

RESOLUTION #5 OF 2023

**A RESOLUTION AUTHORIZING THE EXECUTION OF A NYSEG UTILITY
EASEMENT IN CONNECTION WITH THE CONSTRUCTION AND OPERATION OF
THE NEW KINGSTON SEWER PROJECT**

WHEREAS, the Town Board of the Town of Middletown (“Town”) previously entered into an agreement with the Catskill Watershed Corporation to participate in the Community Wastewater Management Program, which program will provide for the design and construction of a wastewater management project in the Hamlet of New Kingston (“Project”); and

WHEREAS, the Project is currently under construction in the Hamlet of New Kingston, and the Town must grant New York State Electric & Gas (“NYSEG”) an easement and right of way 10 x 10 feet in width to install, maintain and repair and/or replace a PAD mounted transformer on Town-owned property identified as Tax Parcel Section 241 Block 1 Lot 1.12; and

WHEREAS, the Town Board and the Town's special counsel has reviewed the proposed easement prepared by NYSEG which is incorporated by reference herein.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Middletown hereby approves the form and substance of the NYSEG Easement and authorizes and directs the Town Supervisor, for and on behalf of the Town, to execute and deliver the Easement to NYSEG for recording with the Delaware County Clerk and authorizes and directs the proper officials, agents and employees of the Town to take such further action as they may deem necessary or appropriate to perform all obligations and commitments of the Town in accordance with the provisions of the Easement.

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

Motion made by: Brian Sweeney

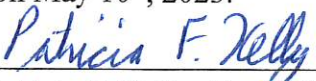
Seconded by: Robin Williams

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 10th, 2023.

Dated: May 10th, 2023


Patricia F. Kelly, Town Clerk
Town of Middletown

SEAL

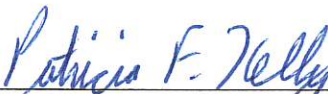


STATE OF NEW YORK }
COUNTY OF DELAWARE }
TOWN OF MIDDLETOWN }

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 10th, 2023 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
Supervisor Davis		Yea/Nay/Abstain
Councilperson Sweeney		Yea/Nay/Abstain
Councilperson Delameter		Yea/Nay/Abstain
Councilperson Williams		Yea/Nay/Abstain
	Councilperson Dabritz	Yea/Nay/Abstain

Dated: May 10th, 2023



Patricia F. Kelly, Town Clerk
Town of Middletown

SEAL

