

RESOLUTION NO. 73 OF 2026

AWARD OF NYS OGS VEHICLE MINI-BID NO. 2026-07 FOR THREE 2026 CHEVROLET SILVERADO 3500HD COMPLETE VEHICLES

WHEREAS, the Town of Berne is an Authorized User of New York State Office of General Services contracts; and

WHEREAS, the Town issued Mini-Bid No. **2026-07** pursuant to NYS OGS Group 40440, Award 23166, Vehicles, Class 1-8, for the purchase of **three (3) complete Class 3 vehicles**, consisting of 2026 Chevrolet Silverado 3500HD CC chassis, Model Code CK31003, with DynaPro nine-foot dump bodies and the associated equipment and upfitting specified in the Town's Mini-Bid documents: OGS – 23166 – 2026-07 (3) Class 3 w Dump – Town of Berne – Form A – Chassis -Body – Revised 10-5-26 and OGS 23166 – 2026-07 – (3) Class 3 W Dump – Town of Berne – Specs – REVISED 10-5-26

WHEREAS, the Mini-Bid was released to eligible contractors in accordance with the procedures applicable to NYS OGS Award 23166, with responses due October 9, 2026 at 12:00 noon as required in solicitations OGS – 23166 – 2026-07 (3) Class 3 w Dump – Town of Berne – Form A – Chassis -Body – Revised 10-5-26 and OGS 23166 – 2026-07 – (3) Class 3 W Dump – Town of Berne – Specs – REVISED 10-5-26

WHEREAS, the Town received and reviewed the responses submitted to the Mini-Bid for compliance with the specifications, delivery requirements, and other requirements of the solicitation; and

WHEREAS, the Mini-Bid established the method of award as the **lowest price to a responsive and responsible Contractor**;

WHEREAS, **G AND H AUTO GROUP DBA MOHAWK CHEVROET** NYS OGS Contract No. **23166**, submitted a responsive bid in the total amount of **\$231,639.27** for three (3) complete vehicles meeting the requirements of Mini-Bid No. 2026-07;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Berne hereby determines **G AND H AUTO GROUP DBA MOHAWK CHEVROET** to be the lowest-priced responsive and responsible Contractor meeting the requirements of Mini-Bid No. 2026-07 and hereby awards Mini-Bid No. 2026-07 to said Contractor in an amount not to exceed **\$231,639.27** for three (3) complete vehicles; and

BE IT FURTHER RESOLVED, that the award is subject to the terms, specifications, pricing, delivery requirements, and other conditions contained in Mini-Bid No. 2026-07, the Town's Additional Vehicle Specifications, the successful Contractor's response, and NYS OGS Group 40440, Award 23166.

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

RESOLUTION NO. 74 OF 2026

AUTHORIZING ISSUANCE OF PURCHASE ORDER FOR THREE VEHICLES UNDER NYS OGS MINI-BID NO. 2026-07

WHEREAS, by Resolution No. 73 of 2026, the Town Board awarded NYS OGS Mini-Bid No. 2026-07 to **G AND H AUTO GROUP DBA MOHAWK CHEVROET** for the purchase of three (3) complete 2026 Chevrolet Silverado 3500HD vehicles with dump bodies, snowplows, spreaders, and associated equipment and upfitting; and

WHEREAS, the total awarded purchase price is **\$231,639.27**, representing a **lump sum price**, for a quantity of three (3) delivered on or before November 30, 2026 and

WHEREAS, the Town's solicitation provides for a one-time purchase of the total number of vehicles requested; OGS – 23166 – 2026-07 (3) Class 3 w Dump – Town of Berne – Form A – Chassis -Body – Revised 10-5-26 and OGS 23166 – 2026-07 – (3) Class 3 W Dump – Town of Berne – Specs – REVISED 10-5-26

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes the issuance of a purchase order to, **G AND H AUTO GROUP DBA MOHAWK CHEVROET** NYS OGS Contract No.23166, in an amount not to exceed **\$231,639.27**, for the purchase of three (3) complete vehicles in accordance with Mini-Bid No. 2026-07 and the Contractor's accepted bid; and

BE IT FURTHER RESOLVED, that the purchase order shall incorporate or reference, as applicable, NYS OGS Group 40440, Award 23166; Mini-Bid No. 2026-07; the Town's Additional Vehicle Specifications; the successful Contractor's Mini-Bid response; and the delivery and warranty requirements applicable to the purchase; and

BE IT FURTHER RESOLVED, that payment shall be made from the duly authorized and available appropriation(s) established for the acquisition of said vehicles and shall remain subject to the Town's normal claims audit and payment procedures.

BE IT FURTHER RESOLVED, that this authorization shall take effect immediately.

DULY ADOPTED by the Town Board of the Town of Berne at a regular meeting held on 10/14/26, 2026, upon a motion by _____, seconded by _____, and carried by the following vote:

Vote (Roll Call):

Supervisor Giebelhaus
Councilmember Bunzey
Councilmember Duncan
Councilmember le Cour
Councilmember Miller

☐ Aye ☐ Nay ☐ Abstain
☐ Aye ☐ Nay ☐ Abstain
☐ Aye ☐ Nay ☐ Abstain
☐ Aye ☐ Nay ☐ Abstain
☐ Aye ☐ Nay ☐ Abstain

RESOLUTION NO. 75 OF 2026

AUTHORIZING THE TOWN SUPERVISOR TO EXECUTE SALES AGREEMENTS AND RELATED DOCUMENTS FOR VEHICLES AWARDED UNDER NYS OGS MINI-BID NO. 2026-07

WHEREAS, the Town Board has awarded NYS OGS Mini-Bid No. 2026-07 to **G AND H AUTO GROUP DBA MOHAWK CHEVROET** and has authorized issuance of a purchase order for three (3) complete vehicles; and

WHEREAS, completion of the purchase may require execution of sales agreements, vehicle purchase agreements, order confirmations, certificates, title and registration documents, delivery documents, and other instruments customarily associated with the acquisition of motor vehicles;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby authorizes and directs the **Town Supervisor, Joseph Giebelhaus**, on behalf of the Town of Berne, to execute any sales agreement, purchase agreement, order confirmation, title or registration document, certificate, acknowledgment, delivery document, or other instrument reasonably necessary to complete the acquisition of the three (3) vehicles awarded pursuant to Mini-Bid No. 2026-07; and

BE IT FURTHER RESOLVED, that such authority is limited to documents that are **consistent with the Mini-Bid award, the successful Contractor's accepted response, NYS OGS Award 23166, and the total amount authorized by the Town Board**, and shall not authorize the Town Supervisor to approve any material change in vehicle specifications, quantity, total purchase price, financing terms, or other material terms without further authorization of the Town Board; and

BE IT FURTHER RESOLVED, that the Town Supervisor is authorized to make such non-material administrative corrections and complete such ministerial information as may be reasonably necessary to effectuate the transaction; and

BE IT FURTHER RESOLVED, that this authorization shall take effect immediately.

Vote (Roll Call):

Supervisor Giebelhaus	☐ Aye ☐ Nay ☐ Abstain
Councilmember Bunzey	☐ Aye ☐ Nay ☐ Abstain
Councilmember Duncan	☐ Aye ☐ Nay ☐ Abstain
Councilmember le Cour	☐ Aye ☐ Nay ☐ Abstain
Councilmember Miller	☐ Aye ☐ Nay ☐ Abstain

Action: ☐ Adopt ☐ Table ☐ Refer

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

TOWN OF BERNE

RESOLUTION NO. 76 OF 2026

RESOLUTION SUPPORTING AN APPLICATION TO THE NEW YORK BUILDING RECREATIONAL INFRASTRUCTURE FOR COMMUNITIES, KIDS AND SENIORS (NY BRICKS) ROUND 2 GRANT PROGRAM FOR IMPROVEMENTS TO THE TOWN OF BERNE SENIOR CENTER AND AUTHORIZING THE TOWN SUPERVISOR TO PREPARE AND SUBMIT THE APPLICATION

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation ("NYS OPRHP"), in conjunction with the Dormitory Authority of the State of New York ("DASNY"), has announced Round 2 of the **New York Building Recreational Infrastructure for Communities, Kids and Seniors ("NY BRICKS") Initiative**; and

WHEREAS, the NY BRICKS program provides competitive capital funding to eligible municipalities and not-for-profit entities for the design, construction, major renovation, and equipping of community centers and related eligible capital costs; and NY BRICKS RFA R2 08182026

WHEREAS, the Town of Berne owns and operates the **Town of Berne Senior Center**, which serves as an important community facility providing programming, activities, meetings, services, and opportunities for social and community engagement; and

WHEREAS, the Town Board desires to pursue NY BRICKS funding for eligible capital improvements to the Town of Berne Senior Center, including such design, renovation, construction, accessibility, building systems, equipment, and other eligible improvements as may be identified during development of the grant application; and

WHEREAS, the Town Board finds that improvements to the Senior Center would serve a public purpose by improving and preserving a community facility serving residents of the Town of Berne and surrounding community; and

WHEREAS, the NY BRICKS Round 2 application requires supporting project, planning, financial, site-control, and other documentation, and the Town Board desires to authorize the Town Supervisor, with assistance from the Town Clerk, Town Engineer, and other appropriate Town officials and professionals, to prepare the required application and supporting materials; now, therefore, be it

RESOLVED, that the Town Board of the Town of Berne hereby supports and approves the Town's application for funding under the **NY BRICKS Round 2 Grant Program** for eligible improvements to the Town of Berne Senior Center; and be it further

RESOLVED, that the **Town Supervisor is hereby authorized and directed, with the assistance of the Town Clerk and Town Engineer**, to prepare, complete, execute where

appropriate, and submit the NY BRICKS Round 2 grant application and all required supporting documentation on behalf of the Town of Berne; and be it further

RESOLVED, that the Town Supervisor is authorized to coordinate with the Town Engineer and other Town officials and professionals as reasonably necessary to develop the project scope, cost estimates, design and planning documentation, project schedule, and other materials required or appropriate for a competitive application; and be it further

RESOLVED, that the Town Supervisor is further authorized to make such non-material revisions, provide supplemental information, certifications, and documentation, and take such other administrative actions as may be necessary to complete and timely submit the application; and be it further

RESOLVED, that this authorization **does not, by itself, authorize the expenditure or commitment of Town funds beyond amounts otherwise lawfully appropriated or authorized by the Town Board, nor does it authorize the execution of a Grant Disbursement Agreement or other contract requiring a financial commitment by the Town,** which shall be subject to further Town Board approval as required; and be it further

BE IT FURTHER RESOLVED, that this authorization shall take effect immediately.

Vote (Roll Call):

Supervisor Giebelhaus	☐ Aye ☐ Nay ☐ Abstain
Councilmember Bunzey	☐ Aye ☐ Nay ☐ Abstain
Councilmember Duncan	☐ Aye ☐ Nay ☐ Abstain
Councilmember le Cour	☐ Aye ☐ Nay ☐ Abstain
Councilmember Miller	☐ Aye ☐ Nay ☐ Abstain

Action: ☐ Adopt ☐ Table ☐ Refer

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 68 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. 77 OF 2026

“RESOLUTION ADOPTING LOCAL LAW 2 OF 2026 TO OVERIRDE THE TAX CAP LEVY LIMIT FOR FISCAL YEAR 2027”

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 14th day of October, 2026:

Councilperson _____ offered the following resolution and moved for its adoption:

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, on August 12th, 2026, this Board introduced Proposed Local Law No. 2 of 2026 entitled “A Local Law to Override the Tax Levy Limit for Fiscal Year 2027”;

WHEREAS, a duly noticed public hearing was held on September 9, 2026 at 6:30 PM and any public comments were carefully considered by the Town Board members;

WHEREAS, the Town Board is the only involved agency for this Type II action under NYS Environmental Quality Review Act (SEQRA) and NYCRR 617.5(26) and (33) requiring no further environmental review; and

WHEREAS, this Board, after due deliberation, has determined that such override is necessary and in the best interests of the Town.

NOW, THEREFORE, BE IT RESOLVED that, the Town Board hereby adopts Local Law No. 2 of 2026 entitled “A Local Law to Override the Tax Levy Limit for Fiscal Year 2027” a copy of which is attached hereto, which shall take effect upon filing with the New York State Secretary of State; and

BE IT FURTHER RESOLVED that, the Town Clerk is hereby directed to enter said Local Law in the minutes of this meeting and in the Town of Berne files, and give timely notice of the adoption of said Local Law to the Secretary of State, as required by law.

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

BE IT FURTHER RESOLVED, that this authorization shall take effect immediately.

TOWN OF BERNE, NEW YORK

RESOLUTION NO. 78-2026

**STANDARD WORK DAY AND REPORTING RESOLUTION – STEPHANIE AUDINO,
ELECTED TAX COLLECTOR**

WHEREAS, the New York State and Local Retirement System requires the Town of Berne to establish a standard work day for elected and appointed officials for retirement reporting purposes; and

WHEREAS, Stephanie Audino serves as the elected Tax Collector for the Town of Berne, New York, under Employer Location Code 30699, for a term beginning January 1, 2026, and ending December 31, 2028; and

WHEREAS, the Town of Berne wishes to establish the standard work day and report the official to the New York State and Local Retirement System based on her record of activities;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Berne hereby establishes the following standard work day and reporting information for Stephanie Audino:

- **Name:** Stephanie Audino
- **Title:** Elected Tax Collector
- **Employer Location Code:** 30699
- **Current Term:** January 1, 2026 – December 31, 2028
- **Standard Work Day:** 6 hours
- **Record of Activities Result:** 4.6 days of credit per month

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to submit the required resolution and supporting documentation to the New York State and Local Retirement System in accordance with applicable reporting requirements.

BE IT FURTHER RESOLVED, that this resolution shall be posted publicly for a minimum of thirty (30) days and that a certified copy of this resolution, together with the required Affidavit of Posting, shall be submitted to the Office of the New York State Comptroller within the prescribed timeframe.

VOTE:

Motion made by: _____

Seconded by: _____

Vote (Roll Call):

Supervisor Giebelhaus

☐ Aye ☐ Nay ☐ Abstain

Councilmember Bunzey

☐ Aye ☐ Nay ☐ Abstain