

**TOWN OF BERNE
TOWN BOARD MEETING AGENDA**

Date: August 12, 2026
Time: Regular Meeting 7:00PM
Location: Community & Senior Center, 1360 Helderberg Trail, Berne NY 12023

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF MINUTES

Minutes of July 8, 2026

5. PUBLIC COMMENT

Kenneth's Army Presentation

6. SUPERVISOR'S REPORT

- a. Fitness Court Challenge
- b. ALB/BLS Contract – 2027
- c. Waste Disposal Fees

7. OLD BUSINESS

- a) Mare Lane Extension

8. REPORTS OF TOWN OFFICERS / COMMITTEES

- a) Highway Superintendent
- b) Transfer Station
- c) Planning
- d) Zoning
- e) Parks
- f) Library

9. NEW BUSINESS / RESOLUTIONS

- a) Acceptance of resignation of Jarrett Carroll from the Berne Zoning Board – ZBA Vacancy 12/31/2028
- b) **Resolution 62 of 2026** Authorizing the Town Supervisor to represent the Town of Berne in a Public Employee Relations Board (PERB) Proceeding
- c) **Resolution 63 of 2026** Accepting the Resignation of the Law Offices of George D. McHugh as Town Attorney
- d) **Resolution 64 of 2026** Appointing legal counsel, approving professional services agreement, authorizing the Town Supervisor to execute the agreement and authorizing the encumbrance of appropriated funds
- e) **Resolution 65 of 2026**: A bond resolution authorizing the acquisition of three one-ton trucks for highway maintenance with a maximum estimated cost of \$264,000
- f) **Resolution 66 of 2026**: A bond resolution authorizing the acquisition of a tandem truck for highway maintenance with a maximum estimated cost of \$300,000

- g) **Resolution 67 of 2026:** Authorizing Professional Services Agreement for Civil Engineering
- h) **Resolution 68 of 2026:** Introducing Local Law 1 of 2026 – (Over-ride Tax Levy limits for 2027)
- i) Acceptance of resignation of Paul Gribbin from the position of Animal Control Officer
- j) **Resolution 69 of 2026:** Acceptance of the proposal of Helderberg Kennels for Animal Control Services
- k) Acceptance of resignation of Alexandria Herrera from the Position of Court Clerk
- l) Appointment of Alexandria Herrera to the position of Account Clerk (17 hours per week)
- m) **Resolution 70 of 2026:** Authorizing the Supervisor to execute a professional services agreement with BST & Company CPAs
- n) Appointment of Kirsten Maehler to serve as Planning Board Alternate 2 years (12/31/2028)
- o) November 11, 2026, Town Board meeting to be rescheduled for 11/12/26
- p) Tentative 2027 Budget schedule:
 - 8/14/26: Request forms to department heads
 - 8/31/26: Department requests due to Supervisor
 - 9/9/26: 6 PM – 7PM Public Hearing Local Law #1 Tax Cap
 - 9/14/26: Budget Workshop 6 PM – 9 PM General Fund & Sewer Department
 - 9/15/26: Budget Workshop 6 PM – 9 PM Highway
 - 9/30/26: Tentative Budget Filed with Town Clerk
 - 10/5/26: Tentative Budget provided to Town Board
 - 10/14/26: Budget Hearing/Adoption
 - 11/12/26: Adoption of 2027 Budget (if required)

10. APPROVE/DISCUSS MONTHLY FINANCIAL REPORTS

- a. Supervisor's
- b. Town Clerk's
- c. Building & Zoning

11. AUDIT AND APPROVAL OF CLAIMS

- a. Budget Transfers, Purchase Order Approvals and Amendments as Presented
- b. Monthly Abstracts
 - 1. Abstract 2026 #18 Utilities \$13,031.88
 - 2. Abstract 2026 #19 (vouchers 608, 618-620, 623-663) \$119,853.06
 - \$132,884.94

12. ADJOURNMENT

TOWN OF BERNE
TOWN BOARD RESOLUTION

Resolution No. 62 of 2026

Resolution Introduced by Supervisor Giebelhaus

**AUTHORIZING THE TOWN SUPERVISOR TO REPRESENT THE TOWN OF BERNE IN A
PUBLIC EMPLOYEE RELATIONS BOARD REPRESENTATION PROCEEDING**

At a regular/special meeting of the Town Board of the Town of Berne, Albany County, New York, held on the ____ day of _____, 2026, the following resolution was offered:

WHEREAS, the New York State Public Employment Relations Board ("PERB") has scheduled a conference before an Administrative Law Judge concerning a representation proceeding involving employees of the Town of Berne; and

WHEREAS, the Town of Berne is a necessary party to such proceeding in its capacity as the public employer; and

WHEREAS, the Town Board recognizes that the purpose of the proceeding is to determine questions concerning employee representation and that the Town shall remain strictly neutral with respect to the employees' selection of a collective bargaining representative; and

WHEREAS, the Administrative Law Judge has requested that the Town appear through a representative possessing authority to make procedural decisions and enter into appropriate stipulations on behalf of the Town during the proceeding; and

WHEREAS, the Town Board finds it to be in the best interests of the Town to designate the Town Supervisor as the Town's authorized representative for purposes of the PERB representation proceeding.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby designates and authorizes the Town Supervisor to appear on behalf of the Town of Berne in the pending PERB representation proceeding and any related conferences or hearings before PERB; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to:

1. Represent the Town in all procedural matters before PERB;
2. Provide factual information and documentation concerning Town employment, bargaining units, payroll records, employee classifications, and other matters relevant to the proceeding;
3. Enter into procedural stipulations, election agreements, voter eligibility agreements, scheduling agreements, and other administrative or procedural agreements that facilitate the conduct of the PERB proceeding and do not materially alter the Town's legal rights or obligations;
4. Make procedural decisions reasonably necessary to conduct the proceeding in an efficient manner and to comply with directives of the Administrative Law Judge; and
5. Consult with the Town Attorney, labor counsel, or other professional advisors as necessary in connection with the proceeding.

BE IT FURTHER RESOLVED, that nothing in this Resolution shall be construed to authorize the Town Supervisor to:

1. Express or advocate a preference for any labor organization or employee organization;
2. Recognize or refuse to recognize any employee organization except as directed by PERB or otherwise required by law;
3. Execute, amend, extend, or terminate any collective bargaining agreement;
4. Waive any substantive legal rights of the Town;
5. Commit the Town to any settlement or agreement imposing financial obligations or materially affecting the Town's labor relations policies without prior approval of the Town Board, unless otherwise required by law; or
6. Take any action inconsistent with the Town's obligation to remain neutral in matters concerning employee representation.

BE IT FURTHER RESOLVED, that the Town of Berne shall remain neutral throughout the representation proceeding and shall recognize and bargain in good faith with whichever employee organization, if any, is certified by PERB as the exclusive bargaining representative in accordance with applicable law.

BE IT FINALLY RESOLVED, that the Town Clerk is directed to provide a certified copy of this Resolution to the Town Supervisor, the Town Attorney, and, if requested, to the Administrative Law Judge or PERB.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on _____, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Affirmative:

Negative:

Affirmative Vote Tally: _____ **Negative Vote Tally:** _____ **Abstain:** _____

Adopted this _____ **day of** _____, **2026**

I, Kristin De Oliveira, Town Clerk of the Town of Berne,
do hereby certify that Resolution 62 of 2026 was passed
at a meeting of the Town of Board on _____ of 2026.

In affirmation thereof, I hereto set my hand and affix
The Seal of the Town of Berne this _____ day of _____, 2026.

Kristin De Oliveira, Town Clerk

TOWN OF BERNE
TOWN BOARD RESOLUTION

Resolution No. 63 of 2026

Resolution Introduced by Supervisor Giebelhaus

RESOLUTION ACCEPTING THE RESIGNATION OF THE LAW OFFICE OF GEORGE D. McHUGH, P.C. AS TOWN ATTORNEY

At a regular/special meeting of the Town Board of the Town of Berne, Albany County, New York, held on the ____ day of _____, 2026, the following resolution was offered:

WHEREAS, the Law Office of George D. McHugh, P.C. has served as Town Attorney for the Town of Berne pursuant to a Professional Services Agreement authorized by the Town Board; and

WHEREAS, by correspondence dated **July 27, 2026**, the Law Office of George D. McHugh, P.C. submitted its resignation as Town Attorney, effective **August 31, 2026**; and

WHEREAS, the Town Board wishes to formally acknowledge and accept the resignation and provide for an orderly transition of legal services.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Berne hereby accepts the resignation of the Law Office of George D. McHugh, P.C. as Town Attorney, effective _____, with appreciation for the professional legal services provided to the Town.

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized and directed to take all actions necessary to conclude the Professional Services Agreement in accordance with its terms, including the payment of all properly submitted and audited invoices for services rendered through the effective date of the resignation.

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to coordinate with the outgoing Town Attorney regarding the orderly transition of all active legal matters, files, records, correspondence, litigation materials, and other documents belonging to or maintained on behalf of the Town of Berne, and to facilitate the transfer of such materials to the Town or its successor legal counsel, as appropriate.

BE IT FURTHER RESOLVED, that the Town Clerk is directed to provide a certified copy of this Resolution to the Law Office of George D. McHugh, P.C. and to maintain a copy in the official records of the Town.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on _____, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Affirmative:

Negative:



**Law Offices
of
George D. McHugh, P.C.**

July 27, 2026

Hon. Joseph Giebelhaus, Supervisor
Town of Berne
1656 Helderberg Trail
Berne, NY 12023

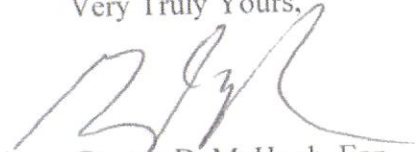
Dear Supervisor Giebelhaus:

Pursuant to Article 2 of the Letter of Engagement between the Town of Berne ("Town") and the Law Office of George D. McHugh, PC ("Law Firm") dated January 1, 2026, I am providing you with at least thirty (30) days written notice of my intention to terminate our agreement. My last day of service to the town shall be August 31, 2026.

I have served as the Town of Berne Attorney and Legal Advisor since 2024, bridging two separate administrations and predating the current members of the Berne Town Board. Together, we have worked through several important projects and overcame hurdles along the way. However, I am most proud of how the town board has evolved and greatly improved its working relationship as a functional and efficient governmental body.

Thank you, Supervisor Giebelhaus and Town Board Members, for your determination, professionalism and commitment to serving the people of Berne. Through your words and actions, you have shown that your only agenda is serving the people that you represent, which is refreshing. I will deeply miss collaborating with all of you and the other officers and elected officials of the town, for the betterment of the residents of Berne.

Very Truly Yours,



George D. McHugh, Esq.

cc: Berne Town Board Members
Hon. Kristin DeOliveira, Berne Town Clerk

TOWN OF BERNE
TOWN BOARD RESOLUTION
Resolution No. 64 of 2026

Resolution Introduced by Supervisor Giebelhaus

RESOLUTION APPOINTING LEGAL COUNCIL, APPROVING A PROFESSIONAL SERVICES AGREEMENT, AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE THE AGREEMENT, AND AUTHORIZING THE ENCUMBRANCE OF APPROPRIATED FUNDS

At a regular/special meeting of the Town Board of the Town of Berne, Albany County, New York, held on the ____ day of _____, 2026, the following resolution was offered:

WHEREAS, the Town Board of the Town of Berne determined that it was in the best interests of the Town to solicit proposals for the provision of professional legal services pursuant to Request for Proposals No. 2026-02; and

WHEREAS, proposals were received and reviewed by the Town Board in accordance with the procedures established in the Request for Proposals; and

WHEREAS, after reviewing the qualifications, experience, proposed scope of services, references, and fee schedules submitted by the respondents, the Town Board has determined that it is in the best interests of the Town to retain professional legal counsel to provide municipal legal services and, if applicable, labor relations services; and

WHEREAS, the Town Board finds that the selected firm possesses the qualifications, experience, staffing, and expertise necessary to effectively represent the Town in municipal legal matters and to provide legal services consistent with the needs of the Town.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Berne hereby appoints:

Firm: _____

to serve as:

☐ Town Attorney / Municipal Counsel

☐ Labor Relations Counsel

☐ Both Municipal Counsel and Labor Relations Counsel

for the term commencing _____ and ending _____,
unless sooner terminated in accordance with the terms of the Professional Services Agreement.

BE IT FURTHER RESOLVED, that the Town Board hereby approves the Professional Services Agreement between the Town of Berne and:

in substantially the form presented to the Town Board, subject to the insertion of the final contract term, compensation, exhibits, schedules, and such non-substantive revisions as may be approved by the Town Supervisor.

BE IT FURTHER RESOLVED, that compensation for professional legal services shall be as follows:

Annual or Monthly Retainer:

Hourly Rates (if applicable):

Partner: _____

Associate: _____

Paralegal/Law Clerk: _____

Other: _____

plus reimbursement of authorized expenses as provided in the Professional Services Agreement.

BE IT FURTHER RESOLVED, that pursuant to the authority granted to the Town Supervisor under New York State Town Law and this Resolution, the Town Supervisor is hereby authorized and directed to execute, acknowledge, and deliver the Professional Services Agreement on behalf of the Town of Berne, together with any schedules, exhibits, certificates, amendments, renewals, or other documents reasonably necessary to implement the Agreement, provided such documents are substantially consistent with the proposal approved by the Town Board.

BE IT FURTHER RESOLVED, that the Town Board hereby authorizes the encumbrance and expenditure of funds appropriated in the Town's duly adopted budget for professional legal services in an amount **not to exceed**:

\$ _____

unless subsequently modified by action of the Town Board through budget amendment or other lawful authorization.

BE IT FURTHER RESOLVED, that all invoices submitted pursuant to the Professional Services Agreement shall be audited and approved for payment in accordance with the Town's Audit of Claims Policy, applicable budget appropriations, and the provisions of the New York State Town Law.

BE IT FURTHER RESOLVED, that any legal services performed outside the scope of the approved retainer agreement, including but not limited to litigation, arbitration, special projects, labor negotiations, disciplinary proceedings, appeals, or other billable hourly services, shall be compensated only in accordance with the terms of the Professional Services Agreement and subject to available appropriations and the Town's normal audit and claims approval process, unless otherwise specifically authorized by resolution of the Town Board.

BE IT FURTHER RESOLVED, that the Town Supervisor, Town Clerk, Budget Manager, Bookkeeper, and all other appropriate Town officers and employees are hereby authorized and directed to take all actions and execute all documents necessary to carry out the intent of this Resolution.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on _____, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Affirmative:

Negative:

Affirmative Vote Tally: _____ **Negative Vote Tally:** _____ **Abstain:** _____

Adopted this _____ **day of** _____, **2026**

I, Kristin De Oliveira, Town Clerk of the Town of Berne,
do hereby certify that Resolution 64 of 2026 was passed
at a meeting of the Town of Board on _____ of 2026.

In affirmation thereof, I hereto set my hand and affix
The Seal of the Town of Berne this _____ day of _____, 2026.

Kristin De Oliveira, Town Clerk

TOWN OF BERNE
RESOLUTION NO. 65 of 2026
DATED AUGUST 12, 2026

A BOND RESOLUTION AUTHORIZING ACQUISITION OF THREE ONE-TON TRUCKS FOR HIGHWAY MAINTENANCE AT AN ESTIMATED MAXIMUM COST OF \$264,000, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF BERNE, ALBANY COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$264,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH COST, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE TOWN SUPERVISOR

BE IT RESOLVED, by the Town Board of the Town of Berne, Albany County, New York (the "Town") (by the favorable vote of not less than two-thirds of all of the members of the Board) as follows:

SECTION 1. The acquisition of three one-ton trucks with plow and salter for highway maintenance is hereby authorized at an estimated aggregate maximum cost of \$264,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 28 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is fifteen years.

SECTION 2. It is hereby determined that the aforesaid purpose constitutes a Type II action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQRA not to have a significant impact on the environment.

SECTION 3. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years from the original date of issuance of such obligation.

SECTION 4. The Town Board plans to finance the total cost of said purpose by the issuance of serial bonds of the Town in an amount not to exceed \$264,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 6. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 7. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 8. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, and the power to issue bonds as statutory installment bonds, is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Town Clerk is hereby authorized to affix the corporate seal of the Town to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 9. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(I) of the Code.

SECTION 10. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

- (1) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or
- (2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 11. The Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Altamont Enterprise, being a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication.

SECTION 12. This resolution shall take effect immediately.

TOWN OF BERNE
RESOLUTION NO. 66 of 2026 DATED AUGUST 12, 2026

A BOND RESOLUTION AUTHORIZING ACQUISITION OF A TANDEM TRUCK FOR HIGHWAY MAINTENANCE AT AN ESTIMATED MAXIMUM COST OF \$300,000, AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF THE TOWN OF BERNE, ALBANY COUNTY, NEW YORK IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$300,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH COST, PROVIDING THAT THIS RESOLUTION SHALL BE SUBJECT TO A PERMISSIVE REERENDUM, AND DELEGATING CERTAIN POWERS IN CONNECTION THEREWITH TO THE TOWN SUPERVISOR

BE IT RESOLVED, by the Town Board of the Town of Berne, Albany County, New York (the "Town") (by the favorable vote of not less than two-thirds of all of the members of the Board) as follows:

SECTION 1. The acquisition of a tandem truck for highway maintenance purposes is hereby authorized at an estimated aggregate maximum cost of \$300,000, and said amount is hereby appropriated therefor. It is hereby determined that said purpose is an object or purpose described in subdivision 28 of paragraph a of Section 11 of the Local Finance Law, and that the period of probable usefulness of said purpose is fifteen years.

SECTION 2. It is hereby determined that the aforesaid purpose constitutes a Type II action as defined under the State Environmental Quality Review Regulations, 6 NYCRR Part 617, which has been determined under SEQRA not to have a significant impact on the environment.

SECTION 3. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years from the original date of issuance of such obligation.

SECTION 4. The Town Board plans to finance the total cost of said purpose by the issuance of serial bonds of the Town in an amount not to exceed \$300,000, hereby authorized to be issued therefor pursuant to the Local Finance Law.

SECTION 5. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of said bonds.

SECTION 6. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the Town for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. This resolution shall constitute a statement of official intent for purposes of Section 1.150-2 of the Treasury Regulations.

SECTION 7. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on said bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on said bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on said bonds as the same become due and payable.

SECTION 8. Subject to the terms and contents of this resolution and the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 63.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the serial bonds authorized by this resolution and the renewals of said notes and the power to prescribe the terms, form and contents of said serial bonds and said bond anticipation notes (including without limitation the date, denominations, maturities, interest payment dates, consolidation with other issues, and redemption rights), the power to determine to issue said bonds providing for substantially level or declining debt service, and the power to sell and deliver said serial bonds and any bond anticipation notes issued in anticipation of the issuance of such bonds, and the power to issue bonds as statutory installment bonds, is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any serial bonds issued pursuant to this resolution and any bond anticipation notes issued in anticipation of the issuance of said serial bonds, and the Town Clerk is hereby authorized to affix the corporate seal of the Town to any of said serial bonds or any bond anticipation notes and to attest such seal.

SECTION 9. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof as "qualified tax-exempt bonds" for purposes of Section 265(b)(3)(B)(I) of the Code.

SECTION 10. Within ten days after the adoption of this resolution, the Town Clerk is hereby authorized and directed to cause to be published at least once in the in the Altamont Enterprise, being a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town, and to be posted on the sign board of the Town maintained pursuant to the Town Law, a notice which shall set forth the date of adoption of this resolution and contain an abstract thereof, concisely stating its purpose and effect and specifying that this resolution was adopted subject to a permissive referendum.

SECTION 11. This resolution shall take effect thirty days after adoption, unless there shall be filed with the Town Clerk a petition signed and acknowledged by the electors of the Town

qualified to vote upon a proposition to raise and expend money, in number equal to at least five percentum of the total vote cast for governor in the Town at the last general election held for the election of State offices, protesting against this resolution and requesting that the matter be submitted to the qualified electors of the Town at a referendum in the manner provided by Article Seven of the Town Law.

SECTION 12. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) Such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(2) The provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with;
and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or

(3) Such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 13. Upon the effective date hereof, the Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the Altamont Enterprise, being a newspaper having a general circulation in the Town and hereby designated as the official newspaper of the Town for such publication.

Option 3A: \$264k 'Small Trucks'

Payment	Beginning Fiscal		Annual	Interest
	Year			
1	2027		\$58,968.77	\$10,032.00
2	2028		\$58,968.77	\$8,172.40
3	2029		\$58,968.77	\$6,242.14
4	2030		\$58,968.77	\$4,238.53
5	2031		\$58,968.77	\$2,158.78
Totals			\$294,843.85	\$30,843.85
2027 Tax rate impact			-0.07%	

Total Cost: \$664,716.68
Total Interest: \$100,716.68

Option 3B: \$300k Tandem

Payment	Beginning Fiscal		Annual	Interest
	Year			
1	2028		\$36,987.28	\$12,000.00
2	2029		\$36,987.28	\$11,000.51
3	2030		\$36,987.28	\$9,961.04
4	2031		\$36,987.28	\$8,879.99
5	2032		\$36,987.28	\$7,755.70
6	2033		\$36,987.28	\$6,586.43
7	2034		\$36,987.28	\$5,370.40
8	2035		\$36,987.28	\$4,105.72
9	2036		\$36,987.28	\$2,790.46
10	2037		\$36,987.28	\$1,422.59
Totals			\$369,872.83	\$69,872.83
2027 Tax rate impact			0%	
2028 Tax rate impact (vs '26)			2.61%	

TOWN OF BERNE
TOWN BOARD RESOLUTION

Resolution No. 67 of 2026

Resolution Introduced by Supervisor Giebelhaus

**AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT
FOR CIVIL ENGINEERING SERVICES, AUTHORIZING THE TOWN SUPERVISOR TO
EXECUTE THE AGREEMENT, AND AUTHORIZING THE ENCUMBRANCE OF
FUNDS**

At a regular/special meeting of the Town Board of the Town of Berne, Albany County, New York, held on the ____ day of _____, 2026, the following resolution was offered:

WHEREAS, the Town of Berne issued Request for Proposals (RFP No. 2026-03) seeking qualified firms to provide professional civil engineering services to the Town; and

WHEREAS, the Town Board has reviewed the proposals submitted in response to the RFP and has determined that **LAMONT ENGINEERS** is the firm whose qualifications, experience, responsiveness, and proposed fee structure best serve the interests of the Town; and

WHEREAS, the Town Board desires to retain **LAMONT ENGINEERS** to provide professional civil engineering services in accordance with the terms and conditions of the Professional Services Agreement presented to the Board; and

WHEREAS, the Town Board has determined that it is in the best interests of the Town to authorize the Town Supervisor to execute the agreement on behalf of the Town and to take all actions necessary to implement its provisions.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Berne hereby approves the Professional Services Agreement between the Town of Berne and **LAMONT ENGINEERS** for the provision of professional civil engineering services, substantially in the form presented to the Town Board, together with such non-material modifications as may be approved by the Town Attorney and Town Supervisor.

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized and directed to execute the Professional Services Agreement and any related documents necessary to effectuate the agreement on behalf of the Town.

BE IT FURTHER RESOLVED, that the Town Supervisor and the Town Bookkeeper are hereby authorized to encumber funds sufficient to satisfy the obligations of the Town under the agreement, subject to available appropriations and applicable provisions of the Town's Procurement Policy, Budget, and New York State law.

BE IT FURTHER RESOLVED, that payments under the agreement shall be made only upon submission of properly documented invoices, audit and approval of claims by the Town Board, and certification that services have been satisfactorily performed in accordance with the agreement.

BE IT FURTHER RESOLVED, that the Town Supervisor, Town Bookkeeper, and such other Town officials as may be necessary are authorized to take any additional administrative actions required to carry out the intent of this resolution.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on _____, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Affirmative:

Negative:

Affirmative Vote Tally: _____ **Negative Vote Tally:** _____ **Abstain:** _____

Adopted this _____ **day of** _____, **2026**

I, Kristin De Oliveira, Town Clerk of the Town of Berne,
do hereby certify that Resolution 67 of 2026 was passed
at a meeting of the Town of Board on _____ of 2026.

In affirmation thereof, I hereto set my hand and affix
The Seal of the Town of Berne this _____ day of _____, 2026.

Kristin De Oliveira, Town Clerk

TOWN OF BERNE
TOWN BOARD RESOLUTION

Resolution No. 68 of 2026

Resolution Introduced by Supervisor Giebelhaus

INTRODUCING LOCAL LAW No. 1 of 2026

Dated: August 12, 2026

At a special meeting of the Town Board of the Town of Berne, Albany County, New York, held at the Town Hall, 1656 Helderberg Trail Road, Berne NY on the 12th day of August, 2026:

WHEREAS, N.Y. General Municipal Law §3-c (the "Property Tax Cap Law"), authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board;

WHEREAS, this Board has been presented with a proposed Local Law No.1 of 2026 entitled "A Local Law to Override the Tax Levy Limit for Fiscal Year 2027"; and

WHEREAS, copies of the aforesaid proposed local law have been laid upon the desk of each member of this Board.

NOW, THEREFORE, BE IT RESOLVED that, draft Local Law No. 1 of 2026 entitled "A Local Law to Override the Tax Levy Limit for Fiscal Year 2027" be introduced to the Town of Berne at large pursuant to General Municipal Law §3-c;

BE IT RESOLVED that, pursuant to Section 20 of the Municipal Home Rule Law, a public hearing on said proposed Local Law No.1-2026 shall be held on the 9th day of September, 2026 at 6:30PM,

BE IT FURTHER RESOLVED that the Clerk publish or cause to be published a public notice in the official newspaper of the Town of Berne of said public hearing at least five (5) days prior thereto;

BE IT FURTHER RESOLVED that the proposed action is a Type II action under the State Environmental Quality Review Act, and its implementing regulations 6 NYCRR 617.5 (26) and (33), requiring no further environmental review; and

BE IT FURTHER RESOLVED that the Town Supervisor or his designee is authorized to take any other action required under law in furtherance of this resolution and passage of the proposed local law.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

On a motion by Councilperson _____, seconded by _____, the resolution was adopted on a roll call vote, the results which follow:

Town of Berne

Introductory Local Law No.1 of the Year 2026

“A Local Law to Override the Tax Levy Limit for Fiscal Year 2027”

Be it enacted by the Town Board of the Town of Berne as follows:

Section 1. TITLE AND AUTHORITY. This Local Law is enacted pursuant to subdivision 5 of N.Y. General Municipal Law §3-c (the “Property Tax Cap Law”), which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

Section 2. LEGISLATIVE INTENT. The purpose of this local law is to permit the Town Board to override the tax levy limit on the amount of property taxes that may be levied by the Town of Berne pursuant to the Property Tax Cap Law, and to allow the Town to adopt a budget for Fiscal Year 2027 that requires a real property tax levy in excess of the “tax levy limit” as defined by the Property Tax Cap Law. Such override is necessary and in the best interests of the Town.

Section 3. TAX LEVY LIMIT OVERRIDE. The Town of Berne Town Board is hereby authorized to override the Tax Levy Limit established pursuant to N.Y. General Municipal Law §3-c, for Fiscal Year 2027, and to adopt a budget for Fiscal Year 2027 that requires a real property tax levy in excess of the amount otherwise prescribed in N.Y. General Municipal Law §3-c.

Section 4. SEVERABILITY. If any clause, sentence, paragraph, section or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

Section 5. EFFECTIVE DATE. This Local Law shall become effective upon filing with the Secretary of State of the State of New York as provided by the Municipal Home Rule Law.

Adopted this ___th day of _____ 2026.

By Order of the Berne Town Board

TOWN OF BERNE
TOWN BOARD RESOLUTION

Resolution No. 69 of 2026

Resolution Introduced by Supervisor Giebelhaus

**AUTHORIZING THE PROCUREMENT OF A BLANKET PUBLIC OFFICIALS UNDERTAKING
AND APPROPRIATING FUNDS THEREFORE**

At a regular/special meeting of the Town Board of the Town of Berne, Albany County, New York, held on the ____ day of _____, 2026, the following resolution was offered:

WHEREAS, the Town of Berne is required to provide animal control services in accordance with Article 7 of the New York State Agriculture and Markets Law and applicable provisions of the Town Code; and

WHEREAS, the Town Board has reviewed the proposal submitted by **Helderberg Kennels LLC**, dated **July 8, 2026**, for the provision of Animal Control Officer (ACO), Dog Control Officer (DCO), kennel operations, municipal shelter management, animal transportation, enforcement support, recordkeeping, and related court and administrative services; and

WHEREAS, the proposal provides for the continuation of comprehensive animal control and kennel services through a single professional services agreement at an annual fee of **Thirty Thousand Dollars (\$30,000.00)**, exclusive of certain extraordinary veterinary expenses as identified in the agreement; and

WHEREAS, the Town Board has determined that the proposal represents a responsible and efficient means of providing animal control and kennel services for the protection of the health, safety, and welfare of the residents of the Town of Berne; and

WHEREAS, the Town Board finds that it is in the best interests of the Town to accept the proposal and enter into a Professional Services Agreement with Helderberg Kennels LLC upon terms substantially consistent with the proposal and acceptable to the Town;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Berne hereby accepts the proposal submitted by **Helderberg Kennels LLC**, dated **July 8, 2026**, for the provision of Animal Control and Kennel Services;

BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized and directed to negotiate any non-material administrative revisions necessary to finalize the agreement, and to execute the Professional Services Agreement and any ancillary documents necessary to implement the services authorized herein, subject to review and approval as to legal form by the Town Attorney, if applicable;

BE IT FURTHER RESOLVED, that execution of the Professional Services Agreement shall be conditioned upon the Contractor providing certificates of insurance evidencing all insurance coverages required under the agreement, including but not limited to general liability, automobile liability, care, custody and control coverage, and workers' compensation insurance or a lawful exemption, with the Town of Berne named as an additional insured where required by the agreement;

BE IT FURTHER RESOLVED, that the Town Supervisor and the Town Bookkeeper are hereby authorized and directed to encumber the funds necessary to satisfy the financial obligations of the agreement from the appropriate budgetary appropriation(s) for Animal Control and Dog Control Services, and to process payments in accordance with the executed agreement, the Town's Procurement Policy, and the Town's Audit of Claims Policy;

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to approve routine administrative matters arising under the agreement that do not materially increase the financial obligation of the Town or substantially alter the scope of services approved by this resolution;

BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to maintain the fully executed agreement, certificates of insurance, and all related contract documents as part of the permanent records of the Town.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on _____, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Affirmative:

Negative:

Affirmative Vote Tally: _____ **Negative Vote Tally:** _____ **Abstain:** _____

Adopted this _____ **day of** _____, **2026**

I, Kristin De Oliveira, Town Clerk of the Town of Berne, do hereby certify that Resolution 69 of 2026 was passed at a meeting of the Town of Board on _____ of 2026.

In affirmation there of, I hereto set my hand and affix
The Seal of the Town of Berne this _____ day of _____, 2026.

Kristin De Oliveira, Town Clerk



Proposal for Animal Control & Kennel Services

Helderberg Kennels LLC

COVER LETTER

Date: July 8, 2026

To: Town Board

Town of Berne, New York

From: Helderberg Kennels LLC

Re: Proposal for Animal Control & Kennel Services

Dear Town Board,

This proposal is submitted regarding Animal Control and Kennel Services. Helderberg Kennels LLC respectfully proposes to provide consolidated Animal Control Officer (ACO), Dog Control Officer (DCO), kennel/boardings, transport, and court support services for the Town of Berne. This proposal outlines the services that have been provided since early 2024 and seeks to create an operational structure for the Town.

Attached is a description of experience, operational approach, and the proposed fee for delivering these services. Thank you for your consideration.

Sincerely,

Paul Gribbin

Helderberg Kennels LLC

EXECUTIVE SUMMARY

Helderberg Kennels LLC has provided animal control and kennel services to the Town of Berne since early 2024. This proposal requests an annual professional services fee of \$30,000 to consolidate ACO duties, kennel operations, recordkeeping, court services, and the operation of the Town's municipal shelter into a single agreement. This reduces administrative complexity and transfers routine operational administration to the Contractor while preserving Town oversight and legal authority.

PROFESSIONAL EXPERIENCE & BACKGROUND

- **Service Period:** Providing ACO services to the Town since early 2024.
- **Kennel Services:** Established and currently licensed by New York State to operate the Town's municipal shelter.
- **Operational Leadership:** Developed and implemented intake, reporting, and violation forms specifically for Town enforcement needs. Researched applicable court procedures and prepared court documents, assisting in prosecution of cases when Town Counsel was unavailable.
- **Cross-Agency Coordination:** Regularly coordinates responses with the Sheriff's Department and has assisted neighboring municipalities during emergencies when requested.

SERVICE ACTIVITY SUMMARY

- **2024:** ~40 calls: 4 formal notices, 3 seizures (2 re-homed, 1 later euthanized)
 - **2025:** ~31 calls: 2 formal notices, 4 court cases (including warnings, fines, and 1 dangerous dog adjudication resulting in euthanasia)
 - **2026 (to date):** 24 calls: 1 formal notice, 2 dogs seized and transported to Humane Society
- * These figures represent documented complaints only and do not reflect the additional administrative time associated with investigations, recordkeeping, kennel operations, court preparation, animal care, regulatory compliance, or on-call availability.

ENFORCEMENT & COURT EXPERIENCE

- **Court Work:** Gathering evidence, routine preparation, issuing appearance tickets and forms, coordinating hearing dates, evidence presentation for Town Court, and prosecuting as needed.
- **Dangerous Dogs and Seizures:** Responding to dogs at large and conducting seizures of potentially dangerous or aggressive animals, often under unpredictable and hazardous conditions. These duties require direct handling of animals posing risk of injury while ensuring public safety and proper legal compliance.
- **Owner & Complainant Communication:** Contractor provides clear explanation of legal process and consequences to both complainants and animal owners, facilitating informed decisions and reducing escalation while acting as a mediator.
- **Kennel Operations:** Contractor has provided proper care to dogs throughout the redemption period, coordinating with certified rescues/shelters to provide rehoming and adoption.

INTEGRATED OPERATIONAL MODEL

Consolidating enforcement and kennel operations reduces response delays, minimizes unnecessary travel, improves monitoring frequency, enhances animal welfare, and centralizes responsibility within a single contracted provider.

OPERATIONAL PLAN

- **On-call Response:** Contractor shall make reasonable efforts to respond to requests for service as promptly as practicable, including on-call availability for Town complaints on nights, weekends, and holidays. Contractor acknowledges that services are provided on an on-call basis and that immediate response cannot be guaranteed due to other professional obligations, ongoing emergency incidents, distance from the incident, or other circumstances beyond the Contractor's control. If Contractor is unavailable or unable to respond within a reasonable time, reasonable efforts will be made to coordinate alternate response through an authorized Town ACO. If Contractor is unavailable when a dog is at large, the Town shall be responsible for determining an alternate response, including utilizing mutual aid, another designated Animal Control Officer, or other resources as appropriate. When Contractor becomes available, Contractor shall assume responsibility for any remaining services requested by the Town that have not already been completed by an alternate responder.
- **Animal Handling & Custody:** If available, Contractor is responsible for the safe capture, handling, and custody of animals, including those presenting elevated risk of injury. Animals may be held beyond the statutory minimum holding period when necessary, including extended care for rehoming, adoption coordination, or pending disposition, which may extend from days to multiple weeks.
- **Veterinary Care:** The Contractor agrees to assume responsibility for medically necessary stabilization and humane euthanasia when necessary; where delay would result in imminent harm for animals held under this agreement, up to a maximum of \$2,500 per contract year. Due to the unpredictable nature of medical injuries and procedures, the Town shall be responsible for all additional expenses beyond the \$2,500 threshold.
- **Kennel Operations & Facilities:** Contractor provides and maintains a state certified municipal shelter and kennel facilities in compliance with applicable regulations, including heat, electricity, sanitation, daily feeding, cleaning, monitoring, and general animal care. Contractor is responsible for routine upkeep and minor repairs associated with normal operations. Contractor shall maintain compliance with all applicable New York State Municipal Shelter licensing requirements, including required licensing, inspections, recordkeeping, and reporting obligations.
- **Transport:** Contractor provides transport of animals using a personal vehicle operated in accordance with applicable insurance requirements for business use. Contractor assumes responsibility for vehicle-related costs, including mileage and maintenance.
- **Reporting & Records:** Contractor will complete written incident reports for all complaints, enforcement actions, and contacts related to Animal Control Services. A summary tracking system will be maintained for long-term records management. Kennel intake and disposition documentation will be completed as required, with annual summaries available upon request.

- **Complaints & Enforcement:** Contractor will communicate with complainants and, upon reasonable belief of a violation, issue notices of violation, appearance tickets, and hearing notices as required by Town and State law.
- **Court & Administrative Work:** Contractor is responsible for evidence collection, case preparation, coordination of court proceedings, and participation in hearings. Contractor may act in a prosecutorial or support capacity when required and serves as a point of coordination between complainants, animal owners, and the Town.
- **Independent Contractor Status & Risk:** Contractor operates as an independent entity and is responsible for maintaining all required insurance coverage, including general liability, care, custody and control coverage, and appropriate vehicle insurance. Contractor is not covered under Town-provided health insurance, workers' compensation, or liability protections and assumes the business risks associated with providing the contracted services, including maintaining required insurance coverage and responsibility for any occupational injury or resulting loss of income.

COST PROPOSAL

Proposed Annual Professional Services Fee: \$30,000. This fee reflects the provision of on-call animal control enforcement, kennel operations, transport, administrative and court services, as well as the assumption of operational costs, facility expenses, insurance requirements, and risk associated with handling animals and responding to hazardous situations. Specific services include enforcing Chapter 75 of the Town Code and Article 7 of the NYS Agriculture and Markets Law. Contractor will provide complaint response, investigation, and enforcement; kennel housing, supplies, utilities, and animal care; transport using a personal vehicle; recordkeeping and reporting; public communication and mediation; and court preparation and participation. Veterinary expenses exceeding the agreed annual threshold are excluded. Contractor respectfully requests inclusion of a 3% annual cost-of-living adjustment provision in any resulting agreement.

Thank you for your consideration.

Paul Gribbin

Helderberg Kennels LLC

Case	Complainant	Complainant Address	Complainant Phone	Harvest/Complaint	Animal Location	Animal	Home/Description of Animal(s)	Licensed	Owner Name	Owner Phone	Owner Address	Action Taken	Comments
26-1	1/23/2026	ACSO	UNK	N/A	518-528-3811	Medical/Abandonment	510 Reynolds, Knox	Dog	2 Pitbulls - Brown/White	UNK	UNK	Seized	Transported to car
26-2	1/24/2026	UNK	UNK	Neglect/Welfare Request	UNK	Dog	Black Lab Mix	Dog	2 Pitbulls - Brown/White	UNK	UNK	Seized	Transported to car
26-3	1/24/2026	UNK	UNK	Neglect/Welfare Request	UNK	Dog	2 Cats	Dog	2 Cats	UNK	UNK	Seized	Transported to car
26-4	1/24/2026	ACSO	UNK	Neglect	518-694-0951	Medical/Abandonment	Same as Complainant	Dog	3 Great Danes	UNK	UNK	Seized	Transported to car
26-5	2/17/2026	UNK	UNK	Neglect	518-359-3664	Medical/Abandonment	3080th Highway	Dog	3 Great Danes	UNK	UNK	Seized	Transported to car
26-6	2/19/2026	UNK	UNK	Dead fox on side of road	UNK	UNK	Thadler Park	Cat	3 Great Danes	UNK	UNK	Seized	Transported to car
26-7	3/9/2026	UNK	UNK	Slit throat	518-344-2110	Medical/Abandonment	1120 Henderson Trail Apt B	Dog	3 Great Danes	UNK	UNK	Seized	Transported to car
26-8	3/9/2026	UNK	UNK	Slit throat	518-312-1177	Medical/Abandonment	1120 Henderson Trail Apt A	Dog	3 Great Danes	UNK	UNK	Seized	Transported to car
26-9	3/9/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-10	3/23/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-11	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-12	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-13	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-14	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-15	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-16	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-17	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-18	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-19	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-20	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-21	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-22	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-23	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car
26-24	4/11/2026	ACSO	N/A	Neglect	N/A	Medical/Abandonment	4501 Long Road	Dog	UNK	UNK	UNK	Seized	Transported to car

Cmt	Complaint Date	Complaint Phone	Complainant Name	Address	Animal	Owner/Owner's Address	Location	Owner's Name	Owner's Phone	Owner's Address	Animal's Name	Comments
25-1	1/27/2015	518-489-4431	Complained to 4433	2319 Hill Road	At large	30 Broad Hollow Road	No	Tim Lipert	601-672-1900	1328 Thicket Path Road	At large	Returned to Owner at Town B
25-2	3/26/2015	518-291-5032	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Frank D'Amico			Notes sent	
25-3	3/26/2015	518-291-5032	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Frank D'Amico			Notes sent	
25-4	4/11/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-5	4/19/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-6	5/19/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-7	5/19/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-8	6/21/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-9	6/21/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-10	6/21/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-11	6/21/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-12	7/16/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-13	7/16/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-14	7/16/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-15	7/16/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-16	7/16/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-17	8/18/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-18	8/18/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-19	8/18/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-20	9/17/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-21	9/17/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-22	9/17/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-23	9/17/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-24	10/11/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-25	10/11/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-26	10/11/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-27	11/19/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-28	11/19/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-29	12/4/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-30	12/4/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	
25-31	12/23/2015	518-489-4431	At large	30 Broad Hollow Road	Dog	4 Dogs	No	Tim Lipert			Notes sent	

TOWN OF BERNE
TOWN BOARD RESOLUTION

Resolution No. 70 of 2026

Resolution Introduced by Supervisor Giebelhaus

AUTHORIZING THE SUPERVISOR TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH BST & CO. CPAs, LLP FOR OUTSOURCED ACCOUNTING AND ADVISORY SERVICES AND AUTHORIZING THE ENCUMBRANCE OF FUNDS

At a regular/special meeting of the Town Board of the Town of Berne, Albany County, New York, held on the ____ day of _____, 2026, the following resolution was offered:

WHEREAS, the Town Board of the Town of Berne issued a request for proposals and/or solicited proposals for professional accounting and advisory services to support the Town's financial operations; and

WHEREAS, BST & Co. CPAs, LLP ("BST") submitted a proposal dated June 30, 2026, offering professional Outsourced Accounting and Advisory Services to the Town under two service options; and

WHEREAS, the Town Board has reviewed the proposal and determined that the engagement of BST is in the best interests of the Town to provide professional accounting support and/or oversight, improve financial reporting, strengthen internal controls, and assist the Town in maintaining compliance with applicable laws and regulations; and

WHEREAS, the Town Board desires to authorize the Supervisor to execute a Professional Services Agreement with BST consistent with the proposal and any negotiated modifications approved by the Town Attorney, provided that such modifications do not materially alter the scope of services or compensation approved by the Town Board; and

WHEREAS, sufficient appropriations are available, or shall be made available through lawful budget amendment, to fund the agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby accepts the proposal of BST & Co. CPAs, LLP for the following option (check one):

☐ **Option A – Full Outsourced Accounting & Advisory Services**

Monthly Fee: **\$6,500**

Annual AFR Preparation Fee: **\$3,500**

OR

☐ **Option B – Outsourced Accounting Oversight Services**

Monthly Fee: **\$5,000**

Annual AFR Preparation Fee: **\$3,500;**

AND BE IT FURTHER RESOLVED, that the Town Supervisor is hereby authorized and directed to execute, on behalf of the Town, a Professional Services Agreement with BST & Co. CPAs, LLP, together with any non-

material amendments, attachments, or documents necessary to effectuate the agreement, subject to review and approval as to form by the Town Attorney, if applicable;

AND BE IT FURTHER RESOLVED, that the Town Supervisor and the Town's fiscal officers are hereby authorized to encumber funds in the amount necessary to satisfy the obligations of the agreement from the appropriate budgetary account(s), and to process payments in accordance with the terms of the agreement and the Town's procurement and claims audit policies;

AND BE IT FURTHER RESOLVED, that the Supervisor, Bookkeeper, Budget Manager, and any other appropriate Town officials are authorized to take all actions necessary to implement this resolution and carry out the intent thereof.

BE IT FINALLY RESOLVED, that this Resolution shall take effect immediately upon its adoption

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on _____, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Affirmative:

Negative:

Affirmative Vote Tally: _____ **Negative Vote Tally:** _____ **Abstain:** _____

Adopted this _____ **day of** _____, **2026**

I, Kristin De Oliveira, Town Clerk of the Town of Berne,
do hereby certify that Resolution 70 of 2026 was passed
at a meeting of the Town of Board on _____ of 2026.

In affirmation thereof, I hereto set my hand and affix
The Seal of the Town of Berne this _____ day of _____, 2026.

Kristin De Oliveira, Town Clerk

Electric	AGB	Items
Options	4	15
\$64,000.00	4	10
600,000.00	3.90	5
264,000.00	4	10
300,000.00		

2028 Tax Levy	\$ 1,300,005.00
2028 Capital Payment	\$ 60,000.00

Option 1: Full \$564k @ 15 yrs				
Payment	Beginning Fiscal Year	Amount	Interest	
1	2027	\$50,726.76	\$22,560.00	
2	2028	\$50,726.76	\$21,433.33	
3	2029	\$50,726.76	\$20,261.69	
4	2030	\$50,726.76	\$19,042.98	
5	2031	\$50,726.76	\$17,775.64	
6	2032	\$50,726.76	\$16,457.59	
7	2033	\$50,726.76	\$15,088.82	
8	2034	\$50,726.76	\$13,661.22	
9	2035	\$50,726.76	\$12,178.60	
10	2036	\$50,726.76	\$10,638.67	
11	2037	\$50,726.76	\$9,039.06	
12	2038	\$50,726.76	\$7,365.32	
13	2039	\$50,726.76	\$5,630.66	
14	2040	\$50,726.76	\$3,827.02	
15	2041	\$50,726.76	\$1,951.03	
Totals		\$700,901.71	\$100,901.71	
2027 Tax rate impact			-0.67%	

Option 2: Full \$564k @ 10 yrs				
Payment	Beginning Fiscal Year	Amount	Interest	
1	2027	\$69,536.09	\$22,560.00	
2	2028	\$69,536.09	\$20,680.96	
3	2029	\$69,536.09	\$18,726.75	
4	2030	\$69,536.09	\$16,694.38	
5	2031	\$69,536.09	\$14,580.21	
6	2032	\$69,536.09	\$12,382.49	
7	2033	\$69,536.09	\$10,095.35	
8	2034	\$69,536.09	\$7,718.76	
9	2035	\$69,536.09	\$5,245.07	
10	2036	\$69,536.09	\$2,674.47	
Totals		\$695,360.03	\$131,360.03	
2027 Tax rate impact			0.69%	

Option 3A: \$264k Small Trucks				
Payment	Beginning Fiscal Year	Amount	Interest	
1	2027	\$58,968.77	\$10,032.00	
2	2028	\$58,968.77	\$8,172.40	
3	2029	\$58,968.77	\$6,242.14	
4	2030	\$58,968.77	\$4,238.63	
5	2031	\$58,968.77	\$2,156.76	
Totals		\$294,843.85	\$30,643.85	
2027 Tax rate impact			-0.07%	

Option 3B: \$300k Tandem				
Payment	Beginning Fiscal Year	Amount	Interest	
1	2028	\$36,987.28	\$12,000.00	
2	2029	\$36,987.28	\$11,000.51	
3	2030	\$36,987.28	\$9,961.04	
4	2031	\$36,987.28	\$8,879.39	
5	2032	\$36,987.28	\$7,755.70	
6	2033	\$36,987.28	\$6,586.43	
7	2034	\$36,987.28	\$5,370.40	
8	2035	\$36,987.28	\$4,105.72	
9	2036	\$36,987.28	\$2,790.46	
10	2037	\$36,987.28	\$1,422.59	
Totals		\$369,872.83	\$69,872.83	
2027 Tax rate impact			0%	
2028 Tax rate impact (vs 28)			2.01%	

Summary	Total Payment	Total Interest	Impact
Option 1	\$700,901.71	\$100,901.71	-0.67%
Option 2	\$695,360.03	\$131,360.03	0.69%
Option 3A	\$294,843.85	\$30,643.85	-0.07%
Option 3A & 3B	\$664,716.68	\$100,716.68	2.53%

Note: Combining option 3A & 3B yields an net increase in the 2028 budget of 2.53%

Total Cost:	\$664,716.68
Total Interest:	\$100,716.68

Director	APR	Turns
Options	4	15
564,000.00	4	10
600,000.00	3.80	5
264,000.00	4	10
300,000.00		

2020 Tax Levy	\$ 1,380,005.00
2020 Capital Payment	\$ 60,000.00

Option 1: Full \$564K @ 15 yrs				
Payment	Beginning Fiscal Year	Annual	Interest	
1	2027	\$50,726.78	\$22,560.00	
2	2028	\$50,726.78	\$21,433.33	
3	2029	\$50,726.78	\$20,281.59	
4	2030	\$50,726.78	\$19,042.98	
5	2031	\$50,726.78	\$17,778.63	
6	2032	\$50,726.78	\$16,457.59	
7	2033	\$50,726.78	\$15,088.82	
8	2034	\$50,726.78	\$13,661.23	
9	2035	\$50,726.78	\$12,178.60	
10	2036	\$50,726.78	\$10,636.67	
11	2037	\$50,726.78	\$9,039.06	
12	2038	\$50,726.78	\$7,385.32	
13	2039	\$50,726.78	\$5,680.86	
14	2040	\$50,726.78	\$3,927.02	
15	2041	\$50,726.78	\$1,951.03	
Totals		\$760,904.71	\$198,901.71	
2027 Tax rate impact			-0.67%	

Option 2: Full \$564K @ 10 yrs				
Payment	Beginning Fiscal Year	Annual	Interest	
1	2027	\$69,536.09	\$22,560.00	
2	2028	\$69,536.09	\$20,680.96	
3	2029	\$69,536.09	\$18,726.76	
4	2030	\$69,536.09	\$16,694.38	
5	2031	\$69,536.09	\$14,580.71	
6	2032	\$69,536.09	\$12,382.49	
7	2033	\$69,536.09	\$10,095.35	
8	2034	\$69,536.09	\$7,718.76	
9	2035	\$69,536.09	\$5,245.67	
10	2036	\$69,536.09	\$2,674.47	
Totals		\$695,360.03	\$131,380.03	
2027 Tax rate impact			0.69%	

Option 3A: \$264K Small Trucks				
Payment	Beginning Fiscal Year	Annual	Interest	
1	2027	\$58,958.77	\$10,032.00	
2	2028	\$58,958.77	\$8,172.40	
3	2029	\$58,958.77	\$6,242.14	
4	2030	\$58,958.77	\$4,238.53	
5	2031	\$58,958.77	\$2,190.78	
Totals		\$294,843.85	\$30,843.85	
2027 Tax rate impact			-0.07%	

Option 3B: \$300K Tandem				
Payment	Beginning Fiscal Year	Annual	Interest	
1	2028	\$36,987.28	\$12,000.00	
2	2029	\$36,987.28	\$11,060.51	
3	2030	\$36,987.28	\$9,961.04	
4	2031	\$36,987.28	\$8,879.39	
5	2032	\$36,987.28	\$7,755.70	
6	2033	\$36,987.28	\$6,586.43	
7	2034	\$36,987.28	\$5,370.40	
8	2035	\$36,987.28	\$4,105.72	
9	2036	\$36,987.28	\$2,790.46	
10	2037	\$36,987.28	\$1,422.59	
Totals		\$369,872.03	\$69,872.03	
2027 Tax rate impact			0%	
2028 Tax rate impact (vs 20)			2.61%	

Summary	Total Payment	Total Interest	Impact
Option 1	\$760,904.71	\$198,901.71	-0.67%
Option 2	\$695,360.03	\$131,380.03	0.69%
Option 3A	\$294,843.85	\$30,843.85	-0.07%
Option 3A & 3B	\$664,716.68	\$100,716.68	2.53%

Note: Combining option 3A & 3B yields a net increase in the 2028 budget of 2.53%

Total Cost:		\$664,716.68
Total Interest:		\$100,716.68