

LEGAL NOTICE OF PUBLIC HEARING, BUDGET VOTE AND ELECTION

NOTICE IS HEREBY GIVEN, that a Public Hearing on the proposed 2024-2025 Budget for the Avoca Central School District shall be held in Room 137 of the Avoca Central School, Avoca, New York, on May 14, 2024 at 7:00 p.m., prevailing time.

NOTICE IS HEREBY GIVEN that the Annual Meeting of the qualified voters of the Avoca Central School District will be held on Tuesday, May 21, 2024 between the hours of 12:00 and 8:00, prevailing time, in the Bus Garage of the Avoca Central School, Avoca, New York, at which time the polls will be opened to vote by paper ballot on the following items:

1. **2024-2025 BUDGET**

To adopt the annual budget of the Avoca Central School District for the fiscal year 2024-2025 and to authorize the requisite portion therefore to be raised by taxation on the taxable property of the District.

2. **ELECTION OF BOARD MEMBER SEATS**

To elect one (1) member of the Board of Education to a five (5) year term, commencing on July 1, 2024 and expiring on June 30, 2029, to succeed Sean Turner, whose term expires on June 30, 2024.

3. **OTHER PROPOSITIONS:**

Transportation Reserve Fund Proposition

Resolved that the Board of Education of the Avoca Central School District is hereby authorized to expend up to \$310,000 from the existing Transportation Vehicle Replacement Reserve Fund for the purchase of two (2) school buses.

4. To transact such other business as may properly come before the meeting pursuant to the Education Law of the State of New York.

AND FURTHER NOTICE IS HEREBY GIVEN that a copy of the statement of the amount of money which will be required to fund the School District's budget for the 2024-2025 school year, exclusive of public monies, may be obtained by any resident in the District during the fourteen (14) days immediately preceding the Annual Meeting except Saturdays, Sundays or holidays, at District school buildings between the hours of 8:00 a.m. and 4:00 p.m., prevailing time and also at said District Election. A report of tax exemptions, showing how much of the total assessed value on the final assessment

roll or rolls used in that budgetary process is exempt from taxation, shall be annexed to the budget document.

AND FURTHER NOTICE IS HEREBY GIVEN that petitions nominating candidates for the office of member of the Board of Education shall be filed with the District Clerk at the District Clerk's office in Avoca, New York, not later than April 22, 2024 at 5:00 p.m., prevailing time. Each petition must be directed to the District Clerk, must be signed by at least twenty-five (25) qualified voters or two percent (2%) of the voters in the previous annual election of the District, whichever is greater, and must state the name and residence of the candidate. A copy of such petition may be obtained at the Office of District Clerk during regular school hours.

AND FURTHER NOTICE IS HEREBY GIVEN that pursuant to a rule adopted by the Board of Education in accordance with §2035 and 2008 of the Education Law, any referenda or propositions to amend the budget, otherwise to be submitted for voting at said election, must be filed with the District Clerk of the Board of Education at the Avoca Central School, Avoca, New York on or before April 22, 2024 at 5:00 p.m. prevailing time; must be typed or printed in English, must be directed to the Clerk of the School District and must be signed by 25 qualified voters or two percent (2%) of the number of qualified voters who voted in the previous annual election, whichever shall be greater; and must state the name and residence of each signer. However, the School board will not entertain any petition to place before the voters any proposition the purpose of which is not within the powers of the voters to determine, or any proposition which fails to include a specific appropriation where the expenditure of monies is required by the proposition.

AND FURTHER NOTICE IS HEREBY GIVEN that applications for early mail and absentee ballots will be obtainable and are returnable no earlier than April 21, 2024 between the hours of 8:00 a.m. and 4:00 p.m. Monday through Friday, except holidays, from the District Clerk. Completed applications for early mail and absentee ballots must be received by the District Clerk at least seven (7) days prior to the vote if the ballot is to be mailed to the voter, May 14, 2024; or the day before the election, if the ballot is to be delivered personally to the voter, May 20, 2024. Early mail and absentee ballots must be received by the District Clerk no later than 5:00 p.m. on **May 21, 2024.**

A list of all persons to whom early mail and absentee ballots shall have been issued will be available in the office of the District Clerk from 8:00 a.m. until 4:00 p.m. prevailing time on each of the five (5) days prior to the day of the election, except weekends, up to the day set for the election. Any qualified voter may challenge the acceptance of the ballot of any person on such list, by making his/her challenge and reasons therefore known to the Inspector of Election before the close of the polls. A challenge against an

early mail ballot cannot be based on the reason that the voter should have obtained or applied for an absentee ballot.

The Education Law makes special provisions for absentee voting by “permanently disabled” voters of the District and any questions regarding these rights should be directed to the Clerk of the Board.

The Education Law also makes special provisions for absentee voting for “military” voters of the District. Specifically, the law provides a unique procedure for “military ballots” in school district votes. Whereas early mail and absentee ballot applications and early mail and absentee ballots must be received by the voter by mail or in person, a military voter may elect to receive his/her absentee ballot application and absentee ballot by mail, email or facsimile. The military voter must, however, return his/her original military ballot application and military ballot by mail or in person. The Clerk of the Board shall transmit the military voter’s military ballot in accordance with the military voter’s preferred method of transmission not later than 25 days before the vote, April 26, 2024. The Clerk of the Board must then receive the military voter’s military ballot by mail or in person not later than 5:00 p.m. on the day of the vote.

AND FURTHER NOTICE IS HEREBY GIVEN that the qualified voters of the School District shall be entitled to vote in said annual vote and election. A qualified voter is one who is (1) a citizen of the United States of America, (2) eighteen (18) years of age or older, and (3) resident within the School District for a period of thirty (30) days preceding the annual vote and election. The School District may require all persons offering to vote at the budget vote and election to provide one form of proof of residency pursuant to Education Law section 2018-c. Such form may include a driver’s license, a non-driver identification card, a redacted tax return or any identification containing the person’s physical address. All persons offering to vote will be required to provide their signature, printed name and address.

Dated: April 5, 2024
Rosalie Smith, District Clerk
Avoca Central School District

Run Dates: April 5, 2024, April 9, 2024, April 28, 2024, May 7, 2024