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March 4, 2022

VIA E-MAIL: dfeldmann@sweethomeschools.org

Donald Feldmann, Director of Finance and Plant Services
Sweet Home Central School District
1901 Sweet Home Road
Amherst, New York 14228

Dear Don:

Re: Sweet Home Central School District, Erie County, New York;
Resolution Relating to Proposed Amendment of the Purpose of the
District's Capital Improvements Reserve Fund, 2017 (and Authorizing Specific Purchases)

Following from our communications, here is a **revised** resolution calling for a public vote (on May 17, 2022) to amend the purpose of the District's Capital Improvements Reserve Fund, 2017 (the "Fund"). The original idea here was just to authorize the use of monies in the Fund not only for work on District buildings, facilities and sites, but also for the acquisition of various vehicles, machinery and pieces of equipment for use in the transportation, construction and maintenance programs of the District. The document still does that, **but the revisions that I've just made also have the voters authorizing \$500,000 of specific expenditures from the Fund during the 2022-2023 fiscal year of the District.**

This resolution contains the language of the proposition that is to be inserted into the legal notice of the District's annual meeting and vote (I suggest that we should help you and Lisa with that insertion, as we work with you to finalize the annual vote notice before it is first published at the end of March or very early in April). We understand that this resolution is scheduled for discussion by the Board of Education members at the March 8 study session, and then will be up for consideration and vote at the March 15 meeting. As a reminder, I will be attending the March 8 study session, to help you explain this matter and to answer any questions from Board members.

A simple majority vote of the Board will be sufficient to pass this resolution. Upon adoption, please arrange for the enclosed extract of minutes document to be returned to me (signed and dated by Lisa in her capacity as the Deputy District Clerk).

As always, we thank you, Mike, Lisa, Nicole, Falon and all of your District colleagues for this opportunity to be of continuing service. If you have any questions, please call John Alessi (716.848.1567) or me.

Very truly yours,

Jeffrey W. Stone

JWS/als
Enclosure

cc: Michael Ginestre, Superintendent of Schools (mginestre@sweethomeschools.org)
Lisa Cebulski, Deputy District Clerk (lcebulski@sweethomeschools.org)
Nicole Kuss, District Treasurer (nkuss@sweethomeschools.org)
Falon Capenhurst (fcapenhurst@sweethomeschools.org)
John A. Alessi, Esq.

**SWEET HOME CENTRAL SCHOOL DISTRICT
ERIE COUNTY, NEW YORK**

EXTRACT OF MINUTES

A meeting of the Board of Education (the "Board") of the Sweet Home Central School District, Erie County, New York (the "District") was convened in public session in the District on March 15, 2022 at _____ p.m., local time.

The meeting was called to order by _____ and, upon roll being called, the following Board members were:

PRESENT:

ABSENT:

ALSO PRESENT:

The following resolution was offered by _____ and seconded by _____, to-wit:

A RESOLUTION, DATED MARCH 15, 2022, OF THE BOARD OF EDUCATION OF THE SWEET HOME CENTRAL SCHOOL DISTRICT, ERIE COUNTY, NEW YORK (THE “DISTRICT”) CALLING FOR A PUBLIC VOTE ON A PROPOSAL (I) TO AMEND THE PURPOSE OF THE DISTRICT’S CAPITAL IMPROVEMENTS RESERVE FUND, 2017 (THE “FUND”) TO ALLOW MONIES IN THE FUND TO ALSO BE UTILIZED FOR THE ACQUISITION OF VARIOUS VEHICLES, MACHINERY AND PIECES OF EQUIPMENT FOR USE IN THE TRANSPORTATION, CONSTRUCTION AND MAINTENANCE PROGRAMS OF THE DISTRICT AND (II) TO SPECIFICALLY AUTHORIZE CERTAIN SPECIFIED PURCHASES FROM THE FUND, IN ACCORDANCE WITH SUCH AMENDED PURPOSE.

BE IT RESOLVED, by the Board of Education (the “Board”) of the Sweet Home Central School District, Erie County, New York (the “District”), as follows:

SECTION 1. On May 16, 2017, at the District’s annual meeting and vote, the qualified voters of the District approved a proposition establishing the District’s Capital Improvements Reserve Fund, 2017 (the “Fund”) for the purpose of financing, in whole or in part, the acquisition, construction, reconstruction, expansion, renovation, alteration and improvement of buildings, facilities, sites and real property by the District, or the District’s share of the cost of any capital improvements project undertaken by a Board of Cooperative Educational Services (“BOCES”) of which the District is or may be a component district, including, in all cases, the acquisition of necessary furnishings, equipment, machinery and apparatus.

SECTION 2. The Board now wishes to propose that the purpose of the Fund should be amended to specifically allow for the District’s use of monies therein to finance, in whole or in part, the District’s acquisition of various vehicles, machinery and pieces of equipment for use in the transportation, construction and maintenance programs of the District (with the understanding that this is to be in addition to, and not in replacement of, the Fund’s original purpose).

SECTION 3. Consistent with and following from such proposed amendment, the Board now wishes to seek voter approval of \$500,000 of expenditures from the Fund to allow for the District’s acquisition, during its 2022-2023 fiscal year, of the following items: (i) three Ford F-350 XL plow trucks at an estimated maximum cost of \$42,500 each, (ii) four Ford Transit high roof maintenance vans at an estimated maximum cost of \$42,850 each, (iii) three Ford Transit Connect vans at an estimated maximum cost of \$25,625 each, (iv) one Ford box truck at an estimated maximum cost of \$50,000 and (v) one John Deere 8800A TerrainCut mower at an estimated maximum cost of \$73,525.

SECTION 4. Accordingly, the Board wishes to submit to the voters of the District a proposition to authorize such amendment and such expenditures (the “Proposition”), with the Proposition to be voted upon at the annual meeting and vote of the District that is to be conducted on Tuesday, May 17, 2022 (the “Annual Meeting and Vote”).

SECTION 5. The purpose of the Fund shall be deemed amended, and the proposed expenditures shall be deemed authorized, upon the approval of the Proposition by a majority of the qualified voters of the District at the Annual Meeting and Vote.

SECTION 6. The Proposition shall be in substantially the following form:

PROPOSITION NO. [__]

AMENDMENT OF PURPOSE OF CAPITAL IMPROVEMENTS RESERVE FUND, 2017

(AND AUTHORIZATION OF CERTAIN PROPOSED PURCHASES THEREFROM)

Shall the following resolution be adopted, to wit:

RESOLVED, that the Board of Education (the "Board") of the Sweet Home Central School District, Erie County, New York (the "District") is hereby authorized (A) to amend the purpose of the District's Capital Improvements Reserve Fund, 2017 (the "Fund") to specifically allow for the use of monies therein to finance, in whole or in part, the District's acquisition of various vehicles, machinery and pieces of equipment for use in the transportation, construction and maintenance programs of the District (with the understanding that this is to be in addition to, and not in replacement of, the Fund's original purpose) and (B) consistent with and following from such amendment, to make the following purchases from the Fund in the 2022-2023 fiscal year of the District: (i) three Ford F-350 XL plow trucks at an estimated maximum cost of \$42,500 each, (ii) four Ford Transit high roof maintenance vans at an estimated maximum cost of \$42,850 each, (iii) three Ford Transit Connect vans at an estimated maximum cost of \$25,625 each, (iv) one Ford box truck at an estimated maximum cost of \$50,000 and (v) one John Deere 8800A TerrainCut mower at an estimated maximum cost of \$73,525 (with all such dollar amounts reflecting reasonable current estimates but in any event totaling not more than \$500,000, inclusive of a \$700 rounding/contingency amount).

SECTION 7. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The foregoing resolution was thereupon declared duly adopted.

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

(1) I am the duly qualified and acting Deputy District Clerk of the Sweet Home Central School District, Erie County, New York (the "District") and the custodian of the records of the District, including the minutes of the proceedings of the Board of Education of the District (the "Board"), and am duly authorized to execute this certificate (as I am validly acting in the place of the District Clerk, who is on a leave of absence from the District).

(2) Attached hereto is a true and correct copy of the resolution that was duly adopted at a regular meeting of the Board held on March 15, 2022 and entitled:

A RESOLUTION, DATED MARCH 15, 2022, OF THE BOARD OF EDUCATION OF THE SWEET HOME CENTRAL SCHOOL DISTRICT, ERIE COUNTY, NEW YORK (THE "DISTRICT") CALLING FOR A PUBLIC VOTE ON A PROPOSAL (I) TO AMEND THE PURPOSE OF THE DISTRICT'S CAPITAL IMPROVEMENTS RESERVE FUND, 2017 (THE "FUND") TO ALLOW MONIES IN THE FUND TO ALSO BE UTILIZED FOR THE ACQUISITION OF VARIOUS VEHICLES, MACHINERY AND PIECES OF EQUIPMENT FOR USE IN THE CONSTRUCTION AND MAINTENANCE PROGRAMS OF THE DISTRICT AND (II) TO SPECIFICALLY AUTHORIZE CERTAIN SPECIFIED PURCHASES FROM THE FUND, IN ACCORDANCE WITH SUCH AMENDED PURPOSE.

(3) Such meeting was duly convened and held and such resolution was duly adopted in all respects in accordance with law and the regulations of the District. To the extent required by law or such regulations, due and proper notice of such meeting was given. A legal quorum of the members of the Board was established and was present throughout such meeting, and a legally sufficient number of members voted in the proper manner for the adoption of the resolution. All other requirements and proceedings under law, such regulations, or otherwise, incident to such meeting and the adoption of such resolution, including any publication, if required by law, have been duly fulfilled, carried out and otherwise observed.

(4) The seal appearing below constitutes the official seal of the District and was duly affixed by the undersigned at the time that this certificate was signed.

IN WITNESS WHEREOF, the undersigned has executed this certificate as of March 15, 2022.

Deputy District Clerk

(SEAL)