

Guilderland Center Fire District
Resolution of the Board of Fire Commissioners
Resolution Number: 2019-4

In the matter of amending the Length of Service Award Program

WHEREAS, eligible voting residents of the Guilderland Center Fire District approved a referendum to establish a defined contribution Length of Service Award Program (a "LOSAP") for active volunteer firefighter members of the Guilderland Center Fire Department in accordance with Article 11-A of the New York State General Municipal Law (GML); and

WHEREAS, the Fire District is the LOSAP Sponsor and Program Administrator; and

WHEREAS, GML § 216 authorizes the Fire District, as LOSAP Sponsor, to amend the LOSAP; and

WHEREAS, the New York State Legislature has passed bill A07552 / S4207-A (the "bill"), which amends GML § 218 to increase the maximum contribution that may be earned by a participating firefighter from \$700 to \$1,200; and

WHEREAS, the bill has not yet been delivered to the Governor for his approval or veto; and

WHEREAS, it is generally anticipated and expected that the Governor will sign the bill into law before December 31, 2019, thereby allowing the Board of Fire Commissioners to increase the annual contribution effective January 1, 2020; and

WHEREAS, the Board desires to increase the annual contribution, provided the bill is signed into law; and

WHEREAS, this increase is consistent with the intent of the LOSAP to recruit, retain and reward volunteer firefighters; NOW, THEREFORE BE IT

RESOLVED, that the Board of Fire Commissioners of the Guilderland Center Fire District, Town of Guilderland, County of Albany, as authorized by Article 11-A of the GML, approves an amendment to the LOSAP by increasing the annual contribution from \$700 to \$1,200 effective January 1, 2020, contingent on the Governor signing bill A07552 / S4207-A into law before January 1, 2020. If bill A07552 / S4207-A is not signed into law before January 1, 2020, this resolution shall be rendered null and void. The calendar year 2019 estimated cost of the LOSAP is \$35,000, which represents \$700 for each participating firefighter who

earned the required service credit, plus annual administrative expenses of approximately \$7,000. The estimated annual cost of the amended LOSAP is to be \$30,000, which represents \$1,200 per participating firefighter, plus annual administrative expenses of approximately \$8,000.

BE IT FURTHER RESOLVED that this resolution is subject to a mandatory referendum of qualified voters of the Guilderland Center Fire District and said referendum shall be held on December 10, 2019, between the hours of 6:00 PM and 9:00 PM (prevailing time) at the Guilderland Center Fire Department, 30 School Road, Guilderland Center, NY 12085.

BE IT FURTHER RESOLVED that the proposition placed before the qualified voters read as follows:

THE BOARD OF FIRE COMMISSIONERS OF THE GUILDERLAND CENTER FIRE DISTRICT, TOWN OF GUILDERLAND, COUNTY OF ALBANY, IN A RESOLUTION ADOPTED SEPTEMBER 17TH 2019, APPROVED THE AMENDMENT OF THE LENGTH OF SERVICE AWARD PROGRAM ADMINISTERED BY THE FIRE DISTRICT AND ESTABLISHED FOR ACTIVE VOLUNTEER FIREFIGHTER MEMBERS OF THE GUILDERLAND CENTER FIRE DEPARTMENT TO INCREASE THE ANNUAL SERVICE AWARD CONTRIBUTION FROM \$700 TO \$1,200 EFFECTIVE JANUARY 1, 2020. PROVIDED, HOWEVER, THAT SUCH AMENDMENT IS CONTINGENT ON THE GOVERNOR SIGNING BILL A07552 / S4207-A INTO LAW BEFORE JANUARY 1, 2020, AND IF THIS BILL IS NOT SIGNED INTO LAW SUCH AMENDMENT SHALL NOT BE EFFECTIVE.

THE CALENDAR YEAR 2019 COST OF THE PROGRAM IS \$35,000, WHICH IS \$700 PER ELIGIBLE FIREFIGHTER, PLUS ANNUAL ADMINISTRATIVE COSTS OF APPROXIMATELY \$7,000. BASED ON CURRENT FIREFIGHTER PARTICIPATION, THE ANNUAL COST OF THE AMENDED PROGRAM IS ESTIMATED TO BE \$30,000, OR \$1,200 PER ELIGIBLE FIREFIGHTER, PLUS AN ANNUAL ADMINISTRATIVE COST OF APPROXIMATELY \$8,000.

SHALL THE STATED RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS BE APPROVED?

BE IT FURTHER RESOLVED that the LOSAP shall continue to be administered by the Fire District and that all other provisions of the LOSAP shall remain the same.

Commissioner Crupe raised the motion to approve, Commissioner Purzycki seconded the motion, and upon roll call the vote of the Board was as follows:

| | YES | NO |
|-------------------------------|--------------|-------|
| Commissioner Grant Roberts | <u> X </u> | _____ |
| Commissioner Benjamin Crupe | <u> X </u> | _____ |
| Commissioner Burton Frederick | <u> X </u> | _____ |
| Commissioner Robert Purzycki | <u> X </u> | _____ |
| Commissioner _____ | | |

The resolution was thereupon declared duly adopted. Dated: September 17, 2019