

CHAPTER 9 FISCAL RESPONSIBILITIES

BUILDINGS & GROUNDS PROCUREMENT POLICY

1. All purchases of goods and contracts for public works shall be made in accordance with the provisions of New York State General Municipal Law.
2. Except as otherwise provided by law (e.g. emergency situations) all public works contracts in excess of \$35,000 shall be subject to competitive bidding. All purchase contracts in excess of \$20,000 shall be subject to competitive bidding.
 - a) rejection of a low bid based on an initial determination that the Low Bidder is not “responsible” within the meaning of the General Municipal Law shall be made following notice to the Low Bidder of the Board's intent to so disqualify him/her and providing the Low Bidder an opportunity to submit a written response and proof to the Board or its designee on the issue of his/her qualifications and ability to perform the contract obligations.
3. For public works and purchase contracts which fall below the competitive bidding thresholds stated in the aforesaid Paragraph 2, the following conditions shall apply:
 - a) Whenever possible, price quotations for proposals for goods or services shall be obtained from at least three vendors or service contractors. Such price quotes may be verbal when the purchase contract is less than \$1000, and the public work contract amount is less than \$5000. Price quotations for proposals for purchase contracts and public works contracts in excess of the aforementioned verbal proposal amounts shall be in writing. Three quotes shall be needed for service contracts up to \$35,000 per year. This includes normal maintenance contracts such as lawn mowing, cleaning, etc. For Public Works contracts, written technical specifications must be supplied by the Library to the contractors who submit proposals. For major projects these technical specifications must be formulated by either an architect or engineer.
 - b) Goods or services procured pursuant to New York State or Suffolk County contracts shall be exempt from the comparative price quotation requirement stated in the aforesaid paragraph (a).c) Under normal circumstances, contracts shall be awarded to the vendor or contractor with the lowest price quotation who is deemed responsible. Circumstances under which the contract may not be awarded to the lowest responsible vendor or contractor include, but are not limited to:
 - 1) Vendor cannot guarantee delivery of goods or services within the time frame or under the conditions established by the Library.
 - 2) Vendor or Contractor's terms for payment are disadvantageous to the Library, e.g. full payment before commencement of work or delivery of goods.
 - 3) Vendor cannot fully comply with the Specifications for goods and services as set forth by the Library.
 - 4) Vendor's warranty for goods or services is deemed inadequate by the Library.
 - 5) Vendor's post purchase support services are deemed inadequate by the Library.

4. The Vendor or Contractor shall abide by current prevailing wage standards as determined by the Dept. of Labor. The Contractor must submit “certified payroll” sheets with each request for payment to the Library. These must be kept on file with all project documents.
5. No purchase of goods or services shall be made from any vendor in which any member of the Board of Trustees, or the Library Administration, i.e., the Library Director, hold a full or partial interest.
6. All expenditure decisions approved by the Board of trustees must be accurately recorded in the minutes.
7. Before final payment is approved by the Board of Trustees, the vendor must submit a detailed and complete invoice. Payment cannot be made on an estimated bill.

CASH INVESTMENT POLICY

I. Investment Policy

The objective of the Library's investment policy is to:

- safeguard Library funds
- to minimize risk
- Ensure that investments mature when cash is required to finance operations
- Ensure a competitive rate of return in order to supplement other Library revenues for the support of Library operations and programs.

In accordance with this policy, the Treasurer or Director is authorized to invest and/or deposit all funds, including proceeds of obligations and reserve funds, in time-deposit accounts, certificates of deposit, short term government securities, or other investment instruments permitted by law, subject to the investment regulations approved by the Board of Trustees. All investment of Library funds shall comply with the requirements of Section 10 of the General Municipal Law.

To the extent feasible, investments and deposits shall be made in and through local or regional financial institutions. Concentration of investments in a single financial institution shall be avoided. Diversification of investments and deposits is encouraged.

The Library Board of Trustees shall at least annually designate one or more banks or trust companies for the deposit of public funds and the maximum amount which may be kept on deposit at any time in each bank or trust company.

II. Authorized Investments

A. The Treasurer or Director is authorized to invest all available Library funds, including proceeds of obligations and reserve funds, in the following types of investment instruments:

- Savings Accounts or Money Market Accounts of designated banks;
- Certificates of Deposit issued by a bank or trust company located in and authorized to do business in New York State;
- Demand Deposit Accounts in a bank or trust company located in and authorized to do business in New York State;

- Obligations of New York State;
- Obligations of the United States Government (U.S. Treasury Bills and Notes).

B. All funds, except Reserve Funds, may be invested in revenue Anticipation Notes or Tax Anticipation Notes of other school districts and municipalities, with the approval of the State Comptroller.

C. Monies in reserve funds may be invested in a bank special time deposit account or in certificates of deposit issued by the bank or trust company located in New York State, or a national banking association located in and authorized to do business in the State of New York, provided such invested funds will be payable within such period as the proceeds are needed to meet the expenditures for which such monies were obtained, and further provided the time account or certificate of deposit is secured by a pledge of obligations of the government of the United States, the State of New York, or any municipal corporation, school district, or district corporation of the State of New York.

The Library Treasurer or Library Director is authorized to invest reserve fund monies in obligations of the government of the United States, the State of New York or other municipal obligations provided such obligations are payable or redeemable at the option of the Library within such time as the proceeds will be needed to meet expenditures for which monies so invested were obtained. Such obligations will either be registered in the name of the Library or purchased through, delivered to and held in custody of a bank or trust company in this State and shall be sold or presented for payment only upon written instruction of the Board of Trustees or its duly appointed designee.

D. Funds on deposit in any one institution shall be limited to \$5,000,000.

III. Conditions

All investments made pursuant to this investment policy will comply with the following conditions:

A. Collateral

1. Savings accounts, money market accounts, time deposit accounts and certificates of deposit will be fully secured by insurance of the Federal Deposit

Insurance Corporation or by obligations of New York State, the United States, New York State school districts and federal agencies whose principal and interest are guaranteed by the United States. The market value of collateral will at all times exceed the principal amount of the certificate of deposit. Collateral will be monitored whenever the amount on deposit in any bank exceeds \$250,000.

2. Collateral will not be required with respect to the direct purchase of obligations of New York State, the United States and federal agencies, the principal and interest of which are guaranteed by the United States Government.

3. Appendix A sets forth Eligible Securities of Collateralization of Library cash investments.

B. Delivery of Securities

Payment of funds may only be made upon receipt of collateral or other acceptable forms of security, or upon the delivery of government obligations whether such obligations are purchased outright, or pursuant to a repurchase agreement. Written confirmation of delivery shall be obtained from the custodial bank.

C. Written contracts

1. Written contracts are required for certificates of deposit and custodial undertakings. With respect to the purchase of direct obligations of the United States, New York State, or other government entities, etc., in which monies may be invested, the interests of the Library will be adequately protected by conditioning payment on the physical delivery of purchased securities to the district or custodian, or in the case of book-entry transactions, on the crediting or purchased securities to the Custodian's Federal Reserve System account. All purchases will be confirmed promptly in writing to the Library.

2. The following written contracts are required:

a. Written agreements will be required for the purchase of all certificates of deposit.

b. A written contract will be required with the Custodial Bank(s).

D. Designation of Custodial Bank

1. The Board of Trustees will designate a commercial bank or trust company authorized to do business in the State of New York to act as Custodial Bank of the Library's investments.
2. When purchasing eligible securities, the seller will be required to transfer the securities to the Library's Custodial Bank.

E. Selection of Financial Institutions

1. The Treasurer will periodically monitor, to the extent practical but not less than annually, the financial strength and credit worthiness of all institutions and trading partners through which the Library's investments are made.
2. Investments in time deposits and certificates of deposit are to be made only with commercial banks or trust companies, as permitted by law.

F. Operations, Audit and Reporting

1. The Treasurer or Library Director will authorize the purchase and sale of all securities and execute contracts for investments and deposits on behalf of the Library. Oral directions concerning the purchase or sale of securities will be confirmed in writing. The Library will pay for purchased securities upon the simultaneous delivery or book-entry thereof.
2. The Library will encourage the purchase and sale of securities through a competitive process involving telephone solicitation for at least three quotations.
3. The independent auditors will audit the investment proceeds of the Library for compliance with the provisions of the district investment policy.
4. Monthly investment reports will be furnished to the Board of Trustees.

APPENDIX A

Schedule of Eligible Securities

*105 % (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.

*105 % (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guarantee.

*105 % (iv) Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of the State of New York or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public monies.

*Approved by Board of Trustees 10/2016
Revised by Board of Trustees 12/17*

*Minimum of

FUND RAISING POLICY

All Fund- raising activities connected with the Library shall initiate from the Friends of the Montauk Library.

GIFTS AND DONATION POLICY

The Board of Trustees of the Montauk Library has the power to accept or refuse any gifts or donations to the Library according to the New York State Education Law #226.

All materials given to the library become the property of the library and will either be kept for use in the library's collection or given to the Friends of the Montauk Library for fund raising activities.

Any stocks or bonds that are offered as gifts to the Library will be sold through the Library's brokerage firm and the resulting funds transferred to the appropriate account.

INDEPENDENT TREASURER

The Library shall engage an Independent Treasurer who shall serve under the supervision of the Board of Trustees and in consultation with the Library Director.

Responsibilities of the Independent Treasurer include:

- Monthly reconciliation of Operating Account bank statement. Independent Treasurer will write an assurance of correctness of Operating Account for the month reconciled. Reconciliation will be done on site during regular library hours.
- Review records of Library receipts and expenditures as included in the Board of Trustee monthly meeting package.

Independent Treasurer will agree to maintain utmost confidentiality of Library financial matters.