Evans Town Board

At a meeting of the Town Board of the Town of Evans, the following were present:

PRESENT:	Mary Hosler	Supervisor
	Michael Schraft	Councilman
	Thomas George	Councilman
ALSO PRESENT:	Lynn Krajacic	Town Clerk
	Kenneth Farrell	Town Attorney

RESOLUTION 2021 #387 Accept Minutes

Supervisor Hosler moved and Councilman George seconded that the reading of the minutes of October 6, 2021 be dispensed with and accepted as submitted by the Town Clerk.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman George	Aye
	Supervisor Hosler	Aye

Communications

Supervisor Hosler reported that the Supervisor's August 2021 Monthly Report has been made to the Town Board and a copy was filed with the Town Clerk's Office.

PUBLIC HEARING

NOTICE OF PUBLIC HEARING
TOWN OF EVANS

Please take notice, the Town Board of the Town of Evans, Erie County, NY will hold a Public Hearing on October 20, 2021 at 7:10 pm in the Court Room of the Evans Municipal Center (located at 8787 Erie Road, Angola, NY 14006) regarding the use of Federal Community Development funds in the Town of Evans.

The Town of Evans is eligible for a Federal Community Development Grant under Title 1 of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Evans.

Citizens are urged to attend this Public Hearing to make known their views and/or written proposals on the Town of Evans' selection of potential projects to be submitted for possible funding by the Federal Community Development Grant program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town of Evans at (716) 549-3600. The Hearing may also be attended via a Zoom link which can be found on the Town's website.

Questions and comments may also be forwarded via USPS to the Evans Planning Office at 8787 Erie Road, Angola, NY 14006 or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties of interest and citizens shall have an opportunity to be heard by the Town Board at the Public Hearing to be held aforesaid.

By order of the Town Board
of the Town of Evans
Lynn M. Krajacic RMC
Town Clerk

RESOLTUION 2021 #388 Open the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to open the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman George	Aye
	Supervisor Hosler	Aye

There was nobody wishing to speak in favor or opposition

RESOLUTION 2021 #389 Close the Public Hearing

Supervisor Hosler moved and Councilman Schraft seconded to close the public hearing.

VOTE RESULT:	ADOPTED BY ROLL CALL	
	Councilman Schraft	Aye
	Councilman George	Aye
	Supervisor Hosler	Aye

RESOLUTION 2021 #390 CDBG Authorizing Resolution

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the Town Board desires to pursue funding opportunities for the following projects, hereafter known as "the Projects":

1. Wendt Landing - Public Waterfront Access
2. Lake Erie Beach Multi-Use Trail Phase II - Kennedy Avenue to Point Breeze Drive

3. Rural Transit

WHEREAS, the Town Board desires to provide new and improved public space and amenities to residents at the lowest possible cost to the Town and Town taxpayers, and to improve the quality of life for low-to-moderate income persons who reside in the Town of Evans; and

WHEREAS, the Town Board desires to apply for financial assistance from the Erie County Community Development Program through the Community Development Block Grant (CDBG); and

WHEREAS, the Town Board commits to providing the required local matching funds to insure the timely implementation of the proposed Projects.

NOW, THEREFORE BE IT RESOLVED, that Mary Hosler, as Supervisor of the Town of Evans, is hereby authorized and directed to accept funds from the Erie County Community Development Program: CDBG, in an amount not to exceed $100,000, and enter into and execute a project agreement with Erie County for such financial assistance to complete "the Projects"; and

BE IT FURTHER RESOLVED, that upon approval of the application for financial assistance the Town will make available up to $118,000 in matching funds, from the Town's municipal 2022 budget to satisfy the requirements of the funding program.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #391 Enter Executive Session

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS: the Evans Town Board wishes to enter Executive Session, and;

BE IT RESOLVED: that the public shall be excluded from discussion of and action upon hereinafter specified subject matter.

The general nature of the subject matter to be discussed as follows: employment history of a particular Individual.

NOW THEREFORE BE IT RESOLVED: Greg Szarowicz and Ken Farrell are invited to attend the Evans Town Board Executive Session.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #392 WNY Imaging Copier Agreement

Supervisor Hosler moved and Councilman Schraft seconded,

WHEREAS, the agreement for the printer/copier/scanner/fax machine in the Finance Department office expires on November 15, 2021; and

WHEREAS, there is a need for a network printer/copier/scanner/fax machine in the Payroll/Human Resource Department;

BE IT RESOLVED, the Town of Evans enter into a renewal Lease/Maintenance agreement for the Town of Evans printer/copier/scanner/fax machine located in the Finance Department with WNY Imaging located at 411 Maryvale Drive, Buffalo, New York 14225 for the period of 60 months; and

FURTHER, BE IT RESOLVED, the Town of Evans enter into a Lease/Maintenance agreement for the Town of Evans printer/copier/scanner/fax machine in the Payroll/Human Resources Department with WNY Imaging located at 411 Maryvale Drive, Buffalo, New York 14225 for the period of 60 months

FURTHER, BE IT RESOLVED, that the Supervisor Hosler is hereby authorized to execute the above referenced agreements, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #393 Appointment of Full Time Dispatcher

Councilman George moved and Supervisor Hosler seconded,

WHEREAS, there is an opening for a full time Public Safety Dispatcher in the Evans Police Department; and

WHEREAS, Timothy Hoff is currently a dispatch communication supervisor with AMR and meets the qualifications required to be a Public Safety Dispatcher;

NOW, THEREFORE, BE IT RESOLVED, the Town Board of the Town of Evans hereby appoints Timothy Hoff, effective October 27th, 2021 to the position of full-time Police Dispatcher with the Evans Police Department; and

FURTHER, BE IT RESOLVED, all other relative issues, rules and regulations will be understood to all parties subject to Civil Service Law.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #394 Execute Contract with Rural Transit Service

Supervisor Hosler moved and Councilman George seconded,

WHEREAS, Rural Transit Service, Inc. continues to provide a valuable service to the residents of the Town of Evans;

BE IT RESOLVED, that the Supervisor of the Town of Evans is authorized to execute an agreement with Rural Transit Service, Inc. for van services for the 2022-2023 CDBG year, upon the approval of the Town Attorney for the Town of Evans.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #395 Relevy Charges to 2022 Town & County Tax Bill

Supervisor Hosler moved and Councilman Schraft seconded,

BE IT RESOLVED, in accordance with New York State Town Law, Section 198, the Evans Town Board has opted to enforce various unpaid accounts for water, sewer, refuse and other unpaid town services as indicated below; and

BE IT FURTHER RESOLVED, in light of the aforementioned, the Erie County Legislature shall levy in such sums as indicated below and against the applicable properties as provided for on the Town of Evans Assessor's master computer assessment roll file; and

BE IT FURTHER RESOLVED, the Town Board hereby directs the Town Clerk to issue/send a Notice of Intent to Relevy to all customers that are delinquent in payments for water.

TOTAL Clean-Up Charges	$ 25,780.00
TOTAL Delinquent Town Water	$ 6,617.19

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Schraft Aye
Councilman George Aye
Supervisor Hosler Aye

RESOLUTION 2021 #396 Advertise Public Hearing for Fire Protection/Emergency Ambulance Service

Councilman Schraft moved and Supervisor Hosler seconded,

BE IT RESOLVED, that in accordance with Section 184 of Town Law, that a Public Hearing be held to hear those individuals wanting to discuss the Fire Protection and/or Emergency Ambulance Service Agreements on Wednesday, November 3, 2021 at 7:10pm at the Evans Town Hall; and

BE IT FURTHER RESOLVED, that the Town Clerk advertise said Public Hearing in accordance with Town Law.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Schraft Aye
Councilman George Aye
Supervisor Hosler Aye

RESOLUTION 2021 #397 Advertise Public Hearing for 2022 Preliminary Budget

Councilman George moved and Supervisor Hosler seconded,

BE IT RESOLVED, that in accordance with Article 8, Section 108 of Town Law, that a Public Hearing be held to hear those individuals wanting to discuss the Preliminary Budget on Wednesday, November 3, 2021 at 7:10pm at the Evans Town Hall; and

BE IT FURTHER RESOLVED, that the Town Clerk advertise said Public Hearing in accordance with Town Law.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Schraft Aye
Councilman George Aye
Supervisor Hosler Aye

RESOLUTION 2021 #398 Suspend the Rules of Order

Supervisor Hosler moved and Councilman Schraft seconded to suspend the rules of order for the consideration of additional resolutions,

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #399 Bond Resolution Financing of Excavator - Highway Department

Councilman Schraft moved and Supervisor Hosler seconded,

WHEREAS, the Town Board (the "Board") the Town of Evans, Erie County, New York (the "Town") proposes to authorize the issuance of $356,000 in serial bonds of the Town to finance the acquisition of one excavator and associated apparatus for use by the Town's Highway Department (the "Project"), at an estimated maximum cost of $356,000; and

WHEREAS, the Board now wishes to appropriate funds for the Project and to authorize the issuance of the Town's serial bonds and bond anticipation notes to be issued to finance the aforementioned class of object or purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Town Board (the "Town Board") of the Town of Evans, Erie County, New York (the "Issuer" or the "Town") (by the favorable vote of not less than two-thirds of all the members of such body), as follows:

SECTION 1. The Town is hereby authorized to undertake the acquisition of one excavator and associated apparatus for use by the Town's Highway Department. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is $356,000, said amount is hereby appropriated therefor and the plan for the financing thereof shall consist of (i) the issuance of up to $356,000 in serial bonds of the Town authorized to be issued pursuant to this resolution, or bond anticipation notes issued in anticipation of such serial bonds, and (ii) the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 2. Serial bonds of the Town in the principal amount of $356,000 are hereby authorized to be issued pursuant to provisions of Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the aforementioned specific object or purpose.

SECTION 3. It is hereby determined that the period of probable usefulness of the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision 28. of paragraph a. of Section 11.00 of the Law; however the maximum term of the bonds authorized to be issued by this resolution shall not exceed five (5) years from the date of the first borrowing hereunder.

SECTION 4. The final maturity of the bonds herein authorized to be issued shall not be in excess of five (5) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to this resolution.

SECTION 5. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby

authorized pursuant to Section 165.10 of the Law, for the capital purposes described in this resolution. The Town shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by this resolution. This resolution shall constitute a declaration of "official intent" to reimburse the expenditures authorized herein with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 6. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the real property within the Town subject to applicable statutory limits, if any. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 7. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of serial bonds and bond anticipation notes or the renewals of said obligations and of Sections 21.00, 50.00, 54.90, 56.00 through 60.00, 62.10 and 63.00 of the Law, the powers and duties of the Town Board relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters related thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town (the "Town Supervisor"). Such notes shall be of such terms, form and contents as may be prescribed by said Town Supervisor consistent with the provisions of Local Finance Law. Further, pursuant to paragraph b. of Section 11.00 of the Law, in the event that bonds to be issued for the class of object or purpose authorized by this resolution are combined for sale, pursuant to paragraph c. of Section 57.00 of the Law, with bonds to be issued for one or more object or purpose authorized by other resolutions of the Board, then the power of the Board to determine the "weighted average period of probable usefulness" (within the meaning of paragraph a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Town Supervisor, as the chief fiscal officer of the Town.

SECTION 8. The Town Supervisor is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipation thereof, if applicable, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 9. The Town Supervisor is further authorized to enter into a continuing disclosure undertaking with or for the benefit of the initial purchasers of the bonds or notes authorized by this resolution in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 10. The intent of this resolution is to give the Town Supervisor sufficient authority to execute those applications, agreements and instruments, or to do any similar acts necessary to affect the issuance of the aforesaid serial bonds or bond anticipation notes without resorting to further action of the Board.

SECTION 11. The Town Board hereby determines that the actions authorized by this resolution and the adoption hereof collectively constitute a "Type II" action within the meaning of the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") and that no further action under SEQRA need be taken by the Town Board as a condition precedent to the adoption of this resolution.

SECTION 12. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the constitution.

SECTION 13. The Town Clerk is hereby authorized and directed to cause a copy of this resolution, or a summary thereof, to be published, together with a notice attached in substantially the form as prescribed in Section 81.00 of the Law, in the official newspaper(s) of the Town for such purpose.

SECTION 14. This resolution shall take effect immediately.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #400 Enter Agreement with Tyler Technologies

Supervisor Hosler moved and Councilman George seconded,

WHEREAS, there is a necessity to upgrade the Town's software for accounting, payroll and personnel management; and

WHEREAS, quotes were obtained through various companies that are specific to the software needs referenced above; and

WHEREAS, the Town of Evans' accountants and the payroll/HR department has reviewed all quotes and the software capabilities, which include accounting, payroll, accounts payable, core financials and financial management, purchasing, general ledger, personnel management, and

WHEREAS, the Town's accountants and payroll/HR department hereby recommends Tyler Technologies software, pursuant to the specific needs of the Town of Evans;

NOW, THEREFORE, BE IT RESOLVED, that the Town of Evans hereby approves the purchase the above referenced software, from Tyler Technologies, 5101 Tennyson Parkway, Plano, Texas 75024; and

FURTHER, BE IT RESOLVED, the Town of Evans will enter into an agreement with Tyler Technologies, which includes software upgrades, support and training, in the amount of $77,720 year one, $49,261 year two, $49,261 year three and $49,261 year four; and

FURTHER, BE IT RESOLVED, the Supervisor is hereby authorized to sign the agreement and all documentation for said purchase, upon the approval of the Town Attorney.

VOTE RESULT: ADOPTED BY ROLL CALL

Councilman Schraft	Aye
Councilman George	Aye
Supervisor Hosler	Aye

RESOLUTION 2021 #401 Audit of Bills

Councilman George moved and Supervisor Hosler seconded that all properly audited bills be paid out of their respective accounts as follows:

AUDIT OF BILLS

DATE	10/21/2021
ABSTRACT NO.	18
VOUCHER NO.	9485 - 9554
CHECK NUMBERS	83220 - 83277
APPROVED AT	Board Meeting
DATE	10/20/2021
GENERAL	$74,420.13
PART TOWN	$3,513.76

HIGHWAY DB	
WATER	$2,008.00
CAPITAL PROJECTS	$3,772.00
SPECIAL DISTRICTS	$3,445.00
DEBT SERVICE	
TOTAL	$87,158.89

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman Schraft Aye
Councilman George Aye
Supervisor Hosler Aye

RESOLUTION 2021 #402 Adjournment

Supervisor Hosler moved and Councilman Schraft seconded to adjourn Wednesday, November 3, 2021 at 6pm for a Work Session and the Regular Meeting to follow.

VOTE RESULT: ADOPTED BY ROLL CALL
Councilman George Aye
Councilman Schraft Aye
Supervisor Hosler Aye

Open Meetings Law, Public Officers Law, Article 7, §106. Minutes.
Minutes shall be taken at all open meetings of a public body which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon and the vote thereon.
These minutes are an unofficial copy unless the original signature of the Town Clerk is affixed below. The original official paper minutes are stored in the Town's vault.

Respectfully Submitted,

Lynn M. Krajacic RMC
Town Clerk

AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk

Jan Harrington, being duly sworn, deposes and says that she is the Principal Clerk for Ogden Newspapers of New York, Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following

Date 10-22-2021

Jan Harrington

Jan Harrington, Account Clerk

Signed before me this 26th day of October 2021

Barbara J Mesa

Notary Public

State of New York
County
5/4/23

ESTOPPEL NOTICE

The resolution, a summary of which is published herewith, has been adopted on October 20, 2021 by the Town Board of the Town of Evans, Erie County, New York, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Evans, Erie County, New York is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

Lynn M. Krajacic, Town Clerk
Town of Evans

SUMMARY OF BOND RESOLUTION

Set forth below is a summary of said resolution adopted by the Town Board of the Town of Evans on October 20, 2021.

1. The resolution is entitled "BOND RESOLUTION OF THE TOWN BOARD OF THE TOWN OF EVANS, ERIE COUNTY, NEW YORK (THE "TOWN"), AUTHORIZING THE FINANCING OF THE ACQUISITION OF ONE EXCAVATOR; STATING THE MAXIMUM ESTIMATED COST THEREOF IS $356,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF UP TO $356,000 IN SERIAL BONDS OF THE TOWN TO FINANCE SAID APPROPRIATION".

2. **Object or Purpose:** the acquisition of one excavator and associated apparatus for use by the Town's Highway Department.

3. **Period of Probable Usefulness:** 20 years, however the maximum term of the bonds authorized to be issued by this resolution shall not exceed 5 years from the date of the first borrowing hereunder.

4. **Amount of Debt Obligations Authorized:** $356,000.

Complete copies of the bond resolution, the Plan summarized above and the IMA once it is executed by the respective parties shall be available for public inspection during normal business hours at the office of the Town Clerk, Town of Evans Town Hall, 8787 Erie Road, Angola, New York 14006.

168519

October 22, 2021

NOTICE OF PUBLIC HEARING
TOWN OF EVANS

Please take notice, the Town Board of the Town of Evans, Erie County, NY will hold a Public Hearing on October 20, 2021 at 7:10 pm in the Court Room of the Evans Municipal Center (located at 8787 Erie Road, Angola, NY 14006) regarding the use of Federal Community Development funds in the Town of Evans.

The Town of Evans is eligible for a Federal Community Development Grant under Title 1 of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Evans.

Citizens are urged to attend this Public Hearing to make known their views and/or written proposals on the Town of Evans' selection of potential projects to be submitted for possible funding by the Federal Community Development Grant program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town of Evans at (716) 549-3600. The Hearing may also be attended via a Zoom link which can be found on the Town's website.

Questions and comments may also be forwarded via USPS to the Evans Planning Office at 8787 Erie Road, Angola, NY 14006 or by email to planning@townofevans.org; any written questions or comments forwarded to the Planning Department will be included in the record of the Public Hearing. All parties of interest and citizens shall have an opportunity to be heard by the Town Board at the Public Hearing to be held aforesaid.

By order of the Town Board
of the Town of Evans
Lynn M. Krajacic RMC
Town Clerk
168457 October 8, 2021

AFFIDAVIT OF PUBLICATION

State of New York

County of Chautauqua

City of Dunkirk

Sandra M. Wright, being duly sworn, deposes and says that she is the Principal Clerk for Ogden Newspapers of New York, Inc. the publisher of The OBSERVER, a daily newspaper published in the City of Dunkirk, Chautauqua County, State of New York, and that a notice of which the annexed is a printed copy, was inserted and published in said newspaper on the following

Date 10-08-2021

Sandra M. Wright

Sandra M. Wright, Account Clerk

Signed before me this 10th day of November 2021

Notary Public

SEAN M. SPRING, #01SP6214631
Notary Public, State of New York
Qualified in Chautauqua County
My Commission Expires Dec. 14, 2021