

1/18/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS  
OF FIRE DISTRICT NO.1 TOWNSHIP OF FREEHOLD  
ADOPTING A TEMPORARY BUDGET FOR THE YEAR 2011.**

**WHEREAS;** the Board of Fire Commissioners has introduced and approved its proposed budget for the year 2011 and has submitted same to the State of New Jersey, Department of Community Affairs, Division of Local Government Services for review and approval as required by administrative regulations; and

**WHEREAS;** it is necessary and appropriate for the Board of Fire Commissioners to appropriate and expend funds to meet various contractual obligations including the payment of insurance bills, public utilities charges and professional fees while awaiting voter approval of the 2011 budget; and

**WHEREAS;** N.J.S.A. 40A:14-78.17 permits fire districts to adopt a resolution creating a temporary budget to make appropriations to provide for the payment of such bills and expenses for the period between the beginning of the fiscal year and the adoption of the new budget; and

**WHEREAS;** the total appropriations so made shall not exceed 14% of the total appropriations made for all purposes in the budget for the preceding fiscal year excluding appropriations made for interest and debt redemption charges and capital improvements; and

**WHEREAS;** 14% of the District's prior year's budget, excluding the prohibited appropriations, is **\$ 108,120.00**.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township that a temporary operating budget in the amount of **\$108,120.00** is hereby adopted to fund Board expenses for the period commencing January 1 through March 1, 2011.

Moved by: *Robert P. Escalante*

Seconded by: *Roger Leine*

Roll Call Vote:

Ayes: *5*

Nays: *0*

Absent: *0*

Abstain: *0*

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners Fire District No.1 Freehold Township on the 18th day of January, 2011.

*Roger Leine*, Clerk

1/18/11

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Moved by:

Seconded by:

Roll Call Vote:

Ayes:

Nays:

Absent:

Abstain

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners Fire District No.1 Freehold Township on the 18th day of January, 2011.

\_\_\_\_\_, Clerk

3/15/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP SCHEDULING  
MEETING DATES FOR 2011**

**WHEREAS;** The Board of Fire Commissioners, as a political subdivision of the State of New Jersey, is required by N.J.S.A. 10:4-18 to publish and post a schedule of its meetings to be held during the succeeding year specifying therein the location of each meeting, its date and time; and

**WHEREAS;** The Board is also required to mail a schedule of its meeting dates to the official newspapers designated by the Board and to provide a copy of the meeting dates to the municipal clerk for posting on the official bulletin board of the municipality.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township that regularly scheduled meetings of the Board will be held on the third Tuesday of each month commencing at 7:30 p.m. at the Fire District Headquarters Firehouse, Schanck and Stillwells Corner Road, Freehold Twp., New Jersey.

**BE IT FURTHER RESOLVED** that the regular monthly meetings of the Board are hereby scheduled for the following dates: April 19, May 17, June 21, July 19, August 16, September 20, October 18, November 15, December 20, January 17, February 21, and March 20, 2012, which meeting shall serve as the annual reorganization meeting of the Board.

**BE IT FURTHER RESOLVED** that certified true copies of this Resolution be posted on the official bulletin board of the Fire District, forwarded to the official newspapers designated by the Board and forwarded to the municipal clerk for posting as required by law.

Moved by: *P. Buscaglia*

Seconded by: *Keim*

Roll Call Vote:

Ayes: *5*

Nays: *0*

Absent: *0*

Abstain: *0*

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners of Fire District No.1 Freehold Township on the 15<sup>th</sup> day of March, 2011.

*John Keim*, Clerk

3/15/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP DESIGNATING  
OFFICIAL NEWSPAPERS FOR 2011**

**WHEREAS;** N.J.S.A. 10:4-8 requires political subdivisions of the State of New Jersey to annually designate at least two legally recognized newspapers to receive notice of its schedule of meetings; and

**WHEREAS;** N.J.S.A. 40A:14-70 requires Boards of Fire Commissioners to publish notices of their annual elections, budget referenda, bond referenda, public hearings and other periodic events; and

**WHEREAS;** To be eligible for such designation, the newspaper must have general circulation within the municipality and must have the greatest likelihood of informing the public within the area of the public agencies jurisdiction of its meetings; and

**WHEREAS;** The Asbury Park Press and the News Transcript are legally recognized newspapers having general circulation within Freehold Township and are the two publications most likely to inform the citizens of pending Board meetings and actions.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township that the Asbury Park Press and the News Transcript be and the same are hereby designated to be the official newspapers of the Board of Fire Commissioners for the year 2011.

**BE IT FURTHER RESOLVED** that the Clerk of the Board be and the same is hereby directed to publish all required notices in the newspapers specified herein for the year 2011.

Moved by: C. Buscaglia

Seconded by: Kearl

Roll Call Vote:

Ayes: 5

Nays: 0

Absent: 0

Abstain: 0

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners of Fire District No.1 Freehold Township on the 15<sup>th</sup> day of March, 2011.

Kevin Kean, Clerk

3/15/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP DESIGNATING  
OFFICIAL DEPOSITORIES OF FIRE DISTRICT FUNDS FOR 2011**

**WHEREAS;** the Fire District is a "Governmental Unit" as that term is defined in N.J.S.A. 17:9-41 which receives and has custody of public funds raised through taxation for the purposes set forth in N.J.S.A. 40A:14-70 et. seq. ; and

**WHEREAS;** N.J.S.A. 40A: 5-14. (1) requires local governmental units to annually designate a public depository or depositories, which are defined in N.J.S.A. 17:9-41 as: " a State or federally chartered bank, savings bank or an association located in this State or a state or federally chartered bank, savings bank or an association located in another state with a branch office in the State, the deposits of which are insured by the Federal Deposit Insurance Corporation and which receives or holds public funds on deposit; " and

**WHEREAS;** the Board has determined that ~~Wachovia Bank~~ <sup>Wells Fargo</sup>, Freehold Savings and Loan Association , Sun National Bank and New Jersey Community Bank are qualified depositories that are eligible to receive and hold public funds on deposit as permitted by the above referenced statutes; and

**WHEREAS;** it is the opinion of the Board that designating the above identified financial institutions as the official depositories of fire district funds is convenient, necessary and desirable for the business purposes of the Board.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township that Wachovia Bank, Freehold Savings and Loan Association, Sun National Bank and New Jersey Community Bank be and the same are hereby designated as the official depositories of District funds for 2011.

**BE IT FURTHER RESOLVED** that the Chairman, Clerk and Treasurer of the Board be and the same are hereby authorized to execute any and all documents necessary to effectuate the purposes of this Resolution and to make deposits into, transfer, open and close such accounts as may be necessary for the orderly conduct of the Board's financial affairs.

**BE IT FURTHER RESOLVED** that any and all checks or drafts issued on an account held by or in the name of the Board of Fire Commissioners of this Fire District shall require execution by at least three (3) of the duly elected and serving Fire Commissioners.

Moved by: C. Buscaglia

Seconded by: Kerr

Roll Call Vote:

Ayes: 5

Nays: 0

Absent: 0

Abstain: 0

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners of Fire District No.1 Freehold Township on the 15<sup>th</sup> day of March, 2011.

Heidi Min, Clerk

3/15/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP APPOINTING  
DONNA PUJAT BOARD SECRETARY FOR 2011**

**WHEREAS;** The Board of Fire Commissioners of Fire District No.1 Freehold Township manages an annual budget of over one million dollars and is responsible for the provision of fire protection and suppression services, and the management of the financial and business affairs of the District; and

**WHEREAS;** It is the considered opinion of the Board of Fire Commissioners that the services of a secretary to the Board are necessary and required, said services to include the transcription and preparation of minutes, attendance at public meetings scheduled by the Board, preparation of correspondence and sundry other duties that arise during the course of a year; and

**WHEREAS;** Donna Pujat has demonstrated the capacity to perform the duties required of a secretary serving the Board of Fire Commissioners of Fire District No.1 Freehold Township.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 that Donna Pujat be and the same is hereby appointed to serve as secretary to the Board of Fire Commissioners of Freehold Township Fire District No.1 for the year 2011.

**BE IT FURTHER RESOLVED** that a certified true copy of this Resolution be provided to Donna Pujat by the Clerk of the Board.

Moved by: V Busbyka                      Seconded by: Stacy

Roll Call Vote:

Ayes: 5                      Nays: 0                      Absent: 0                      Abstain: 0

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners Fire District No.1 Freehold Township on the 15<sup>th</sup> day of March, 2011.

Regina King, Clerk

3/15/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP APPOINTING  
WILLIAM ANTONIDES DISTRICT AUDITOR FOR 2011**

**WHEREAS;** the Board of Fire Commissioners is required by law to have an annual report on audit of its financial books and records prepared by a certified public accountant or registered municipal auditor; and

**WHEREAS;** William Antonides is a certified public accountant and registered municipal auditor licensed to practice in the State of New Jersey and is legally qualified to perform the audit report required by the laws of the State of New Jersey; and

**WHEREAS;** N.J.S.A. 40A:11-5 (1) (a) provides that a contract or agreement for professional services may be made, negotiated and awarded without public bidding or receipt of bids if the services to be provided will be provided by a member of a duly recognized and licensed profession of the State of New Jersey; and

**WHEREAS;** adequate monies have heretofore been appropriated in the current or previously approved budget of the fire district to fund the contract for professional services to be awarded hereby.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township that William Antonides C.P.A. be, and the same, is hereby appointed auditor for the year 2011

**BE IT FURTHER RESOLVED** that a notice of professional contract award be published in the official newspaper of the district and that a certified true copy of this Resolution be forwarded to the auditor by the Clerk of the Board.

Moved by: C. Buscagna

Seconded by: Keim

Roll Call Vote:

Ayes: 5

Nays: 0

Absent: 0

Abstain: 0

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners of Fire District No.1 Freehold Township on the 15<sup>th</sup> day of March 2011.

Keim, Clerk

3/15/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP APPOINTING  
JOSEPH D. YOUSSEUF, ESQ. BOARD ATTORNEY FOR 2011**

**WHEREAS;** The Board of Fire Commissioners is authorized by law to engage the services of an attorney to provide such legal services as may be required by the Board during the course of a year; and

**WHEREAS;** N.J.S.A. 40A:11-5 (1) (a) (i) provides that a contract for professional services may be negotiated and awarded without public advertising for bids and bidding therefor if the contract is for "Professional services" ; and

**WHEREAS;** N.J.S.A. 40A:11-2 (6) defines "Professional services" as those that are rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law, and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study; and

**WHEREAS;** Joseph D. Youssouf is an attorney admitted to practice of law in the State of New Jersey.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township that a contract for professional services be and the same is hereby awarded to Joseph D. Youssouf Esq. for the year 2011.

**BE IT FURTHER RESOLVED** that a notice of professional contract award be published in the official newspaper of the District as required by N.J.S.A. 40A:11-5 (1)(a)(i).

Moved by: R. Buscaglia

Seconded by: Kerr

Roll Call Vote:

Ayes: 5

Nays: 0

Absent: 0

Abstain: 0

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners of Fire District No.1 Freehold Township on the 15<sup>th</sup> day of March, 2011.

[Signature], Clerk



5/17/11

**RESOLUTION OF THE BOARD OF FIRE COMMISSIONERS OF  
FIRE DISTRICT NO.1 FREEHOLD TOWNSHIP ESTABLISHING  
A POLICY OF ADMINISTRATIVE LEAVE FOR FIREFIGHTERS  
CHARGED WITH SERIOUS CRIMINAL OFFENSES**

**WHEREAS;** The position of a volunteer firefighter is one of special trust which requires that public confidence in the integrity, honesty and professionalism of volunteers remain beyond question; and

**WHEREAS;** It is the considered opinion of the Board of Fire Commissioners that when a member of the Fire District's volunteer fire service is arrested and charged with a serious criminal offense or a crime involving moral turpitude it is necessary desirable and in the public interest that the member be suspended from performing the duties of a volunteer firefighter until the criminal matter is resolved; and

**WHEREAS;** The suspension to be imposed hereunder is temporary in nature and does not presume the guilt or innocence of the accused firefighter but rather, is intended to protect the reputation and integrity of the volunteer fire service in Fire District No.1 Freehold Township pending the resolution of the charges faced by the volunteer firefighter.

**NOW, THEREFORE, BE IT HEREBY RESOLVED** by the Board of Fire Commissioners of Fire District No.1 Freehold Township as follows:

1. Upon a member of the Freehold Township Independent Fire Company being charged with a serious crime, said member shall be automatically suspended from performing any and all duties normally required of a volunteer firefighter in Freehold Township Fire District No.1.

2. The suspension imposed hereby is without prejudice to the interests of the volunteer firefighter and said suspension shall not interfere with the firefighters seniority, benefits or status pending a favorable resolution of the charges against the firefighter.

3. It shall be the responsibility of all members of the Freehold Independent Fire Company to immediately report the filing of criminal charges against any member of the fire company to the Chief or President of the volunteer fire company who shall then report the arrest and charge to the Board of Fire Commissioners.

4. During the suspension period, the firefighter shall be prohibited from entering any property owned and/or operated by the Board of Fire Commissioners and shall be prohibited from utilizing any and all equipment owned, insured, supplied and or funded by the Board of Fire Commissioners.

**BE IT FURTHER RESOLVED** that certified true copies of this Resolution be forwarded to the Chief and line officers of the Freehold Independent Fire Company and that copies be posted on the official bulletin board of the Board of Fire Commissioners.

Moved by: *P. K. ...*

Seconded by: *Mr. C. ...*

Roll Call Vote:

Ayes: *4*

Nays: *0*

Absent: *1*

Abstain: *0*

Certified to be a true copy of a Resolution adopted by the Board of Fire Commissioners of Fire District No.1 Freehold Township on the *30<sup>th</sup>* day of *April*, 2011.

*Reese Kern*, Clerk

**FREEHOLD TOWNSHIP FIRE DISTRICT NO. 1  
COUNTY OF MONMOUTH  
RESOLUTION NO. \_\_\_\_\_**

**WHEREAS**, N.J.S.A. 40A:5A-15 requires the governing body of each local unit to cause an annual audit of its accounts to be made and,

**WHEREAS**, the Annual Report of Audit for the year fiscal year ended December 31, 2010 has been completed and filed with the Director of the Division of Local Government Services pursuant to N.J.S.A. 40A:5A-15, and,

**WHEREAS**, N.J.S.A. 40A:5A-17, requires the governing body of each Fire District to, within forty-five (45) days of receipt of the annual audit, certify by resolution to the Local Finance Board, that each member thereof has personally reviewed the annual audit report, and specifically the sections of the audit report entitled "General Comments and Recommendations" and has evidenced same by group affidavit in the form prescribed by the Local Finance Board, and,

**WHEREAS**, the members of the governing body have received the annual audit and have personally reviewed the annual audit, and have specifically reviewed the sections of the annual report entitled "General Comments and Recommendations" and has evidenced same by the group affidavit in the form prescribed by the Local Finance Board, and,

**WHEREAS**, such resolution of certifications shall be adopted by the governing body no later than forty-five (45) days after receipt of the annual audit, as per the regulations of the Local Finance Board, and

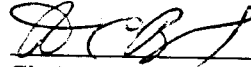
**WHEREAS**, all members of the governing body have received and have familiarized themselves with at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

"R.S. 52:27BB-52 – "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Freehold Township Fire District No. 1, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF A RESOLUTION PASSED  
AT A MEETING HELD ON 9/20, 2011.



Chairman