall
16 James Street
Middletown, New York 10940

P R E S E N T

Ald. Joseph Masi, Acting President of Common Council
Ald. Gerald Kleiner
Ald. Paul Johnson
Ald. Kate Ramkissoo
Ald. Sparrow Tobin
Ald. Andrew Green
Ald. Kevin Witt
Ald. Joseph Masi

A B S E N T

Miguel Rodrigues, President of Common Council
Ald. Jude Jean-Francois

A L S O P R E S E N T

Karen Sisco, Acting Council Clerk

Digitally Recorded Proceeding, transcribed by:
Lisa Kane

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

INDEX

	<u>PAGE</u>
Karen Sisco, Acting City Clerk	3, 28
Joseph DeStefano, Mayor	4, 27, 37
Maria Bruni, Economic Development	13
Ald. Kleiner	15, 28, 31, 39, 44
Ald. Green	15, 30
Nick Barber, Fire Chief	16
John Ewanciw, Police Chief	17
Jacob Tawil, DPW Commissioner	19
Ald. Witt	25, 30
Ald. Ramkissoon	33
Ald. Johnson	34, 42, 43
Ald. Tobin	36

1. Pledge of Allegiance

2. Roll Call

ACTING PRESIDENT MASI: Please remain standing for -- I'd like to have a moment of silence for our City Clerk Rick McCormack and his sister, Kelly Ocasio who worked for our Recreation Department. Their father passed away this last Friday.

(Moment of silence)

ACTING PRESIDENT MASI: Thank you.

And before we get started, I want to thank Karen Sisco. Thank you very much for coming back and helping us and helping me tonight. It's appreciated.

Roll.

Roll Call: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi.

3. Approval of Minutes.

KAREN SISCO, ACTING COUNCIL CLERK: We have the May 17th, 2022 minutes.

ALDERMAN: Mic on.

MALE SPEAKER: Karen's mic on.

KAREN SISCO, ACTING COUNCIL CLERK: We have the minutes of the May 17, 2022 minutes.

ACTING PRESIDENT MASI: Alderman Kleiner, second by Alderman Johnson. Any questions? All in favor?

COUNCIL MEMBERS: Aye.

4. Correspondence, Communications and Reports

ACTING PRESIDENT MASI: Correspondence.

KAREN SISCO, ACTING COUNCIL CLERK: We have one from the New York State Liquor Authority for 240 Wickham Avenue, La Racherita.

ACTING PRESIDENT MASI: All right. This is has to be referred back to the Planning Board.

KAREN SISCO, ACTING COUNCIL CLERK: That's all for correspondence.

ACTING PRESIDENT MASI: Thank you.

5. For the Good of the City

ACTING PRESIDENT MASI: For the Good of the City. Eileen, is there anyone on line first? I don't hear a response, so.

ALDERMAN: She said no.

ACTING PRESIDENT MASI: Anyone want --

EILEEN: You turned off my mic, Karen. No one at this time would like to speak.

ACTING PRESIDENT MASI: Okay. Thank you very much.

Anyone in the audience like to speak for the Good of the City?

Okay. Hearing none, we'll move on.

6. REMARKS OF THE MAYOR

ACTING PRESIDENT MASI: All right. Tonight we're just going to change things around just a little bit. We have a 30-second time limit, so remarks of the Mayor.

JOSEPH DESTEFANO, MAYOR: And I certainly will adhere to your request, Mr. Masi, because I -- I always do that. And I just want to let you know that you need to let the recording that the meeting is in progress end before you start the Pledge of Allegiance if you're going to fill in in the future. And we appreciate that so. But thank you so much.

ACTING PRESIDENT MASI: Are you done?

JOSEPH DESTEFANO, MAYOR: No. So what do I do here? Oh, here we go.

ACTING PRESIDENT MASI: I got him flustered.

JOSEPH DESTEFANO, MAYOR: Well, let me -- first address a couple of issues that are not up on the screen. The -- I wanted to congratulate Major Moore from the Salvation Army. Jerry, I know is going to speak a little bit on it also. Major Moore is being transferred from Middletown. She's put in many years here and has been a valuable person in our community especially working with the not-for-profits and the Interfaith Council and different organizations. So she'll sorely be missed. So

congratulations. I hope it's a promotion and more pay. But I know they're not there for the pay so. So we'll -- we'll miss Major Moore here in -- in the City of Middletown.

Also, the -- well, let me -- let me address the O&W first. Well, this is divisioning. I'm sorry. On Friday I made a -- was a panelist at the Hudson Valley Vision -- Vision of Hudson Valley Conference down in Sugar Loaf. We were on a -- I was on a panel regarding DRIs. Well, my presentation was based on DRI experience. And I believe we might be going to Albany also because we are -- while we were in the first round of DRIs, it appears we will probably be the first community to complete, fully complete, the DRI package.

And as you know the sidewalk program as ongoing right now is the largest big -- the biggest chunk of money that's left. And also the former Nina's building is also the last of the façade program. So we're hoping to get some closure on those two projects. But, overall, the last week a representative, Susan, from -- from the Secretary of State's Office came down to Middletown. She toured the -- the DIR with myself and Maria Bruni. And very impressed with the work and also the green infrastructure that was done at the -- at the behest of Jacob. So we're hoping

this puts us in a position to be competitive for more money in the next round of CFA grants which we are in the process of preparing right now.

So we hopefully did a decent job at the Hudson Valley Vision and -- and we'll hopefully do something on Monday if we're invited up on at last minute.

O -- O&W update is, as you know, the shoring and remediation is underway. That will take about four to five months. And then we're in the process. Well, while that is ongoing, the final bid documents will be prepared and we hope to have the final bid documents ready for October/November to go out and construction to begin in early '23. So it appears we're on schedule. We have a weekly or every or bimonthly meetings -- biweekly meetings, I'm sorry. And so it appears everything is on schedule. The firm is -- the local rep is - is Mr. Fusco, but the -- the engineering firm is primarily handling the majority of the engineering site is a firm out of Syracuse. And they've been very responsive to -- to date.

Next is the street scape improvements. If you've driven through downtown, you know that this project is underway. And it's creating a few inconveniences, but for the most part I think they're doing a pretty good job on allowing traffic to flow and access to business. We've had

a few minor incidents where people, you know, have called right away and the contractor has been responsive. But the -- the sidewalks that have been put in look beautiful and you could just envision the changes as they go forward.

There are spaces for more trees. I know we did get one or two calls about the trees that were torn down. Most of them were dying or near death especially on the upper end of North. And everything will be replaced. They've hired a landscape architect to make suggestions on the types of trees that would be best suited for -- for the urban environment.

This past Sunday we had a celebration in downtown, Juneteenth celebration. I wanted to thank Anthony and Yaa Yaa Williams, primarily Yaa Yaa Whaley-Williams for the organizing and the event itself. It was well attended. We had a movie at the Paramount Theatre at 11:00 and then simultaneously there was an event started at the Pavilion. They had some vendors. But for most part, people in and out most of the day. But the picture that you see is when most of the people that were attending the event were gathered. But it was well attended and we are very happy with the turnout and the response. And, again, thanks the Williams family for -- and all the volunteers that helped organize the event.

This morning in response to many of the ongoing concerns about the bid district, excuse me just one minute. I think I'm allergic to Masi being in that chair. So hopefully it doesn't happen too often.

ACTING PRESIDENT MASI: Get used to it.

JOSEPH DESTEFANO, MAYOR: But the June 21st meeting of the bid district had a special section on downtown parking. Well attended. They had a full board of bid members and probably about 40 people from the public, primarily downtown Middletown businesses, residents, some building owners. And we had a good exchange. I stated clearly the position that we have taken as a Board and as a city. And, that, unfortunately, with some people you still can't get through to their heads that it's not in the best interest of overall downtown to be parked in front of your own business for, you know, 8 hours, 10 hours or have tenants park in front of those businesses and fill up the parking lots.

But we laid out -- I was joined by Chief Ewanciw who explained the enforcement side of it. And I think people came away with a better understanding of why we're doing things because each -- we try to convince everyone that if you come to us with your specific, you know, issue for you or one of your employees, we can always understand

it, there's just not much we can do about it because we can't allow one person to do it and then not allow the next.

And with regards to the tenants, it's -- it's hard to -- and I know they have a little trouble understanding this because their landlords have given them misinformation over the years. But these are not private parking lots. For example, some of the King Street tenants were told when they moved in that that's your parking lot, you can park there. Well, that's between the landlord and the tenant. They should go back and get a rent reduction if -- if that was told to them.

But the -- overall, I think people understood where we were coming from and the reasons for doing it. And we discussed, you know, that we -- the parking rules are fluid. We're -- we made some changes and we'll continue to make some changes as need be. And that they're welcome to give us their thoughts in writing if they would like and to consider any possible changes.

But, for the most part, it was well-received. The meeting was well-attended. Usually, there's nobody from the public and not even a full Board at every meeting. But this one did draw a lot of attention. So it is a concern, so we need to address it. And I believe the

biggest part was communication.

A few people mentioned lack of communication, but I -- we very clearly laid out -- this started back in 2016 with BFJ, the Planning Department, and then in 2020 we had public hearings back then. And then 2020 we started more public hearings regarding our specific local changes that were being made. And -- and the police department went door to door with flyers. The bid district went door to door. They -- we did emails to all the bid members. All the property owners were contacted and asked to -- to let their tenants know about the new parking rules. The maps have been shared on social media, on all of our -- so I think we dispelled that issue. That was the first one. And once we got beyond that, then we were able to focus on some of the concerns.

So, overall, I think a productive meeting. And if they would like to have another, we certainly would entertain doing one in the evening because that was one of the comments maybe somebody -- people can't make it so. But we would be more than willing to do it in the evening also.

We've had quite a few ribbon cuttings. And one on the left is the Piccolo Cucina e Vino which is the former something sweet. And they've, as you know, they've

changed their whole -- their whole menu and their whole concept. And Anna and Dave have been a valuable part of our downtown. And we welcome the change. And the new business is doing well.

And on the right is Dash Events on Dolson Avenue at the corner Bennett Street. Very happy and doing business. I don't recall the young lady's name, but we've been down a couple of times and -- and a very successful operation. Along with upcoming events will be the Rise Above Marshall Arts on Washington Street and the Al Aariz Indopak Grocery on Center Street.

And don't forget July 2nd will be our fireworks demonstration up at the -- not demonstration, the fireworks presentation up at Davidge. And we'll have entertainment during the day or evening, not the day, entertainment during the evening prior to the fireworks. And at dusk we'll have the -- the fireworks.

So was that short enough, Mr. Masi?

ACTING PRESIDENT MASI: You did an excellent job, Mr. Mayor.

JOSEPH DESTEFANO, MAYOR: It was more -- it was more than 30 seconds.

ACTING PRESIDENT MASI: I know that. Any questions for the Mayor?

JOSEPH DESTEFANO, MAYOR: Okay. Thank you.

ACTING PRESIDENT MASI: Sit down.

7. REMARKS OF DEPARTMENT HEADS

ACTING PRESIDENT MASI: Economic Development, Ms. Bruni.

MARIA BRUNI, ECONOMIC DEVELOPMENT: Good evening, everyone. Just to update you on the community development front, we have a couple items coming up. A public hearing for our 2022 Action Plan is this Monday at 4 p.m. Also on June 30th at 9 a.m., we are going to have a fair-housing roundtable here at City Hall with all different agencies throughout -- regarding housing. That's because we have to provide an analysis of impediments to Fair Housing. We have to submit that plan that -- to HUD in the fall, so we're doing our roundtable on June 30th at 9 a.m.

Also, I just want to give you an update on the Farmers Market. Things have been moving fairly well. June is always, you know, somewhat of a tough month because the farmers don't have all their -- all their produce and vegetables. But we've been -- it's been great because we've been able to start to see how we're filling in the pavilion because that is now the permanent home of the B-I-D-, BID Farmers Market. We're going to have it full force about 15 vendors. The farmers include meats, eggs,

flowers, honey, fruit and vegetables, mushrooms, spices, and soaps, soap products, handmade soaps and so forth.

Also, the seniors have been asking us about coupons for the market. They could call the -- contact the Office of the Aging. We can get you that number and also at the market the BID table has the phone number that they could reach out, so they could get their coupons.

The Healthy Cities and Counties Challenge Grant that the BID received last year, the BID received \$12,000 in a grant. It's a reimbursable grant. Those are going to be handed out in the form of \$10 vouchers. And those vouchers are going to be handed out -- the County is working with Cornerstone Healthcare. So, basically, there's a health screening process when you come to the market. You go through the health screening process and then you get your -- your voucher. And that will -- they're telling us is starting this Saturday.

Also, the -- the BID has applied for the SNAP Program. So we're just finalizing and processing paperwork right now.

And summer concerts have started. The Mayor mentioned the fireworks. The Paramount starting June 24th, this Friday, we're getting another first run release and we're getting Elvis, so we're excited about that showing.

And that's all I have for right now.

ACTING PRESIDENT MASI: Any questions for Ms. Bruni? Alderman Kleiner.

ALD. KLEINER: Hi. Thank you. I just want to mention, so we don't forget it. We mentioned the fireworks for Stars and Stripes, but that Friday night, July 1st is Jimmy Sturr. Is that right?

MARIA BRUNI, ECONOMIC DEVELOPMENT: Correct. Downtown at John Degnan Square is Jimmy Sturr and his orchestra. And that's -- we officially kick off our Stars and Stripes celebration that night.

ALD. KLEINER: At night. Okay.

ACTING PRESIDENT MASI: Any other questions?

ALD. KLEINER: Thank you.

MARIA BRUNI, ECONOMIC DEVELOPMENT: Thank you.

ACTING PRESIDENT MASI: Oh, I'm sorry, go on Alderman Green.

ALD. GREEN: I was wondering with the Pavilion, I'm not sure about how it's working for Downtown. I know Austria has a famous Christmas market outside like maybe like a short window for like, you know, a holiday market. Maybe try to (indiscernible) the whole downtown.

MARIA BRUNI, ECONOMIC DEVELOPMENT: Right. We're -- as you know, we've ordered the ice skating rink.

ALD. GREEN: Right.

MARIA BRUNI, ECONOMIC DEVELOPMENT: So the -- under the Pavilion we're going to have ice skating starting.

ALD. GREEN: All right.

MARIA BRUNI, ECONOMIC DEVELOPMENT: But, you know, does not mean we can't do something in the -- in the field area or close the street for a night or something. So we definitely -- we want to keep working at programming, yes, for the holidays. So good idea. Thank you.

ALD. GREEN: Thank you.

ACTING PRESIDENT MASI: Any other questions?

Thank you, Ms. Bruni.

MARIA BRUNI, ECONOMIC DEVELOPMENT: Thank you.

ACTING PRESIDENT MASI: Fire Chief, Chief Barber.

NICK BARBER, FIRE CHIEF: Good evening, everybody. Hope everybody had a wonderful month.

But the fire department responded to over 100 calls the past month. Most of them were repeater calls going back to the same address for the same problem.

And we supported a couple of events this past month. One was Alex's Lemonade Stand where a 9-year-old boy by the name of Chase up on Lake Avenue set up a lemonade stand. The fire department went up there to

support him because all proceeds went to childhood cancer. He raised over \$1,100 in like eight hours. So next year we've talked to him. We're going to make it bigger and better, help him out even more.

The other one was Touch of Truck over there in Trall Park. And the Ruthie-Dino Run we set up a couple of booths for applications for volunteers. And we just took in four new members this past -- past month by setting up those booths, so we're going to continue doing that.

And you have a couple propositions on the table tonight that I'm looking for your support. Any questions?

ACTING PRESIDENT MASI: Any questions for the Chief? Chief, thank you very much.

NICK BARBER, FIRE CHIEF: Thanks.

ACTING PRESIDENT MASI: Police Chief, Chief Ewanciw.

JOHN EWANCIW, POLICE CHIEF: Good evening. Just a few things. This evening before you you have three resolutions hopefully you'll be able to support. The first one is to add two additional license plate readers. They're fixed position license plate readers. We've had this technology now for a little over a year and it's very instrumental. We use it on a regular basis as an investigative tool, one of the most useful pieces of

equipment that we have, so we'd like to expand that. And that's just transferring some money from a different program that we're using that we felt wasn't as rewarding that we were hoping.

Second resolution is to fund another Youth Leadership Academy. Several of you attended our graduation for our first Leadership Academy which was very successful. Sergeant Welch did an amazing job along with the other staff that helped with that. And based on that outcome and the feedback from the youth that did attend it, we'd like to host another one this fall.

And the third resolution is to add an additional police officer to help with the School Resource Officer Program. The school has requested an additional school resource officer for the high school. And they've offered to pay for that. They pay a majority of that person's salary and benefits. So the cost to the City is very minimal, so, hopefully, you'll be able to support me and all three of those.

Additionally, just want to follow up on fireworks. We do have a celebration July 2nd. I just want to remind the residents that personal use of fireworks is not authorized. No amount, no small amounts, no large amounts, nothing. Last year we collected several thousand

dollars in fines. And it's really not worth it to, you know, have that few moments of fun then to end up with some type of large fine. So please follow the rules and don't put us in a situation to give you a summons.

Lastly, I was contacted by Senator Skoufis' office this week that he will be sending us some funding to help offset the cost of our Night Out Against Crime which will be August 2nd, Tuesday, August 2nd. So I'd like to thank him and his staff for his support there. It's somewhere around the \$5,000 mark that he's going to be sending our way for that.

Other than that, I have nothing unless you have questions for me.

ACTING PRESIDENT MASI: Any questions for the Chief? There are none. Thank you, Chief.

8. PUBLIC HEARINGS AND GRIEVANCES:

ACTING PRESIDENT MASI: Public Hearings and Grievances. Come on up, Commissioner Tawil.

JACOB TAWIL, DPW COMMISSIONER: You sure?

ACTING PRESIDENT MASI: Yeah, come on up.

JACOB TAWIL, DPW COMMISSIONER: Good -- good evening, all, Mr. Mayor, Acting Council President Masi, Council Members, Audience. Believe or not, quite a few people listen to me on TV. They're waiting for me to give

a presentation.

ACTING PRESIDENT MASI: You believe that too.

JACOB TAWIL, DPW COMMISSIONER: They tell me that to my face. They tell me that to my face all the time.

ACTING PRESIDENT MASI: You do a great job.

JACOB TAWIL, DPW COMMISSIONER: Thank you, sir.
Thank you.

So to start with, Council -- Acting Council President, the reservoirs are at 99.5 percent full. And with that little bit of rain, we're probably going to achieve 100 percent, so we're in very good shape water -- waterwise.

And we are -- the Mayor and myself are working very, very closely with DEC in order to iron out some kinks in our water taking permit and misunderstanding between us and the DEC. The way we understand the safe field analysis that we've spent years and years since 2000 developing different kinds of models and safe field analysis. We found out in the last conference phone call virtual meeting with the DEC that we are completely different -- different understanding about the peak data flow, annual average, and so on and so forth. So, hopefully, by the end of this week we're going to have another conference phone call and we'll try to iron out our differences. And we are, hopefully, we

will be on the same page. But we drastically disagree with them about the analysis and the understanding of the safe field analysis and the studies that we have done. We respectfully do that and we'll pursue it as we may be, but with the support of the Mayor and under his leadership.

Another -- another item we distributed to all of you the list of roads to be milled and paved. And we're looking this year about milling and paving worth \$2 million. And that is state funded money that they give us every year the state. It's called the CHIPS Funding. And we're very happy for that. And it's quite a bit of money.

And that will pile on all the construction projects that we are having throughout the City. Like the Mayor said, downtown is all opened up in there with the new curbs and sidewalks. And that's only the half of it. The majority of it is the pedestrian crossing, all the signalized intersections in there, the main supports for the mast that will be carrying the traffic lights. And it's all very complicated because a very congested area. So every day we're having -- like the Mayor he was saying, it's moving, very, very smoothly as far as the public is concerned. And he's getting phone calls and we're trying to accommodate any concerns from the public immediately as we hear them.

But on the other hand, it's very congested, complicated site really that requires continuous revision and updates for the plans and we are working on that. And, also, the project is not only in downtown -- the work is not only at downtown, also at Ridge Street by East Main going up to Touro College you can go drive over there. You can see how poor the sidewalks and curbs were, you know, how they used to be about a month ago and now how they are right now. And properties, we're draining right now because we didn't -- we installed drains under the curbs and the sidewalks, so all that hillside runoff that will go and the groundwater that will go under the curb and sidewalk to cause it to heave and settle, hopefully that will all be taken care of by the underground drainage system that we installed under the granite curb.

So so far so good. And -- and the Mayor and I, we were able to secure an additional \$1.5 million in there. The vote is going to take place in another month. But additional funding and \$1.5 million from the state -- from the federal funding actually through the New York State DOT. So that's an additional \$1.5 million. We'll need it for this project because the price of the project is like \$30 million at this time.

The Mayor, he spoke to you, updated you about

O&W. Also, the -- the work and the meetings and everything is moving along. And what he said is for the bid opening, it's going to be a bid opening for the shoring and for the remediation, removing asbestos and lead from the building in order to affect having a properly -- proper construction site, safe construction site for the future. That bid opening, like he said, it's going to be on July 19th. But that will be advertised and the Mayor will speak about it in more details in the -- in the coming meetings.

And the waterline project, hopefully we are finalizing that. They're waiting for the bacteria test for the last section and then we'll start shifting over some -- some water services there. We installed the water main right into Seward Avenue into the psychiatric -- former psychiatric center ground. And that would be the last phase of the project. We're still having a problem so everybody is aware of it with the first section of the pipe. We have not accepted it yet because we had some problem with it. So we're still -- we're still going back and forth not with the contractor, but with the manufacturer of the pipe. We have an issue with the pipe itself. So whether we're right or wrong, we'll figure it out eventually and we'll have a very successful project.

Before you tonight there's another resolution

which is to approve Barton & Loguidice. They're a consulting engineering firm to design for us, to be on standby to start the design for \$4 million project that Congressman Maloney just advised the Mayor of that. And it is published on their website. So we were promised \$3.5 million for replacing 24-inch water line from the water treatment plant down to Monhagen Avenue. That -- that supplies 2/3 of the water of the City of Middletown. And the pipe is relatively old. It goes back to the 1940s. So we want to be ready for it because if something happens to that pipe, it's 2/3 of our water is shutoff and then we have to supplement it from the high pressure lines that are going through the City which is very expensive water. It has to be pumped and so on.

So, again, the Resolution before you just to put us on standby, so that when we get the official notification from the congressman or any of the federal agencies that the grant has been awarded to us, we have the conditions of the grant, then B&L will start immediately. They have your authorization and the Mayor will sign the contract with them to start the design immediately.

So with that being said, I will open it for any questions or any questions, anybody?

ACTING PRESIDENT MASI: Questions for the

Commissioner? Alderman Witt.

ALD. WITT: Yeah, thank you, Commissioner.

Could you speak a little bit about your recent attendance at the Waywayanda -- Waywayanda Planning Board meeting?

JACOB TAWIL, DPW COMMISSIONER: Yes, yes. Thank you. You are referring to the public hearing that was held because -- yes, because by the Planning Board of the Town of Waywayanda, Alderman Kleiner was there. And that's because of the -- because of the -- they call it the Dolson Town Road Corridor Development. It's like four or five different projects put together basically warehouses and a transfer station, solid waste transfer station and recycling station.

As you know, the Council and the Mayor hired CDM Smith to help us go through the -- the thousands, literally thousands of pages in there that we had to go in and review. And they had a bunch of sciences -- scientists and engineers working on it to try to find out if -- if the client or if the developers have followed the proper SEQR steps and they explored all negative environmental impact that could have happened because of the project. So, basically, we give them -- we give the Planning Board a short letter in there with bullet points and we told them

that was preliminary findings only. We intend to give them full -- more detailed letter of our -- of our findings regarding their SEQR. And we, at the request of the Mayor and with consulting -- consultation with him, we said that the City is opposing this project because of many factors, you know, many of which are possible in emission, you know, water, you know, municipal solid waste spread all over the place and -- and traffic concerns and highway capacity and so on and so forth.

One of the residents in there, he had a comment to the -- to the Planning Board telling you guys the developer hired the same traffic engineer that did the study for the carwash. He did the study for the carwash and now you're hiding. And he told you it's not going to be any issue. And now look at the carwash and the traffic. And now you hired the same engineer to do same analysis -- similar analysis to this huge development that you're proposing.

So we -- we still have many questions in there.

JOSEPH DESTEFANO, MAYOR: I just want to add one thing, Jacob. Kevin, I know you were at the meeting, the school board meeting in which there was a presentation by Sole Stainable New York, a young man, I didn't get his name. But he -- he mentioned that the City has -- Jacob

was there and opposed the project. He gave some misinformation though about it because it was a little sarcastic that Middletown opposed the project, but they're supplying water and sewer to the project.

This is -- it's accurate, but it's based on -- it's misleading as Gerry just said that 30 years ago there was an annexation between the City of Middletown and the Town of Waywayanda. During that annexation, we gave them 200,000 gallons of water and sewer on a daily basis of which now they're using maybe 50 to 60,000 gallons. That water and sewer is used at the discretion of Waywayanda on projects in Waywayanda. We get paid as a -- from our master meter that we provide. We don't bill the individual property owners and we don't get involved, legally, other than through the environment process in the usage of that water and sewer. Of course they have to comply with all federal and state laws regarding especially on the sewage side with discharge into our system. But we don't get to select who Waywayanda is going to us that -- that water and sewer with.

So, hopefully, in future presentations for the sake of accuracy, he will make a correction if he's watching tonight. If not, then I will try to find out who he was, but he did not state his name at that meeting. And

because it's a big correction that needs to be made. And -
- and I'm trying -- if anyone knows who it was please
contact me and I can send him the information directly.

ACTING PRESIDENT MASI: Any other questions for
Commissioner Tawil? Alderman Kleiner.

ALD. KLEINER: Thank you. I just want to add
that for anyone interested, the comment period was supposed
to end on June 20th, but because of delays in their process
they've extended it to July 13th.

JACOB TAWIL, DPW COMMISSIONER: Yes.

ALD. KLEINER: So anyone can go to the Waywayanda
website and they can find the draft generic environmental
impact statement and it details how many trucks and square
footage of impervious surface and all the -- all the things
that we're concerned about. And if they have comments they
can send them to the Waywayanda Planning Board by July
13th.

JACOB TAWIL, DPW COMMISSIONER: Absolutely. And
just -- just to complete, I was not aware of that
presentation of the School Board. But to finish what the
Mayor was saying is we have control over -- over the
wastewater being discharged if it was industrial. Of
course, you know, if it was regular wastewater then we have
no control over it, but if there's industrial waste, then

they have to apply for an IPP from us, Industrial Pretreatment Plan and permit from us from the City of Middletown to discharge their sewage and they will be under stringent regulations that we would be monitoring them under an agreement that the Mayor he just entered almost a year ago now or six months ago, under -- under the EPA consent order that the City would be enforcing and monitoring this IPP.

JOSEPH DESTEFANO, MAYOR: Both us and Waywayanda.

JACOB TAWIL, DPW COMMISSIONER: Right, exactly.

Exactly.

ACTING PRESIDENT MASI: Any other questions for Commissioner Tawil? Thank you.

JACOB TAWIL, DPW COMMISSIONER: Thank you.

ACTING PRESIDENT MASI: Public Hearings and Grievances.

KAREN SISCO, ACTING COUNCIL CLERK: Tonight we have a Local Law Number 4 of 2022, a Local Law increasing the term of Office of the City Treasurer. Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday, June 21, 2022, on or as near to 7:30 p.m. as possible, Common Council Chambers, 2nd Floor, 16 James Street at 7:30 p.m. to hear any and all persons wishing to be heard on the recently passed Local Law 4 of

2022. A Local Law increasing the term office of the City Treasurer. A full text of Local Law Number 4 of 2022 is available in the office of the Common Council Clerk, City Hall, 16 James Street, Room 12 and on the City website. Richard McCormack, City Clerk, published 6/10 and 6/11 and also on the City website.

ACTING PRESIDENT MASI: All right. I'll open the public hearing. Eileen, is anyone on line? Hearing none. Anyone in the audience would like to speak on this? Any Council Members like to speak on this?

Okay. We will close the public hearing.

9. Petitions and Complaints

ACTING PRESIDENT MASI: Petitions and Complaints.

KAREN SISCO, ACTING COUNCIL CLERK: Nothing this evening.

10. Remarks of the Alderman.

ACTING PRESIDENT MASI: Remarks of the Alderman and Committee reports.

Alderman Witt.

ALD. WITT: Nothing this evening.

ACTING PRESIDENT MASI: Alderman Green.

ALD. GREEN: Yeah, just quickly, happy first day of summer officially, so we're in for it now.

And also just -- we are -- we do have a

Resolution authorizing transfer for the Fireman Joe Restoration Project. Just a reminder that the Run for Downtown this year, the proceeds from that event are going to go help offset and support the remainder of the cost for that. So it's, you know, it's going to be a beautiful fixture downtown for us. So come out and support the run, it's August 20th. And we hope to see you there. Thank you.

ACTING PRESIDENT MASI Alderman Kleiner.

ALD. KLEINER: Thank you, Acting President Masi.

First day of summer, so the days get sorter from here until December. That's when you're a gardener, that's the way you look at it.

I also want to thank Yaa Yaa and Anthony Williams. The Juneteenth celebration was very nice and it brings the community together. It's important that they do that. I hope we get a little more publicity for it next year. And I want to thank Maria because the City had a booth there and it was excellent. Thank you.

I didn't mention last time after our meeting after Memorial Day, but I wanted to send my condolences to the family of Edward Collins. He was a World War II Veteran and he and his wife Janice are regulars at the Mulberry House Senior Center. And Edward he will be

missed.

I forgot to ask on the fireworks, do we think the Frank Shorter Path will be the diversion around Frank Shorter --

JACOB TAWIL, DPW COMMISSIONER: It's open today.

ALD. KLEINER: It is open today?

JACOB TAWIL, DPW COMMISSIONER: I didn't -- I didn't report on that, sorry.

ALD. KLEINER: Okay. No, excellent. Thank you.

And I wish Major Moore and Lieutenant Vilizana (phonetic) success. I think they're going to Spring Valley. But she has been such a valuable asset to the City. And from the day she got here stepping up and saying what she could do to help. And, certainly, the Salvation Army opening the warm place, so that people had an alternative in the daytime for those brutal days, it was really -- it was a great thing she did.

That's pretty much it. But I just want to mention, you know, since I've lived in Texas for 15 years, I see what the Texas Republicans have done. Biden is an illegitimate President which it's not that there's no proof that the election was fraudulent, it's that there's a ton of proof, recount after recount after recount that the election was free and fair. And that's the way they we

should say it.

They also want the right to succeed from the United States. And when they're -- when they're chanting USA, USA and saying the Pledge of Allegiance, you know, one nation indivisible. Of course they want to get out of the UN because, you know, we rule the world. They want to privatize social security. They booed Senator Cornyn for even daring to discuss what could be done about gun violence in this country. So we the people, I don't know. Thank you.

ACTING PRESIDENT MASI: Alderwoman Ramkisson.

ALD. RAMKISSOON: Good evening. First I'd just like to remind everyone that our pools, that's Sproat and Davidge this year will be open on Monday, June 27th which also happens to be my birthday. But, you know, that's okay, that's besides the point. Monday, Monday they open up. Two pools this year, so just remember that.

Congratulations to our 2020 graduates this year. I wish them all the best. And I'd like to thank the schools for how we've navigated our kind of real big year back this year. I think they did a great job. Our kids accomplished a lot. We've got scholar athletes. The Odyssey of the Mind girls who took second in Worlds. And there's just so much more to celebrate about our Mitties

and they just keep doing amazing things. They make us proud.

For business, the Third Ward meeting which is normally scheduled for the fourth Tuesday of the month, we are going to be forgoing since Alderman Johnson will be away and graduation times, so we'll be pushing it out to the July meeting. So I hope everyone has a safe and happy month.

ACTING PRESIDENT MASI: Alderman Johnson.

ALD. JOHNSON: Thank you, Mr. Chairman.

So I did happen to watch that presentation at the School Board meeting. His -- the young man name was Skyler and he was there with his girlfriend. And they represent this organization Sustain New York. So and I agree with the Mayor, there was a little bit of a -- little bit of zest as they say in some parts of the world about the water conversation. But they cited Cassie Lane. And so being who I am, the next night I drove down Cassie Lane which is a dead end road and I met the woman who lives there. And I said to her, "You probably don't have too many people come down your driveway." She said, "Well, actually, they do because they think they're cutting through to get to someplace, so have to turn around and go back out." And she said that that they've lived there for 30 years.

They're pretty much surrounded if that project goes through on -- on all three sides. So they're not that pleased with that idea.

We talked about the traffic that's been generated by the car wash. We talked about the number of trucks that might come in and out. And I did assure her that we in Middletown, although we don't have any standing per se, that we're standing in opposition to the project.

And I think Skyler's girlfriend is best friends with this lady's daughter, so I could probably link you up with them and maybe we could have a productive conversation about that. But I think we're on the right side of this issue and I think we're taking the lead position in opposition. And I appreciate that we're doing that. Thank you very much.

ACTING PRESIDENT MASI: Alderman Tobin.

ALD. TOBIN: Yes. Early voting has begun, correct, for the Governor's race? And they can do that at the Senior Center this week and next Saturday it's 9 to 5. There's primaries for the governor and lieutenant governor. You know, the crazy election this year, I think the 23rd of August is another primary. And so, you know, keep your eyes open for that. And that's going to be for the congressional race.

So as far as locally, the fishing derby was excellent. I attended. It was great to see everybody. I think people are excited to be back out doing things. It was kind of windy, so the kids weren't catching a ton of fish, but every little kid -- every little kid that caught a fish, no matter if was 2 inches big or 10 inches, they had a smile on their face. And so that was good time had for all, so thank the Parks Department Alliance for doing that. And that takes a lot of, you know, stocking the fish, making sure each year they're putting more fish in there, so people can catch them. And it's a great resource. We had first time fishers to kids that were casting two poles at once, so it was a good day.

And I'm glad to see the school resource officers in the district. As a teacher, I feel safer in the school with school resource officers in the building. It makes it like a harder target. And I also think that the, you know, the first time that, you know, students see a police officer should be in that friendly, you know, atmosphere as like an offering guidance and in the school. And, you know, shouldn't be on their worst day when they're getting a ticket. So I think that this is a new way of part of the community policing, I think this is part of, you know, starting in the schools with the kids and putting that into

the community. So I'm -- I'm all for that and I fully support that. Thank you.

ACTING PRESIDENT MASI: Mr. Mayor, was there something else you wanted to say. I got a text from you but --

JOSEPH DESTEFANO, MAYOR: Yeah.

ACTING PRESIDENT MASI: -- I don't know what the timing of it was. I'm sorry.

JOSEPH DESTEFANO, MAYOR: The paving list.

ACTING PRESIDENT MASI: Okay. Thank you.

JOSEPH DESTEFANO, MAYOR: I know that we're going to start, Jacob, this week, correct, or is --

JACOB TAWIL, DPW COMMISSIONER: Monday.

JOSEPH DESTEFANO, MAYOR: Monday, we'll be starting Monday. Each ward will be getting quite a few streets done. I think Jacob mentioned the total. But do we have the list posted online, Jacob?

JACOB TAWIL, DPW COMMISSIONER: Not yet, after tonight.

JOSEPH DESTEFANO, MAYOR: After tonight, so --

JACOB TAWIL, DPW COMMISSIONER: (Indiscernible) post it.

JOSEPH DESTEFANO, MAYOR: Okay. So tomorrow it will be posted online, so you'll know whether your street

is being done. And there's also a crack and seal list. So -- so we just want to make sure people know that they wake up in the morning and their street is closed for a little while and half of it. They're, again, that combined with the downtown project and the sidewalk project might cause a little anger on your way to work. So if your -- if your street is getting done, you know, need a few more minutes to get to work. But it will be available online tomorrow.

ACTING PRESIDENT MASI: Thank you. And the end result everyone will be proud of.

11. Unfinished Business.

ACTING PRESIDENT MASI: There's no unfinished business.

12. New Business.

ACTING PRESIDENT MASI: New Business.

KAREN SISCO, ACTING COUNCIL CLERK: Yeah. The Resolution sponsored by Alderman Johnson, seconded by Alderwoman Ramkissoon. Resolution authorizing a budget reallocation transfer for the purchase of two new FLOCK fixed LPR systems.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Johnson, seconded by Alderwoman Ramkissoon. Any comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon,

Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: We have a Resolution sponsored by Alderman Kleiner, seconded by Alderwoman Tobin. Resolution authorizing a budget transfer for the Summer Youth Leadership Academy.

ACTING PRESIDENT MASI: We have a Resolution sponsored by Alderman Kleiner, seconded by Alderman Tobin. Any comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: We have a Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Green. Resolution authorizing the hiring of an additional police officer for the School Resource Officer Program.

ACTING PRESIDENT MASI: We have a Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Green. Any comments, questions? Alderman Kleiner.

ALDERMAN KLEINER: Yeah. I -- I just want to point out agreeing with what Alderman Tobin said. But it's -- it's specifically in the contract that the School Resource Officers are not disciplinarians. They are there to help the kids and for establish relationships. And it's -- it's a great program. Thank you.

ACTING PRESIDENT MASI: Any other comments or questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: We have a Resolution sponsored by Alderman Tobin, seconded by Alderman Johnson. Resolution authorizing agreement with Jay Cardinal Consultants for consultation services on the Fireman Joe Statute Restoration Project.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Tobin, seconded by Alderman Johnson. Any comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: We have a Resolution sponsored by Alderman Kleiner, seconded by Alderwoman Ramkissoon. Resolution authorizing a \$75,000 budget transfer for the Fireman Joe Restoration Project.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Kleiner, seconded by Alderwoman Ramkissoon. Any comments, questions? Alderman Kleiner.

ALD. KLEINER: Yes, very quickly. Fireman Joe has been there since 1907. And it's -- it's about time he got a good makeover. Thank you.

ACTING PRESIDENT MASI: Any other comments or questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoo, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: We have a Resolution sponsored by Alderman Kleiner, seconded by Alderman Johnson. Resolution authorizing a budget transfer in the amount of \$275.31.

ACTING PRESIDENT MASI: We have a Resolution sponsored by Alderman Kleiner, seconded by Alderman Johnson. Any comments, questions? I'll make a comment only that I will be abstaining from this vote because it has something to do with my department. Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoo, Kleiner, Green, Witt. Abstain: Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: Resolution sponsored by Alderman Green, seconded by Alderwoman Ramkissoo. Resolution authorizing 2021 LOSAP Sponsor Approvals.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Green, seconded by Alderwoman Ramkissoo. Comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoo, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: Resolution sponsored by Alderman Johnson, seconded by Alderwoman Ramkisson. Resolution authorizing rescinding Resolution Number 122-22 adopted on June 7th, 2022 amending the City Code to Implement a Business Permit Program.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Johnson, seconded by Alderwoman Ramkisson. Any comments, questions? Alderman Johnson.

ALD. JOHNSON: So true confessions. So when we had our Committee meeting in my zeal to move forward, I was premature. We do have to have public hearings for these Resolutions. That's why they're being Rescinded. And we'll have a public hearing and put them back on the agenda.

ACTING PRESIDENT MASI: Okay.

ALD. JOHNSON: My apologies to the Council.

ACTING PRESIDENT MASI: That's okay. Any other comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkisson, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: Resolution sponsored by Alderman Johnson, seconded by Alderwoman Ramkisson. Resolution authorizing rescinding Resolution 121-22 adopted on June 7th, 2022 amending City Code to

require all retail stores to obtain Planning Board approval in applicable zoning districts without regard to square footage.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Johnson, seconded by Alderwoman Ramkissoon. Any comments, questions? Alderman Johnson.

ALD. JOHNSON: Same -- same explanation. Thank you. Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Johnson. Resolution authorizing a public hearing on all retail stores in the City be required to obtain Planning Board approval.

ACTING PRESIDENT MASI: Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Johnson. Comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: A Resolution sponsored by Alderman Alderwoman Ramkissoon seconded by Alderman Johnson. Resolution authorizing a public hearing on the implementation of a business permit program.

ACTING PRESIDENT MASI: Resolution sponsored by Alderwoman Ramkissoon, seconded by Alderman Johnson. Any comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

KAREN SISCO, ACTING COUNCIL CLERK: Resolution sponsored by Alderman Tobin, seconded by Alderwoman Ramkissoon. Resolution authorizing a proposal from B&L for engineering and inspection services.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Tobin, seconded by Alderwoman Ramkissoon. Comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

ACTING PRESIDENT MASI: Alderman Kleiner.

ALD. KLEINER: Thank you. I'd like to make a motion from the floor, whereas, the City desires to purchase certain properties from Consolidated Rail Corporation in the City of Middletown for the purpose of allowing a continuous corridor for the Heritage Trail. Now, therefore, be it resolved by the Common Council of the City of Middletown that the Mayor is hereby authorized to sign the attached agreement of sale and any other necessary documents in order to effectuate this sale.

ACTING PRESIDENT MASI: Resolution sponsored by Alderman Kleiner, seconded by Alderman Witt. Any comments, questions? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

13. Local Laws

ACTING PRESIDENT MASI: There are no local laws.

14. Audit of Claims and Accounts

ACTING PRESIDENT MASI: Audit. Alderman Johnson.

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

ACTING PRESIDENT MASI: Seconded by Alderman Witt. Any comments? Roll.

Roll Call: Ayes: Tobin, Johnson, Ramkissoon, Kleiner, Green, Witt, Masi. Resolution passes.

15. Adjournment

ACTING PRESIDENT MASI: Once again, before a motion to adjourn, I would like to thank Karen.

Could I have a motion to adjourn? Alderman Green, seconded by Alderman Kleiner. All in favor?

COUNCIL MEMBERS: Aye.

(PROCEEDING CONCLUDED)

CERTIFICATE

I, LISA KANE, certify the foregoing transcript of proceedings of the June 21, 2022 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: July 18, 2022

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. Johnson

Sec'd by Ald. Ramkissoon

Date of Adoption 06.21.22

Index No: 126-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing a Budget Reallocation and Transfer for the Purchase of 2 new FLOCK fixed LPR Systems

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Police Department to reallocate \$4,260 from the 2022 budget which was requested for the renewal of CUEHIT. They no longer wish to continue the annual services with this company.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Police Department use the relocated resources to purchase 2 new FLOCK fixed LPR systems.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes Treasurer to transfer \$1,240 in the following manner to cover the remaining balance for said purchase.

FROM	AMOUNT	TO
A.3120.100	\$1,240	A.3120.400
Personal Services		Contractual Service

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Tobin

 Date of Adoption 06.21.22

 Index No: 127-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing a Budget Transfer for the Summer Youth Leadership Academy

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$12,000 in the following manner for the Police Department to host the second Youth Leadership Academy this summer.

From	Amount	To
A.3120.100 Personal Services	\$12,000	A.3120.501 Community/Police Commission

The first academy was a great success and rewarding for both the participants and our officers. We look forward to again being able to serve the youth of our community with this great program.

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

 Sec'd by Ald. Green

 Date of Adoption 06.21.22

 Index No: 128-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

**Resolution authorizing the hiring of an additional Police Officer for the
School Resource Officer Program**

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the hiring one additional Police Officer. This additional officer would give the department the ability to assign a second SRO to the Middletown High School.

This created position would increase our budgeted officers from 71 to 72 sworn personnel. Approximately 95% of the annual cost for that additional officer would be paid by the Enlarged City School District of Middletown which includes the officer's annual salary and benefits.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

 Sec'd by Ald. Johnson

 Date of Adoption 06.21.22

 Index No: 129-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing an agreement with Jay Cardinal Consultants for consultation services on the Fireman Joe Statue Restoration Project

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes an agreement with Jay Cardinal Consultants for consultation services to restore the Statue of Fireman Joe. Total fees for services are estimated at \$12,500.00.

**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 06.21.22

 Index No: 130-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing a \$75,000 Budget Transfer for the Fireman Joe Restoration Project

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfers \$75,000 in the following manner to fund the restoration of the Fireman Joe Statue.

FROM	AMOUNT	TO
ARPA Funds	\$75,000	Capital Project Line

The Fire Chief’s understanding is that the city will be providing \$75,000 for this project from ARPA. A new line will be created on the Capital Project Line to transfer the funds from the ARPA Grant line in the amount of \$75,000.00. The subject consulting fee will be funded from this line.

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Johnson

 Date of Adoption 06.21.22

 Index No: 131-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi			X	
Pres. Rodrigues				X
TOTAL	6		1	2

Resolution authorizing a budget transfer in the amount of \$275.31

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$275.31 in the following manner to cover unforeseen office expenses within the Civil Service Department.

FROM	AMOUNT	TO
Fund Balance	\$275.31	A.1430.480

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

THE FOLLOWING WAS PRESENTED

By Ald. Green

 Sec'd by Ald. Ramkissoon

 Date of Adoption 06.21.22

 Index No: 132-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing 2021 LOSAP Sponsor Approvals

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the attached 2021 LOSAP Sponsor Approvals.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Mayor to execute said agreements.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

 Sec'd by Ald. Ramkissoon

 Date of Adoption 06.21.22

 Index No: 133-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing rescinding Resolution #122-22 adopted on June 7, 2022 amending the City Code to Implement a Business Permit Program

RESOLVED; that the Common Council of the City of Middletown hereby rescinds Resolution #122-22 adopted on June 7, 2022 amending the City Code to Implement a Business Permit Program.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

 Sec'd by Ald. Ramkissoon

 Date of Adoption 06.21.22

 Index No: 134-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing rescinding resolution #121-22 adopted on June 7, 2022 amending City Code to require all retail stores to obtain Planning Board approval in applicable zoning districts without regard to square footage.

RESOLVED; that the Common Council of the City of Middletown hereby rescinds Resolution #121-22 adopted on June 7, 2022 amending City Code to require all retail stores to obtain Planning Board approval in applicable zoning districts without regard to square footage.

**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 06.21.22

 Index No: 135-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing a Public Hearing on requiring all retail stores in the City be required to obtain Planning Board approval

WHEREAS, the Mayor and Corporation Counsel have requested that all retail stores in the City be required to obtain Planning Board approval in applicable zoning districts without regard to square footage.

BE IT FURTHER RESOLVED; in accordance with the provisions of Section 475-51(B)-(D) of the Zoning Code the Common Council of the City of Middletown hereby calls for a public Hearing on Tuesday, July 5th, 2022 as near to 7:30PM as possible regarding a change to the Zoning of the City Code regarding the proposed amendment requiring all retail stores in the City to obtain Planning Board approval.

**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 06.21.22

 Index No: 136-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution Authorizing a Public Hearing on the Implementation of a Business Permit Program

WHEREAS, the Mayor, Commissioner of Public Works, Fire Chief and Corporation Counsel are recommending the implementation of a business permit program to increase the accountability of new businesses and those undergoing a change of ownership or management to code enforcement in the City.

BE IT FURTHER RESOLVED; in accordance with the provisions of Section 475-51(B)-(D) of the Zoning Code the Common Council of the City of Middletown hereby calls for a public Hearing on Tuesday, July 5th, 2022 as near to 7:30PM as possible regarding a change to the Zoning of the City Code regarding the proposed the implementation of a business permit program.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

 Sec'd by Ald. Ramkissoon

 Date of Adoption 06.21.22

 Index No: 137-22

NAMES	AYES	NOES	ABSTAIN	ABSENT
Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoon	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

**Resolution authorizing a proposal from B&L for
Engineering and Inspection Services**

RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the attached proposal from B&L for the Engineering and inspection services associated with the replacement of 24' low pressure water main from the City Water Treatment Plant.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Mayor to execute said agreements.

Congressman Maloney has arranged for the City to receive \$3.5 million for this project. The grant funding must obligated in a fiscal year per the conditions of the grant. Congressman Maloney had published on his website that the City will be getting \$4 million for the referenced project. While we haven't received any formal notification or conditions of the grant, we are aware of the time constraints being part of this grant. As such we want to be ready to proceed with the work the moment we receive the notification. The resolution and approval will have a condition not to proceed with the work without official notification of receiving the grant through Congressman Maloney and/or the appropriate grant/government agency.

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Witt

 Date of Adoption 06.21.22

 Index No: 138-22

NAMES AYES NOES ABSTAIN ABSENT

Ald. Tobin	X			
Ald. Jean-Francois				X
Ald. Johnson	X			
Ald. Ramkissoo	X			
Ald. Kleiner	X			
Ald. Green	X			
Ald. Witt	X			
Ald. Masi	X			
Pres. Rodrigues				X
TOTAL	7			2

Resolution authorizing an agreement of Sale with Consolidated Rail Corporation

WHEREAS, the City desires to purchase certain properties from Consolidated Rail Corporation in the City of Middletown for the purpose of allowing a continuous corridor for the Heritage Trail.

NOW H THEREFOR E BE IT RESOLVED by the Common Council of the City of Middletown that the Mayor is hereby authorized to sign the attached Agreement of Sale and any other necessary documents in order to effectuate this sale.