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TOWN OF NEWFANE

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RESOLUTION #69-2026 OF THE TOWN BOARD, TOWN OF NEWFANE, NY

RESOLUTION AUTHORIZING EXECUTION OF CONTRACTS FOR THE FURNISHING OF FIRE PROTECTION AND EMERGENCY SERVICE WITHIN THE TOWN OF NEWFANE FOR THE YEARS 2027 THROUGH 2031

WHEREAS, there has been duly established in the Town of Newfane, Niagara County, New York (the "Town"), a fire protection district, the boundaries of which are coterminous with the boundaries of the Town (the "Fire Protection District"), and the Town Board of the Town of Newfane (the "Town Board") is the governing body thereof; and

WHEREAS, Town Law § 184(1) directs the Town Board to provide for the furnishing of fire protection within the Fire Protection District and authorizes the Town Board, for that purpose, to contract with any incorporated fire company maintaining adequate and suitable apparatus and appliances for the furnishing of fire protection in the district, and further provides that such a contract may also provide for the furnishing of emergency service in case of accidents, calamities, or other emergencies in connection with which the services of firefighters would be required; and

WHEREAS, fire protection and emergency service within the Fire Protection District is presently furnished pursuant to contracts with Miller Hose Fire Company, Inc., Olcott Fire Company, Inc., and Wrights Corners Fire Company, Inc. (collectively, the "Fire Companies"), each of which expires by its terms on December 31, 2026; and

WHEREAS, in order to provide for the continued furnishing of fire protection and emergency service within the Fire Protection District, contracts with each of the Fire Companies

for the five-year term commencing January 1, 2027, and ending December 31, 2031 (collectively, the “Contracts”), were prepared on behalf of the Town; and

WHEREAS, each of the Contracts describes the portion of the Town within which the respective Fire Company is to furnish fire protection and emergency service, and sets forth the further terms and conditions upon which such service is to be furnished; and

WHEREAS, all monies to be paid under each of the Contracts, together with all other expenses necessarily incurred or occasioned by reason of the establishment of the Fire Protection District, are to be assessed and levied upon the taxable real property within the Fire Protection District and collected in the same manner, at the same time, and by the same officers as Town taxes are assessed, levied, and collected, all in accordance with Town Law § 184(6); and

WHEREAS, by Resolution #63-2026, adopted August 26, 2026, the Town Board called for a public hearing upon the Contracts pursuant to Town Law § 184(2) and directed the Town Clerk to cause notice thereof to be published; and

WHEREAS, notice of the public hearing was duly published in the Lockport Union-Sun & Journal on August 29, 2026; and

WHEREAS, said public hearing was held by the Town Board on September 10, 2026, at 5:45 p.m., at the Town Hall, 2737 Main Street, Newfane, New York, at which hearing all persons interested in the subject matter thereof were afforded an opportunity to be heard, and the hearing was thereafter closed; and

WHEREAS, the Town Board has considered the Contracts, the fire protection and emergency service requirements of the Fire Protection District, and all comments and communications received at and in connection with the public hearing;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby determines that each of the Fire Companies maintains adequate and suitable apparatus and appliances for the furnishing of fire protection within that portion of the Fire Protection District to be served by it under its respective Contract; and

BE IT FURTHER RESOLVED, that the Town Board hereby determines that it is in the public interest for the Town to enter into each of the Contracts, and that the consideration to be paid thereunder is just and reasonable for the services to be rendered; and

BE IT FURTHER RESOLVED, that the sums payable under the Contracts shall be included in the annual budget of the Town for each contract year and shall be assessed, levied, and collected in accordance with Town Law § 184(6); and

BE IT FURTHER RESOLVED, that the Contracts, in the form presented to the Town Board, are hereby approved, and the Supervisor is hereby authorized and directed to execute and deliver each of the Contracts on behalf of the Town; and

BE IT FURTHER RESOLVED, that the Town Clerk shall file and retain in the records of the Town a fully executed original of each of the Contracts; and

BE IT FURTHER RESOLVED, that no payment shall be made to any Fire Company under its Contract until the same has been duly executed by both parties thereto; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

By Order of the Town Board
Town of Newfane, Niagara County, New York
Adopted this ____ day of _____, 2026

Town Board Member

Vote

_____ Supervisor John Syracuse	☐ Aye	☐ Nay
_____ Councilman Paul Conrad	☐ Aye	☐ Nay
_____ Councilman Robert Horanburg	☐ Aye	☐ Nay
_____ Councilwoman Jessica Reinhardt	☐ Aye	☐ Nay
_____ Councilman Peter Robinson	☐ Aye	☐ Nay