

**TOWN OF NEW LEBANON
RESOLUTION #30, 2025
AUTHORIZING EXPENDITURE FROM EQUIPMENT CAPITAL RESERVE FUND FOR
PURCHASE OF T770 T4 BOBCAT COMPACT TRACK LOADER
OCTOBER 20, 2025**

At a duly called and noticed special meeting of the New Lebanon Town Board, held on the 20th day of October, 2025, the following Resolution was proposed and seconded:

Resolution by Supervisor Houghtling
Seconded by Councilmember Powers

***AUTHORIZING EXPENDITURE FROM EQUIPMENT CAPITAL RESERVE FUND
FOR PURCHASE OF T770 T4 BOBCAT COMPACT TRACK LOADER***

WHEREAS, pursuant to N.Y. General Municipal Law § 6-c and a resolution adopted by the Town Board on December 30, 2022, the Town Board of the Town of New Lebanon established and funded an Equipment Capital Reserve Fund for the acquisition of equipment, machinery, and apparatus for construction and maintenance; and

WHEREAS, the Highway Superintendent has sought approval to purchase a T770 T4 Bobcat Compact Track Loader and accessories thereto (the "Equipment") as itemized on a September 30, 2025 quote provided by Goff Equipment Service, Hillsdale, New York; and

WHEREAS, the Town Board seeks to authorize expenditure of funds from the Equipment Capital Reserve Fund for the proposed purchase, but must adopt a resolution subject to permissive referendum, which may not take effect until thirty days after its adoption, or, if within thirty days after its adoption there be properly filed a valid petition requiring a referendum in accordance with applicable law, until approval thereof by affirmative vote of a majority of the qualified electors of the Town voting on such proposition; and

WHEREAS, the quote from Goff Equipment Service is based upon a Sourcewell contract on which the Town may purchase as a substitute to the Town conducting its own competitive bidding process under applicable law; and

WHEREAS, Goff Equipment Service has indicated that the subject price may be subject to change after October 31, 2025 due to potential expiration or modification of the subject Sourcewell contract during the permissive referendum period required under N.Y. Town Law § 91; and

WHEREAS, the Town Board seeks to authorize the purchase of the Equipment, provided: (1) the purchase is made pursuant to a valid piggybacking contract or other established substitute for competitive bidding, such as a valid Sourcewell contract; (2) the final purchase price does not exceed \$85,000; and (3) the permissive referendum period following adoption of this Resolution expires without a referendum being validly demanded pursuant to law, or if a referendum is validly demanded in accordance with applicable law within the time period provided by law, the proposition is approved by affirmative vote of a majority of the qualified electors of the Town voting on such proposition;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. Pursuant to N.Y. General Municipal Law § 6-c, as amended, and resolution of the Town Board dated December 30, 2022 establishing the Equipment

Capital Reserve Fund, the total expenditure of up to \$85,000 for the acquisition of the Equipment is for a proper purpose for which the Equipment Capital Reserve Fund was established; and

2. The Town Board hereby approves the Highway Superintendent's purchase of the Equipment contingent on the following:
 - a. At the time of the purchase, the purchase is made pursuant to a valid piggybacking contract or other established substitute for competitive bidding, such as a valid Sourcewell contract; and
 - b. The purchase price does not exceed \$85,000; and
 - c. The permissive referendum period following adoption of this Resolution expires without a referendum being validly demanded pursuant to law, or if a referendum is validly demanded in accordance with applicable law within the time period provided by law, the proposition is approved by affirmative vote of a majority of the qualified electors of the Town voting on such proposition; and
3. Upon audit and approval of an itemized voucher for such Equipment presented to the Town Board, accompanied by the statement of the Highway Superintendent approving payment therefor and stating that the subject Equipment has actually been delivered, the Town Board authorizes the total expenditure of up to \$85,000 from the Equipment Capital Reserve Fund to finance the acquisition of such Equipment; and
4. This Resolution is subject to permissive referendum and shall only take effect as set forth in N.Y. Town Law § 91; and
5. 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.

Upon the question of the foregoing Resolution, the following Town Board Members voted "Aye" or "Nay" for said Resolution:

Roll Call Vote:

Councilmember Powers	Aye
Councilmember Metzler	Aye
Supervisor Houghtling	Aye
Councilmember Amlaw	Aye
Councilmember Skerkis	Aye

The Resolution, having been **approved** by a majority vote of the Town Board, was declared **duly adopted** by the Supervisor of the Town of New Lebanon.

Dated: October 20, 2025

Resolution #30, 2025
Authorizing Expenditure from Equipment Capital Reserve Fund for Purchase of
T770 T4 Bobcat Compact Track Loader
October 20, 2025
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Marcie Robertson
Town Clerk
Town of New Lebanon