

**THE COMMISSIONERS OF FIRE DISTRICT NO. 5
IN THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH**

Resolution

Authorizing Special Election in Accordance with N.J.S.A. 40A:14-85 Relative to the Fire District's Share of the Cost of Various Improvements to the Township's Communications Infrastructure, Including the Construction of a New Tower and Acquisition of Various Items of Communications Equipment, in an Amount Not Exceeding \$1,000,000, Together with Interest Thereon, and the Financing By the Fire District of the Costs Thereof Through the Execution of a Shared Services Agreement with the Township and Other Fire Districts, and the Issuance by the Fire District of its Notes and/or Bonds to the Township

WHEREAS, the Fire Districts in the Township had a study undertaken by a radio consultant relative to issues of communication on the fire scene and any necessary improvements required relative to same; and

WHEREAS, the radio consultant advised the Fire Districts that the purchase and installation of radio equipment and accessories was necessary to ensure proper firematic operations and the continued safety of the firefighters and the public; and

WHEREAS, the Fire Districts have secured the necessary pricing from a vendor concerning the purchase and installation of the radio equipment and accessories; and

WHEREAS, the Fire Districts have additionally engaged in discussion with the Township of Howell concerning the Township's overall communications infrastructure and the desirability of undertaking improvements to Township and Fire District communications infrastructure in a coordinated manner; and

WHEREAS, the Township expects to issue its notes and/or bonds for the total cost of various improvements to the Township's communications infrastructure, including construction of a new 150-foot tower at the location of Fire District No. 2 at 993 Highway 33, Howell, New Jersey, construction of shelters at various locations, and acquisition of various items of communications equipment, as set forth generally in plans and specifications on file in the office of the Municipal Clerk of the Township, which improvements will benefit both the Township and the Fire Districts, provided that (i) each Fire District commits to pay its allocable share of the costs thereof to the Township through the execution by the Fire District of a shared services agreement with the Township and the other Fire Districts, and (ii) each Fire District secures such payment obligation in respect of such capital costs through the issuance of its notes and/or bonds to the Township; and

WHEREAS, the Fire District's allocable share of such improvements to the Township's communications infrastructure is a capital project of the Fire District which requires voter approval, and the debt service payments to be made by the Fire District under the shared services agreement in respect of such capital costs (including debt service on its notes and/or bonds) constitute capital expenditures of the Fire District excluded from the Fire District's tax levy cap under N.J.S.A. 40A:4-44.45; and

WHEREAS, the Fire District's allocable share of the total capital cost of such improvements to the Township's communications infrastructure will not exceed

\$1,000,000, together with interest thereon; and

WHEREAS, in addition to the capital costs, the shared services agreement will provide that each Fire District will be responsible for paying to the Township a portion of the operating costs relating to such improvements to the Township's communications infrastructure;

NOW THEREFORE, be it RESOLVED by The Commissioners of Fire District No. 5 in the Township of Howell, County of Monmouth, as follows:

- (1) The Fire District hereby authorizes that a special election be held on October 29, 2022 to secure voter approval for Fire District's share of the cost of various improvements to the Township's communications infrastructure, including construction of a new 150-foot tower at the location of Fire District No. 2 at 993 Highway 33, Howell, New Jersey, construction of shelters at various locations, and acquisition of various items of communications equipment, as set forth generally in plans and specifications on file in the office of the Municipal Clerk of the Township, which improvements will benefit the Fire District, in an amount not exceeding \$1,000,000, together with interest thereon, and the financing by the Fire District of the costs thereof through the execution by the Fire District of a shared services agreement with the Township and the other Fire Districts, and the issuance by the Fire District of its notes and/or bonds to the Township.

- (2) The election shall be held in compliance with New Jersey statute and the appropriate publication and posting of notices shall be done in accordance with statutes as applicable.