

**MINUTES OF THE REGULAR MEETING**  
**BOARD OF FIRE COMMISSIONERS**  
**NORTH CASTLE FIRE DISTRICT NO. 2, ARMONK, NY**

**February 8<sup>th</sup>, 2021**

Constituting a quorum ready to transact business, the video meeting was called to order by Chairman William Fisher at 7:00 p.m. with the following Commissioners attending:

William Fisher      Commissioner

Donald Dehmer      Commissioner

Joseph Gallagher      Commissioner

Douglas Ross      Commissioner

Edwin Schultz      Commissioner

Adam Ross      Treasurer

Joseph McConnell      Secretary

**PUBLIC COMMENT – None**

**TREASURER REPORT (attached)**

**COMMITTEE REPORTS**

House – Commissioner Schultz reported

- The annual elevator inspection has been scheduled at a cost of \$350.00.

Truck/Equipment – Commissioner Fisher reported:

- 51B3 Marker light has been repaired due to an accident with the bay door.
- The Truck Committee meet with the Seagrave representative to develop specifications for a replacement source engine.

**CHIEFS REPORT (attached)**

Chief Goulet reported in January there were 29 fire calls, 36 ambulance calls totaling 65 alarms. There were 18 false alarms for the month.

## **OLD BUSINESS**

None

## **NEW BUSINESS**

### ***Minutes***

- The minutes of the January 11<sup>th</sup>, 2021 Organizational Meeting were read and approved on a motion by Commissioner Gallagher, seconded by Commissioner Schultz. All in favor.
- The minutes of the January 11<sup>th</sup>, 2021 Regular Meeting were read and approved on a motion by Commissioner Gallagher, seconded by Commissioner Ross. All in favor.

### ***February Expenses***

- A motion was made by Commissioner Schultz, seconded by Commissioner Ross to pay the December expenses totally \$71,676.79. All in favor.

### ***Funds Transfer***

- A motion was made by Commissioner Schultz, seconded by Commissioner Ross to transfer \$1,000.00 from the “Refund of Property Expenses” to “Personal Services”. All in favor.

### ***Insurance***

- A motion was made by Commissioner Ross, seconded by Commissioner Schultz to increase the District’s Crime Insurance Policy to \$3,000,000 with a premium of \$885.00 per year. All in favor.

### ***Membership***

- A motion was made by Commissioner Schultz, seconded by Commissioner Gallagher to accept Joelle Margolin application for junior membership. All in favor.
- A motion was made by Commissioner Gallagher, seconded by Commissioner Schultz to accept Jared Cohen application for junior membership. All in favor.
- A motion was made by Commissioner Schultz, seconded by Commissioner Gallagher to accept Elizabeth Markjewicz application for firefighter membership. All in favor.

### ***Portable Radios***

- A motion was made by Commissioner Ross, seconded by Commissioner Gallagher to purchase six (6) fire ground radios to be installed on the new Seagrave engine at a cost not to exceed \$10,000.00. All in favor.

***Dry Hydrants***

-Commissioner Ross will contact the Department Chief to ensure all District dry hydrants are in working order.

***Member Reimbursement***

– A motion was made by Commissioner Schultz, seconded by Commissioner Gallagher to reimburse FF Tim Wiese for vehicle damages incurred while responding to an emergency call. All in favor.

***Vehicle Driver Approval***

– A motion was made by Commissioner Gallagher, seconded by Commissioner Schultz to approve Tim Wiese as a driver for Engine 287. All in favor.

– A motion was made by Commissioner Gallagher, seconded by Commissioner Schultz to approve Terence Carthy as a driver for Engine 286 pending an authorized tester approval. All in favor.

There being no further business to transact, a motion was made by Commissioner Schultz and seconded by Commissioner Gallagher to adjourned the meeting at 8:29 PM.

Sincerely,

Joseph P. McConnell  
Secretary

# Chief's Report to Board of Fire Commissioners

## February 2021

### Calls:

During the month of January there were 29 fire calls and 36 ambulance calls for a total of 65 alarms. There were 18 false alarms for the month.

### Apparatus:

The mileage on the Chief cars are as follows:

2021: 7,500

2022: 98,300

2023: 98,000

### Accident:

On Sunday January 31<sup>st</sup> Ernie Lombardi was driving the ambulance out of the apparatus bay while responding to a motor vehicle accident. The garage door in the first bay was fully open and started to come down approximately two seconds before Ernie started to drive away. Due to the sound of the Rescue running, Ernie could not hear the door closing. The top of the doorway was not visible from the drivers seat. As Ernie pulled out, the door continued to close causing the ambulance to strike the door causing damage to the door. The only damage to the ambulance was a broken marker light. This is Ernie's first incident, and was suspended from driving for 3 days. The commissioner were notified of the incident, and photos are attached to the report.

### Equipment:

As was specified for the new engine, we need to purchase an iPad and applicable mounting hardware to be placed in the new engine with a cost for the new iPad approximately \$459 and an additional \$100 (estimate) for mounting hardware. The iPad specifications are attached.

A Knox box key mounting unit is needed for the new engine. I recommend we purchase the Knox Box KeySecure 6. As our current Knox Box systems are not expected to work past the useful life of 46.26. This system does not require 60 Control to release the key, and instead can be released with a code. Each officer, and each driver of the new engine will be issued their own individual code to unlock the Knox Box and release the key. The Knox Box syncs to the cloud to provide an audit trail and notifications of any key release.

Additional fireground radios and individual chargers need to be purchased for the new engine.

### Firehouse:

The whiteboards in the radio room no longer erase. I would like to purchase and install a new whiteboard in the radio room.

### SOGs:

The apparatus order has been updated to reflect the new engine. The most notable change is that the tanker will not be second due for areas of the district that has sufficient hydrants. Please approve the updated SOG section which will take affect when the new engine is in service. The updated section is attached.

### Drivers:

Terence Carthy has completed driver training on Engine 286. I recommend he be approved as a driver.

Tim Wiese has completed driver training on Engine 287. I recommend he be approved as a driver.

Phil Goulet  
Chief of Department

Armonk Fire Department Standard Operating Guidelines

**APPARATUS RESPONSE - HYDRANT DISTRICT**

**Zones: 202031, 202032, 202011, 259020 + Business Park Drive + IBM Property + Swiss Re + Labriola Court + Kaysal Court**

Call Type	Apparatus	Notes
Structure Fires / Automatic Alarms / CO Alarms (No Symptoms)	Engine 286 Engine 288 Engine 287 Rescue 85 Ambulance (If confirmed fire) Utility 82  <i>Apparatus may be substituted if no driver is available</i>	All calls to structures are to be treated as working fires. These include fire alarms, chimney fires, alarm sounding, smell of smoke, etc.
CO Alarms (With Symptoms)	Engine 286 Ambulance <i>Follow Structure Fire Response</i>	
Motor Vehicle Accidents	Ambulance Rescue 85 Engine 288	R85 may respond first if the ambulance is only waiting for an EMT
Vehicle Fires	Rescue 85 Tanker 9 Engine 288	
Brush Fires	Engine 288 Tanker 9 Utility 82 / 52	Utilities may respond out of order depending on brush fire location / access
Odor of gas (inside and outside)	Follow structure fire response	
Wires Down / Other Hazards	Rescue 85 Utility 82	
All other call types	Follow structure fire response	

Note: In all instances above, an officer or member in charge may make changes to the response order due to operational considerations.

# Treasurer's Report

February 8, 2021

Final Payment Batch for January 2021:	\$71,676.79	Up \$6,271.03 from 2020 or 9.6%
Total Deposits for January 2021:	\$0.00	
Number of check payments:	23	
Number of EFT payments:	7	

Any reoccurring charges for district expenses should be moved to the district credit card instead of issuing personal reimbursements.

The district received a check in the amount of \$1,409.91 from the State of New York for a forestry grant.

The AUD (Annual Update Document) is due to New York State by the end of February.

Included with tonight's board report are a few documents that summarize the financial activity for the year 2020. Please note that these totals are not final until we complete our audit.

## Requested Budget Transfer

<u>Amount</u>	<u>From</u>	<u>To</u>
\$1,000.00	Refund of Property Taxes	Personal Services
<b>Total: \$1,000.00</b>		

**TOWN OF NORTH CASTLE FIRE DISTRICT NO. 2**  
**Profit & Loss Budget vs. Actual**

January 2021

	<u>Jan 21</u>	<u>Budget</u>	<u>\$ Over Budget</u>	<u>% of Budget</u>
<b>Ordinary Income/Expense</b>				
<b>Income</b>				
A1001 · Real Property Taxes				
A1001.1 · Budget Tax Money Rec'd	0.00	1,674,925.00	-1,674,925.00	0.0%
Total A1001 · Real Property Taxes	0.00	1,674,925.00	-1,674,925.00	0.0%
A2262 · Fire Protection Services Other				
A2262.1 · Banksville Ambulance Contract	0.00	19,000.00	-19,000.00	0.0%
Total A2262 · Fire Protection Services Other	0.00	19,000.00	-19,000.00	0.0%
A2401 · Interest and Earnings				
A2401.1 · Interest Earned	0.00	300.00	-300.00	0.0%
Total A2401 · Interest and Earnings	0.00	300.00	-300.00	0.0%
A2680 · Insurance Recoveries		0.00	0.00	0.0%
A2705 · Gifts and Donations				
A2705.2 · Misc - Bldg usage for voting	0.00	750.00	-750.00	0.0%
A2705 · Gifts and Donations - Other	0.00	250.00	-250.00	0.0%
Total A2705 · Gifts and Donations	0.00	1,000.00	-1,000.00	0.0%
A2770 · Other Income				
.999 · Miscellaneous	0.00	500.00	-500.00	0.0%
Total A2770 · Other Income	0.00	500.00	-500.00	0.0%
A3389 · State Aid, Other Public Safety				
.700 · Received From NYS	0.00	0.00	0.00	0.0%
.800 · Grant Monies	0.00	0.00	0.00	0.0%
Total A3389 · State Aid, Other Public Safety	0.00	0.00	0.00	0.0%
RA2401 · Interest Earned - Res Fund A	0.00	100.00	-100.00	0.0%
RB2401 · Interest Earned - Res Fund B	0.00	100.00	-100.00	0.0%
TA50 · Foreign Fire Ins 2% Monies				
TA50.1 · 2% Monies	0.00	0.00	0.00	0.0%
TA50.2 · Foreign Insurance Rec'd	0.00	0.00	0.00	0.0%
Total TA50 · Foreign Fire Ins 2% Monies	0.00	0.00	0.00	0.0%
<b>Total Income</b>	<b>0.00</b>	<b>1,695,925.00</b>	<b>-1,695,925.00</b>	<b>0.0%</b>
<b>Gross Profit</b>	<b>0.00</b>	<b>1,695,925.00</b>	<b>-1,695,925.00</b>	<b>0.0%</b>
<b>Expense</b>				
A1930 · Judgement and Claims				
.41 · Refund Of Taxes	0.00	15,000.00	-15,000.00	0.0%
Total A1930 · Judgement and Claims	0.00	15,000.00	-15,000.00	0.0%
A3410.1 · Personal Services				
.110 · Treasurer	2,174.63	26,095.56	-23,920.93	8.33%
.111 · FICA	494.29	6,000.00	-5,505.71	8.24%
.112 · Federal Withholding Tax	42.50	0.00	42.50	100.0%
.113 · State Tax	18.70	0.00	18.70	100.0%
.120 · Secretary	2,006.77	24,081.24	-22,074.47	8.33%
.130 · Caretaker	1,600.00	19,809.67	-18,209.67	8.08%
.170 · Temporary				
.101 · Data Entry Clerk	0.00	2,513.53	-2,513.53	0.0%
Total .170 · Temporary	0.00	2,513.53	-2,513.53	0.0%
<b>Total A3410.1 · Personal Services</b>	<b>6,336.89</b>	<b>78,500.00</b>	<b>-72,163.11</b>	<b>8.07%</b>
<b>A3410.2 · Equipment</b>				

**TOWN OF NORTH CASTLE FIRE DISTRICT NO. 2**  
**Profit & Loss Budget vs. Actual**

January 2021

	Jan 21	Budget	\$ Over Budget	% of Budget
.41001 · Telephones	1,210.67	15,000.00	-13,789.33	8.07%
.41002 · Alarm Maintenance	0.00	4,750.00	-4,750.00	0.0%
Total .41000 · Fire Alarm System	1,210.67	19,750.00	-18,539.33	6.13%
.41100 · Hydrant Rentals	0.00	35,000.00	-35,000.00	0.0%
.41200 · Insurance				
.41202 · Public Liability & Prop Damage	0.00	50,000.00	-50,000.00	0.0%
.41203 · Insurance - Accident/Sickness	0.00	0.00	0.00	0.0%
.41204 · Other Insurance	4,046.00	30,000.00	-25,954.00	13.49%
Total .41200 · Insurance	4,046.00	80,000.00	-75,954.00	5.06%
.41300 · Legal and Auditing Fees				
.41301 · Audit Services Rendered	0.00	8,000.00	-8,000.00	0.0%
.43102 · Legal Fees	0.00	10,000.00	-10,000.00	0.0%
Total .41300 · Legal and Auditing Fees	0.00	18,000.00	-18,000.00	0.0%
Total A3410.4 · Contractual Expenditures	30,158.93	596,350.00	-566,191.07	5.06%
A9025.8 · Local Pension Fund				
.803 · Length Of Service Awards	0.00	50,000.00	-50,000.00	0.0%
Total A9025.8 · Local Pension Fund	0.00	50,000.00	-50,000.00	0.0%
A9040.8 · Workers' Compensation				
.810 · Workmens Comp	0.00	40,000.00	-40,000.00	0.0%
Total A9040.8 · Workers' Compensation	0.00	40,000.00	-40,000.00	0.0%
A9050.8 · Unemployment Insurance				
.811 · Unemployment Taxes	0.00	0.00	0.00	0.0%
Total A9050.8 · Unemployment Insurance	0.00	0.00	0.00	0.0%
A9060.8 · Hospital, Medical & Accidnt Ins				
.806 · Medical Exams	0.00	28,000.00	-28,000.00	0.0%
Total A9060.8 · Hospital, Medical & Accidnt Ins	0.00	28,000.00	-28,000.00	0.0%
A9710.6 · Redemption of Bonds				
.611 · Serial Bond Prin Pyt	0.00	360,000.00	-360,000.00	0.0%
.650 · PCSB Truck Bond Principal	0.00	105,000.00	-105,000.00	0.0%
Total A9710.6 · Redemption of Bonds	0.00	465,000.00	-465,000.00	0.0%
A9710.7 · Interest on Bonds				
.711 · Bond Interest Due	0.00	94,600.00	-94,600.00	0.0%
A9710.7 · Interest on Bonds - Other	0.00	18,475.00	-18,475.00	0.0%
Total A9710.7 · Interest on Bonds	0.00	113,075.00	-113,075.00	0.0%
A9901.9 · Transfer to Other Funds				
.904 · Transfer to Fund A from GF	0.00	145,000.00	-145,000.00	0.0%
.905 · Transfer to Fund B from GF	0.00	75,000.00	-75,000.00	0.0%
Total A9901.9 · Transfer to Other Funds	0.00	220,000.00	-220,000.00	0.0%
<b>Total Expense</b>	<b>37,490.87</b>	<b>1,695,925.00</b>	<b>-1,658,434.13</b>	<b>2.21%</b>
<b>Net Ordinary Income</b>	<b>-37,490.87</b>	<b>0.00</b>	<b>-37,490.87</b>	<b>100.0%</b>
<b>Other Income/Expense</b>				
<b>Other Income</b>				
A2665 · Sales of Equipment	0.00	0.00	0.00	0.0%
A5710 · Serial Bonds	0.00	0.00	0.00	0.0%
<b>Total Other Income</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.0%</b>
<b>Net Other Income</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.0%</b>
<b>Net Income</b>	<b>-37,490.87</b>	<b>0.00</b>	<b>-37,490.87</b>	<b>100.0%</b>

## North Castle Fire District #2

### Comparative Analysis

Account	2020	2021	Variance %	2020 Total	2021	Variance %	2020 Balance	2021 Balance	Variance %	Reasons for Variance
	January	January			Total					
1 Personal Services	3,922	5,843	48.99%	3,922	5,843	48.99%	61,668	66,657	8.09%	2021 Increased salaries; Caretaker position
2 EMT Services	11,117	11,284	1.50%	11,117	11,284	1.50%	126,883	133,716	5.39%	
3 Equipment Purchased	14,670	995	-93.22%	14,670	995	-93.22%	149,530	89,005	-40.48%	2020: Firehouse Innovations Corp. \$6.6k; AAA \$6.6k
4 Hydrant Rental	-	-		-	-		34,000	35,000	2.94%	
5 Workmens Comp	-	-		-	-		35,800	40,000	11.73%	
6 Social Security	299	494	65.05%	299	494	65.05%	5,201	5,506	5.87%	
7 Medical Exams	1,892	-	-100.00%	1,892	-	-100.00%	26,108	28,000	7.25%	Timing Difference
8 Medical Supplies	446	251	-43.74%	446	251	-43.74%	21,554	14,749	-31.57%	
9 Bond Redemption	-	-		-	-		350,000	360,000	2.85%	
10 Interest on Loan	-	-		-	-		105,250	94,600	-10.12%	
11 Truck Serial Bond	-	-		-	-		-	105,000		
12 Serial Bond Interest	-	-		-	-		-	18,475		
13 Refund Taxes	-	-		-	-		18,000	15,000	-16.67%	
14 Length of Service Awards	33,900	-	-100.00%	33,900	-	-100.00%	100	50,000	499,000.00%	Timing Difference
15 Capital Fund A	-	-		-	-		135,000	145,000	7.41%	
16 Capital Fund B	-	-		-	-		76,000	75,000	-1.32%	
17 Tech Equipment	-	-		-	-		2,000	2,250	12.50%	
18 Office Supplies	565	31	-94.55%	565	31	-94.55%	4,935	5,969	20.96%	
19 Postage	-	-		-	-		500	500	0.00%	
20 Conventions	-	-		-	-		1,000	1,000	0.00%	
21 Training	225	125	-44.44%	225	125	-44.44%	12,275	9,875	-19.55%	
22 Travel Expense	-	-		-	-		3,500	1,000	-71.43%	
23 Dues/Subscriptions	1,218	778	-36.11%	1,218	778	-36.11%	3,282	2,722	-17.07%	
24 Uniforms	108	-	-100.00%	108	-	-100.00%	7,892	8,000	1.37%	
25 Drills-Inspection	-	-		-	-		12,500	13,000	4.00%	
26 Election Board	-	-		-	-		1,200	1,200	0.00%	
27 Public Notices	-	-		-	-		750	1,000	33.33%	
28 Fuel, Light, Water	3,804	3,318	-12.77%	3,804	3,318	-12.77%	46,196	41,682	-9.77%	
29 Bldg Grounds Maintenance	10,602	4,694	-55.73%	10,602	4,694	-55.73%	61,898	57,806	-6.61%	2020: Foley's Pump \$2k; Shining Shield; ABM; Lock House
30 Maintenance Supplies	130	41	-68.38%	130	41	-68.38%	5,870	5,459	-7.00%	
31 Bldg Grounds Improvement	-	-		-	-		56,500	20,000	-64.60%	
32 Equipment Repair	5,887	3,810	-35.28%	5,887	3,810	-35.28%	66,613	76,190	14.38%	2020: Metrocom \$1k; DJ's Auto
33 Gas, Oil, Lubricants	368	-	-100.00%	368	-	-100.00%	12,132	12,000	-1.09%	
34 Alarm Systems	1,117	-	-100.00%	1,117	-	-100.00%	3,883	4,750	22.32%	Timing Difference
35 Telephone	1,190	1,211	1.76%	1,190	1,211	1.76%	13,810	13,789	-0.15%	
36 Public Liability	3,947	-	-100.00%	3,947	-	-100.00%	48,353	50,000	3.41%	Timing Difference
37 Other Insurance	4,219	4,046	-4.10%	4,219	4,046	-4.10%	20,481	25,954	26.72%	
38 Legal/Audit Other Fees	-	-		-	-		31,500	18,000	-42.86%	
39 Banksville Contract	-	-		-	-		6,650	6,650	0.00%	
40 Community Awareness	-	570	-	-	570	-	1,500	3,430	128.65%	
41 Bank Fees	70	-	-100.00%	70	-	-100.00%	430	500	16.18%	
42 Appropriated Funds	-	-		-	-		150,000	150,000	0.00%	
	99,696	37,491	-62.39%	99,696	37,491	-62.39%	1,720,744	1,808,434	5.10%	

1:48 PM

02/08/21

Accrual Basis

**TOWN OF NORTH CASTLE FIRE DISTRICT NO. 2**  
**Transaction Detail by Account**  
January 2021

Type	Date	Num	Name	Memo	Cir	Split	Amount	Balance
<b>A3410.4 - Contractual Expenditures</b>								
<b>.40050 - EMT Services</b>								
Bill	01/01/2021	3833	Starnet Emergency	Invoice 2021-1		A600 - Account...	-11,283.76	-11,283.76
Total .40050 - EMT Services							-11,283.76	-11,283.76
<b>.40100 - Office Supplies</b>								
<b>.40130 - Office Supplies - general</b>								
Bill	01/01/2021	3832	Konica Minolta Busi...	Invoice 27064...		A600 - Account...	-12.00	-12.00
Bill	01/31/2021	3862	Konica Minolta Busi...	Invoice 27107...		A600 - Account...	-18.81	-30.81
Total .40130 - Office Supplies - general							-30.81	-30.81
Total .40100 - Office Supplies							-30.81	-30.81
<b>40300 - Subscriptions</b>								
<b>A40302 Community Awareness</b>								
Bill	01/31/2021	EFT	Cardmember Service	Minuteman Pr...		A600 - Account...	-570.30	-570.30
Total A40302 Community Awareness							-570.30	-570.30
<b>.40301 - Dues / Subscriptions</b>								
Bill	01/01/2021	3820	Assoc. of Fire Distric...	Invoice 6678 ...		A600 - Account...	-500.00	-500.00
Bill	01/01/2021	3827	Adam F. Ross	January '21 Z...		A600 - Account...	-14.99	-514.99
General Journal	01/01/2021	54R		2021 District ...		A480 - Prepaid...	-70.02	-585.01
General Journal	01/01/2021	54R		NYS Assoc. o...		A480 - Prepaid...	-175.00	-760.01
Bill	01/31/2021	EFT	Cardmember Service	Apple.com		A600 - Account...	-18.41	-778.42
Total .40301 - Dues / Subscriptions							-778.42	-778.42
Total .40300 - Subscriptions							-1,348.72	-1,348.72
<b>.40700 - Consultants</b>								
<b>.40701 - Training</b>								
Bill	01/31/2021	EFT	Cardmember Service	Association of...		A600 - Account...	-125.00	-125.00
Total .40701 - Training							-125.00	-125.00
Total .40700 - Consultants							-125.00	-125.00
<b>.40800 - Building and Grounds</b>								
<b>.40801 - Fuel, Light, Water</b>								
Bill	01/05/2021	3864	Crystal Rock LLC	Invoice 17832...		A600 - Account...	-78.93	-78.93
Bill	01/20/2021	3850	Con Edison	12/17 thru 1/20		A600 - Account...	-3,239.35	-3,318.28
Total .40801 - Fuel, Light, Water							-3,318.28	-3,318.28

1:48 PM  
02/08/21  
Accrual Basis

**TOWN OF NORTH CASTLE FIRE DISTRICT NO. 2**  
**Transaction Detail by Account**  
January 2021

Type	Date	Num	Name	Memo	Cir	Split	Amount	Balance
.41200 · Insurance								
.41204 · Other Insurance								
General Journal	01/01/2021	53R		Hubbinette-C...		A480 · Prepaid...	-4,046.00	-4,046.00
Total .41204 · Other Insurance							-4,046.00	-4,046.00
Total .41200 · Insurance							-4,046.00	-4,046.00
Total A3410.4 · Contractual Expenditures							-30,158.93	-30,158.93
<b>TOTAL</b>							<b>-37,490.87</b>	<b>-37,490.87</b>

THIS AGREEMENT made and entered into as of the 1<sup>st</sup> day of January, 2021, by and between WATER DISTRICT NO. 4 OF THE TOWN OF NORTH CASTLE, having its principal place of business at Town Hall, 15 Bedford Road, Armonk, New York, hereinafter designated as the "District", and

BOARD OF FIRE COMMISSIONERS, ARMONK FIRE DISTRICT NO. 2 OF THE TOWN OF NORTH CASTLE, constituting the duly elected and acting fire commissioners of the fire district designated as Armonk Fire District No. 2 of the Town of North Castle, Westchester County, New York, hereinafter referred to as the "Commissioners".

W I T N E S S E T H :

WHEREAS, the District is now the owner of and in control of certain fire hydrants and the pipes, fixtures and appurtenances thereto, located in the beds of the streets, roads, and avenues laid out and established in the area of North Castle commonly known and designated as the Armonk Hamlet, Armonk, New York, and

WHEREAS, the said Armonk Hamlet area is located within the boundaries established for Armonk Fire District No. 2 of the Town of North Castle, Westchester County, New York, and

WHEREAS, the District has a sufficient and adequate supply of water available under appropriate pressure to permit the use of the said hydrants above referred to for the extinguishment of fire in the said Armonk Hamlet area, and

WHEREAS, the Commissioners desire to furnish fire protection and the means of extinguishing fires by the use of said hydrants, and

WHEREAS, the District has agreed to service and maintain the said hydrants and to have the same available for use in extinguishing fires in the said Armonk Hamlet area, and

WHEREAS, the parties hereto desire to set forth a memorandum of agreement with respect to the said maintenance and servicing of the said hydrants by the District and the use of the said hydrants by the authorized personnel of the Commissioners.

NOW, THEREFORE, in consideration of the mutual covenants of the parties and for other good and valuable consideration, the receipt of which is hereby acknowledged by each of the parties hereto, it is hereby mutually covenanted and agreed by and between the parties as follows:

FIRST: The District does hereby lease unto the Commissioners the 90 hydrants now located in the beds of the streets, roads and avenues, laid out in the Armonk Hamlet area, for the sole purpose of using the said hydrants for the extinguishing of fires by the fire company or companies now engaged or which may hereafter be engaged by the Commissioners for the purpose of extinguishing fires in Armonk Fire District No. 2 of the Town of North Castle, Westchester County, New York.

SECOND: The Commissioners and all authorized personnel of the Commissioners shall at all times have the right to enter upon all of the streets, roads and avenues laid out in the development known as the Armonk Hamlet area with the necessary equipment, machinery and trucks in order to give full effect to the terms and provisions of the within agreement.

THIRD: The term of this lease agreement shall be for the period of one (1) year commencing the 1<sup>st</sup> day of January, 2021 and ending December 31, 2021, and shall be automatically renewed for additional one (1) year periods unless terminated by either party upon the giving of thirty (30) days prior written notice to the other.

FOURTH: A) The District shall at all times during the term of this lease agreement keep and maintain the hydrants and the adapters in good working order and state of repair and keep and maintain the said hydrants connected to the present water storage facilities of the District. That during the winter months the District shall keep the snow plowed from a sufficient area in front of each hydrant so as to permit ready access to the hydrants in the event of fire.

B) Any specific hydrant to be installed, relocated or upgraded shall be agreed in advance by the Commissioners and the District.

C) In the event of an emergency shut-down or repair, the District shall provide written and verbal notice of same to the Commissioners at the Fire House.

D) The District shall be notified by the Commissioners within twenty-four (24) hours of the opening of a hydrant for all firematic purposes including drills.

FIFTH: The Commissioners covenant and agree to pay to the District the sum of \$14,557.50 per annum for the year 2021 to be paid on or before June 1<sup>st</sup>, as agreed rental for the 90 hydrants and for the service to be performed by the District as herein above provided. If this agreement should be automatically renewed as provided in Article THIRD, the rental fee shall be equal to a sum to be agreed upon by the respective parties each year this agreement remains in effect.

SIXTH: The Commissioners and the authorized personnel of the Commissioners shall and may, whenever required for the purpose of extinguishing fires or to protect lands or buildings in the Armonk Hamlet area from the spreading of fires, draw from the hydrants such quantities of water as may be required for such purposes and no charge will be made to the Commissioners for the use of said water.

SEVENTH: The District shall not be responsible for any mechanical breakdowns in the water supply system nor for any failure of the water supply system. In the event of any mechanical breakdown in the water supply system or any failure of water supply during the term of this lease, the District shall proceed with due diligence, at its own expense, to make necessary repairs to the water supply system and to restore the supply of water.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be duly signed and executed as of the day and year first written above.

WATER DISTRICT NO. 4  
OF THE TOWN OF NORTH CASTLE

Attest

By

  
Michael J. Schiliro  
Supervisor

BOARD OF FIRE COMMISSIONERS  
ARMONK FIRE DISTRICT NO. 2  
TOWN OF NORTH CASTLE

Attest

By

(Name)  
Chairman

STATE OF NEW YORK )  
 ) SS.:  
COUNTY OF WESTCHESTER )

On the 13<sup>th</sup> day of January in the year 2021 before me, the undersigned personally appeared MICHAEL J. SCHILIRO, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

STATE OF NEW YORK )  
 ) SS.:  
COUNTY OF WESTCHESTER )

Barbara G. Pesquera  
Notary Public  
BARBARA G. PESQUERA  
Notary Public, State of New York  
No. 01PE612178D  
Qualified in Westchester County  
Commission Expires January 31, 2021

On the \_\_\_\_\_ day of January in the year 2021 before me, the undersigned personally appeared \_\_\_\_\_, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

---

## Notary Public