

## **NOTICE OF ELECTION**

Bellevue Fire District #9  
in the Town of Cheektowaga, Erie County, New York

**NOTICE IS HEREBY GIVEN** that pursuant to a resolution of the Board of Fire Commissioners, a special election of the qualified voters of the Bellevue Fire District #9 in the Town Cheektowaga, County of Erie, State of New York, will be held at the firehouse located at 511 Como Park Boulevard, Cheektowaga, New York on the 19<sup>th</sup> day of September, 2017, between the hours of 6 p.m. and 9 pm. to vote on whether to approve the following Resolution adopted by such Board of Fire Commissioners:

### **RESOLUTION FOR PURCHASE OF 1500 GPM E-ONE RESCUE PUMPER:**

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE BELLEVUE FIRE DISTRICT #9, IN THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK (THE "DISTRICT"), AUTHORIZING THE PURCHASE OF A 1500 GPM E-ONE RESCUE PUMPER IN THE AMOUNT OF \$675,000, AND APPROPRIATING SAID AMOUNT THEREFORE; AND AUTHORIZING THE FINANCING BY ISSUANCE OF AN INSTALLMENT PURCHASE AGREEMENT FOR A PERIOD OF UP TO TEN YEARS FOR THE MAXIMUM AMOUNT OF \$200,000 PRINCIPAL, AND TO AUTHORIZE THE UTILIZATION OF RESERVE FUNDS FROM THE CAPITAL RESERVE FUND FOR TRUCK AND EQUIPMENT PURCHASES ACCOUNT UP TO \$475,000.**

All persons registered to vote in the district and residing in the district for at least thirty days prior to the day of the vote may vote in such special election.

**RESOLUTION OF THE BELLEVUE FIRE DISTRICT #9  
TO PURCHASE A 2018 100' LADDER TRUCK**

WHEREAS, the Bellevue Fire District #9 Board of Fire Commissioners ("Board") believes that it would be in the best interests of the residents of the fire district to purchase a new 2018 1500 GPM E-One Rescue Pumper, and to purchase affiliated equipment along with the new 1500 GPM E-One Rescue Pumper, in order to meet the needs of the department;

WHEREAS, Pursuant to General Municipal Law §103(16) the Bellevue Fire District #9 has authorized "Best Value" purchasing, notwithstanding the provisions of subdivisions one and two, allowing the District to purchase fire apparatus, materials, equipment and supplies through the use of a contract let by a political subdivision of any State if the contract was let to the lowest responsible bidder and involved a competitive bidding process.

WHEREAS, the Houston Galveston Area Council ("H-GAC") is a political subdivision of the State of Texas. H-GAC is a regional council of governments operating under the laws of the State of Texas and governed by a board comprised of 36 elected officials from the 13 county region. The H-GAC Board awards all contracts, which can then be made available to local governments nationwide through HGACBuy. H-GAC serves member agencies under the legislative authority established and granted by Texas Statutes. All H-GAC contracts have been competitively solicited nationally, reviewed, evaluated by committee and recommended to the H-GAC Board of Directors for award in accordance with Texas public purchasing and contracting rules, guidelines and regulations applicable to H-GAC;

WHEREAS, the Board has reviewed the available bids approved by the H-GAC Board and available for the sale through HGACBUY, and has determined it is in the best interests of the District to purchase a 1500 GPM E-One Rescue Pumper, and the total price for the apparatus, and equipment appurtenant to it, with the exception of certain unidentified additions or change orders, should not exceed \$675,000.00;

WHEREAS, the Board has evaluated alternatives for financing, and in that evaluation has reviewed the cost of the purchase and whether or not indebtedness under a bond for up to ten years, or an installment purchase agreement for a period of up to ten years, may be utilized, and has estimated the cost of the purchase under a statutory installment bond or serial bond or an installment purchase agreement, and has made a recommendation to utilize an installment purchase agreement for a maximum amount of \$200,000 principal, depending on rates available, and to utilize up to \$475,000 from the capital reserve fund for truck and equipment purchases, as proposed:

NOW, THEREFORE, THE BOARD OF FIRE COMMISSIONERS OF THE BELLEVUE FIRE DISTRICT #9 IN THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK (THE "DISTRICT") HEREBY RESOLVES (by the favorable vote of not less than three-fifths of all its members), AS FOLLOWS:

SECTION 1. The District is hereby authorized to purchase the 1500 GPM E-One Rescue Pumper with the maximum anticipated cost of \$675,000.00, utilizing an installment purchase agreement for a

maximum amount of \$200,000 principal for a period of up to ten years, and up to \$475,000 from the capital reserve fund for truck and equipment purchases, to be determined;

SECTION 2. The District has determined that the bid from H-GAC, for the purchase of a 1500 GPM E-One Rescue Pumper, is authorized by GML §103(16) to meet the needs of the Fire District;

SECTION 3. The period of probably usefulness of the 1500 GPM E-One Rescue Pumper is twenty (20) years pursuant to Local Finance Law Section 11.00(a)(27);

SECTION 4. The District officers, including the chairperson, are hereby authorized to take such actions and execute such documents as may be necessary to arrange for financing to purchase the 1500 GPM E-One Rescue Pumper, in the total amount of up to \$675,000.00, and up to \$475,000 from the capital reserve fund for truck and equipment purchases, left to the discretion of the board of fire commissioners, at the time so as to obtain the best bonding/financing rates available, by use of an installment purchase agreement;

SECTION 5. This resolution shall be subject to a mandatory referendum, to be held at a special election on Tuesday, September 19, 2017 at the District's firehouse, located at 511 Como Park Boulevard, Cheektowaga, New York. The polls will be open for the purpose of voting during the aforesaid hours of between 6 p.m. and 9 pm, and the ballot will be in substantially the following form, to wit:

Should the:

**RESOLUTION FOR PURCHASE OF 1500 GPM E-ONE RESCUE PUMPER:**

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE BELLEVUE FIRE DISTRICT #9, IN THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK (THE "DISTRICT"), AUTHORIZING THE PURCHASE OF A 1500 GPM E-ONE RESCUE PUMPER IN THE AMOUNT OF \$675,000, AND APPROPRIATING SAID AMOUNT THEREFORE; AND AUTHORIZING THE FINANCING BY ISSUANCE OF AN INSTALLMENT PURCHASE AGREEMENT FOR A PERIOD OF UP TO TEN YEARS FOR THE MAXIMUM AMOUNT OF \$200,000 PRINCIPAL, AND TO AUTHORIZE THE UTILIZATION OF RESERVE FUNDS FROM THE CAPITAL RESERVE FUND FOR TRUCK AND EQUIPMENT PURCHASES ACCOUNT UP TO \$475,000.**

duly adopted by the Board of Fire Commissioner of said Fire District on the 9<sup>th</sup> day of August, 2017, be approved?

SECTION 6. Pursuant to Local Finance Law Section 38.00, this resolution shall be subject to a mandatory referendum, to be held at a special election on the 19<sup>th</sup> day of September, 2017, in the manner prescribed by Sections 175 and 179 of the Town law of the State of New York. This resolution shall not take effect until approved by the affirmative vote of a majority of the duly qualified voters of the District voting on such proposition. As soon as reasonably possible after the date that this resolution takes effect, the Secretary of the District is hereby authorized and directed to cause a copy of this resolution to be published in full in the official newspaper of the District for such purposes.

