

RESOLUTION #15 OF 2021

**A RESOLUTION AUTHORIZING THE SUPERVISOR TO EXECUTE
A LICENSE AGREEMENT IN CONNECTION WITH THE
HALCOTTSVILLE SEWER DISTRICT PROJECT**

WHEREAS, New York City (“NYC”) provided funding for the Community Wastewater Management Program (“CWMP”), to be administered by the Catskill Watershed Corporation (“CWC”), which is intended to fund the planning, design and construction of community systems and/or the creation of septic maintenance districts in the NYC Watershed West of the Hudson River; and

WHEREAS, the Hamlet of Halcottsville, Town of Middletown (“Town”), is identified Community No. 21 of the list of 22 communities lacking community wide wastewater treatment; and

WHEREAS, the Town entered into the Participating Community Agreement with CWC for the study, planning, design and construction of a community sewer system in the Hamlet of Halcottsville (the “Project”); and

WHEREAS, the CWC, through its engineer, Lamont Engineers, has conducted extensive investigation, planning and design for the sewage collection system; and

WHEREAS, in order to proceed with the planning and permitting for this Project, Lamont Engineers identified certain property which meets certain specified criteria regarding size, location, elevation, environmental, and availability for portions of the Project and related appurtenant equipment; and

WHEREAS, Lamont Engineers has identified the need for portions of property owned by Catskill Revitalization Corporation for the installation of an underground sewage pipeline (hereinafter referred to as the "Pipeline"), being portions of certain real property referred to on the Tax Map of the County of Delaware and Town of Middletown as Tax Parcel No. 221.-2-21 (“Premises”); and

WHEREAS, the Town now desires to install the Pipeline on the Premises and CRC is willing to accommodate the Town and grant a license to the Town to install and operate said Pipeline on the Premises; and

WHEREAS, the Town’s attorney has negotiated an agreement with CRC’s attorney; and

WHEREAS, it is in the interest of the Town to proceed with this Project and enter into the License Agreement with CRC.

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Middletown authorizes the Town Supervisor to execute, on behalf of the Town, a License Agreement between the Town and CRC for the one-time lump sum of \$40,000, provided the agreement is approved by the Town's legal counsel and reviewed by the Town's insurance carriers to confirm the insurance requirements are acceptable.

WHEREUPON, the Resolution was put to a vote and recorded as follows:

Motion made by: Julia Reischel

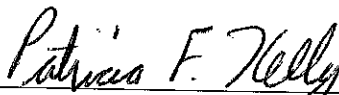
Seconded by: Brian Sweeney

Councilperson Christopher Dabritz was not in attendance

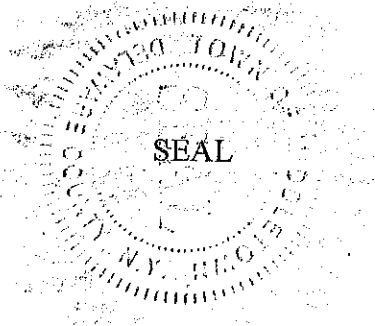
Resolution adopted by a vote of 4 ayes and 0 nays

I hereby certified that the above resolution was duly adopted by the Town Board of the Town of Middletown at its regular meeting held on May 12th, 2021.

Dated: May 12th, 2021



Patricia F. Kelly, Town Clerk
Town of Middletown



STATE OF NEW YORK }
COUNTY OF DELAWARE }
TOWN OF MIDDLETOWN }

I have compared the preceding copy with the original Resolution on file in this office adopted by the Town Board of Middletown at a regular meeting held May 12th, 2021, and I DO HEREBY CERTIFY the same to be a correct transcript therefrom and of the whole of the original. I further certify the vote thereon was as follows:

MEMBERS PRESENT	MEMBERS ABSENT	VOTE
Davis		<u>Yea</u> /Nay
Sweeney		<u>Yea</u> /Nay
Delameter		<u>Yea</u> /Nay
Reischel		<u>Yea</u> /Nay
	Dabritz	Yea/Nay

Dated: May 12th, 2021

Patricia F. Kelly
Patricia F. Kelly, Town Clerk
Town of Middletown

