

RESOLUTION OF THE COMMISSIONERS OF FIRE DISTRICT NO. 4 IN THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 40A:5A-6

WHEREAS, the governing body of the Township of Howell, in the County of Monmouth, New Jersey (the "Township") expects to introduce a bond ordinance (the "Bond Ordinance") to make an appropriation for, and to authorize the issuance of bonds of the Township to finance the cost of, various improvements to the Township's communications infrastructure, including construction of a new 150-foot tower at 993 Highway 33, 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 (collectively, the "Project"), which Project will benefit the Township and each of the five Fire Districts located within the Township; and

WHEREAS, The Board of Commissioners of Fire District No. 4 in the Township of Howell, County of Monmouth (the "Fire District") intends to finance its allocable share of the capital costs of the Project, in an amount not exceeding \$1,000,000.00, together with interest, 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; and

WHEREAS, the Fire District desires to make application to the Local Finance Board for findings in respect of its project financing pursuant to N.J.S.A. 40A:5A-6; and

WHEREAS, the governing body of the Fire District believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Fire District;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant; and
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Fire District and will not create an undue financial burden to be placed upon the Fire District.

NOW, THEREFORE, BE IT RESOLVED, by the Commissioners of Fire District No. 4 in the Township of Howell, County of Monmouth, as follows:

Section 1. The application to the Local Finance Board for the purposes described in the recitals hereof is hereby approved, and the Fire District's counsel, along with other representatives of the Fire District, in consultation with the Township and the Township's bond counsel and municipal advisor, is hereby authorized to prepare such application and to represent the Fire District in matters pertaining thereto;

Section 2. The Secretary of the Fire District is hereby directed to prepare and file a copy of this resolution with the Local Finance Board as part of such application; and

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute; and

BE IT FURTHER RESOLVED, that the within Resolution shall be effective immediately upon passage; and

BE IT FURTHER RESOLVED, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and

BE IT FURTHER RESOLVED, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Resolution; and

BE IT FURTHER RESOLVED, that notwithstanding anything set forth herein to the contrary, the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

BE IT FURTHER RESOLVED, that an original signed, conformed and compared copy of this Resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *et seq.* as set forth by the State of New Jersey Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

CERTIFICATION

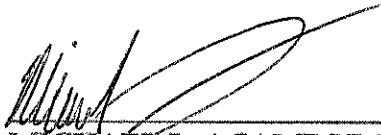
I, MICHAEL L. ACAMPORA, Clerk of the Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, do hereby certify that the

foregoing is a true conformed and compared copy of an original Resolution now on file and of record in the District office which was duly adopted at a public meeting held on the 1st day of September, 2022.

I do further certify that the said Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, is composed of - 5 - members, and that - 3 - members were present and - 3 - members voted affirmatively for the adoption of the Resolution and - 0 - members voted against the adoption of the Resolution.

The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 4, Township of Howell, County of Monmouth, State of New Jersey, on this 1st day of September, 2022.



MICHAEL L. ACAMPORA, CLERK
Board of Fire Commissioners
Fire District No. 4
Township of Howell