

Pursuant to call, a meeting of the Board of the Henrietta Fire District, County of Monroe, State of NY, was duly held at the Henrietta Fire District Station #4, 850 Bailey Road, W. Henrietta, NY on October 28, 2024 at 5:30PM with public remote access.

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MEMBERS PRESENT:

Chairman F. Joe Martin, Jr.  
Commissioner William R. Gilchrist  
Commissioner Jeffrey Wilson

Commissioner Scott Pfluke  
Sec./Treas. Barbara A. Schaeffer  
Clerk Samantha Robinson  
Counsel Peter J. Weishaar

MEMBERS ABSENT:

Commissioner Ronald Barber

Chairman Martin opened the Board meeting at 5:35 PM.

RESOLUTION NO. 191, 2024

On the motion of Commissioner Gilchrist, seconded by Commissioner Wilson, resolved to authorize the Memorandum of Understanding Agreement with the City of Rochester Fire Department authorizing their use of Station 7 for storage of 1-2 apparatus, as described therein.

Duly put to vote as follows:

Commissioner Pfluke	Voting	Aye	
Commissioner Wilson	Voting	Aye	
Commissioner Martin	Voting	Aye	
Commissioner Gilchrist	Voting	Aye	CARRIED

RESOLUTION NO. 192, 2024

On the motion of Commissioner Wilson and duly moved that it be adopted and was seconded by Commissioner Pfluke:

BOND RESOLUTION DATED OCTOBER 28, 2024 OF THE BOARD OF FIRE COMMISSIONERS OF THE HENRIETTA FIRE DISTRICT, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE THE ACQUISITION OF FIRE TRUCKS, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED by the Board of Fire Commissioners of the Henrietta Fire District, New York (hereinafter referred to as the "Fire District"), by the favorable vote of not less than three-fifths of all of the members of such Board, as follows:

Section 1. The acquisition and equipping of one (1) Fire Engine at an estimated maximum cost of \$1,202,103, and one (1) Ladder Truck at an estimated maximum cost of \$2,452,631 (hereinafter referred to as "purpose"), is hereby authorized and serial bonds in an aggregate principal amount up to \$3,654,734 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Fire District are hereby authorized to finance the cost of such purpose, and such amount is hereby appropriated therefor.

Section 2. The maximum aggregate cost to the Fire District is estimated to be up to \$3,654,734 for said purpose. The plan to finance the cost of said purpose is to provide all of such maximum cost by issuance of bonds or bond anticipation notes as herein authorized, to be reduced dollar for dollar by the amount of current funds available for such acquisition, as determined by the Board of Fire Commissioners at the time of such acquisition, presently estimated to be up to \$1,202,103.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 27 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty (20) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years to be measured from the date of the bonds or the date of the first bond anticipation note issued in anticipation of the sale of such bonds, whichever date is earlier, (c) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds, (d) the notes

authorized by this resolution shall mature within one (1) year from the date of their issuance, or as otherwise permitted by law, (e) said notes are not issued in anticipation of bonds for an assessable improvement, and (f) prior to the issue of the bonds or notes herein authorized, there will be provided the appropriate amount of current funds required by Section 107.00 of the Local Finance Law, if any.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Fire District and all the taxable real property in the Fire District is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Fire District reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Fire District Treasurer, the Fire District's chief fiscal officer. The Fire District Treasurer and the Secretary or Assistant Secretary are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Fire District and to attest to the same.

Section 7. The faith and credit of the Henrietta Fire District, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall annually be levied on all taxable real property of said Fire District a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 8. This resolution shall be published in full by the Secretary of the Henrietta Fire District together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Fire District, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if such obligations are authorized for an object or purpose for which said Fire District is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution, before becoming effective, shall be approved at a special referendum of the qualified voters of said Fire District to be held Tuesday, December 10, 2024.

The motion having been duly seconded, it was adopted and the following votes were cast:

AYES

Chairman F. Joseph Martin, Jr.  
Commissioner William R. Gilchrist  
Commissioner Jeffrey Wilson  
Commissioner Scott Pfluke

NAYS

RESOLUTION NO. 193, 2024

On the motion of Commissioner Pfluke and duly moved that it be adopted and was seconded by Commissioner Wilson:

RESOLUTION DATED OCTOBER 28, 2024.

A RESOLUTION PROVIDING FOR THE HOLDING OF A FIRE DISTRICT REFERENDUM OF THE HENRIETTA FIRE DISTRICT, NEW YORK, FOR THE APPROVAL OF A PROPOSITION ON A CERTAIN BOND RESOLUTION, AND PROVIDING FOR OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the Board of Fire Commissioners of the Henrietta Fire District, Monroe County, New York, has heretofore at this meeting duly adopted a bond resolution authorizing acquisition of fire trucks, at a maximum estimated aggregate cost of \$3,654,734, and further authorizing the issuance of general obligation bonds (and notes in anticipation thereof) to pay the cost thereof, which resolution was adopted subject to approval at a Fire District referendum in the manner prescribed by Section 179 of the Town Law; and

WHEREAS, pursuant to Section 175 of the Town Law, the Secretary has prepared and transmitted to this Board of Fire Commissioners a form of proposition for the approval of each bond resolution containing an abstract of each such bond resolution concisely stating the purpose and effect thereof; and

WHEREAS, it is now desired to provide for the holding of a referendum for the submission of such proposition and to provide for the notice of such referendum and other matters in connection therewith; NOW, THEREFORE, BE IT

RESOLVED, by the Board of Fire Commissioners of the Henrietta Fire District, New York, as follows:

Section 1. A referendum of the qualified electors of the Henrietta Fire District, New York, shall be held on Tuesday, December 10, 2024 for the purpose of submitting a proposition for the approval of the bond resolution described in the preamble hereof. The place of holding such referendum shall be at the Henrietta Fire Station 4 located at 850 Bailey Road, in the Town of West Henrietta, New York, in the Town of West Henrietta, New York, and the polls for such referendum shall be kept open for the purpose of voting on such proposition between the hours of 4:00 P.M. and 9:00 P.M., Prevailing Time. The proposition to be submitted at said referendum shall be in substantially the form hereinafter set forth in the form of notice of such referendum.

Section 2. The Secretary of the Fire District is hereby authorized and directed to give notice of said referendum by publication of a notice once in a newspaper having a general circulation in the Fire District, said publication to be made at least twenty-seven (27) days prior to the date of said referendum but not more than thirty-four (34) days prior to such referendum, as well as, posting on the municipal website of any town located within the geographic boundaries of the Fire District, or any town or fire district with which the Fire District contracts, if such website exists, as well as, posting on each such town clerk's office bulletin board and on the sign board of each such town, all as required by Section 175-c of the Town Law. Such notice shall be in substantially the following form, to-wit:

LEGAL NOTICE FOR  
FIRE DISTRICT  
SPECIAL REFERENDUM

PLEASE TAKE NOTICE, that a special Fire District Referendum in and for the Henrietta Fire District will take place on Tuesday, December 10, 2024, between the hours of 4:00 P.M. to 9:00 P.M. at the Henrietta Fire Station 4 located at 850 Bailey Road, in the Town of West Henrietta, New York, in the Town of West Henrietta, New York, for the purpose of submitting the following described proposition for the approval of the qualified electors of said Fire District:

PROPOSITION

Shall the bond resolution adopted by the Board of Fire Commissioners of the Henrietta Fire District dated October 28, 2024, authorizing the expenditure of up to \$3,654,734 for the aggregate costs of acquisition and equipping of one (1) Fire Engine at an estimated maximum cost of \$1,202,103, and one (1) Ladder Truck at an estimated maximum cost of \$2,452,631, all at an estimated maximum aggregate cost of \$3,654,734, the issuance of up to \$3,654,734 of general obligation bonds of the Fire District and the issuance of notes in anticipation thereof; such indebtedness to be reduced by estimated available current funds up to \$1,202,103; and pledging the faith and credit of said Fire District to the payment of said bonds and notes and the interest thereon, be approved?

A copy of the bond resolution referred to in the aforesaid proposition is on file in the office of the Secretary of said Fire District, where the same may be examined by any interested persons during regular business hours.

Those who are qualified to vote on the aforesaid proposition are qualified voters who shall have resided in said Fire District for thirty days next preceding such election.

Dated: October 28, 2024  
West Henrietta, New York

BY ORDER OF THE BOARD OF FIRE COMMISSIONERS  
OF THE HENRIETTA FIRE DISTRICT, NEW YORK

By: Barbara A. Schaeffer, Secretary  
Henrietta Fire District, New York

Section 3. This resolution shall take effect immediately.

Adopted by the following roll call:

AYES

Chairman F. Joseph Martin, Jr.  
Commissioner William R. Gilchrist  
Commissioner Jeffrey Wilson  
Commissioner Scott Pfluke

NAYS

On motion of Commissioner Pfluke, seconded by Commissioner Wilson, the meeting adjourned at 5:45 PM.