

Resolution No. 1.

A Resolution to establish a fire district in the village of Forestport, in the town of Forestport, Onida County and to authorize such district to procure a supply of water, to purchase apparatus for the extinguishment of fires therein and to furnish suitable buildings for keeping and storing the same and to provide means therefor to elect commissioners and treasurer thereof, passed in pursuance of the provisions of chapter 482 of the laws of 1875, and its amendments, a majority of all the Supervisors elected to the Board, including the Supervisor from the town of Forestport, voting in favor thereof.

Whereas, application has been duly made to the Board of Supervisors of Oneida County upon the written petition duly signed and verified by ^{more} than one half the taxable inhabitants of the district hereinafter described, whose preceding

names appear upon the last assessment roll of said town, in which said district is located in said village

to procure a supply of water, to purchase apparatus for the ^{extinguishment of fires therein and to provide for the} ~~extinguishment of fires therein~~ and to provide for the assessment, levy and collection of the cost thereof and to provide for the election of officers therein, and

Whereas, said village of Forestport is not incorporated therefore

Section 1. Resolved, That a fire district be, and the same is, hereby created and established in the unincorporated village of Forestport County of Oneida and State of New York, which shall be known as Fire District No. 1 of the town of Forestport, and is bounded and described as follows and includes all the territory and taxable property in said district

to wit:

Survey of a fire District in the village of Forestport,
town of Forest port, Oneida County, N.Y.

Beginning on the westerly side of State Pond at a post
standing in water about 12 feet from the shore opposite to
a maple tree marked on Kernan's point and running from
thence across the said State Pond on a course N. 81 deg. E.
17 97/100 chains to a point in the lane between the lands
of Griffith Jones and Joseph And thence N. 43 1/2 deg. E. along
said lane 6 chains to Woodhull St., thence along said St.
N. 27 Deg. W. 4 chains, thence N. 16 1/2 Deg. W. 7 chains,
thence N. 8 deg. E. 13 chains, thence N. 15 1/2 deg. E.
43 chains, thence N. 28 deg. W. 10 34/100 chains to a stake
in a hemlock stump on J. M. Abbott's farm; thence N. 89 deg.
W. 29 chains to the highway leading to Hawkinsville; thence S.
45 deg. W. 32 58/100 chains to a stake on the north edge of
the canal; thence S. 5 deg. W. 47 94/100 chains; thence
S. 42 deg. E. 19 81/100 chains to a maple tree marked; thence
N. 74 1/2 deg. E. 12 12/100 chains to the place of beginning.

Section 2. The officers of such district shall be three
fire commissioners and a treasurer and shall hold their respec-
tive offices as prescribed in section 6 herein. No person
shall be eligible to either of said offices unless he shall
be at the time, a resident and elector of such district and
own property liable to be assessed for the expenditures of
such district. Whenever any of such officers shall cease
to be a resident of such district his office shall become
vacant. If there shall be a vacancy in such offices the
board of town auditors of said town, may fill the same, for

the unexpired ~~term~~^{appointment} of the officer whose place the ~~applicant~~^{appointment} is made to fill. Such appointment shall be in writing and signed by said board, or a majority of them.

Section 3. Every officer elected or appointed to office under the provisions of this resolution, shall, before he enters on the duties of his office take, subscribe and file with the town clerk of said town, the oath of office provided by the Constitution. Such oath may be taken before any officer authorized by law to administer oaths, or to take affidavits.

Section 4. All legal voters of such district shall be entitled to vote for all officers to be elected and at all elections to be held under this resolution, unless otherwise herein directed, but no person shall vote upon any proposition to raise money by tax for any purpose or appropriate the same unless he shall, at the time, be a resident and taxpayer of said district.

Section 5. The Treasurer, before entering upon the duties of his office, shall execute and file with the county clerk, a bond to the Board of Supervisors in the sum of \$2000.00, with such sureties as the Supervisor of said town shall approve., conditioned that he will faithfully execute the duties of his office and account and pay over all moneys received by him.

Such treasurer shall receive and have the custody of the funds or moneys of said district and pay out the same for the purposes herein mentioned, upon the order of the fire commissioners or a majority of them.

Section 6. The Treasurer shall hold his office for the term of three years and until his successor shall be elected or appointed and qualified, except that the treasurer first

elected under this act shall hold his office until June 30th, 1894, and until his successor shall be elected or appointed and qualified. The term of the treasurer shall thereafter begin on the first day of July next succeeding his election, The fire commissioners first elected under this act shall be divided into three classes, consisting of one commissioner each, to hold their offices respectively for one, two and three years from July 1st, 1891, the commissioners determining among themselves by lot, who shall hold office for the term of one year therefrom, who for the term of two years therefrom and who for the term of three years therefrom, and the term of all fire commissioners thereafter elected shall be three years from the first day of July next succeeding their election and until their successors shall be elected or appointed and qualified.

Section 7. The fire commissioners and treasurer shall not, directly or indirectly, be paid or receive any compensation for their services as such.

Section 8. The fire commissioners shall select from their number, one who shall be chairman and another of their number to be Clerk and all their acts, expenditures, receipts, and proceedings as such fire commissioners, shall be duly recorded by them, in a book to be kept for that purpose, which shall be at all times subject to the inspection of the supervisor of said town. A report shall be made by the fire commissioners to the electors at the annual election in said district, showing the receipts, disbursements, acts and proceedings of said commissioners for the year then ending. An estimate of the money required during the ensuing

year, for the purposes of said district, shall be made by said commissioners and notices/posted in at least three public places in said district, one week prior to the annual-election therein, to the effect that an application will be made at said annual election for a vote authorizing the raising of such ^{sum} as they may deem necessary for such purposes, which sum shall be specified in such notice. The vote on such application shall be by ballot and only resident taxpayers of said district, whose names appear on the last proceeding assessment roll of said town, shall be eligible eligible eligible to vote thereon. If the said electors shall by their votes determine that the amount applied for by the commissioners, or that any other amount designated on a majority of the ballots (but not exceeding the amount specified in said notice) shall be raised, the clerk of said election shall certify such vote to the supervisor of said town, who shall lay the same before the Board of Supervisors, at their next annual meeting, and it shall be their duty to cause the amount so specified to be levied and collected upon such district in the same manner at the same time & by the same officers as the taxes of said town are assessed, levied and collected.

Said commissioners and said fire district are hereby authorized to procure [~] a supply of water and to purchase apparatus for the extinguishment of fires in said district, to rent or purchase suitable buildings for the keeping and storing of the same, to take title to and to hold in trust for said district all properties that may be acquired for, or by said district for the ^{fire} purposes aforesaid and to make all contracts for

the aforesaid purposes, within the appropriations voted by the resident taxpayers of said district.

SECTION 8. Special meetings of the electors of said district may be called by said commissioners to vote on the question of raising and appropriating additional moneys for the fire purposes aforesaid. The same notice shall be given by the commissioners thereof as required by section 7 hereof, the voting shall be by ballot and the qualifications of the voters shall be the same as mentioned in section 7. The said voters shall have the same powers to vote the amount applied for by the commissioners or a less amount to be designated by them on their ballots, and the clerk of said special meeting shall certify the vote to the ~~AAA~~ Board of Supervisors and the amounts so voted shall be levied, assessed and collected in the same manner, at the same time and by the same officers as is designated by section 7 for appropriations made at the annual election or meeting.

SECTION 9. Within twenty days after the passage of this resolution, the town clerk of said town, shall give notice and post the same in five public places in such district that on a ^{day} stated and at a place named in such district, and between certain hours, an election will be held for the election of three fire commissioners and a treasurer for such district. Such notice shall be posted at least ten days before the time for holding such election. Such election shall be held for at least the space of three hours ^{un}interruptedly, between ten o'clock in the forenoon and four o'clock in the afternoon and the notice of election shall state the hours of opening and closing the polls and the name of the officers to be filled.

SECTION 10. The Supervisor, town clerk, one assessor of said town to be named by the supervisor, shall act as inspectors at the election specified in section 9 and at all annual and special ~~elections~~ elections in said district and the supervisor shall preside thereat, and at any election held by virtue of this resolution, after the closing of the polls said inspectors shall immediately canvass the votes, openly declare the result and make and subscribe a certificate of such canvass, showing the whole number of votes cast, the number given for each person voted for and the office ~~for~~ for which he shall have been voted for, which certificate shall be recorded in the ^{town} ~~town~~ clerk's office.

SECTION 11. The person eligible and having the greatest number of votes for any office, shall be deemed elected to such office. If there shall be a tie to any particular office between two or more persons eligible and having the greatest number of votes, the officer presiding at such election shall forthwith determine by lot, in the presence of the other inspectors, or of a majority of them, which shall be deemed elected and set forth such fact in the certificate of the result made by them. This section shall also apply to all subsequent elections under this resolution.

SECTION 12. The annual election in said district shall be held on June 15th of each and every year hereafter, beginning June 15th 1892. The terms of office of the fire commissioners first elected hereunder, shall begin on the day of their election and end as proved in section 6.

SECTION 13. No property shall be entitled to the protection of, or liable to be assessed, or taxed, for the support of any fire department of such village unless the same lies

wholly within the ^{fire} ~~first~~ district established by this resolution.

SECTION 14. This resolution shall take effect immediately and the clerk of this board shall be required to file and publish this resolution as required by law and to file in the County Clerk's office of Oneida County and in the office of the town Clerk of the town of Forestport, a duplicate of the map referred to and accompanying the petition of said taxpayers.