

RESOLUTION NO. 424-A FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution provisionally appointing Andre M. Dupuis to the position of Building Inspector, Grade 14, in the Building Department.

BE IT RESOLVED that Andre M. Dupuis be, and hereby is, provisionally appointed to the position of Building Inspector, Grade 14, in the Building Department at an annual salary of \$70,572.00, effective October 6, 2025, pending the establishment of an appropriate eligible list.

RESOLUTION NO. 424-B FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ____ offered the following resolution and moved its adoption:

Resolution appointing Liam J. Luizzi to the position of Laborer, Grade 7, in the DPW/Division of Latham Water.

BE IT RESOLVED that Liam J. Luizzi be, and hereby is, appointed to the position of Laborer, Grade 7, in the DPW/Division of Latham Water at an hourly rate of \$26.87, effective October 6, 2025.

RESOLUTION NO. 424-C FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

**Resolution permanently appointing Lucas L. Centanni to the position of
Emergency Medical Technician in the EMS Department.**

WHEREAS, the Personnel Officer has certified Lucas L. Centanni as eligible for permanent appointment from eligible list EMT-03, established August 7, 2025;

BE IT RESOLVED that Lucas L. Centanni be, and hereby is, permanently appointed to the position of Emergency Medical Technician in the EMS Department at an hourly rate of \$21.97, effective October 6, 2025.

RESOLUTION NO. 424-D FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ____ offered the following resolution and moved its adoption:

**Resolution permanently appointing Cody J. Morrissey to the position of
Emergency Medical Technician in the EMS Department.**

WHEREAS, the Personnel Officer has certified Cody J. Morrissey as eligible for permanent appointment from eligible list EMT-03, established August 7, 2025;

BE IT RESOLVED that Cody J. Morrissey be, and hereby is, permanently appointed to the position of Emergency Medical Technician in the EMS Department at an hourly rate of \$21.97, effective October 6, 2025.

RESOLUTION NO. 424-E FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution appointing Stephanie Skipp to the position of Funding Resource Associate, Grade 15, in the Supervisor's Office.

BE IT RESOLVED that Stephanie Skipp be, and hereby is, appointed to the position of Funding Resource Associate, Grade 15, in the Supervisor's Office at an annual salary of \$72,686.00, effective October 6, 2025.

RESOLUTION NO. 425 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution designating Town Designated Engineers and authorizing Agreements with same.

WHEREAS, the Land Use Law of the Town of Colonie allows for the use of Town Designated Engineers; and

WHEREAS, advertisements were duly posted and published requesting the qualifications of those interested in the position of Town Designated Engineer; and

WHEREAS, a committee was established to review the qualifications of those interested in the position of Town Designated Engineer and to conduct interviews of the applicants and to make a recommendation to the Town Board; and

WHEREAS, the review and interviews of the applicants are now complete;

BE IT RESOLVED, that based upon the recommendations of the aforesaid committee that the following firms be and hereby are designated and appointed as Town Designated Engineers for the Town of Colonie effective immediately:

Barton & Loguidice, DPC
Creighton Manning Engineering & Surveying, PLLC
Greenman-Pedersen, Inc.

BE IT FURTHER RESOLVED, that the Supervisor be, and hereby is, authorized to execute agreements with the above-mentioned Town Designated Engineers for a period not to exceed five (5) years; and

BE IT FURTHER RESOLVED, that the terms and conditions of the agreements be, and hereby are, subject to the approval of the Town Attorney's Office.

RESOLUTION NO. 426 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution authorizing the payment in the amount of \$3,000.00 to Mark and Genette Bonneville in connection with a claim for certain property damage at 21 Meadowbrook Road.

WHEREAS, Mark and Genette Bonneville submitted a claim to the Town for property damage at 21 Meadowbrook Road caused by a Town-owned mower hitting a rock during a Town mowing project which occurred on or about July 7, 2025; and

WHEREAS, the Town shall reimburse Mark and Genette Bonneville in the amount of \$3,000.00 for repairs to their home;

BE IT RESOLVED that the payment in the amount of \$3,000.00 to Mark and Genette Bonneville in connection with a claim for certain property damage at 21 Meadowbrook Road be, and hereby is, authorized.

RESOLUTION NO. 427 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ____ offered the following resolution and moved its adoption:

Resolution calling public hearings in connection with Fire Protection District contracts.

WHEREAS, §184 of the Town Law requires a public hearing before entering into a contract with certain fire companies furnishing fire protection for fire protection districts; and

WHEREAS, such notice must be given at least ten (10) days prior to the date set for the hearing;

NOW, THEREFORE, BE IT RESOLVED, that public hearings in connection with Fire Protection District contracts be, and they hereby are, scheduled for October 23, 2025 at 6:30 PM for the following Fire Protection Districts:

S.W. Pitts Hose Company of Latham, N.Y., Inc.

Fuller Road Fire Department, Inc.

Shaker Road-Loudonville Fire Department, Inc.

Maplewood Volunteer Fire Department, Inc.

RESOLUTION NO. 428 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution authorizing the Director of Purchasing and General Services to advertise for bids in connection with building renovations at the Public Safety Center.

BE IT RESOLVED that the Director of Purchasing and General Services be, and hereby is, authorized to advertise for bids in connection with building renovations at the Public Safety Center.

RESOLUTION NO. 429 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ____ offered the following resolution and moved its adoption:

Resolution affirming and authorizing the Town's participation in the Cooperative Energy Purchasing Service for natural gas through the NYS Municipal Energy 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, Pursuant to Section 119-n of the General Municipal Law, the Town is a municipal corporation; and

WHEREAS, the Town desires to continue as a participant in the Municipal Cooperation Agreement for Energy Purchasing Services dated May 1, 2005 (the "Agreement") among municipal corporations collectively identified as the New York School and Municipal Energy Consortium ("NYSMEC") upon the terms of the Agreement and further wishes to authorize participation as an energy consumer as specified below.

NOW THEREFORE, BE IT RESOLVED that the Town has determined that it is in its best interest to participate in NYSMEC, and authorizes and the Supervisor to execute the billing schedule and agreement for natural gas on its behalf; and

BE IT FURTHER RESOLVED that the Town authorizes the Administrative

Participant (as defined in the Agreement) to prepare, advertise, and disseminate a solicitation, to open bids pursuant to the General Municipal Law, to reject any and all bids received, and to award, execute, and deliver a binding contract on behalf of the Town for the purchase of natural gas: delivered to the city gate of the local utility distribution company for the Town's facilities; priced on a firm basis; purchased from the lowest, responsible bidder as determined by the Administrative Participant; purchased at a price to the city gate not to exceed \$.6450 *per therm* or for an all-in-price not to exceed \$.7100 *per therm* to the burner tip, which will include line losses that are currently billed separately; purchased for a term of at least one year and no more than three years commencing May 1, 2026 and subject to such other terms and conditions, as may be determined by the Administrative Participant, or to reject all such bids; and

BE IT FURTHER RESOLVED that the Town agrees, when so directed by the Administrative Participant, to advertise said solicitation; and

BE IT FURTHER RESOLVED that the Town authorizes receipt of bids in electronic format pursuant to N.Y. Mun. Law §103(1) and other applicable law;

BE IT FURTHER RESOLVED that the Supervisor is authorized to execute such other confirming agreements, certificates, and other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution; and

This resolution shall take effect immediately.

RESOLUTION NO. 430 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor Peter G. Crummey
 Councilwomen Kristen Blais
 Melissa Jeffers
 Councilmen Rick Field, Sr.
 Alvin Gamble
 Jeffrey Guzy
 Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution authorizing expenditure of funds from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation.

BE IT RESOLVED that expenditure from the Insurance Reserve Fund for payment of legal fees, expenses and/or settlement in connection with litigation be, and it hereby is, authorized as follows:

<u>PAYEE</u>	<u>AMOUNT</u>
Tabner Ryan & Keniry LLP	\$2,489.65
Rivkin Radler LLP	\$3,342.39
Cooper Erving & Savage LLP	\$12,132.00
Total	\$17,964.04

RESOLUTION NO. 431 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ____ offered the following resolution and moved its adoption:

Resolution calling a Special Meeting of the Town of Colonie Town Board.

BE IT RESOLVED that a Special Meeting of the Town of Colonie Town Board is hereby scheduled for Wednesday, October 15, 2025 at 5:00 PM at Memorial Town Hall, 534 New Loudon Road, Latham, NY.

RESOLUTION NO. 432 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution calling a Public Hearing in Relation to Establishing Sewer Rents for the Town of Colonie Sewer Improvement Area.

WHEREAS, The Town of Colonie Sewer Improvement Area is comprised of all parcels within the boundaries of the Town of Colonie and is classified as a “Special District” under New York State Real Property Tax Law; and

WHEREAS, the Town of Colonie Sewer Improvement Area was established using a benefit-based assessment as the means to finance capital costs and operation and maintenance costs of the sewerage system; and

WHEREAS, as such, the Town has historically financed the expense of constructing sewers, sewage disposal plants, drainage systems, and laterals within the Sewer Improvement Area (capital improvements), as well as the costs for operating and maintaining the sewerage system through a special assessment based on the benefit derived by the parcel; and

WHEREAS, the Town desires to revise the manner in which the Sewer Improvement Area is financed so that operation and maintenance costs are no longer assessed against all properties and are, instead, charged based on a parcel’s connection to and use of the Town’s sewerage system; and

WHEREAS, pursuant to General Municipal Law Article 14-F and New York State Town Law § 198(1)(l), the Town may finance the costs of the Sewer Improvement Area through

either a benefit-based assessment or a combination of benefit-based assessment and sewer rents;
and

WHEREAS, pursuant to General Municipal Law § 452(2), the Town may establish and impose sewer rents only after holding a public hearing on five (5) days' notice to the public; and

WHEREAS, it is now desired to call a public hearing pursuant to the provisions of General Municipal Law § 452 on the proposed Resolution Establishing and Imposing Sewer Rents for the Town of Colonie Sewer Improvement Area, a copy of which is annexed to this Resolution.

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, that:

1. A meeting of the Town Board of the Town of Colonie, Albany County, New York shall be held at the Colonie Town Hall, Latham, New York on the 15th day of October 2025 at 5:00 p.m., local time, for the purpose of conducting a public hearing on the proposed Resolution Establishing and Imposing Sewer Rents for the Town of Colonie Sewer Improvement Area, at which time and place said Town Board will hear all persons interested in the subject matter thereof.
2. The Town Clerk is hereby authorized and directed to cause a notice of said public hearing to be given by publishing and posting a copy of this resolution in the manner provided by General Municipal Law § 452(2).
3. This Resolution shall take effect immediately.

RESOLUTION NO. 433 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution revising the Benefit Assessment Formula for the Town of Colonie Sewer Improvement Area.

WHEREAS, the Town of Colonie Sewer Improvement Area is comprised of all parcels within the boundaries of the Town of Colonie and is classified as a “Special District” under New York State Real Property Tax Law; and

WHEREAS, in establishing the Town of Colonie Sewer Improvement Area (the “Sewer Improvement Area”) the Town has determined that all parcels in the Town are benefited by the construction, operation, and maintenance of a municipal sewerage system and shall be assessed annual costs of the Sewer Improvement Area in proportion to the benefit received by the parcel as determined by the Town Board; and

WHEREAS, the Town has historically financed the expense of constructing sewers, its wastewater treatment plant, and laterals within the Sewer Improvement Area (capital improvements), as well as the costs for operating and maintaining the sewerage system through a special assessment based on the benefit derived by the parcel; and

WHEREAS, the Town desires to revise the manner in which the Sewer Improvement Area is financed so that operation and maintenance costs are no longer assessed against all properties and are, instead, charged based on a parcel’s use of the Town’s sewerage system; and

WHEREAS, the current benefit assessment formula was established in or around 1977 using a variety of factors such as connection to the sewer services, availability of sewer services, zoning requirements, use, water consumption, and parcel characteristics to arrive at a parcel's assessment; and

WHEREAS, in the last 48 years there have been significant changes to the Town's available sewer infrastructure, zoning, and parcel uses for which the Town finds that it is both appropriate and equitable to revise the formula upon which a parcel's benefit assessment is based to account for water consumption, net flow, connection to the sewerage system, ability to connect to the sewerage system, and type of discharge to the sewerage system.

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, that the following formula shall be implemented in calculating assessments under New York State Town Law § 202 and 202-a for the Town of Colonie Sewer Improvement Area:

- A. Residential parcels connected to sewer service shall be charged one (1) Sewer Benefit Charge for each family dwelling unit. Residential properties shall be deemed those properties with a real property class code category of 200, as well as 310, 311, 312, 322, 351, and *411 (*where ownership is classified as "condo").
- B. Nonresidential parcels connected to sewer service shall be charged one (1) Sewer Benefit Charge for each sewage flow equivalent to a typical single-family residential dwelling unit with a minimum of three (3) Sewer Benefit Charges ("minimum sewer benefit charge") to be charged for each nonresidential parcel. For the purpose of this formula, estimated sewage flow for a typical single-family residential home is based on an average water consumption of 74,000 gallons. Estimated flow shall be revised annually based on available Town meter readings taken over a twelve-month period. Nonresidential sewage flow is based on the properties metered water consumption for the prior year. Where there is no recorded meter consumption, the minimum sewer benefit charge for nonresidential properties will be assessed.
- C. Residential parcels in which sewer service is available but the parcel is not connected to sewer service shall be charged ½ the Sewer Benefit Charge for one residential dwelling unit.

D. Nonresidential parcels in which sewer service is available but the parcel is not connected to the sewer service shall be charged $\frac{1}{2}$ the minimum Sewer Benefit Charge of a nonresidential parcel.

E. All parcels for which only sewer planning expenditures have been conducted to-date so that such parcels are unable to connect to sewer service in the year for which the parcel is assessed shall be charged a Basic Benefit Charge.

IT IS FURTHER RESOLVED AND DETERMINED, that this Resolution shall take effect immediately.

RESOLUTION NO. 434 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ___ offered the following resolution and moved its adoption:

Resolution appointing Randy D. Wilsey to the position of Water Maintenance Worker.

WHEREAS, Mr. Wilsey was promoted to the position of Motor Equipment Operator in the DPW/Division of Latham Water effective June 30, 2025; and

WHEREAS, a condition of the Motor Equipment Operator position is that the incumbent possess a Commercial Driver's License, Class A, by the end of the probationary period; and

WHEREAS, Mr. Wilsey was unsuccessful in obtaining his Class A Commercial Driver's License prior to the end of his probationary period, ending on October 3, 2025;

BE IT RESOLVED that Randy D. Wilsey be, and hereby is, appointed to the position of Water Maintenance Worker at an hourly rate of \$27.96, effective October 3, 2025, until such time as his Commercial Driver's License, Class A, is received at which time he can be re-appointed to Motor Equipment Operator at an hourly rate of \$31.13.

RESOLUTION NO. 435 FOR 2025

A regular meeting of the Town Board of the Town of Colonie was held at Town Hall on the 2nd day of October, 2025 at 6:30 PM.

PRESENT: Supervisor	Peter G. Crummey
Councilwomen	Kristen Blais
	Melissa Jeffers
Councilmen	Rick Field, Sr.
	Alvin Gamble
	Jeffrey Guzy
	Mark McCumber

ABSENT: None

Councilwoman ____ offered the following resolution and moved its adoption:

**Resolution Pursuant to Article 12A of New York State Town Law
Approving the 29 Arnold Avenue Public Sanitary Sewer Extension –
S.I.A. #2025-002.**

WHEREAS, Sabookh Construction Corp desires to construct a single-family residence on a parcel known as 29 Arnold Avenue in the Town of Colonie, Albany County, New York. S.I.A.#2025-002, pursuant to the provisions of Article 12A of State of New York Town Law; and

WHEREAS, the Town Board of the Town of Colonie desires to extend municipal sanitary sewer service to 29 Arnold Avenue. The extension of the municipal sewer will provide service to the residential dwelling lying on the west side of Arnold Avenue, with access off of Arnold Avenue. Construction will consist of 3/4" type 'k' copper water service and will be installed off of an existing 6" cast iron water main on Arnold Avenue. The parcel will be serviced by a new 6-inch PVC SDR 26 pipe and a new manhole will be installed at the proposed terminus of the gravity sewer main with a maximum spacing for this project of 392 feet. The particulars of the proposed improvements are set forth in the engineer's report on file in the Town Clerk's Office; and

WHEREAS, a report, map, plan and estimate of cost has been prepared by ABD Engineers & Surveyors, LLP, engineers duly licensed by the State of New York, the particulars

of which are set forth in the engineer's report on file in the Town Clerk's Office; and

WHEREAS, the maximum amount proposed to be expended for said Project is Twenty-Two Thousand, Fifty Dollars and 00/100 (\$22,050.00) which will be paid entirely by the owner; and

WHEREAS, a Resolution was duly adopted by said Board on the 11th day of September 2025, pursuant to Article 12A of the State of New York Town Law calling for a public hearing on said map, plan and estimate of cost to be held at the Town Hall, Latham, New York on the 2nd day of October 2025, at 6:30 p.m. Local Time; and

WHEREAS, notice of such public hearing was duly published and posted in the manner required by State of New York Town Law; and

WHEREAS, said public hearing was duly held at the time and place aforesaid at which time all persons interested in the subject matter thereof were duly heard; and

WHEREAS, the Town of Colonie Planning Board, as lead agency under the New York State Environmental Quality Review Act (SEQRA), has reviewed the aforementioned project and found that this is a Type II SEQR Action and no further environmental review is necessary.

NOW, THEREFORE, IT IS ORDERED, RESOLVED AND DETERMINED, by the Town Board of the Town of Colonie, Albany County, New York, as follows:

Section 1. The Town Board adopts the Type II SEQR Action finding.

Section 2. Upon the evidence given at the aforesaid public hearing, it is hereby determined that the property owners within the proposed improvement area are benefited thereby and that said benefited property and property owners are included within the limits of the proposed improvement area.

Section 3. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to construct the aforesaid improvements at the maximum amount to be expended for the aforementioned improvements of Twenty-Two Thousand, Fifty Dollars and 00/100 (\$22,050.00) which will be paid entirely by the owner.

Section 4. This resolution shall take effect immediately.