

**RESOLUTION OF THE COMMISSIONERS OF FIRE DISTRICT NO. 4 IN THE TOWNSHIP OF HOWELL, COUNTY OF MONMOUTH CONCERNING REVIEW OF THE FINDINGS OF THE LOCAL FINANCE BOARD IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:5A-7 WITH RESPECT TO A PROJECT FINANCING OF THE FIRE DISTRICT**

WHEREAS, the findings, received by the Commissioners of Fire District No. 4 in the Township of Howell, County of Monmouth (the "Fire District") on February 23, 2023, issued by the Local Finance Board at a meeting of said Board, held on December 14, 2022, with respect to a project financing of the Fire District (the "Local Finance Board Findings") have been filed with the Clerk of the Fire District and a copy of such findings has been received by each member of the governing body of the Fire District; and

WHEREAS, N.J.S.A. 40A:5A-7 requires that the governing body of the Fire District, within 45 days of receipt of the Local Finance Board Findings, shall certify by resolution to the Local Finance Board that each member of the Fire District has personally reviewed the Local Finance Board Findings, as evidenced by a group affidavit which has been executed by each member of the Fire District, where failure to comply with this requirement may result in penalty provisions of N.J.S.A. 52:27BB-51.

NOW, THEREFORE, BE IT RESOLVED, that the Commissioners of Fire District No. 4 in the Township of Howell, County of Monmouth, hereby states that it has complied with the requirements of N.J.S.A. 40A:5A-7 and does hereby submit a certified copy of this resolution and the required affidavit to the Local Finance Board to evidence such compliance; and

BE IT FURTHER RESOLVED, that the members of the Fire District have reviewed the Local Finance Board Findings, and hereby reaffirm their commitment to proceed with the development and implementation of its project financing; 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BE IT FURTHER RESOLVED, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and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.

Board of Commissioners Recorded Vote

Member	Motion	Second	Aye	Nay	Abstain	Absent
Gregory E. Scarlato			✓			
James S. Bailey	✓		✓			
Richard H. Stalling			✓			
Michael L. Acampora			✓			
Ricky V. Romano		✓	✓			

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 14<sup>th</sup> day of March, 2023.

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 - 5 - members were present and - 5 - 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 14<sup>th</sup> day of March, 2023.



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

Group Affidavit Form  
Certification of Governing Body

State of New Jersey :  
: ss.  
County of Monmouth :

We, the members of the governing body of the Commissioners of Fire District No. 4 in the Township of Howell, County of Monmouth (the "Fire District"), of full age, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected Commissioners of the Fire District.
2. We certify that, pursuant to N.J.S.A. 40A:5A-7, we have personally reviewed the finding and recommendations of the Local Finance Board, dated December 14, 2022, and received by the Fire District on February 23, 2023, on the proposed project financing for the Fire District.

Name of Commissioner

Signature

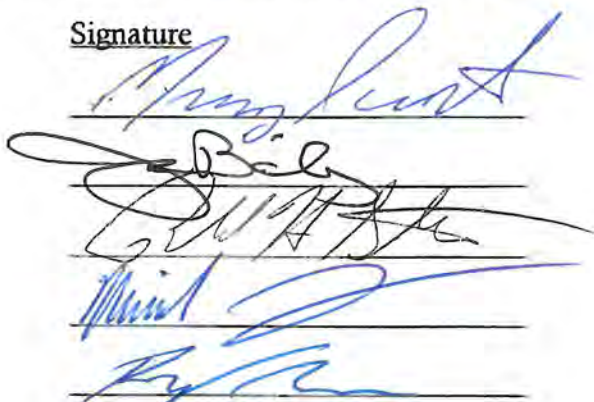
GREGORY E. SCARLATO

JAMES S. BAILEY

RICHARD H. STALLING

MICHAEL L. ACAMPORA

RICKY V. ROMANO



Sworn to and subscribed before me  
this 14<sup>th</sup> day of March, 2023

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Notary Public of New Jersey

- Notes:
- (a) This affidavit must be signed by a majority of the full membership of the Fire District. Members absent during the review should review and sign later.
  - (b) This affidavit must be sent within 45 days of receipt of the Local Finance Board's findings and recommendations on the proposed project financing to:

Nicholas Bennett, Executive Secretary  
Local Finance Board  
Department of Community Affairs  
101 South Broad Street  
CN 803  
Trenton New Jersey 08625-0803