

SEPTEMBER 09, 2020

SOLAR COMMUNITY DISTRIBUTED GENERATION
SUBSCRIPTION AGREEMENT BETWEEN THE TOWN
OF MIDDLETOWN AND DELAWARE RIVER SOLAR
APPROVED.

SUPERVISOR DAVIS AUTHORIZED TO SIGN
LETTER OF ENGAGEMENT FROM PATRICK L.
SEELEY, JR., ESQ. OF E. STEWART JONES HACKER
MURPHY, LLP TO UNDERTAKE DEFENSE OF THE
TOWN OF MIDDLETOWN WITH RESPECT TO THE
PROCEEDING CHALLENGING THE ASSESSMENT ON
THE CATSKILL WATERSHED CORPORATION
BROUGHT BY CWC APPROVED.

ORDER IN THE MATTER OF THE ESTABLISHMENT
OF THE HALCOTTSVILLE SEPTIC SEWER DISTRICT
IN THE TOWN OF MIDDLETOWN APPROVED.

RESOLUTION #20 OF 2020 - RESOLUTION OF THE
MIDDLETOWN TOWN BOARD ACCEPTING
PROPOSED LOCAL LAW TO OVERRIDE THE TAX
LEVY LIMIT ESTABLISHED IN GENERAL
MUNICIPAL LAW §3-c AND SCHEDULING PUBLIC
HEARING FOR SAME APPROVED.

SCHEDULED PUBLIC HEARING FOR WEDNESDAY,
OCTOBER 7, 2020 AT 6:00 P.M. TO CONSIDER A
PROPOSED LOCAL LAW TO OVERRIDE THE TAX
LEVY LIMIT.

The Town Board of the Town of Middletown, Delaware County, New York, held
their regular monthly meeting on Wednesday, September 09, 2019 at the Town Hall,
located on #42339 State Route 28, Margaretville, NY.

The following Board Members were present:

Supervisor.....Carl P. Davis

Council Members.....Brian Sweeney, Julia Reischel, Christopher Dabritz
and Nelson Delameter

Also present were: Attorney for the Town Carey Wagner, Frank Canavan, Cassie Palen
and Andy Cahill.

ATTACHED Agenda prepared by Supervisor Davis and Town Clerk.

Supervisor Davis called the meeting to order at 6:00 p.m.

Minutes of 08/12/20-Town Board Meeting were approved as submitted, by a
motion made by B. Sweeney, seconded by N. Delameter. **(3) Ayes - Carl P. Davis;
Brian Sweeney and Nelson Delameter - (0) Nays.**

Council member Julia Reischel came into the meeting at 6:03 p.m.

Supervisor's Monthly Financial Report; Town Clerk's Monthly Report; Building
& Zoning Monthly Report; Justice Court Monthly Report and Arkville and Halcottsville
Monthly Water Reports for 07/2020 were approved as submitted, by a motion made by J.
Reischel, seconded by B. Sweeney. **(4) Ayes - Carl P. Davis; Brian Sweeney; Julia
Reischel and Nelson Delameter - (0) Nays.**

The Town Board reviewed the ATTACHED Arkville-Halcottsville Water
Monthly Action for August 2020 prepared by Bob Payne. Bob Payne was not in
attendance.

Council member Christopher Dabritz came into the meeting at 6:15 p.m.

Andy Cahill of Delaware River Solar asked the Town Board to consider the Solar Community Distributed Generation Subscription Agreement as it will save the Town on their electric bills. A motion made by B. Sweeney, seconded by J. Reischel to approve the ATTACHED Solar Community Distributed Generation Subscription Agreement between the Town of Middletown and Delaware River Solar. Delaware River Solar will be giving a \$500.00 donation to the Community Pantry. **(5) Ayes - Carl P. Davis; Brian Sweeney; Julia Reischel, Christopher Dabritz and Nelson Delameter - (0) Nays.**

Motion was made by C. Dabritz, seconded by B. Sweeney authorizing Supervisor Davis to sign the ATTACHED Letter of Engagement from Patrick L. Seeley, Jr., Esq. of E. Stewart Jones Hacker Murphy, LLP to undertake defense of the Town of Middletown with respect to the proceeding challenging the assessment on the Catskill Watershed Corporation property brought by CWC. **(5) Ayes - Carl P. Davis; Brian Sweeney; Julia Reischel, Christopher Dabritz and Nelson Delameter - (0) Nays.**

Supervisor Davis opened the floor to the public. Cassie Palen wanted to know if CWC is suing the Town of Middletown concerning the assessed value on the building. Attorney Wagner commented that the CWC is a not-for-profit which does not pay taxes but when it leases a part of its building to another entity that portion is typically taxable. Supervisor Davis commented that the CWC have always paid taxes on all their other properties.


Motion was made by J. Reischel, seconded by C. Dabritz to approve the ATTACHED Order in the Matter of the Establishment of the Halcottsville Septic Sewer District in the Town of Middletown. **(5) Ayes - Carl P. Davis; Brian Sweeney; Julia Reischel, Christopher Dabritz and Nelson Delameter - (0) Nays.**

Motion was made by C. Dabritz, seconded by N. Delameter to approve the ATTACHED Resolution #20 of 2020 - Resolution of the Middletown Town Board Accepting Proposed Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c and Scheduling Public Hearing for Same and schedule a Public Hearing for Wednesday, October 07, 2020 at 6:00 p.m. before the workshop meeting to consider a proposed Local Law to Override the Tax Levy Limit. **(5) Ayes - Carl P. Davis; Brian Sweeney; Julia Reischel; Christopher Dabritz and Nelson Delameter - (0) Nays.**

The monthly vouchers were audited and ordered paid by a motion made by J. Reischel, seconded by N. Delameter. **(5) Ayes - Carl P. Davis; Brian Sweeney; Julia Reischel; Christopher Dabritz and Nelson Delameter - (0) Nays.** Vouchers approved were #'s 463-513, totaling 101,741.81.

Motion for adjournment was made by C. Dabritz, seconded by N. Delameter. **(5) Ayes - Carl P. Davis; Brian Sweeney; Julia Reischel; Christopher Dabritz and Nelson Delameter - (0) Nays.** The meeting was adjourned at 7:24 p.m.

DATED: September 21, 2020



PATRICIA F. KELLY
TOWN CLERK