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**Supervisor Bosworth offered the following resolution and moved its adoption, which resolution was declared adopted after a poll of the members of this Board:**

**RESOLUTION NO. 438 - 2020**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT TO AN AGREEMENT WITH JOHN MCGOWAN AND SONS, INC. FOR ASPHALT PAVING AND REPAIRS IN TOWN PARKS AND PROPERTIES (TNH224-2019).**

**WHEREAS**, pursuant to a resolution, duly adopted by this Board, the Town entered into an agreement with John McGowan and Sons, Inc., 323 Glen Cove Avenue, Sea Cliff, New York 11579 (the “Contractor”), for asphalt paving and repairs in Town parks and properties (the “Original Agreement”); and

**WHEREAS**, the Original Agreement contained the option to renew the Original Agreement for two (2) additional one (1) year periods with the same terms and conditions (the “Options”); and

**WHEREAS**, the Director of Purchasing (the “Director”) has recommended that the Town exercise the first of the Options, amending the Original Agreement to allow for a one (1) year extension of the term of the Original Agreement commencing retroactively on September 26, 2020 and terminating September 25, 2021 (the “Amendment”); and

**WHEREAS**, the Town Board finds it in the best interests of the Town to authorize the Amendment.

**NOW, THEREFORE, BE IT**

**RESOLVED** that the Amendment be and hereby is authorized; and be it further

**RESOLVED** the Supervisor is authorized and directed to execute, on behalf of the Town, the Amendment, all as more particularly set forth in a copy of the Amendment, which shall be on file in the Office of the Town Clerk; and be it further

**RESOLVED** that the Office of the Town Attorney be and hereby is authorized and directed to negotiate and supervise the execution of the Amendment; and be it further

**RESOLVED** that the Comptroller be and hereby is authorized and directed to pay the costs of the Amendment upon receipt of duly executed Amendment and certified claims therefor.

Dated: Manhasset, New York

October 8, 2020

The vote on the foregoing resolution was recorded as follows:

Ayes: Councilperson Dalimonte, Councilperson Ferrara, Councilperson Lurvey, Councilperson Russell, Councilperson Seeman, Councilperson Zuckerman, Supervisor Bosworth

Nays: None

cc: Town Attorney    Comptroller