



**Common Council  
Meeting  
City of Middletown  
October 3, 2017**

1. Pledge of Allegiance- Pres. Rodrigues asked all to rise for the pledge.

Roll Call: Present: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner,  
Burr, Pres. Rodrigues-8                      Absent: Ald. Masi-1

2. Approval of Minutes

On motion of Ald. Johnson seconded by Ald. Ramkissoon to accept the August 15 &  
Sept. 19, 2017 as submitted

All in favor

3. Correspondence

Chief Sam Barone requesting a change to rules and regulations to Fire Dept.-Corp.  
Counsel

4. For the Good of the City

Greg Hopkins  
Chairman of Monhagen Hose Co. new engine committee

I would like to thank the members for their favorable motion last month to put the  
new vehicle out to bid.

As Chief Barone alluded to last month the old is getting kind of tired.  
This brings me to the main reason why I am here tonight and that is to bring to the  
bodies attention the bid has not yet been published. It has not been put out publically.

Between Chief Barone and myself we have been corresponding daily and we have been checking both local paper and city's website. Just wanted to bring it to your attention so that possibly some questions may get asked; why it has not been put out yet. Like I said it is just a concern and I wanted to bring it to this body's attention.

John Perrino- Kevin Gomez could not be here tonight he has a very important day in court tomorrow.

Vince Crescenzo is here with me this evening. I can't think of anything more important than good relationships with the City and Town. We have a number of committees and none are more important than the Committee with Middletown and Town of Wallkill.

In an effort to have the meetings covered I have asked Mr. Crescenzo and Ms. Tobiassen to be here at times and they will be joining Mr. Gomez. In the Town of Wallkill I have asked Mr. Pierre and Mrs. Knapp to join Mrs. Blumenau.

The Free Breakfast and lunch program is going exceptionally well. I have been to some of the elementary schools and secondary schools; I have heard nothing but a good thing about it from not only the staff but from the students. We have 2 fantastic people leading the Improving Nutrition Service, Debbie Donnelley and Lauren Burr. Today they had a Nutrition Rally at Maple Hill and there was a NY Jet player in attendance. Believe me the students related very well to the player.

Not only innovative programmatically, but also with the menus. The menus are always in transition and they really relate to what the students seem to like and what is good for the students. They use whole wheat bread, whole wheat grains, plenty of fruit. That is going well.

As you know we have a number of Capital projects this past summer and spring. Most of them are complete or in the process of being completed. Every building has been enhanced you all know about the High School much work is being done on the Middle Schools and Elementary Schools. I don't think there is anything that brings home the fact that a good system attracts buyers. If you notice the article in today's paper where buyers were not too interested in one of the nearby districts because of the size of the school. Again a good City makes a good School District a good School District makes a good City. You have to work hand in hand.

Another innovation it is about a year old now but it is coming into its own is the Infant Campus Parent Portal. May be some members who have students in the District they can sign up for this.

We have about 1500 families signed up thus far. What it does provides a snapshot of a child's achievement in school. Test scores, assignments and so on. I could not go home anymore and say dad I don't have any homework tonight. Dad can look on the parent portal. That has been working out very well.

We have a new Physical Education course Life as a Sport. This is for the 9<sup>th</sup> students randomly selected this year. Hopefully we will incorporate all 9<sup>th</sup> graders next year. Not only develops a mental toughness on the player and students but also it emphasizes cooperation among students in achieving their goals; graduating and being successful.

Speaking of which this year we increased the number of college credits to 103 college credits that a student may take in our high school.

We are very aware of the situation in Puerto Rico in the district. Many good organizations participating. We are going to partner up with the Sheriff's Office. Carl Dubois is going to come to the Thursday meeting and work with him a number of our service clubs.

Vince Crescenzo-Following with Mr. Perrino I don't know if you are aware we have 300 brand new to the community, brand new to the school district students this year and that number is growing. Most of our buildings are at capacity. We have a strategic long term plan that is now kicking in. We have consultants that gave us a very, very accurate number.

Also yesterday we dedicated the new addition to the High School. Basically it is all technology.  
Collaborative learning.  
Conference room where you can talk to various college instructors who are doing the super class.

##### 5. Remarks of Dept. Heads

Maria Bruni/Community Development-Nothing this evening.

Fire Chief Luis- Work at Central Firehouse on the 3<sup>rd</sup> floor is going very well. Almost complete.

Halloween we will be out with the apparatus throughout the City.

Ald. Kleiner- How are we doing with the volunteers this year?

Chief Luis-Not as well as last year. We have 3 that are slated for interviews now. Not as good as last year. Moving ahead.

Ald. Kleiner- The LOSAP program how is it working?

Chief Luis-LOSAP since it came out this is our 3<sup>rd</sup> year since it came out. Our numbers have actually gone up. Not where we projected them to be when we put it out for referendum but the numbers each year climb.

Pres. Rodrigues- Chief, our letter we received from the Fire Chief today about the legal issues to remove is that not a class being offered.

Chief Luis-That is a class no longer offered. The guy that taught it, retired. There is a guy that did take it over they have had the class scheduled 2 prior years, they canceled it. This year 2017 it wasn't scheduled at all. We called the State, our Training Center spoke to the facilitator there it is not even on the calendar for 2018. The guy who is teaching it is not going to be teaching anytime soon.

Don Paris/Treasurer-We are in the budget process. Moving along. All dept. heads have submitted initial report and we are going to start meeting with dept. heads next week to work it out.

I just saw Neuhaus State of the Union in the paper he is saying sales tax will be up \$4million next year. That means \$115,000 to us.

Chris Brinkerhoff/Superintendent Parks & Rec.-Resolution tonight to accept donation. I like to thank Kiwanis Club of Middletown and Mid-City Transit for donating money to the disc golf course. The first 9 holes have been paid for have been paid for by donations and the first 3 holes are totally done with the baskets in. Now we are working on the next 3 holes.

Summer over we are back to doing park improvements. Lines in the parking lot at the Lions shelter. We have had parking issues there where people couldn't get out.

The new lining is going in at Maple Hill Pool.

Water fountain is now in at the Dog Park which is both for humans and bottom for dogs.

One of the benches is going in over at the Skate Park –donated memorial.

Davidge Park expansion the fencing is there, topsoil has been brought in and hydro seeded.

Ald. Ramkissoo- Asked about after sports camp?

Chris Brinkerhoff-The sports camp enrollment is pretty low and I think the hardest thing is getting the word out. We are opening K-5 grade. A lot of feedback from families was they want to keep their kids together and they were in different grades. So that is going out into the schools. We expect enrollment to pick up. Winter session will start November 3<sup>rd</sup>.

Rich Guertin/Corp. Counsel- We closed last week on the purchase of the Ingrassia Rd. property. That will be tagged on to our Fancher Davidge Park.

John Naumchik/City Clerk-Tonight you will be voting on changing the Common Council meeting from Election Day to the 6th. We do this every year. I will put on the website and calendar.

Halloween curfew tonight. In the newspaper and website.

## 6. Public Hearings & Grievances

Public hearing to add to the C-2 General Business Zoning of the City Code

Notice is hereby given that the City of Middletown will hold a public hearing on Tuesday, October 3<sup>rd</sup>, 2017 017, on or as near to 8:00 pm as possible, Common Council Chambers, 2<sup>nd</sup> floor, 16 James St., to hear any and all persons wishing to be heard on the proposed amendment to the Zoning Code Section 475-20. C-2 Limited Business District to add the following:

Light manufacturing, such as plastic assembly (but not molding or 3-D printing) and the assembly of pre-made materials into another product. (The Planning Board retains the discretion to determine whether the particular proposed use constitutes light manufacturing or not.)

Artisan manufacturing of goods, such as jewelry or ceramics, which are produced using hand-tools only.

A full copy of the proposed addition to the Zoning Code is available in the City Clerk Office, Room 12 at City Hall 16 James St. Middletown, NY.

Any and all persons wishing to be heard will be given an opportunity to speak either for or against the proposed addition to the Code.

By the order of the Common Council  
John C. Naumchik  
Clerk of the Common Council  
City of Middletown

Publish: THR 9/25/17 & 9/26/17  
City Website

This had to go to the County Planning which was mailed on 9/22. Since it is under the General Municipal Law Section 239 and also next to another municipality which is Wallkill and I did not a response.

Pres. Rodrigues opened the public hearing 8:19 pm

Rich Guertin-We talked about this in Legislative committee a proposal that came out of Community Development Office we thought it might enhance the economic

development of the City by adding those uses which are now in the DMU zone adding them to the C-2 zone throughout the City. Again for economic development purposes and the mailing to the County they have 30 days to respond. So there is no resolution in front of you tonight to consider; since we have to wait the 30 days.

Pres. Rodrigues asked if anyone from the public had questions. None being  
From the Council- None being.

On motion of Ald. Burr seconded by Ald. Ramkissoon to close public hearing at 8:20 pm.

All in favor

7. Petitions & Complaints

John Naumchik-Nothing this evening.

8. Remarks of Mayor

Mayor not with us this evening.

9. Remarks of Aldermen

Ald. Burr-Nothing this evening.

Ald. Ramkissoon-Tonight I put a picture on the screen-Sept. 21<sup>st</sup> one of our firefighters Michael Demchak was coming off shift when someone ran into the firehouse saying our baby is not breathing, born at home. He saved that baby's life. Michael is a paramedic. He saved the baby. I just wanted to give a little recognition. Thank you.

Next Tuesday is the 10<sup>th</sup> Neighborhood Watch meeting. Probably the last one of the year. We have our constituents meeting and can be reached at any times.

Call the police if you see something say something.

I just wanted to give a big hallelujah for the people in the 3<sup>rd</sup> Ward it is very exciting time especially if you live down by W. Main and you are affected by the water issues there. We are looking to approve the Mayor signing agreement with the County. School Board members who came tonight I appreciate your comments and I will say the school lunches is outstanding.

Puerto Rico we have had a number of drives going on around the City. I believe the American Legion is still taking donations. Also we have had a couple of residences get together on their own. One of those people actually have worked together to try partner with the YMCA and they were able to make contact with Coach Bus. YMCA at the Liberty St. School on Sunday this weekend from 10-1.

Ald. Johnson-Also want to congratulate the firefighter. I also went along with my college from the 3<sup>rd</sup> Ward on I think we are on our 3<sup>rd</sup> anniversary for the press conference and all our friends on W. Main try to be patient and supportive.

I took a chance on the opportunity to attend a Deer Management Seminar at New Paltz all were invited apparently. There was a little bit of a repeat of what Mr. Kleiner and I did a few years ago. The panel was interesting; it was on the campus of New Paltz. The President of the college is a wildlife biologist who trained in Minnesota, another member of the panel was an Ethics Professor on campus and the 3<sup>rd</sup> was a Biologist. We talked about the bio-ethics of hunting, deer population, this woman who is a biologist did a 10 yr. study at Mohonk and documented that many of these forests in 20 yrs. will be totally destroyed by the canopy of the deer.

In 2015 it was estimated in the State of NY there were 80,000 deer related car accidents, total repair of \$265 billion dollars. That coupled with crop damage estimated the deer produced around \$325 million dollars' worth of damage in the State of NY. Population has probably increased.

Ald. Witt-We will have our 2<sup>nd</sup> Ward Constituents meeting next Monday at 7pm

Ald. Kleiner-Ald. Johnson I didn't go to the deer seminar I read the book, I know what they are trying to do; they are trying to get the crossbow distance away from the house reduced. I thought that was most, most of the focus was about under the subterfuge talking about old deer programs. That is why I wasn't there I would be happy to follow up on anything we can do. Yes, our options are very limited and very few.

Maple Hill not only has this been a long time since Congressman Maloney announced this years ago but Chris Brinkerhoff has playground equipment waiting to go into Maple Hill and that can't go in until all this work is done. I really hope to speed it up.

American Legion Post 151 has been collecting and will continue to be collecting for Puerto Rico that is on Wawayanda Ave.

If you think anything we give should be balanced against Puerto Rico's debt I encourage people to go read on how Puerto Rico got into that debt.

Historical Society is having its annual luncheon and meeting that will be Saturday, Oct. 14<sup>th</sup> at Soho. Starts at 12:30. I think the Historical Society is important in Middletown, so if you are in interested in going you can give me a call.

We did have a Constituents meeting we did have the parking lot of the Post Office brought up. Those arrows are so faint. Asking the Postmaster to do something before something happens. We can't do anything about that but we can ask them to fix it.

Our hearts go out to Las Vegas. I went to school in Texas I got there a year after Mr. Whitman had shot all those people from the Tower awful memories come back.

Ald. Jean-Francois-Remind everybody our 4thWard Constituents meeting will be taking place this Saturday at 10am.

Ald. Cid-Nothing this evening.

10. Unfinished Business  
John Naumchik-Nothing this evening.

11. New Business

271.17 Resolution to accept two donations for a total of \$800.00 from Mid-City Transit Corporation and Kiwanis Club of Middletown for the development of the Disc Golf Course.

On motion of Ald. Burr seconded by Ald. Ramkissoon

WHEREAS; The Middletown Recreation Department was given donations in the amount of \$800.00 from Mid-City Transit and Kiwanis Club of Middletown and,

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

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the City of Middletown, NY, does hereby authorize the Treasurer to accept the donation and deposit it into the existing trust and agency account T.0043 for the amount of \$800.00 for the development of the Disc Golf Course.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr,  
Pres. Rodrigues-8

272.17 Resolution to re-schedule the Common Council Meeting from Tuesday, November 7, 2017 to Monday, November 6, 2017 not to coincide with Election Day.

On motion of Ald. Ramkissoon seconded by Ald. Johnson

RESOLVED; that the Common Council of the City of Middletown re-schedules the Common Council Meeting from Tuesday, November 7, 2017 to Monday, November 6, 2017 not to coincide with Election Day.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr,  
Pres. Rodrigues-8



273.17 Resolution to establish a Halloween curfew.

On motion of Ald. Johnson seconded by Ald. Cid

**WHEREAS**, the Common Council of the City of Middletown desires to assure the safety of the public both on the streets and in their homes during the celebration of Halloween, and,

**WHEREAS**, the Common Council of the City of Middletown has determined that it is in the best interest of the City of Middletown to adopt a juvenile curfew during the Halloween period and to encourage parents and guardians to supervise, control and know the whereabouts of their children during such period,

**NOW THEREFORE BE IT RESOLVED AND ORDAINED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN**, that during the period of October 27, 2017 through November 1, 2017 between the hours of 9:00 pm through 6:00 am on each day, commencing on October 27, 2017, it shall be unlawful for any person under the age of eighteen (18) years (hereafter referred to as "minor") to be in any public place (including but not limited to, any street, alley, highway or other public thoroughfare, sidewalk, park, playground, store, shop, restaurant, tavern, café, theater, shopping center and any other place devoted to amusement or open to the general public) or on private property other than such minor's home or usual place of abode, within the City of Middletown, New York, either on foot or in a vehicle, except:

1. When accompanied by a parent or guardian; or
2. When the minor is on an emergency errand; or
3. When the minor is on a specific business or activity directed by his or her parent or guardian, in writing, identifying the minor, the specific business or activity, the location or locations of such business or activity and the time when such business or activity shall end, and signed by such parent or guardian; or
4. When the presence of such minor is required in connection with some legitimate employment, trade, profession or occupation.

**AND BE IT FURTHER RESOLVED AND ORDAINED**, that it shall be unlawful for any person, operating or having charge of any public place to knowingly permit or suffer the presence of minors between the hours set for above,

**AND BE IT FURTHER RESOLVED AND ORDAINED**, that the following procedures shall be followed in the event of any violations of the above curfew:

1. Any Police or Peace Officer, upon finding a minor in violation of the prohibitions set forth above shall ascertain the name and the address of the minor and warn the minor that he or she is in violation of curfew and shall direct the minor to proceed at once to his or her home or usual place of abode. The police or peace officer shall report such action to the parents or guardian of the minor.
2. If such minor refuses to heed the warning or direction given by any police or peace officer or refuses to give the police or peace officer his or her correct name and address, or if the minor has been warned on a previous occasion that he or she was in violation of curfew, such minor shall be taken to the City of Middletown Police Station and the parent or guardian of the minor shall be notified to come and take charge of such minor and return such minor to the minor's home or usual place of abode. Such minor, in the discretion of the Chief of Police, may also be issued an appearance ticket to appear in the Middletown City Court to answer charges of violation of the curfew, and any operator of any public place who has suffered the presence of such minor or minors may also be issued an appearance ticket to appear in the Middletown City Court to answer charges of violation of the curfew.

**AND BE IT FURTHER RESOLVED AND ORDAINED**, that any person violating the provisions of this Ordinance and found guilty of the same shall be fined not more than Two Hundred fifty dollars (\$250.00) and/or sentenced to not more than fifteen (15) days in jail for each offense.

COMMON COUNCIL  
CITY OF MIDDLETOWN  
CERTIFICATION OF RESOLUTION

I, John C. Naumchik, Common Council Clerk of the City of Middletown, hereby certify that I have compared the attached resolution with the original on file in my office and adopted by the Common Council on \_\_\_\_\_ and that the same is a true copy thereof and the whole of such original resolution.

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

\_\_\_\_\_  
Date

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr,  
Pres. Rodrigues-8

274.17 Resolution to approve a change order of the ESG contract to increase the contract in the amount of \$144,788.00 for the repair to the City Hall Skylight by United Roofing subject to the approval of the Commissioner of Public Works.

On motion of Ald. Witt seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to approve a change order of the ESG contract to increase the contract in the amount of \$144,788.00 for the repair to the City Hall Skylight by United Roofing subject to the approval of the Commissioner of Public Works.

Ald. Kleiner- I just want to mention this is the area over in the handicap entrance both the Court Room and City Hall it needed to be fixed for a long time. I encouraged ESG when they get this when we approve this to move forward as soon as possible.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr,  
Pres. Rodrigues-8

275.17 Resolution to accept a grant in the amount of \$5,000 to participate in the statewide “Child Passenger Safety” program.

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

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to accept a grant in the amount of \$5,000 to participate in the statewide “Child Passenger Safety” program effective October 1, 2017. This grant money was given in an effort to increase the proper use and installation of child safety seats in New York State, and to cover the cost of recertification fees for our certified car seat Technicians/Officers and create a separate budget line item be set up to access these funds.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

276.17 Resolution to accept an award in the amount of \$10,855 by the New York State Governor’s Traffic Safety Committee for the use in the “Police Traffic Services” program.

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

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to accept an award in the amount of \$10,855 given to the Police Department by the New York State Governor’s Traffic Safety Committee for the use in the “Police Traffic Services” program effective October 1, 2017 to increase seat belt usage and reduce aggressive, speeding, distracted and other dangerous driving behaviors in an effort to reduce serious injury or death from traffic crashes and that the funding be deposited into our existing Traffic Services budget line A.3124.103.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

277.17 Resolution to transfer a total of \$12,903.73 within the 2017 budget to cover unexpected overdrafts due to lease purchase, bond rating and additional bond anticipation notes.

On motion of Ald. Cid seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer a total of \$12,903.73 within the 2017 budget to cover unexpected overdrafts due to lease purchase, Bond rating and additional Bond Anticipation Notes in the following manner:

From	AMOUNT:	To
F.8888.900 Audit & Accounting	62.11	F.9710.900 Bond & Note-General Exp.
F.8888.900 Audit & Accounting	2,226.88	F.9785.600 Purchase Lease-Principal
F.8888.900 Audit & Accounting	2,558.00	F.9785.900 Purchase Lease-Interest
G.1900.910 Liability Ins.-Premiums	3,348.20	G.9710.900 Bond & Note-General Exp.
G.8888.900 Audit & Accounting	1,866.77	G.9710.900 Bond & Note-General Exp.
G.8888.900 Audit & Accounting	2,500.00	G.9730.900 BAN-General Exp.
G.8888.900 Audit & Accounting	159.06	G.9785.600 Purchase Lease-Principal
G.8888.900 Audit & Accounting	182.71	G.9785.701 Purchase Lease-Interest

Roll Call: Ayes: Ald. Ramkissoo, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

278.17 Resolution to transfer a total of \$39,901.96 within the 2017 budget to cover unexpected overdrafts due to contract settlement, lease purchase and bond rating.

On motion of Ald. Burr seconded by Ald. Kleiner

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer a total of \$39,901.96 within the 2017 budget to cover unexpected overdrafts due to contract settlement, lease purchase and bond rating in the following manner:

From	Amount	To
A.1490.400 DPW-Contractual	25,000.00	A.1900.910 Liability Ins.-Premium
A.9000.812 LOSAP-Volunteer Firemen	189.40	A.1900.910 Liability Ins.-Premium
A.9000.812 LOSAP-Volunteer Firemen	4,110.60	A.9710.900 Bond & Note General Exp.
A.1470.900 Board of Ethics-Contractual Exp.	250.00	A.9710.900 Bond & Note General Exp.
A.1900.920 Dues & Membership	505.00	A.9710.900 Bond & Note General Exp.
A.8991.900 Architectural Review Board	1,251.40	A.9710.900 Bond & Note General Exp.
A.8991.900 Architectural Review Board	748.60	A.9000.890 Welfare Fund-Pol & Fire
A.8888.900 Audit & Accounting	1,156.06	A.9000.890 Welfare Fun-Pol & Fire
A.8888.900 Auditing & Accounting	425.00	A.9000.896 Meal Allowance
A.8888.900 Audit & Accounting	2,916.15	A.9785.600 Lease Principal
A.8888.900 Audit & Accounting	381.45	A.9785.701 Lease Interest
A.1325.100 Finance-Personal Services	2,968.30	A.9785.701 Purchase Lease-Interest

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

279.17 Resolution to make a budget adjustment in the amount of \$9,000.00 to cover the increase cost of parking tickets collected which will be offset by the increase in revenue received.

On motion of Ald. Ramkissoon seconded by Ald. Johnson

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to make a budget adjustment in the amount of \$9,000.00 within the 2017 budget to cover the increase cost of parking tickets collected which will be offset by the increase in revenue received in the following manner:

Increase	Amount	Increase:
A.1325.460	9,000.00	A.2610
Finance-Collection Agreement		Fines & Forfeited Bail

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

280.17 Resolution to transfer \$3,000.00 raising the Skate Park capital budget by \$3,000 and raising revenue to allow the purchase of benches and bike racks which will be reimbursed to the City through a \$3,000 grant.

On motion of Ald. Johnson seconded by Ald. Ramkissoon

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$3,000.00 raising the Skate Park Capital Budget (H.0925) by \$3,000 and raising revenue (H.2802) to allow the purchase of benches and bike racks which will be reimbursed to the City through a \$3,000 grant from Orange County Health Initiatives.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

281.17 Resolution to participate in the Police Protective Equipment Program effective August 7, 2017 to receive a grant of \$21,300.00.

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

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to participate in the Police Protective Equipment Program effective August 7, 2017 to receive a grant of \$21,300.00 to increase the level of safety and protection for Police Officers responding to active shooter situations or other major criminal incidents involving the use of firearms. The grant authorizes the Police Department to purchase 20 advanced ballistic vests, 20 advanced ballistic helmets and 5 patrol rifles.

LET IT BE FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to set up a separate budget line item in the 2017 Police Department budget to access these funds.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

282.17 Resolution to authorize the Treasurer to transfer \$1,000.00 within the 2017 senior's budget to cover additional contractual services.

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

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Treasurer to transfer \$1,000.00 within the 2017 Senior's budget to cover additional contractual services in the following manner:

From	Amount	To
A.6772.480	\$1,000.00	A.6772.400
Office Expense		Contractual Services

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

283.17 Resolution to schedule the general City wide clean-up period for leaves in the street for 2017.

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

RESOLVED; that from November 6, 2017 to December 8, 2017 the City of Middletown will hold its general city wide clean-up period for leaves in the street. (Set out no further than four (4) feet from the curb.) All other times during the year leaves must be placed in receptacles. Department of Public Works crews will pick up leaves in the street during this time period only, no exceptions.

The **initial** Leaves Pick up schedule will be as follows:

1. Third Ward
2. Fourth Ward
3. First Ward
4. Second Ward

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

284.17 Resolution to close a portion of Montgomery Street for the Third annual Harvest Festival and Trunk or Treat event on Saturday, October 14th from 10:00am to 1:00pm.

On motion of Ald. Cid seconded by Ald. Burr

RESOLVED; that the Common Council of the City of Middletown authorizes the Commissioner of Public Works or his designee to close a portion of Montgomery Street for Middletown Recreation Department, Community Development, & BID District to hold the Third Annual Harvest Festival and Trunk or Treat event on Saturday, October 14th from 10:00am to 1:00pm, with a rain date of Saturday, October 21, 2017 in conjunction with the Middletown Farmer's Market.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

285.17 Resolution to authorize the Mayor to sign two municipal agreements with the County of Orange in connection with the Community Block Grant Program CDBG-DR for the CDBG-DR Maple Ave. Drainage Improvements and the CDBG-DR West Wain Street Drainage Improvements.

On motion of Ald. Burr seconded by Ald. Ramkissoon

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign two municipal agreements with the County of Orange in connection with the Community Block Grant Program CDBG-DR for the CDBG-DR Maple Ave. Drainage Improvements and the CDBG-DR West Wain Street Drainage Improvements.

COMMON COUNCIL  
CITY OF MIDDLETOWN  
CERTIFICATION OF RESOLUTION

I, John C. Naumchik, Common Council Clerk of the City of Middletown, hereby certify that I have compared the attached resolution with the original on file in my office and adopted by the Common Council on \_\_\_\_\_ and that the same is a true copy thereof and the whole of such original resolution.

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

\_\_\_\_\_  
Date

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8



286.17 Resolution to authorize the Mayor to sign a proposal from B&L to assist the City in the SEQRA review process for the City's intended purchase of several buildings at the former Middletown Psychiatric Center.

On motion of Ald. Ramkissoon seconded by Ald. Johnson

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to authorize the Mayor to sign the attached proposal from Barton & Loguidice to assist the City in the SEQRA review process for the City's intended purchase of several buildings at the former Middletown Psychiatric Center in the amount of \$2,500.00 for the scope of services and fund the amount within the DPW budget.

Ald. Kleiner-Glad we are moving forward on this. I just want to remind people for all these things that we vote on we have supporting documents, John Naumchik does an excellent job of getting it up on the website. If you have questions and want to know more details they are all there.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

## 12. Local Law

### A LOCAL LAW TO AMEND THE PENALTIES FOR VIOLATION OF CHAPTER 413 OF THE CITY CODE

On motion of Ald. Ramkissoon seconded by Ald. Johnson

#### **Local Law #4 of 2017:**

### A LOCAL LAW TO AMEND THE PENALTIES FOR VIOLATION OF CHAPTER 413 OF THE CITY CODE

BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF MIDDLETOWN, NEW YORK, AS FOLLOWS:

#### Section 1. Purpose of this Enactment

The Common Council has determined that the penalties for violation of Chapter 413 of the City Code need to be amended to conform to the penalties provided for violation of other Chapters of the City Code.

Section 2. Chapter 413 of the City Code, Storm Sewer System, Section 413-13, Enforcement; penalties for offenses, shall be amended by replacing Subsection (B) in its entirety to read as follows:

(B) Penalties. In addition to or as an alternative to any penalty provided herein or by law, any person who violates any provision of this Chapter and/or fails to comply with a notice of violation issued pursuant to §413-13(A) shall be guilty of an offense within the meaning of the Penal Law of the State of New York and, upon conviction thereof, shall be subject to a fine of not less than \$250 nor more than \$1,000 or by imprisonment for a period not exceeding 15 days, or both such fine and imprisonment. Each day that a violation is permitted to exist shall constitute a separate offense.

### Section 3. Effective Date.

This Local Law shall take effect immediately upon filing with the Secretary of State.

Roll Call: Ayes: Ald. Ramkissoon, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

#### 13. Audit

On motion of Ald. Ramkissoon seconded by Ald. Johnson

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, Johnson, Jean-Francois, Cid, Witt, Kleiner, Burr, Pres. Rodrigues-8

#### 14. Adjournment

There being no further business meeting adjourned at 8:40 PM

Respectfully submitted

Karen Sisco