

**RESOLUTION AUTHORIZING PARTICIPATION
IN THE MID-HUDSON STREET LIGHT CONSORTIUM**

WHEREAS, Article 5-G of the New York State General Municipal Law authorizes municipal corporations to enter into cooperative agreements for the performance or exercise of services, functions, powers or activities on a cooperative or contract basis among themselves or one for the other; and

WHEREAS, Section 119-n of the General Municipal Law defines the term “municipal corporation” for the purposes of Article 5-G as a county outside the city of New York, a city, a town, a village, a board of cooperative educational services, a fire district or a school district; and

WHEREAS, the Town of New Paltz is a “municipal corporation” as defined above, and

WHEREAS, this Board wishes for this municipal corporation to become or remain a Participant pursuant to the Municipal Cooperation Agreement For the Mid-Hudson Street Light Consortium, among municipal corporations collectively identified as the Mid-Hudson Street Light Consortium (“Consortium”) upon the terms of the Agreement and further wishes to authorize participation as a prospective purchaser of services related to the energy efficiency and follow-on maintenance of municipal street lighting systems, as specified below; and

WHEREAS, it has been determined by this Board that contracts for the conversion of municipal street lighting fixtures to LED technology and for ongoing maintenance and warranty service of municipal street lighting systems require the exercise of specialized and/or technical skills, expertise and knowledge and, therefore, are not subject to the sealed, competitive bidding requirements under General Municipal Law § 103 and may instead be awarded using the Request for Proposals (RFP) process permitted by General Municipal Law § 104-b.

NOW THEREFORE, BE IT RESOLVED that the Board hereby determines that, as it is in the interests of the Town of New Paltz (hereinafter “Participant”) to participate in the Consortium, authorizes and directs Supervisor Neil Bettez to sign the Agreement on Participant’s behalf and further authorizes its officers and employees to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED that the Participant agrees to participate in the municipal cooperative solicitation of offers/proposals for services related to the energy efficiency conversion and follow-on maintenance and warranty service of municipal street lighting systems pursuant to the Agreement and subject to subsequent approval by this Board.

BE IT FURTHER RESOLVED that the Participant authorizes the Administrative Participant (as defined in the Agreement) to prepare, advertise, and disseminate an RFP containing appropriate details and bid specifications as the Administrative Participant deems appropriate to solicit proposals from qualified contractors (hereinafter referred to as “Offerors”) to assist Participants with the energy efficiency conversion of municipal street lighting systems and to provide follow-on warranty and maintenance services, and to open proposals and to select one or more Offerors on behalf of the Participant in accordance with such bid specification, as determined by the Administrative Participant, or to reject any or all such proposals, provided that execution by the Participant of a contract with the selected Offeror shall remain subject to further approval of this Board; and

BE IT FURTHER RESOLVED that the officers and employees of Participant are authorized to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution.

I certify that the foregoing resolution was duly adopted by the governing body named therein at a duly convened meeting thereof, held upon due notice and in accordance with all applicable laws, charters, by-laws and ordinances, including but not limited to the Open Meetings Law, as follows:

Date of Meeting: November 16, 2017

<u>VOTE</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Supervisor Neil Bettez	_____	_____	_____
Council Member Marty Irwin	_____	_____	_____
Council Member Jeffrey Logan	_____	_____	_____
Council Member Daniel Torres	_____	_____	_____
Council Member Julie Seyfert-Lillis	_____	_____	_____

The resolution was thereupon duly adopted.

Rosanna Mazzaccari, Town Clerk
Town of New Paltz

Date