

**TOWN OF UNION VALE TOWN BOARD
RESOLUTION NO. 28 OF 2025**

**RESOLUTION ESTABLISHING A SPECIFIC CAPITAL RESERVE FUND FOR
ACQUISITION OF TOWN CONSTABLE VEHICLE UNDER SECTION 6-C OF THE
GENERAL MUNICIPAL LAW**

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 of the acquisition of a specific item or specific items of equipment; and/or (b) the construction, reconstruction or acquisition or a type of capital improvement of 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 Union Vale (“Town Board”) has determined that it is in the best interest of the residents to establish a “specific” Capital Reserve Fund for the future purchase and replacement of the Town vehicle used by the Town Constable in the performance of his/her job responsibilities; and

WHEREAS, it is the intent of the Town Board to appropriate \$5,000.00 per year, for approximately 10 years, or as necessary, for the purchase and/or replacement of the Town Constable vehicle with an estimated future cost of \$60,000.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The recitations above set forth are incorporated in this Resolution as if fully set forth and adopted herein.
2. The Town Board of the Town of Union Vale hereby establishes a “specific” Capital Reserve Fund pursuant to Section 6-c of the General Municipal Law, as amended, to be

known as the “Constable Vehicle Reserve Fund” in the initial amount of \$5,032.48, currently in NYCLASS under Constable Vehicle Replacement, with the purpose of this Reserve Fund to finance all or part of the cost of the replacement/acquisition of a Town vehicle for use by the Town Constable in the performance of his/her job responsibilities.

3. The Town Supervisor as Chief Fiscal Officer and the Town Bookkeeper are hereby directed to deposit and secure the moneys of this Reserve Fund in the manner provided by Section 10 of the General Municipal Law. The Chief Fiscal Officer may invest the moneys in the Reserve Fund in the manner provided by Section 11 of the General Municipal Law, and consistent with the Investment Policy of the Town of Union Vale. Any interest earned or capital gains realized on the moneys so deposited or invested shall accrue to and become part of the Reserve Fund. The Chief Fiscal Officer shall account for the Reserve Fund in a manner which maintains the separate identity of the cash and investments of the Reserve Fund.

4. Except as otherwise provided by Section 6-c of the General Municipal Law, expenditures from this Reserve Fund shall be made only for the purposes for which the Reserve Fund is established. No expenditure shall be made from this Reserve Fund without approval of the Town Board and without such additional action or proceedings as may be required by Section 6-c of the General Municipal Law, including a permissive referendum if required by subdivision 4 of Section 6-c.

5. This Resolution is subject to permissive referendum pursuant to subdivision 4 of Section 6-c of the General Municipal Law.

INTRODUCED _____

SECONDED _____

The foregoing resolution was put to a vote which resulted as follows:

Supervisor Frazier	_____
Councilmember Durland	_____
Councilmember Harrington	_____
Councilmember McGivney	_____
Councilmember Welsh	_____

Dated: Union Vale, New York
April 2, 2025

ANDREA CASEY, TOWN CLERK