

NOTICE OF SPECIAL ELECTION

Hy-View Fire District
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 Hy-View Fire District, New York, County of Erie, will be held at the Hy-View Fire District's Fire Firehouse located at 8 Airport Dr, Depew, NY 14043 on the 31st day of May, 2022, 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 FINANCING OF TWO ENGINES:

RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE HY-VIEW FIRE DISTRICT, ERIE COUNTY, NEW YORK (THE "DISTRICT"), AUTHORIZING THE FINANCING OF TWO FIRE ENGINES; ESTIMATING THE TOTAL COST THEREOF AT A MAXIMUM OF \$1,540,000 PRINCIPAL; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE FINANCING BY A COMBINATION, IN FULL OR IN PART, OF ANY OF THE FOLLOWING: BY ISSUANCE OF ONE OR TWO SERIAL BONDS OR STATUTORY INSTALLMENT BONDS FOR UP TO \$1,540,000 UP TO TWENTY (20) YEARS AND TO ISSUE BOND ANTICIPATION NOTES IN CONJUNCTION WITH THE ABOVE, FOR UP TO FIVE CONSECUTIVE YEARS.

All persons registered to vote in the district and residing in the fire district for at least thirty (30) days prior to the day of the vote May vote in such special election.

Pursuant to Local Finance Law Section 80, the validity of such bonds or notes or any bond anticipation notes issued in anticipation of the sale of such bonds May be contested only if such obligations are authorized for an object or purpose for which the fire district is not authorized to expend money; or if the provisions of law which should be complied with as of this date are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or such obligations are authorized in violation of the provisions of the constitution.

RESOLUTION FOR PURCHASE/FINANCING OF TWO FIRE ENGINES

WHEREAS the Hy-View Fire District's Board of Fire Commissioners ("Board") believes that it would be in the best interests of the residents of the Hy-View Fire District ("Fire District") to purchase two new fire engines, and to purchase affiliated equipment along with the new vehicles in order to meet the needs of the Fire District;

WHEREAS, Pursuant to General Municipal Law §103(16) the Fire District is authorized, notwithstanding the provisions of subdivisions one and two, 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. The fire engines will be awarded under such a bid.

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 bonds for up to twenty years may be utilized, and has estimated the cost of the purchase under a statutory installment bond, serial bond, or installment purchase agreement, and has made a recommendation to utilize either a statutory installment bond, serial bond, or installment purchase agreement, for a maximum of twenty years, up to the amount of \$1,540,000, depending on rates available;

NOW, THEREFORE, THE BOARD OF FIRE COMMISSIONERS OF THE HY-VIEW FIRE DISTRICT, 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 Fire District is hereby authorized to purchase two new fire engines for the maximum anticipated combined cost of \$1,540,000.00, utilizing up to two statutory installment bonds or serial bonds up to twenty (20) years and up to the purchase price from a capital reserve fund for that purpose if any.

SECTION 2. The District has determined that the previously let municipal bid was acceptable.

SECTION 3. The period of usefulness of the fire engines 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 new fire engines, in the total amount of up to \$1,540,000.00, and to use up to the price of a vehicle from a capital reserve fund for such 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 a serial bond, statutory installment bond, or installment purchase agreement;

SECTION 5. This resolution shall be subject to a mandatory referendum, to be held at a special election on Tuesday, the 31st day of May 2022 at the Hy-View Fire District offices located at 8 Airport Dr, Depew, NY 14043. The polls will be open for the purpose of voting during the

aforesaid hours of between 6 p.m. and 9 p.m., and the ballot will be in substantially the following form, to wit:

RESOLUTION FOR FINANCING OF TWO ENGINES:

RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF THE HY-VIEW FIRE DISTRICT, ERIE COUNTY, NEW YORK (THE "DISTRICT"), AUTHORIZING THE FINANCING OF TWO FIRE ENGINES; ESTIMATING THE TOTAL COST THEREOF AT A MAXIMUM OF \$1,540,000 PRINCIPAL; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE FINANCING BY A COMBINATION, IN FULL OR IN PART, OF ANY OF THE FOLLOWING: BY ISSUANCE OF ONE OR TWO SERIAL BONDS OR STATUTORY INSTALLMENT BONDS FOR UP TO \$1,540,000 UP TO TWENTY (20) YEARS AND TO ISSUE BOND ANTICIPATION NOTES IN CONJUNCTION WITH THE ABOVE, FOR UP TO FIVE CONSECUTIVE YEARS.

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 31st day of May 2022, 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, together with a notice of the Clerk of the District in proper form.

SECTION 7. That pursuant to Local Finance Law Section 80, the validity of such bonds or notes or any bond anticipation notes issued in anticipation of the sale of such bonds may be contested only if such obligations are authorized for an object or purpose for which the fire district is not authorized to expend money; or if the provisions of law which should be complied with as of this date are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or such obligations are authorized in violation of the provisions of the constitution.

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.

By Order of the Board of Fire Commissioners
of the Hy-View Fire District, Erie County, New
York

By: Allan Blachowski
Hy-View Fire District Secretary