



# TOWN OF AMENIA TOWN BOARD

4988 Route 22, AMENIA, NY 12501  
(845) 373-8860 [www.ameniany.gov](http://www.ameniany.gov)

## RESOLUTION NO. 78 OF 2016

### RESOLUTION TO ESTABLISH CAPITAL RESERVE FUND FOR COMMUNITY KITCHEN PROJECT

**WHEREAS**, Section 6-c of the General Municipal Law authorizes the governing board of a town to establish a capital reserve fund for the financing of all or part of the cost of: (a) the construction, reconstruction or acquisition of a specific capital improvement or the acquisition of a specific item or specific items of equipment, and/or (b) the construction, reconstruction or acquisition of a type of capital improvement or the acquisition of a type of equipment; and

**WHEREAS**, Section 6-c of the General Municipal Law defines “capital improvement” as including any physical public betterment or improvement or any preliminary studies and surveys relative thereto, land or rights inland, and any furnishings, equipment, machinery or apparatus for any physical public betterment or improvement acquired at the time when such betterment or improvement is constructed, reconstructed or acquired; and

**WHEREAS**, Section 6-c of the General Municipal Law defines “equipment” as including any equipment, machinery or apparatus not included in the definition of the term “capital improvement” and for the acquisition of which a period of probable usefulness has been provided by law; and

**WHEREAS**, the Town Board of the Town of Amenia (“Town Board”) finds that improvements for a proposed community kitchen in the Town of Amenia Town Hall (“Town Hall”) are necessary and appropriate to facilitate the use of Town Hall as a community emergency facility; and

**WHEREAS**, information and estimates for the proposed community kitchen improvements have been provided to the Town Board by the designated Kitchen Committee of the Town of Amenia and Architect Leo Blackman in the amount of \$109,000;

**NOW, THEREFORE, BE IT RESOLVED** by the Town Board, duly convened at a regular session on November 17, 2016, that the Town Board, based on information and estimates provided by the designated Kitchen Committee of the Town of Amenia and Architect Leo Blackman of such cost of the community kitchen in the amount of \$109,000, sets the estimated maximum cost of the community kitchen capital improvements and/or equipment at \$109,000; and

**BE IT FURTHER RESOLVED** that, pursuant to Section 6-c of the General Municipal Law, the Town Board hereby establishes a capital reserve fund for improvements for the proposed community kitchen, to be known as Town of Amenia Capital Reserve Fund – Community Kitchen (“the fund”), to finance part of the costs of the above-mentioned community kitchen improvements; and

**BE IT FURTHER RESOLVED** that, pursuant to Section 6-c of the General Municipal Law, the Town Supervisor is hereby authorized and directed to deposit the following sum in the fund: \$28,000.00, being a portion of the sum included in the fiscal year 2016 budget; and

**BE IT FURTHER RESOLVED** that, pursuant to Paragraph 10 of Section 6-c of the General Municipal Law, all sums deposited in the fund shall be held in a separate account; and

**BE IT FURTHER RESOLVED** that, pursuant to Paragraph 7 of Section 6-c of the General Municipal Law, the Town Supervisor is hereby authorized to invest the moneys of the fund from time to time as provided by the General Municipal Law; and

**BE IT FURTHER RESOLVED** that no expenditure shall be made from the fund unless that expenditure has been authorized by a resolution of the Town Board duly adopted in accordance with Section 6-c of the General Municipal Law; and

**BE IT FURTHER RESOLVED** that this Resolution shall become effective immediately.

The foregoing Resolution was made by Supervisor Perotti, seconded by Councilwoman Doyle, and voted upon with all council persons voting as follows:

|                           |        |
|---------------------------|--------|
| Supervisor Perotti        | Yes    |
| Councilwoman Doyle        | Yes    |
| Councilwoman Hitselberger | Absent |
| Councilman Gutierrez      | Yes    |
| Councilman DeLango        | Yes    |

Dated: Amenia, New York  
November 17, 2016

  
DAWN MARIE KLINGNER, TOWN CLERK