

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt  
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Sec'd by Ald. Green  
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Date of Adoption 08.16.22  
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Index No: 180-22  
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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	8			1

**Resolution Authorizing the Issuance of \$8.5 Million Bonds For Water Line Replacement**

BOND RESOLUTION DATED AUGUST 16, 2022

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$8,500,000 BONDS OF THE CITY OF MIDDLETOWN, ORANGE COUNTY, NEW YORK, TO PAY THE COST OF THE CONSTRUCTION OF THE RAW WATER LINE REPLACEMENT FROM KINCH RESERVOIR TO SHAWANGUNK RESERVOIR IN AND FOR SAID CITY.

BE IT RESOLVED, by the Common Council of the City of Middletown, Orange County, New York,  
as follows:

Section 1. The construction of the raw water line replacement from Kinch Reservoir to Shawangunk Reservoir, in and for the City of Middletown, Orange County, New York, including incidental improvements and expenses in connection therewith, are hereby authorized at a maximum estimated cost of \$8,500,000; provided, however, that the amount of bonds to be issued shall be reduced to the extent of grants received in connection therewith.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$8,500,000 bonds of said City hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 1 of paragraph (a) of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said City of Middletown, Orange County, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all the taxable real property of said City, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the City Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said City Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. Such bonds shall be in fully registered form and shall be signed in the name of the City of Middletown, Orange County, New York, by the manual or facsimile signature of the City Treasurer and a facsimile of its corporate seal shall be imprinted or impressed thereon and may be attested by the manual or facsimile signature of the City Clerk.

Section 7. All other matters, except as provided herein relating to such bonds, including determining whether to issue such bonds having substantially level or declining debt service and all matters related thereto, prescribing whether manual or facsimile signatures shall appear on said bonds, prescribing the method for the recording of ownership of said bonds, appointing the fiscal agent or agents for said bonds, providing for the printing and delivery of said bonds (and if said bonds are to be executed in the name of the City by the facsimile signature of the City Treasurer, providing for the manual countersignature of a fiscal agent or of a designated official of the City), the date, denominations, maturities and interest

payment dates, place or places of payment, and also including the consolidation with other issues, shall be determined by the City Treasurer. It is hereby determined that it is to the financial advantage of the City not to impose and collect from registered owners of such serial bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the fiscal agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the fiscal agent. Such bonds shall contain substantially the recital of validity clause provided for in section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals in addition to those required by section 52.00 of the Local Finance Law, as the City Treasurer shall determine.

Section 8. The City Treasurer is hereby further authorized, at her sole discretion, to execute a project finance and/or loan agreement, and any other agreements with the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the object or purpose described in Section 1 hereof, or a portion thereof, by a bond or note issue of said City in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. This resolution, which takes effect immediately, shall be published in summary form in The Times Herald Record, the official newspaper, together with a notice of the City Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

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

THE FOLLOWING WAS PRESENTED

By Ald. Green  
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 Sec'd by Ald. Witt  
 \_\_\_\_\_  
 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 181-22  
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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	8			1

**Resolution accepting a \$14,000 grant from the Orange County Youth Bureau**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment accepts a \$14,000 grant from the Orange County Youth Bureau for the Too Good Program and the Youth Leadership Academy.

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 deposit the funds in the following manner:

- A.3120.501 - Youth Leadership Academy - \$7000
- A.3120.468 - Too Good Programs - \$7000

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner  
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 Sec'd by Ald. Green  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 182-22  
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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	8			1

**Resolution Amending Resolution 174-22 Accepting a Donation  
from the Middletown Elk's Club**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes an amendment to resolution 174-22 to correct the name of the donor to Middletown Elk's Club.

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon  
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Sec'd by Ald. Tobin  
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Date of Adoption 08.16.22  
\_\_\_\_\_

Index No: 183-22  
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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	8			1

**Resolution accepting a \$250 donation from the Middletown Lions Club  
to support the Junior Police Academy**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts a \$250 donation from the Middletown Lions Club Animal to support the Junior Police Academy.

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to deposit the funds in the Police Donation Budget Line, A.2705.06 and increase the A.3120.468 Youth Police Academy line by the same amount.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson  
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 Sec'd by Ald. Ramkissoon  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 184-22  
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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	8			1

**Resolution authorizing a \$5377.50 Budget Transfer to  
purchase an Employee ID Card System**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$5377.50 in the following manner to cover the cost of a new city employee identification card system.

<b>From</b>	<b>Amount</b>	<b>To</b>
A.3120.400 Contractual Services	\$ 5,377.50	A.3120.200 Equipment

The current system is outdated and in disrepair and the funding will be taken from the funding for FUSUS within our Contractual Services budget line.



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

THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois  
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 Sec'd by Ald. Johnson  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 185-22  
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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	8			1

**Resolution authorizing an Agreement with Rand Commercial  
to serve as a Broker for the City of Middletown**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes an agreement with Rand Commercial to serve as a broker for the City of Middletown with the purpose of obtaining properties.

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 said agreement.

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

THE FOLLOWING WAS PRESENTED

By Ald. Tobin  
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 Sec'd by Ald. Witt  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 186-22  
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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	8			1

**Resolution accepting a \$1430 donation for the Parks and Recreation Department**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to transfer \$1430 in the Parks and Recreation budget in the following manner:

<b>FROM</b>	<b>AMOUNT</b>	<b>TO</b>
A.2705.07	\$550	A.2029 Special Programs

The funds will be used for Little People Playtime & Spirit Camp

A.2705.07	\$880	A.2027 Day Camp Fees
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The funds will be used for Sports Camp

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt  
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 Sec'd by Ald. Johnson  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 187-22  
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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	8			1

**Resolution accepting a \$1000 donation from the Animal Health Center  
for an Ice Skate Sharpener**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and accepts a \$1000 donation from the Animal Health Center for an ice skate sharpener.

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the Treasurer to deposit the donation into revenue budget line A.2705.00 Gifts & Donations and increase budget line A.7321.450 Special Programs Materials & Supplies.

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

THE FOLLOWING WAS PRESENTED

By Ald. Green  
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 Sec'd by Ald. Jean-Francois  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 188-22  
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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	8			1

**Resolution establishing an account line for the New York State Pave our Potholes Program**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to establish an account for the NYS Pave Our Potholes (POP) Program that the City will receive reimbursement for from the Department of Transportation.

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the Treasurer to place \$114,019.21 awarded on May 11, 2022 into this account. It can be used to resurface and renew the roadway pavements in the city. Reimbursement for repairs can be submitted quarterly and any unused funds will roll over to the next quarter.

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

THE FOLLOWING WAS PRESENTED

By Ald. Kleiner  
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 Sec'd by Ald. Ramkissoon  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 189-22  
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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	8			1

**Resolution creating the Position of Administrative Educational Finance Research Services**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and creates a new payroll position title of Administrative Educational Finance Research Services.

This position is exempt managerial and confidential. It was created purposely with the goal of establishing a new Division of Payroll that reports to the Treasurer. The goal is to further segregate Payroll from Finance and to continue strengthening our internal controls, confidentiality protection, along with personnel functions. The primary functions of the position include, personnel, payroll, budgeting, regulations, contract negotiation analysis and benefits administration.

The proposed salary range is \$50,000 - \$65,000 based on qualified experience. We are pushing for forward thinking improvements within payroll and this will ultimately continue to strengthen our customer service to the city employees.

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

THE FOLLOWING WAS PRESENTED

By Ald. Ramkissoon  
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 Sec'd by Ald. Johnson  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 190-22  
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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	8			1

**Resolution authorizing an agreement with T-Mobile to Temporally Relocate Antennas**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes an agreement with T-Mobile to temporally relocate T-Mobile Antenna off the Highland Avenue water storage tank until repairs and repainting is complete.

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

THE FOLLOWING WAS PRESENTED

By Ald. Johnson  
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 Sec'd by Ald. Tobin  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 191-22  
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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	8			1

**Resolution authorizing a \$9325 budget transfer to purchase an ice machine**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the treasurer to transfer \$9325 in the following manner to cover the cost of an ice machine for community events and funding.

<b>From</b>	<b>Amount</b>	<b>To</b>
A.3120.400	\$5,000	A.3120.433
Contractual Services		Training
 A.3120.400		
Contractual Services	\$4,325	A. 3120.200
		Equipment

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

THE FOLLOWING WAS PRESENTED

By Ald. Jean-Francois  
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 Sec'd by Ald. Green  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 192-22  
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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	8			1

**Resolution Authorizing Budget Transfers to Cover Unanticipated Increases in Fuel Costs**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes the treasurer to make the following budget transfers to cover unanticipated increases in fuel prices:

1. Gas (T/O Wallkill): We estimate our monthly average usage to be 1,661.1 gallons. At a cost of \$3.87/gal. we will need \$32,142.00 (less current remaining\*) to be transferred in to the noted lines for Aug. – Dec. \*Current remaining (\$13,124.) is inclusive of gas and diesel.
2. Diesel (T/O Wallkill): We estimate our monthly average usage to be 3,648.1 gallons. At a cost of \$4.39/gal. we will need \$80,077.00 (less current remaining\*) to be transferred in to the noted lines for Aug. – Dec. \*Current remaining (\$13,124.) is inclusive of gas and diesel
3. Diesel (Bottini): We estimate our monthly usage to be 1,010.8 gallons. At a cost of \$3.9815/gal. we will need \$20,123.00 for Aug. – Dec to be transferred in to line A.5110.417 (included below) as we have \$0.00 of the original amount budgeted remaining.



<b>From</b> General Fund	<b>Amount</b> \$39,693.00	<b>To</b> A.5110.417 Street Dept./Gas & Oil
General Fund	\$ 4,800.00	A.1620.417 Maint. Dept. Gas & Oil
General Fund	\$64,725.00	A.8160.417 Sanit. Gas & Oil
General Fund	\$10,000.00	F.8340.417 Distrib. Gas & Oil

We are also requesting a transfer for Sewage Plant Utilities (\$26,829.00) in part due to natural gas price increases from 56.50 cents in Jan. to 86.39 cents in Jul. (electric and gas budgeted together).

<b>From</b> General Fund	<b>Amount</b> \$26,829.00	<b>To</b> G.8130.415 Sewage T&D Light & Heat
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**CITY OF MIDDLETOWN, NEW YORK  
COMMON COUNCIL  
RECORD OF VOTE**

THE FOLLOWING WAS PRESENTED

By Ald. Tobin  
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 Sec'd by Ald. Jean-Francois  
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 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 193-22  
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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	8			1

**Resolution Awarding TAM Enterprises to Remove Debris from 21 Academy Avenue**

**WHEREAS** 21 Academy Avenue, a large multi-story masonry building that is abandoned and recently owned by the city, had a partial structural collapse on August 8, 2022; And

**WHEREAS** this required us due to safety concern to demolish the remaining structure. Local contractors were contacted, but Boyce was most qualified and had equipment ready. Boyce will be billing for services related to the demolition; and

**WHEREAS** QEST Environmental, asbestos remediation consulting Inspection Firm was contacted to assist in getting a variance from D.O.L. for the Demo and removal of the building debris as Asbestos Containing Material (ACM). QEST will be at the site during demolition debris removal for air monitoring & sampling; and

**WHEREAS** Several Asbestos abatement contractors were requested to provide prices per ton for hauling away off and disposal of the debris as ACM. *(Please refer to the attached tabulation).*

**NOW THEREFORE BE IT RESOLVED** that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and awards the work to the lowest qualified bidder, TAM Enterprises, in the amount of \$220 per ton. The work will include site cleanup, loading, hauling and disposing of the ACM debris to an approved location.

**BE IT FURTHER RESOLVED** that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment authorizes the City to continue working with QEST as the environmental consultant providing services used for DOL Variances, Air Sampling, daily inspection and reporting as required by DOL, for this project.

The funds will be paid out of the capital demolition line, H.0993.900.

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

THE FOLLOWING WAS PRESENTED

By Ald. Witt  
 \_\_\_\_\_  
 Sec'd by Ald. Kleiner  
 \_\_\_\_\_  
 Date of Adoption 08.16.22  
 \_\_\_\_\_  
 Index No: 194-22  
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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	8			1

**Resolution authorizing a \$1,000,000 Budget Transfer to be used as temporary Seed Money in order to pay current invoices to WSP & future invoices for Boyce Excavating due to a back log from D.O.T. reimbursement**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes a temporary borrowing of funds from the General Fund and authorizes the Treasurer to transfer funds in the following manner, to be used as temporary Seed Money in order to pay current invoices to WSP & future invoices for Boyce Excavating due to a back log from D.O.T. reimbursement. This money will be replenished once new borrowings are completed next month.

FROM	AMOUNT	TO
General Fund Balance	\$1,000.000.00	H.0908.900 Middletown Traffic Operations

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

THE FOLLOWING WAS PRESENTED

By Ald. Green  
\_\_\_\_\_

Sec'd by Ald. Johnson  
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Date of Adoption 08.16.22  
\_\_\_\_\_

Index No: 195-22  
\_\_\_\_\_

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	8			1

**Resolution authorizing an agreement with CT Male for  
Construction Administration and Observation**

RESOLVED; that the Common Council of the City of Middletown concurs with the Board of Estimate and Apportionment and authorizes an agreement with CT Male in the amount of \$416,500 for construction administration and construction observation and testing for the Shawangunk Reservoir Rehabilitation project

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 said agreement

**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 08.16.22  
 \_\_\_\_\_  
 Index No: LL#6 of 2022  
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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	8			1

**LOCAL LAW #6 OF 2022**

A LOCAL LAW UPDATING THE COMMISSIONER OF ASSESSMENT CHARTER PROVISIONS

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 update the Charter provisions applicable to the office of the City Commissioner of Assessment and Taxation.

**Section 2.** Section 11 of the Charter of the City of Middletown is hereby amended to read as follows:

§11. All officers elected or appointed under this Charter, except Mayor, Aldermen, City Judge, Chief of Police, Corporation Counsel, Commissioner of Public Works, Deputy Commissioners of Public Works, Commissioner of Assessment and Taxation, City Clerk, Registrar and Clerk of the Common Council, Treasurer, Members of the Board of Health and Civil Service employees, shall hold offices for one (1) year, and until their successors shall qualify.

Section 3. Section 59 of the Charter of the City of Middletown is hereby amended to read as follows:

§ 59. The Commissioner of Assessment and Taxation shall be a full-time employee of the City of Middletown and shall serve a six (6) year term pursuant to the provisions of Section 310 of the New York Real Property Tax Law. The Commissioner shall be the head of the Department of Assessment and Taxation. He or she may appoint and for cause remove such employees as he/she deems necessary for the proper conduct of the business of his/her office, provided that the position has been authorized and the salary thereof fixed by the Board of Estimate and Apportionment. The Commissioner shall possess all the powers conferred upon, be subject to all the obligations imposed upon and perform all the duties pertaining to the office of assessor in the towns of this State, except as otherwise provided by law. He/She shall value all real estate in the City on one common and general principle of valuation which shall apply to all real estate assessed within the City, including improved and unimproved property. In the case of improved property the land shall be valued separately by the Commissioner and such separate valuation and the aggregate valuation of the whole property shall be entered and appear in separate columns upon the assessment roll. When there are two or more houses on one lot, the valuation of each shall be shown. The Commissioner shall keep a record of all transfers of real estate in the city. He/She shall assess the value of personal property in the name of the owner thereof. He/She shall continuously revise and correct the assessment map. He/She shall keep an accurate index of the assessment roll as the same appears from year to year and shall note thereon the changes in the assessments as the same are made with the dates thereof. He/She shall publish and issue prior to grievance day each year in pamphlet form for general distribution the assessment-roll as completed by him/her showing a tabulated comparison with the assessments of the two preceding years. But no error in such pamphlet shall invalidate any assessment or tax levied thereunder.

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.

**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 08.16.22  
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Index No:  
\_\_\_\_\_

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	8			1

**I MOVE THE ACCOUNTS BE AUDITED, THE CLAIMS ADJUSTED AND THE  
TREASURER BE AUTHORIZED TO ISSUE WARRENTS FOR THEIR PAYMENTS**