GATES FIRE DISTRICT

2355 Chili Avenue, Rochester, New York 14624
Phone: 585-426-2720 Fax: 585-426-7444
www.gatesfiredistrictny.gov
Serving Territory in the Towns of Gates and Chili, N.Y.

Gates Fire District
Board of Fire Commissioners
Regular Commission Meeting
THURSDAY, September 24, 2026
6:30 PM

UNAPPROVED MINUTES

Attendance
James Werth, Chairman
Daniel Cox, Vice Chairman
Louis Comenale, Jr., Commissioner
Charles Johnson, Commissioner
Mark A. Quill, District Assistant Chief
Brittany Gould, Treasurer
Donna Capone, District Secretary
Julie Spencer, Deputy District Treasurer

Guests
**See attached sign-in sheet

Absent
Timothy D. Goole, District Fire Chief-excused
Kevin Mahoney Esq., Legal Counsel-excused

Chairman Werth called the Regular Commission meeting of the Gates Fire District to order at 6:30 p.m.

Pledge of Allegiance was led by District Secretary Capone.

Chairman Werth identified all the emergency exits within the building.

Would any of the guests like to address the Board at this time?
(please state your name and address)

Unapproved

The Guest declined to address the Board.

Approval of Prior Meeting Minutes:
Motion to approve the September 10th, 2026, Commission Meeting Minutes made by Commissioner Cox and seconded by Commissioner Johnson. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Treasurer's Report – presented by Brittany Gould:
Accounts Payable Report: Bills to be paid since the last meeting in the total amount of $315,799.58 were presented by the Treasurer and were audited by the Board of Fire Commissioners. All Commissioners in attendance signed the attachment to the Treasurer's Office list of vouchers approved to be paid.

Motion and Resolution to approve the Accounts Payable Report for September 24th, 2026, bills and ordering the Treasurer to pay such audited and approved vouchers in the amount of $315,799.58 made by Commissioner Johnson and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

August LOSAP Summary Report presented.

Motion to approve the August LOSAP Summary Report made by Commissioner Comenale and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Resolution 2026.9.24.1 2% Tax Levy Cap

Motion to approve Resolution 2026.9.24.1 2% Tax Levy Cap made by Commissioner Cox and seconded by Commissioner Comenale. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Resolution 2026.9.24.2 2027 Proposed Budget

Motion to approve Resolution 2026.9.24.2 2027 Proposed Budget made by Commissioner Comenale and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-ap, Commissioner Werth-approved.

District Secretary's Report – Donna Capone:
Chief Goole distributed General Order 26-009 to All Personnel regarding Employee Payroll Requests.

Unapproved

Chief Quill distributed Informational Bulletin 26-038 to All Personnel regarding him being Out of Town.

Chief's Report – Timothy D. Goole:
Excused

Assistant Chief's Report - Mark A. Quill:
Apparatus Updates_
Quint 4510 and 4530 have both passed their annual aerial inspections.
The new 4C85 vehicle has been completed and is in service.
Quint 4530 is out of service due to a minor motor vehicle accident suffering cosmetic damage and potential damage to a hydraulic cylinder the district mechanic is working on assessing the damage and obtaining quotes for repair.

Quint 4530 Presentations: Our second public presentation was held on Thursday, September 17, 2026, with no members of the public in attendance. As a reminder, our final public presentation will be held on Wednesday, September 30, 2026, at 6:00 p.m. in the Headquarters meeting room. The public bond vote will be held Wednesday, October 7, 2026, from 4:00 p.m. to 8:00 p.m.

Bid Acceptance Requests:
Request permission to accept the bid from Firematic for the purchase of one Engine as outlined in Resolution 2026.9.24.3.

Motion to approve Resolution 2026.9.24.3 to accept the Bid from Firematic for the purchase of one Engine made by Commissioner Comenale and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Request permission to accept the bid from Firematic for the purchase of one Quint as outlined in Resolution 2026.9.24.4. Note: the acceptance of the bid is tentative depending on the outcome of the bond referendum that is being held on October 7, 2026.

Motion to approve Resolution 2026.9.24.4 to accept the Bid from Firematic for the purchase of one Quint pending the outcome of the bond referendum made by Commissioner Comenale and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Fund Transfer Request
Request approval to move funds for the purchase of one Engine as outlined in Resolution 2026.9.24.5.

Unapproved

Motion to approve Resolution 2026.9.24.5 to move funds for the purchase of one Engine made by Commissioner Comenale and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Educational Reimbursement:
Looking for permission to reimburse an employee for $869.00 for educational expenses. The employee has received prior authorization and has submitted all appropriate paperwork.

Motion to approve an educational reimbursement for an employee at the cost of $869.00 made by Commissioner Cox and seconded by Commissioner Johnson. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Purchase Requests:
Apparatus:
Requesting formal approval to purchase a water way flex pipe for the price of $3,007.00 from Sutphen. This was approved by email vote on September 14, 2026. There are funds to cover this expense.

Motion to approve the purchase of a waterway flex pipe from Sutphen at the cost of $3,007.00 made by Commissioner Cox and seconded by Commissioner Comenale. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Buildings and Grounds:
Request permission to rent a lift for the price of $989.63 from Skyworks Equipment Rental for Station maintenance. There are funds to cover this expense.

Motion to approve to rent a lift from Skyworks Equipment at the cost of $989.63 made by Commissioner Cox and seconded by Commissioner Johnson. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Community Risk Reduction:
Request permission to spend up to $300.00 with Positive Promotions for Community Risk Reduction items; request permission to purchase a Simlab-Stop the Bleed Simulation Arm for the $1,313.50 from SIMLIMB; request permission to purchase fifty (50) Stop the Bleed kits for $3,801.07 from the American College of Surgeons; request permission to renew our Craig 1300 Software for the price of $5,250.00 from My Sidewalk. There are funds to cover these expenses.

Motion to approve the purchase Community Risk Reduction items from Positive Promotions at the cost of $300.00; permission to purchase a Simlab-Stop the Bleed Simulation Arm for the $1,313.50 from SIMLIMB; to purchase fifty (50) Stop the Bleed

Unapproved

kits for $3,801.07 from the American College of Surgeons; to renew our Craig 1300 Software for the price of $5,250.00 from My Sidewalk made by Commissioner Cox and seconded by Commissioner Johnson. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Equipment:
Request permission to purchase twenty (20) Hastey Care Pouches for the price of $2,779.80 from MED TAC International. There are funds to cover these expenses.

Motion to approve the purchase of twenty (20) Hastey Care Pouches from MED TAC International at the cost of $2,779.80 made by Commissioner Cox and seconded by Commissioner Johnson. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Out of Office, I will be out of the Office on Friday, September 25th until Saturday, September 26th.

Chairman Werth's Report:
No Report

Vice Chairman Cox's Report:
Request approval of the contract with Seasonal Landscaping for Snowplowing and Salting at all three Stations and the Administration Building. The contract is a three-year contract with a 5% increase each year. The cost is $30,000.00 for the first year.

Motion to approve the snow plowing 3-year contract with Seasonal Landscaping at all three Stations and the Administration Building made by Commissioner Cox and seconded by Commissioner Comenale. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Commissioner Comenale's Report:
No Report

Commissioner Johnson's Report:
Request for Executive Session for Personnel Matters

Kevin Mahoney, Esq.
Excused

Executive Session:
Motion made at 6:43 p.m. by Commissioner Cox and seconded by Commissioner Johnson to enter Executive Session for the purpose of discussion regarding *the medical, financial, credit or employment history of a particular person or corporation, or*

Unapproved

matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and or potential litigation. Roll Call Vote: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

A motion to exit Executive Session made by Commissioner Cox and seconded by Commissioner Johnson. Commission polled Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

The Board exited Executive Session and returned to Open Session at 7:03 pm. The Board took no action in Executive Session.

Open Session:
No motions were made.

Adjournment:
Motion to adjourn the September 24th, 2026, Regular Commission Meeting at 7:03 p.m. made by Commissioner Werth and seconded by Commissioner Cox. Commission polled: Commissioner Cox-approved, Commissioner Comenale-approved, Commissioner Johnson-approved, Commissioner Werth-approved.

Respectfully submitted,

Donna Capone
District Secretary

Unapproved

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RESOLUTION PURSUANT TO GENERAL MUNICIPAL LAW 3-c subd(5) RELATED TO 2% TAX LEVY CAP

Resolution No. 2026.9.24.1

WHEREAS, the Board of Fire Commissioners of the Gates Fire District having duly and carefully considering the public safety and fire protection needs of the residents and taxpayers of the Gates Fire District for the Final Budget for fiscal year 2027, and

WHEREAS, after such careful consideration, the recurring, regular and other operating costs and obligations of the Gates Fire District require it to exceed the tax levy cap imposed on the Gates Fire District pursuant to General Municipal Law 3-c in order to maintain the level of fire protection and emergency services to the residents and taxpayers of the Gates Fire District which is in the best interests of such residents and taxpayers as determined by the Board of Fire Commissioners of the Gates Fire District, and

WHEREAS, General Municipal Law 3-c subdivision 5 requires a fire district to adopt a resolution approved by sixty percent of the total voting power of such body, to override such limit,

NOW, THEREFORE IT IS

RESOLVED, that pursuant to the authority of Section 3-c subdivision 5 of the General Municipal Law, whereby a fire district may adopt a budget that requires a tax levy that is greater than the tax levy limit for the coming fiscal year, and prior to the adoption of its proposed and or final budget, the Board of Fire Commissioners of the Gates Fire District does hereby override such limit for such coming fiscal year only in order to achieve the purposes of the Gates Fire District.

Commissioner Cox moved, Commissioner Comenale seconded, and the Board of Fire Commissioners voted as follows:

Action by the Gates Fire District
Board of Fire Commissioners

Name	Voting AYE or NAY
James Werth, Chairman	**AYE**
Daniel Cox, Vice Chairman	**AYE**
Louis Comenale	**AYE**
Charles Johnson	**AYE**

The foregoing resolution was thereupon declared duly adopted and approved by 100 percent of the total voting power of such Board of Fire Commissioners.

September 24, 2026

Donna Capone
District Secretary

Unapproved

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RESOLUTION ADOPTING PROPOSED BUDGET FISCAL YEAR 2027

Resolution 2026.9.24.2

WHEREAS, the Board of Fire Commissioners of the Gates Fire District having duly and carefully considering the public safety and fire protection needs to the residents and taxpayers of the Gates Fire District for fiscal year 2027 and having prepared a proposed budget therefore,

NOW, THEREFORE IT IS

RESOLVED, that pursuant to Town Law 181(2) the Board of Fire Commissioners of the Gates Fire District does hereby adopt, as and for its Proposed Budget for 2027, the attached Schedule A and directs the Secretary to make such available to the public as provided by law.

Commissioner Cox moved, Commissioner Comenale seconded, and the Board of Fire Commissioners voted as follows:

Action by the Gates Fire District Board of Fire Commissioners

Name	Voting AYE or NAY
James Werth, Chairman	**AYE**
Daniel Cox, Vice Chairman	**AYE**
Louis Comenale	**AYE**
Charles Johnson	**AYE**

The foregoing resolution was thereupon declared duly adopted and approved by 100 percent of the total voting power of such Board of Fire Commissioners.

September 24, 2026
Donna Capone
District Secretary

Unapproved

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Schedule A

2027 Proposed Budget

BUDGET SUMMARY		
Total Appropriations	$	22,013,730
Less:		
Estimated Revenues	$	519,000
Interfund Transfers From Restricted Reserve 6G	$	202,000
Amount to be Raised by Real Property Taxes	**$**	**21,292,730**

APPROPRIATIONS				
A3410.1 · Personal Services			$	11,323,330
A3410.2 · Equipment and Capital Outlay			$	448,700
A3410.4 · Contractual			$	1,652,700
A3410.8 · Employee Benefits			$	7,989,000
90108 · NYS ERS Pension	$	180,000		
90158 · NYS P&F Pension	$	3,315,000		
90308 · Social Security Employer (FICA)	$	800,000		
90408 · WC Insurance	$	320,000		
90458 · Life Insurance	$	14,000		
90558 · Disability Insurance	$	20,000		
90608 · Medical	$	3,236,000		
90898 · Other Employee Benefits	$	104,000		
1990.4 Contingency Funds			$	100,000
A962 Funding of Reserves			$	500,000
Total Appropriations			**$**	**22,013,730**

ESTIMATED REVENUES AND USE OF FUNDS				
A510 · Estimated Revenues			$	519,000
A2401 · Interest Income	$	425,000		
A2410 · Lease Income	$	29,000		
A2665 · Surplus of Equipment	$	35,000		
A2770 · Misc. Income (Insurance Recoveries)	$	30,000		
A5031 · Interfund Transfers From Restricted Reserves 6G			$	202,000
Total Estimated Revenues and Use of Funds			**$**	**721,000**

ESTIMATED FUND BALANCE 1/1/2026		
Restricted Reserves (6G)	$	1,019,000
Restricted LOSAP	$	2,738,549
Assigned	$	20,000
Unassigned	$	2,980,982
Total Estimated Fund Balance	$	6,758,531

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RESOLUTION AWARDING BID OF FIRE APPARATUS

Resolution No. 2026.9.24.3

WHEREAS, the Board of Fire Commissioners of the Gates Fire District having duly considered the bids received and opened on August 21, 2026, for the purchase of a pumper fire apparatus ("Apparatus") following published notice thereof,

NOW, THEREFORE IT IS

RESOLVED, that, according to the New York State Environmental Quality Review Act ("SEQR"), the purchase of fire apparatus is deemed to be a Type II action pursuant to 6 NYCRR 617.5(c)(31), has been found to not have a significant adverse impact on the environment, and has been statutorily exempted from SEQR review and it is further

RESOLVED, that the Gates Fire District does hereby award the bid to the lowest bidder, Firematic as Prime Agent for Pierce, in the total amount of $1,197,895.00 which includes items listed in its Statement of Exceptions, and that the Chairman of the Board of Fire Commissioners is hereby authorized to execute a "sales contract" and such other documents with Firematic as Prime Agent for Pierce, on behalf of the Gates Fire District to give effect to this Resolutions, subject to prior approval of the District's legal counsel; and it is further

RESOLVED, that this approval is contingent upon completion of the successful approval of the resolutions and the required permissive referendum process for use of the District's reserve funds which will provide funds for the purchase of the Apparatus.

Commissioner Comenale moved, Commissioner Cox seconded, and the Board of Fire Commissioners voted as follows:

Name:	Voting: Aye or Nay:
Chairman Werth	AYE
Vice Chairman Cox	AYE
Commissioner Comenale	AYE

Unapproved

Commissioner Johnson AYE

The foregoing resolution was thereupon declared duly adopted.

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Donna Capone, Secretary
Gates Fire District

Unapproved

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RESOLUTION AWARDING BID OF FIRE APPARATUS

Resolution No. 2026.9.24.4

WHEREAS, the Board of Fire Commissioners of the Gates Fire District having duly considered the bids received and opened on August 21, 2026, for the purchase of a quint fire apparatus ("Apparatus") following published notice thereof,

NOW, THEREFORE IT IS

RESOLVED, that, according to the New York State Environmental Quality Review Act ("SEQR"), the purchase of fire apparatus is deemed to be a Type II action pursuant to 6 NYCRR 617.5(c)(31), has been found to not have a significant adverse impact on the environment, and has been statutorily exempted from SEQR review and it is further

RESOLVED, that the Gates Fire District does hereby award the bid to the lowest bidder, Firematic as Prime Agent for Pierce, in the total amount of $2,124,895.00 which includes items listed in its Statement of Exceptions, and that the Chairman of the Board of Fire Commissioners is hereby authorized to execute a "sales contract" and such other documents with Firematic as Prime Agent for Pierce, on behalf of the Gates Fire District to give effect to this Resolutions, subject to prior approval of the District's legal counsel; and it is further

RESOLVED, that this approval is contingent upon the successful completion and approval of the Bonding Resolution process which will provide for the financing of the purchase of the Apparatus and the referendum to be conducted by the Board of Fire Commissioners and completion of the successful approval of the resolutions and the required permissive referendum process for use of the District's reserve funds which will also provide for the purchase of the Apparatus.

Commissioner Comenale moved, Commissioner Cox seconded, and the Board of Fire Commissioners voted as follows:

Name:	Voting: Aye or Nay:
Chairman Werth	AYE
Vice Chairman Cox	AYE

Unapproved

Commissioner Comenale	AYE
Commissioner Johnson	AYE

The foregoing resolution was thereupon declared duly adopted.

_____
Donna Capone, Secretary
Gates Fire District

Unapproved

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RESOLUTION TO TRANSFER FUNDS FROM CAPITAL RESERVE ACCOUNT TO THE GENERAL OPERATING ACCOUNT

Resolution No. 2026.9.24.5

RESOLVED, that pursuant to Section 6-g of the General Municipal Law, as amended, the Gates Fire District does hereby authorize the transfer of a sum not to exceed $1,197,895.00 from its Capital Reserve Account to the District's General Operating Account for the acquisition of one pumper fire apparatus and related equipment, appliances and services related thereto.

No expenditure shall be made except upon authorization of the Board.

FURTHER RESOLVED, that this resolution is subject to a permissive referendum as provided by Section 6-g of the General Municipal Law.

Commissioner Comenale moved, Commissioner Cox seconded, and the Board of Fire Commissioners voted as follows:

Name:	Voting: Aye or Nay:
Chairman Werth	AYE
Vice Chairman Cox	AYE
Commissioner Comenale	AYE
Commissioner Johnson	AYE

Unapproved

The foregoing resolution was thereupon declared duly adopted.

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Donna Capone, Secretary
Gates Fire District

Unapproved