

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin

Sec'd by Ald. Masi

Date of Adoption 02.01.22

Index No: 31-22

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	9			

WHEREAS, the Mayor is recommending that all full-time nonunion City of Middletown officers and employees be afforded noncontributory health plans.

NOW THEREFORE BE IT Resolved, and be it Ordained, by the Common Council of the City of Middletown, New York, as follows:

Section 1. Chapter 90, Officers and Employees, of the Code of the City of Middletown is hereby amended by replacing Section 90-31, to read as follows:

Section 90-31. Health Plan.

A. The City agrees to provide the noncontributory-type statewide health program and agrees to pay the full cost for the employee and his/her dependents under the basic plan to all non-union City officers and employees. Those officers and employees selecting optional coverage available (GHI or HIP) shall pay the additional premium for such option. Those officers and employees who elect not to receive health insurance coverage shall be provided a cash payment in an amount determined in accordance with the provisions of the CSEA collective bargaining agreement, but in no event shall such payment exceed the City's cost of providing health insurance coverage.

B. Dental plan. The City agrees to contribute \$150 annually for each non-union officer and employee for a dental plan. Those employees selecting optional coverage that may be available shall pay the additional premium.

Section 2. Effective Date.

This Resolution and Ordinance shall take effect on January 1, 2022.

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

THE FOLLOWING WAS PRESENTED

By Ald. Masi

 Sec'd by Ald. Green

 Date of Adoption 02.01.22

 Index No: 32-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts a grant in the amount of \$45,000 for the period of September 1, 2021 through March 31, 2022.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment to disburse the funds in the following manner:

Add \$20,000 to our established Orange County Youth Bureau Program budget line A.3120.525

Add the remaining \$25,000 to a second Orange County Youth Bureau line in order to provide the county with appropriate reporting for reimbursement purposes.

The purpose of this grant is to serve the youth of our community ages 14-20.

**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
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THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois

Sec'd by Ald. Johnson

Date of Adoption 02.01.22

Index No: 33-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the treasurer to transfer \$128,563.78 from ARPA Funds in the following manner:

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
A.4785	\$125,326.89	A.1900.907
ARPA		Special Items. COVID Costs

For COVID related expenses from 2020 through present not reimbursable by FEMA

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
A.4785	\$3,236.89	A.1900.907
ARPA		Special Items. COVID Costs

For Donald Paris hours spent on ARPA related financial reporting from September of 2021 to January of 2022.

**CITY OF MIDDLETOWN, NEW YORK
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THE FOLLOWING WAS PRESENTED

By Ald. Witt

Sec'd by Ald. Masi

Date of Adoption 02.01.22

Index No: 34-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts and authorizes the Mayor sign all related paperwork for a Worker's Compensation settlement for Michael Garetto in the amount of \$45,000 which represents a savings of \$74,000 over the life of the claim.

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner

 Sec'd by Ald. Green

 Date of Adoption 02.01.22

 Index No: 35-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Office of the City Clerk to execute the New York State Department of Environmental Conservation's License Issuing Agent Agreement.

BE IT FURTHER RESOLVED that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment appointing Richard P. McCormack, City Clerk as the Licensing Issue Agent/Assistant Licensing Agent for the City of Middletown.

**CITY OF MIDDLETOWN, NEW YORK
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THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon

 Sec'd by Ald. Johnson

 Date of Adoption 02.01.22

 Index No: 36-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$1,331.12 in the following manner to cover remaining costs for the East Main to Orchard Pathway Project.

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
H.0766.900	\$ 1,331.12	H.0977.900
Industrial Park Infrastructure		E. Main to Orchard Pathway

**CITY OF MIDDLETOWN, NEW YORK
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THE FOLLOWING WAS PRESENTED

By Ald. Green

 Sec'd by Ald. Ramkissoon

 Date of Adoption 02.01.22

 Index No: 37-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$4300 in the following manner to cover remaining costs for the Green Infrastructure Project.

<u>FROM</u>	<u>AMOUNT</u>	<u>TO</u>
H.0766.900 Industrial Park Infrastructure	\$ 4,300	H.0944.900 Parking & Greenspace Imp.

Project costs are as follows:

Karen Arent for project Landscape Architect Inspections #3 – 5- \$3,950

Engineering & Surveying Properties for the Inspection of the backflow preventer- \$350

**CITY OF MIDDLETOWN, NEW YORK
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THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois

Sec'd by Ald. Masi

Date of Adoption 02.01.22

Index No: 38-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment declaring the following vehicles as surplus and authorizes the Commissioner of Public Works to dispose of them in the most advantageous way to the City.

1. 2005 Mack Garbage Truck (VIN# 1M2B225C65M005104) which has 107,287 miles
2. 2006 Hyundai Excavator (VIN# N60410541) which has already been replaced with a new excavator

**CITY OF MIDDLETOWN, NEW YORK
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THE FOLLOWING WAS PRESENTED

By Ald. Masi

Sec'd by Ald. Green

Date of Adoption 02.01.22

Index No: 39-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$5000 from the General Fund into the Department of Public Works Contractual Services line, A.1490.400 to cover the cost of hiring Fellenzer Engineering for engineering services to perform a study of the HVAC system at the Mulberry House- Senior Center. The funds should be transferred in the following manner:

FROM	AMOUNT	TO
A.4785	\$5,000.00	A.1490.400
ARPA		DPW Contractual Services

BE IT FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Mayor to sign an agreement with Fellenzer Engineering to perform a study of the HVAC system at the Mulberry House-Senior Center.

**CITY OF MIDDLETOWN, NEW YORK
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THE FOLLOWING WAS PRESENTED

By Ald. Tobin

 Sec'd by Ald. Johnson

 Date of Adoption 02.01.22

 Index No: 40-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$25,000 from the General Fund for engineering work to assist the City in the review of the proposed Dolsontown Corridor Development, GEIS, as studies are prepared for the Town of Wawayanda Planning Board. The Generic Environmental Impact Statement is how the Town of Wawayanda Planning Board elected to evaluate the impacts of multiple proposed projects that include Waste Transfer Station and several warehouses/distribution facilities.

FROM	AMOUNT	TO
General Fund	\$25,000	A.1490.400 Contractual Services

BE IT FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Mayor to sign a proposal from CDM Smith for the above mentioned work.

**CITY OF MIDDLETOWN, NEW YORK
COMMON COUNCIL
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THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Ramkissoon

Date of Adoption 02.01.22

Index No: 42-22

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	9			

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the creation of a paralegal position to work with the office of Corporation Counsel, Middletown Police Department and the Department of Public Works.

BE IT FURTHER RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$41,000 from ARPA funds to the General Counsel Personal Services budget line to fund said position.

FROM	AMOUNT	TO
A.4785	\$41,000	A.1420.100
ARPA		Corporation Counsel. Personal Service

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Masi

Date of Adoption 02.01.22

Index No: 41-22

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	9			

BE IT RESOLVED, that the City of Middletown, location code 20030 hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the time keeping system records or the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (Last 4 Digits)	Registration Number	Standard Work Day (hrs/day)	Term Begins/Ends	Participates In Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)	Tier 1 (Check only if member is in Tier 1)	Not Submitted (Check box if No record of Activities Completed or Timekeeping System)
Elected Officials									
Mayor	Joseph M. DeStefano	3289	36101137	8	1/1/22-12/31/25	N	26.36		
Alderman at Large	Joao Rodrigues	1736	39022629	6	1/1/22-12/31/25	N	8.98		
Alderman	Kate Ramkissoon	9140	50377282	6	1/1/22-12/31/23	N	9.15		
Alderman	Joseph Masi	9012	11676392	6	1/1/22-12/31/23	Y		X	
Alderman	Andrew Green	2910		6	1/1/22-12/31/23	N	4.35		
Alderman	Jude Jean-Francois	6171	60745379	6	1/1/22-12/31/23	N	5.06		
Appointed Officials									
Asst. Corp. Counsel	Richard Croughan	7768	43611342	6	1/01/22-12/31/22	N	2.40		

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald.Masi

Date of Adoption 02.01.22

Index No: Introduction of Local Law #1 of 2022

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

**A LOCAL LAW CHANGING THE NOTIFICATION REQUIREMENTS FOR
SPECIAL MEETINGS OF THE COMMON COUNCIL**

**BE IT ENACTED BY THE COMMON COUNCIL OF THE CITY OF
MIDDLETOWN AS FOLLOWS:**

Section 1. Purpose of this Enactment.

The purpose of this enactment is to change the notification requirements for special meetings of the Middletown Common Council

Section 2. Section 23 of the Charter of the City of Middletown is hereby amended by replacing the first sentence of the second paragraph, to read in its entirety as follows:

The council shall appoint the time and place of its meetings, which shall be held regularly at least once in each month, and the mayor, president of the common council, or any three aldermen, may call special meetings, by notice in writing, via email, text message and Nixle; the clerk of the council shall also notify each member by telephone.

Section 3. Effective Date.

This Local Law shall be effective upon filing with the Secretary of State.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson

Sec'd by Ald. Green

Date of Adoption 02.01.22

Index No: Introduction of Local Law #2 of 2022

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

**A LOCAL LAW ALLOWING DELINQUENT WATER AND SEWER CHARGES TO
BE RELEVIED INTO REAL PROPERTY TAX BILLS**

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

Section 1. Purpose of this Enactment.

The purpose of this enactment is to allow delinquent water and sewer charges to be re-levied into real property tax bills.

Section 2. Section 79 of the Charter of the City of Middletown is hereby amended to add a new Paragraph 3, to read in its entirety as follows:

Notwithstanding the provisions of Paragraph 1, above, in this Section, and notwithstanding any other provision in this Charter, any water or sewer charge not received by the Treasurer by its due date shall be considered delinquent, and shall be levied, together with late-payment fees, into the general city property tax at the time of the next levy. Such amounts shall be indicated in a separate column on the tax roll issued against the subject real property. Such re-levied water and sewer liens shall be subject to the same penalties imposed for the nonpayment of City taxes, and shall be collected in the same manner as provided in this Charter for the collection and enforcement of delinquent property taxes.

Section 3. Severability.

If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Local Law shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any article, section, subsection, paragraph, subdivision or clause of this Local Law.

Section 4. Effective Date.

This Local Law shall be effective upon filing with the Secretary of State.