

TOWN OF COPAKE

RESOLUTION

Number 22 of May 9, 2024

To Authorize the Expenditure of Funds from the Town of Copake Capital Improvement Reserve Fund for Professional Land Surveying Costs Relating to the Copake Hamlet Streetscape and Parking Lots Project, Subject to Permissive Referendum

WHEREAS, the Town of Copake has engaged Crawford & Associates Engineering and Land Surveying, P.C. for professional land surveying services 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 includes acquisition of real property interests and construction of municipal parking lot on lands located on Main Street in the Hamlet of Copake; and

WHEREAS, Crawford & Associates Engineering and Land Surveying, P.C. has prepared a proposed acquisition map and metes and bounds description for the Town's consideration of acquisition by eminent domain of an easement in and to lands necessary for the Main Street parking lot project;

WHEREAS, the Project, including the development of a proposed acquisition map and metes and bounds description for the acquisition, 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 land surveying services relating to the Project 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 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 \$1,500.00 for professional land surveying services relating to the development of an acquisition map and metes and bounds description for the land necessary for the Main Street parking lot project 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 presented to the Town Board, the Town Board authorizes the total expenditure of \$1,500.00 from the Town of Copake Capital Improvement Reserve Fund to finance the professional services for the development of the acquisition map and metes and bounds description 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

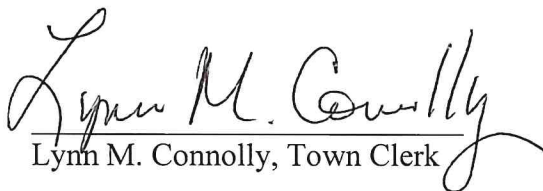
It is hereby **FURTHER RESOLVED**, that the Town Clerk is hereby directed to, within ten (10) days of the date hereof, post and publish a notice setting forth the date of the adoption of this resolution and containing an abstract of this resolution concisely stating the purpose and effect hereof and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

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

Resolution No. 22
Dated May 9, 2024
Copake, New York

Roll Call Vote.

Supervisor Wolf	yes
Councilperson Gansowski	yes
Councilperson Haight	yes
Councilperson Judd	absent
Councilperson Morningstar	yes


Lynn M. Connolly, Town Clerk

(seal)

May 9, 2024