

MINUTES

1. Motion to call the public hearing to order at 6:30 PM was made Joe Mazza, second by Ken Wilson; all in favor. Present were Ron Broas, Joe Mazza, Wayne Melton, Margaret McNamara, Ray McNamara, Ken Wilson, Pete Casella, and Andi Broas
2. Pledge of Allegiance was recited
3. Public hearing – volunteer firefighter property tax exemption

- Ron Broas stated he wants to go to our Congressman and fight the piece about NY Town Law 176B

Motion to close the public hearing at 6:56 PM and enter into the regular meeting made by Ray McNamara, second by Ken Wilson; all in favor

4. Presentations - Craig Relyea, FireFly 6:30 PM – **will present at 3/23/23 meeting**
Giuseppe Roveccio & Zoriana Stawnychy, Stawnychy 7:00 PM
Joel Friedman, NYCLASS 7:30 PM

5. Proposed Executive Session –

Motion to enter into executive session at 6:57 PM made by Ray McNamara, second by Joe Mazza; all in favor

Motion to enter back into the regular meeting at 7:07 PM made by Joe Mazza, second by Ray McNamara; all in favor

6. Old business

1. Approval of 1/10/23 District meeting minutes
Motion made to approve the minutes of the 1/10/23 meeting by Joe Mazza, second by Ken Wilson; all in favor, so carried.
2. Pocatello district email – you can log on at mail.pocatellofiredistrict.com
3. Board policies
4. LENS program – Ken said everyone's licenses are clean; a couple may need to be talked to. Ron Broas brought up that the Commissioners should know if everyone's licenses are valid. Chief should know as well. Ken Wilson should bring a copy of report to each month's Commissioners meeting. Ken Wilson is updating list (adding and taking off names); will work with Joe Mazza.
6/28/22 Joe Mazza and Ken Wilson will sit together very soon to go over; Chief will to go the President to get licenses that are needed
5. Code of Ethics – need two members of the public and one fire company or officer member. Joe Mazza & Ron Broas to try to contact Roy (resident) about possibly being on the committee. Cannot hold public meetings until at least Sept. 4th. Joe Mazza will try to contact this gentleman. No public meetings until January for now. This item has been tabled. May be able to discuss in April. Ray McNamara will talk to the gentleman for possible May meeting.

7. Communications - public comments on the agenda items

8. Consent agenda -
- Chief's report
 - Car #2 report
 - Car #3 report (LOSAP)
 - Medical Officer's report
 - President's report

Motion to accept the Consent agenda made by Joe Mazza, second by Ken Wilson; all in favor, so carried

9. New business –

- Treasurer's report
RESOLUTION: Be it resolved that the Pocatello Board of Fire Commissioners accept January's Treasurer's report. Motion made by Ray McNamara, seconded by Margaret McNamara; all in favor, so carried
- Approval for best practices items – personal protective equipment and helmet front pieces
Motion to table the above item to the 3/23/23 meeting made by Ray McNamara, second by Joe Mazza; all in favor
- Chief is requesting to send Ken Wilson and Sal Myers to the annual Thomas F. with fire police training & education seminar on 3/18/23 in Montour Falls, NY. Cost is \$65.00 each for a total of \$130.00. They will be riding together so there is only one mileage reimbursement.
Motion to send Ken Wilson and Sal Myers to the annual Thomas F. with fire police training & education seminar on 3/18/23 for a total of \$130.00 plus mileage reimbursement for one made by Ray McNamara, second by Margaret McNamara; all in favor
- Chief has submitted invoice #523 from On Site Apparatus for work on the inoperative primer on Tanker 149 in the amount of \$500.00
Motion to pay invoice #523 from On Site Apparatus in the amount of \$500.00 made by Ken Wilson, second by Ray McNamara; all in favor
- Chief has submitted invoice #623 from On Site Apparatus for work on the light tower and deck gun on Tanker 149 in the amount of \$1,771.45.
Motion to pay invoice #623 from On Site Apparatus in the amount of \$1,771.45 made by Ray McNamara, second by Margaret McNamara; all in favor
- Chief has submitted invoice #723 from On Site Apparatus for work on the generator on Tower Ladder 150 in the amount of \$270.00.
Motion to pay invoice #723 from On Site Apparatus in the amount of \$270.00 made by Joe Mazza, second by Ken Wilson; all in favor
- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for work on Squad 153 in the amount of \$1,205.63.

Motion to go forward with estimate dated 1/28/23 from On Site Apparatus in the amount of \$1,205.63 made by Ray McNamara, second by Ken Wilson; all in favor

- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for work on Tanker 149 in the amount of \$1,056.77.
Motion to go forward with estimate dated 1/28/23 from On Site Apparatus in the amount of \$1,056.77 made by Joe Mazza, second by Margaret McNamara; all in favor
- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for work on Tower 150 in the amount of \$1,030.42.
Motion to go forward with estimate dated 1/28/23 from On Site Apparatus in the amount of \$1,030.42 made by Joe Mazza, second by Margaret McNamara; all in favor
- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for pump assembly preventive maintenance and service on Squad 153, Tanker 149 and Tower Ladder 150 in the amount of \$1,431.00.
Motion to go forward with estimate dated 1/28/23 from On Site Apparatus in the amount of \$1,431.00 made by Joe Mazza, second by Ray McNamara; all in favor
- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for work on alternator belt, exhaust tail pipe and muffler on Tanker 149 in the amount of \$776.00.
Motion to go forward with estimate dated 1/28/23 from On Site Apparatus in the amount of \$776.00 made by Joe Mazza, second by Margaret McNamara; all in favor
- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for work on the cooling system on Squad 153 in the amount of \$780.00.
Motion to go forward with estimate dated 1/28/93 from On Site Apparatus in the amount of \$780.00 made by Ken Wilson, second by Joe Mazza; all in favor
- Chief has submitted an estimate dated 1/28/23 from On Site Apparatus for work on left front axle outrigger cylinder on Tower Ladder 150 in the amount of \$2,080.00.
Motion to go forward with estimate dated 1/28/23 from On Site Apparatus in the amount of \$2,080.00 made by Ken Wilson, second by Margaret McNamara; all in favor
- Chief has submitted an estimate for fabrication dated 1/28/23 from On Site Apparatus for work on the apparatus floor drain grates in the amount of \$910.00.
Motion to table the estimate for fabrication dated 1/28/23 from On Site Apparatus in the amount of \$910.00 until the 3/23/23 made by Ray McNamara, second by Margaret McNamara; all in favor
- Chief discussed that the metal helmet shields are a safety hazard; should be leather. The Chief will have firefighters remove their metal shields and use the leather ones.
- Resolution for 2022 LOSAP

- Adoption of NYRPT law 466-a

RESOLUTION

WHEREAS, New York Real Property Tax Law (RPTL) 466-a permits real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, or such enrolled member and spouse residing in any county to be exempt from taxation to the extent of up to ten percent of the assessed value of such property if so determined by a governing body of a city, village, town, school district, fire district or county, after a public hear, subject to the conditions set forth in RPTL, 466-a(2); and

WHEREAS, RPTL 466-a requires that a minimum service requirement for each applicant that has at least two years of service; and

WHEREAS, the Board of Fire Commissioners of the Pocatello Fire District ("Fire District") desires to adopt a resolution providing for such partial tax exemption on real property used as the primary residence of, and owned by, qualified volunteer firefighters and volunteer ambulance workers or their qualified spouse in accordance with the provisions of RPTL 466-a;

WHEREAS, a public hearing was held in accordance with RPTL 466-a on 2/23/23.

NOW, THEREFORE, BE IT RESOLVED by the Board of Fire Commissioners, as follows:

Section 1. Grant of Exemption. Residential real property owned by an enrolled member of an incorporated volunteer fire company, volunteer fire department or incorporated voluntary ambulance service shall be exempt from taxation and assessments levied by the Fire District to the extent of ten percent (10%) of the assessed value of sch property, exclusive of special assessments, subject to the requirements set forth in the Resolution.

Section 2. Eligibility. Such exemption shall not be granted unless:

- A. The applicant resides in the Fire District, which is served by such incorporated volunteer fire company, volunteer fire department or incorporated voluntary ambulance service;
- B. The property is the primary resident of the applicant;
- C. The property is used exclusively for residential purposes; provided, however, that if any portion of such property is not used exclusively for the applicant's residence but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be intitled to the exemption provided by this Resolution; and
- D. The applicant has been certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or voluntary ambulance service as an enrolled member who has served such incorporated volunteer fire company, fire department, or voluntary ambulance service for at least two years.

Section 3. Grant of lifetime exemption: Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty (20) years of active service, and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten percent (10%) exemption authorized by this Resolution for the remainder of his or her life as long as his or her primary resident is located within the Fire District.

Section 4. Un-remarried spouses of volunteer firefighters or volunteer ambulance workers killed in the line of duty. The property tax exemption authorized by this Resolution and granted to an enrolled member of an incorporated volunteer fire company, fore department, or incorporated voluntary

ambulance service shall, upon application, be continue to such deceased enrolled member's un-remarried spouse if such member is killed in the line of duty, provided that:

- A. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service as an un-remarried spouse of such enrolled member who was killed in the line of duty;
- B. Such deceased volunteer had been an enrolled member for at least five (5) years; and
- C. Such deceased volunteer had been receiving the exemption prior to his or her death.

Section 5. Un-remarried spouses of deceased volunteer firefighters or volunteer ambulance workers. The property tax exemption authorized by this Resolution and granted to an enrolled member of an incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service shall, upon application, be continued to such deceased enrolled member's un-remarried spouse, provided that:

- A. Such un-remarried spouse is certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department, or incorporated voluntary ambulance service as an un-remarried spouse of such enrolled member;
- B. Such deceased volunteer had been an enrolled member for at least twenty (20) years; and
- C. Such deceased volunteer and un-remarried spouse had been receiving the exemption for such property prior to the death of school volunteer.

Section 6. Application. Application for such exemption shall be filed with the Assessor of or before the taxable status date of each year on a form as prescribed by New York State.

Section 7. No diminution of benefits. No applicant who is a volunteer firefighter or volunteer ambulance worker who by reason of such status is receiving any benefit under the provisions of Article 4 of the sate Real Property Tax Law on the effective date of this Resolution shall suffer any diminution of such benefit because of the provision of this Resolution.

Section 8. This Resolution shall take effect immediately.

The votes are as follows:

Chairman R. Broas:	_____
Commissioner J. Mazza:	_____
Commissioner M. McNamara:	_____
Commissioner R. McNamara:	_____
Commissioner K. Wilson:	_____

POCATELLO FIRE DISTRICT'S CERTIFIED LIST OF ELIGIBLE APPLICANTS OF THE POCATELLO FIRE DISTRICT AND POCATELLO FIRE COMPANY PURSUANT TO AMENDED REAL PROPERTY LAW TAX LAW SECTION 466-a EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND AS DETERMINED AND RESOLVED BY THE POCATELLO FIRE DISTRICT BOARD OF FIRE COMMISSIONERS AT A REGULAR MEETING HELD AT THE FIREHOUSE AT 5 POCATELLO ROAD, MIDDLETOWN, NEW YORK ON FEBRUARY 23, 2023

2023 CERTIFIED LIST OF ELIGIBLE ENROLLED MEMBERS WITH SERVICE REQUIREMENTS OF AT LEAST TWO YEARS:

1. NAME and ADDRESS

Raymond McNamara Sr. 270 Pocatello Rd, Middletown, NY 10940

2023 CERTIFIED LIST OF ELIGIBLE ENROLLED MEMBERS WITH SERVICE REQUIREMENTS OF AT LEAST TWENTY YEARS (LIFETIME EXEMPTION):

1. NAME and ADDRESS

Ronald Broas, 762 California Ave., Middletown, NY 10940

Joseph Mazza, 99 Reinhardt Rd., Middletown, NY 10940

Thomas Mazza, 94 Reinhardt Rd., Middletown, NY 10940

Kenneth Wilson, 8 Sayer Lane, Middletown, NY 10940

The above list of eligible firefighters is certified to be true and accurate by order of the Pocatello Fire District Board of Fire Commissioners.

Dated: February 23, 2023

Middletown, New York

Andrea Broas, Secretary

Motion to accept the certified list of volunteer firefighters for the property tax exemption RPTL 466-a made by Joe Mazza, second by Ray McNamara; all in favor

- NY Town law 176-B ... see page 3 of 9, paragraph 7a
- **TABLED FROM LAST MEETING –**
Discussion – email from Firefly regarding Pocatello LOSAP budget
- NYClass discussion for 3/23/23 meeting
Motion to discuss NYClass at 3/23/23 meeting made by Ray McNamara, second by Joe Mazza; all in favor
- Letter from Town of Wallkill Assessor's Office, dated 8/3/22, regarding equalization rate and taxable assessed valuation – **need to monitor for next year**
- Town of Wallkill Planning Board technical review comments property on Pocatello Road
- Trade confirmations from Charles Schwab

- Charles Schwab statement for January 2023

10. Committee updates:

Apparatus Committee – Joe Mazza – already discussed
Budget Committee – Ray McNamara – none; tabled NY Class
Buildings and Grounds Committee – Margaret McNamara - none
Cancer Bill Committee – Ken Wilson - none
Communication Committee – Ray McNamara - none
Insurance Committee – Ken Wilson - **none**
LOSAP Committee – Joe Mazza – already discussed
Membership/HR Committee – Margaret McNamara - none
Policy Committee - Ron Broas - none
Records - Andi Broas - none
Website - Andi Broas - none
NYS Discovery Law – Ray McNamara - none

11. Request for additions to the agenda

Board members may request additional agenda items, discussion items or requests for information. This will require a motion and a second with a majority approval.

Motion to end the meeting at 8:30 PM made by Ray McNamara, second by Margaret McNamara; all in favor