

**TOWN OF COPAKE  
RESOLUTION  
Number 20 of June 8, 2023**

**To Authorize the Expenditure of Funds from the Town of Copake Capital Improvement Reserve Fund for Professional Services Related to the Copake Hamlet Streetscape and Parking Lots Project, Subject to Permissive Referendum**

**WHEREAS**, the Town of Copake has entered into an Agreement with Barton & Loguidice, D.P.C. for Professional Services (the “Agreement”) in connection with the Copake Hamlet Streetscape and Parking Lots project, which will include improvements of the County Route 7A streetscape (lighting, landscaping, streetscape furnishings and equipment), development of parking lots, and construction of sidewalks (the “Project”); and

**WHEREAS**, the Project constitutes a capital improvement, as that term is defined under N.Y. General Municipal Law § 6-c (1) (b); and

**WHEREAS**, the Project is within the scope of the type of capital improvement to be financed under the Town of Copake Capital Improvement Reserve Fund established on June 9, 2016; and

**WHEREAS**, the cost of professional services relating to the Project as set forth in the Agreement constitute costs that are properly incurred in the development of preliminary studies or surveys relative to the Project or in development of the Project itself, and therefore constitute part of the capital improvement for which funds from the Town of Copake Capital Improvement Reserve Fund may be expended and for which the Town of Copake Capital Improvement Reserve Fund was established; and

**WHEREAS**, the Town Board finds and determines that the funds of the Town of Copake Capital Improvement Reserve Fund may be used to finance the cost of such professional services under the Agreement as part of the capital improvement project, subject to all applicable requirements under law, including without limitation, such authorization of expenditure being subject to permissive referendum; now, therefore,

It is hereby **RESOLVED**, that pursuant to the provisions of section 6-c of the New York State General Municipal Law, the total expenditure of \$128,500.00 for professional services under the Agreement in furtherance of the Project is for a proper purpose for which the Town of Copake Capital Improvement Reserve Fund was established; and

It is hereby **FURTHER RESOLVED**, that upon audit and approval of vouchers/invoices for such services in accordance with the Agreement presented to the Town Board, the Town Board authorizes the total expenditure of \$128,500.00 from the Town of Copake Capital Improvement Reserve Fund to finance the professional services under the Agreement in furtherance of the Project; and

It is hereby **FURTHER RESOLVED**, that this resolution is subject to permissive referendum and shall only take effect as set forth in New York Town Law § 91; and

It is hereby **FURTHER RESOLVED**, that the Town Clerk is hereby directed to, within ten (10) days of the date hereof, post and publish a notice setting forth the date of the adoption of this resolution and containing an abstract of this resolution concisely stating the purpose and effect hereof and stating that the resolution was adopted subject to a permissive referendum.

Roll Call Vote The foregoing Resolution, offered by \_\_\_\_\_ and seconded by \_\_\_\_\_, was duly put to a roll call vote as follows:

Resolution #20  
Dated June 8, 2023  
Copake, New York

Roll Call Vote.

Supervisor Mettler  
Councilperson Wolf  
Councilperson Gansowski  
Councilperson Judd  
Councilperson Sullivan

\_\_\_\_\_  
Lynn M. Connolly, Town Clerk

(seal)

June 8, 2023