

TOWN OF MACHIAS

DATE: January 4, 2024

RESOLUTION NUMBER: 3

YEAR: 2024

MOVED BY: Frank Bork

SECOND BY: Robert Shenk

TITLE: Resolution Delegating the Powers and Duties of Administration and Supervision of the Town and Special District Functions to the Supervisor to be performed on behalf of the Board

WHEREAS, NYS Town Law § 29(16) provides that the Supervisor shall have such powers and duties of administration and supervision of Town or special or improvement district function as shall be provided by resolution of the Town Board, to be performed on behalf of such Town Board;

WHEREAS, NYS Town Law § 118 (1) provides that claims for: fixed salaries or compensation for services of Officers and employees regularly engaged by the Town at agreed upon wages by the hour, day, week, month, or year; the principal of or interest on indebtedness; or amounts becoming due upon lawful contracts having a term exceeding one year, do not require auditing by the Town Board; and

WHEREAS, NYS Town Law § 118 (2) provides that claims for public utility services, postage, and freight and express charges, may be paid in advance of audit of the claims by the Town Board and such paid claims shall then be presented at the next regular Town Board meeting with an itemized voucher for audit and approval by the Town Board.

NOW THEREFORE BE IT RESOLVED, that we, the Machias Town Board hereby authorize the Town Supervisor to pay Town claims: (a) without audit thereof by the Machias Town Board limited to the following: for principal and interest on indebtedness, salaries of Machias Town Officers and employees, amounts becoming due upon lawful contracts having a term exceeding one year, the NYS Employee Retirement System, and the Justice Court Fund of the NYSOSC; and (b) in advance of audit of the claims by the Machias Town Board for public utility services (i.e. for gas, electric, water, sewer, fuel, telephone, and cable), postage, and freight and express charges and such claims shall be presented at the next regular Town Board meeting with an itemized voucher for audit and approval by the Machias Town Board; and approve that this Resolution rescinds and supersedes Resolution 3-2023 on Delegating the Powers and Duties of Administration and Supervision of the Town and Special District Functions to the Supervisor to be performed on behalf of the Board.

The resolution as stated above is hereby adopted by a majority vote of the Machias Town Board at an official meeting held on January 4, 2024, the ayes and nays take and recorded below:

 Aye Joshua Dusterhus, Supervisor

 Aye Frank Bork, Councilmember

 Aye Robert Shenk, Councilmember

 Aye Tom Reese, Councilmember

 Aye Nicholas Glasner, Councilmember

CERTIFIED: _____
Rebecca Grimmelt, Clerk
Town of Machias