

DISTRICT NO. 1 REORGANIZATION MEETING
MARCH 2, 2022 AGENDA

- A. Opening statement (L-1)
- B. Clerk to read the Election results (L-2)
- C. Swearing in of Richard Tutela and James Golden
- D. Motion for: (L-3)
 - 1. Chairman
 - 2. Vice Chairman
 - 3. Clerk
 - 4. Treasurer
 - 5. Purchasing Agent
- E. Chairman to appoint Liaisons (L-3)
- F. Resolution to approve 2022/2023 meeting dates and "General Notes" re: Closed Session (L-4)
- G. Resolution to approve list of Depositories (L-5)

MAINTENANCE/REPAIR CONTRACTS

- H. Resolution to approve contract with Fire Flow Services LLC for hose, ground ladder and pump testing (L-6)
- I. Resolution to approve Genserve for generator maintenance (L-7)
- J. Resolution to approve Air & Gas Technologies for Cascade Maintenance (L-8)
- K. Resolution to approve ERS Fleet Repair for apparatus maintenance (L-9) (SEE LTR ATTORNEY)

PROFESSIONAL SERVICES

- L. Resolution to appoint physician- Meridian Occupational Health (L-10)
- M. Resolution to appoint Rothstein, Mandell, Strohm, Halm and Cipriani, PA for General Counsel (L-11)
- N. Resolution to hire Armando Riccio as Labor Law Attorney (L-12)
- O. Resolution to hire Holman Frenia Allison an Auditor (L-13)

INTER-LOCAL AGREEMENTS

- P. Resolution to approve Inter-local agreement with Lavallette Fuel (L-14)

DRUG TESTING

- Q. Resolution to approve Dynamic testing for random drug testing (L-15)

Motion to take a 5-minute recess and start with regularly scheduled meeting

**MINUTES
FIRE COMMISSIONERS DISTRICT NO. 1
REORGANIZATION MEETING
EAST DOVER FIRE COMPANY
MARCH 2, 2022**

A Reorganization meeting of the Commissioners of Fire District No. 1 in the Township of Toms River, County of Ocean, New Jersey was called to order at 6:30 p.m. with a Salute to the Flag. The Chairman made the following statement:

Adequate notice of this meeting has been provided in accordance with the Provisions of the Open Public Meetings Act by notice being posted in the Municipal Building, 33 Washington Street, Toms River; being filed with the municipal clerk and being transmitted to the Asbury Park Press and Star Ledger and to all persons who have requested copies in accordance with statute.

ROLL CALL

Minkler-present Autenrieth-present
Latshaw-present Golden-present
Tutela -present

Administrator Kubiel and Attorney Appleby were present.

Bisceglie present to take minutes.

Minkler read aloud the election results for the 2022 election

Minkler administered the oath of office to Richard Tutela and James Golden as fire commissioners.

Tutela asked for nominations:

Minkler nominated Tutela for chairman/Latshaw seconded.

Golden nominated Mark Autenrieth for Chairman but failed for lack of second.

Motion Minkler second Latshaw appointing Tutela as Chairman.

Ayes – 5 Nays – 0 **CARRIED**

Motion Autenrieth second Minkler appointing Golden as Vice Chairman.

Ayes – 5 Nays – 0 **CARRIED**

Motion Tutela second Golden appointing Leonard Minkler as Clerk.

Ayes – 5 Nays – 0 **CARRIED**

Motion Tutela second Minkler appointing Autenrieth as Treasurer.

Ayes – 5 Nays – 0 **CARRIED**

Motion Tutela second Minkler appointing Latshaw as Purchasing Agent.

Ayes – 5 Nays – 0 **CARRIED**

Chairman Tutela appointed liaisons for 2022. (See inserted list)

Motion Tutela second Minkler to accept the list of liaisons for 2022.

Ayes – 5 Nays – 0 **CARRIED**

Motion to approve Meeting dates and general notes re: closed session for 2022/2023.

Ayes – 5

Nays – 0

CARRIED

A resolution was presented, Motion Autenrieth second Minkler to approve the list of Depositories.
(See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Latshaw second Autenrieth to approve the contract with Fire Flow Services for fire hose, ground ladder and pump testing.
(See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Autenrieth second Golden to approve contract with Genserve for annual generator preventative maintenance.
(See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Autenrieth second Latshaw to approve contract with Air & Gas for cascade maintenance.
(See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

Bid opening was February 25, 2022 @ 12:00 p.m. for vehicle maintenance with one bid received by ERS Fleet Repair. ERS Fleet Repair was the lowest responsible bidder and after review Attorney Appleby stated everything was in order.

A resolution was presented, Motion Autenrieth second Latshaw to approve contract with ERS Fleet Repair for preventative maintenance of fire apparatus. (See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Autenrieth second Tutela appointing Meridian Occupational Health as the Board's physician.
(See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Minkler second Tutela appointing Rothstein, Mandell, Strohm, Halm and Cipriani for General Counsel Attorney. (See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Minkler second Tutela appointing Armando Riccio LLC as the Board's Labor Law Attorney. (See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

Motion Tutela second Minkler to table the Auditor appointment until next meeting.
Ayes - 5 Nays -0 **CARRIED**

A resolution was presented, Motion Autenrieth second Latshaw to approve Inter-local agreement with the Borough of Lavallette for fuel. (See inserted resolution)

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

A resolution was presented, Motion Autenrieth second Latshaw to approve Dynamic Testing for drug testing.

ROLL CALL VOTE

Latshaw-Yes Golden-Yes
Autenrieth-Yes Minkler-Yes
Tutela-Yes

CARRIED

At 6:45 p.m., Motion Autenrieth second Tutela to close Reorganization Meeting and start the regularly scheduled meeting. Ayes - 5 Nays -0 **CARRIED**

*Respectfully submitted,
Leonard Minkler, Clerk*

Adequate notice of this meeting has been provided in accordance with the Provisions of the Open Public Meetings Act by notice being posted in the Municipal Building, 33 Washington Street, Toms River; being filed with the municipal clerk and being transmitted to the Asbury Park Press and Star Ledger and to all persons who have requested copies in accordance with statute.

RESULTS OF ANNUAL ELECTION OF FIRE COMMISSIONER CANDIDATES AND APPROPRIATIONS FOR FIRE DISTRICT NO. 1 OF TOMS RIVER TOWNSHIP, OCEAN COUNTY, NEW JERSEY HELD ON FEBRUARY 19, 2022.

CANDIDATES 3 YEAR TERM	CO. #2	CO. #3	CO. #4	ABSENTEE	PROV.	TOTAL
James Golden	47	21	67	373	2	510
John Gonzalez	65	4	20	349		438
Richard Tutela	34	22	68	468	7	599
Thomas Warrelmann	30	5	14	202	1	252
Write In			2	3		5

QUESTION NO. 1

BUDGET 2022

YES	80	19	78	444	7	628	56%
NO	24	10	26	428	0	488	

QUESTION NO. 2

CHIEF VEHICLES

YES	80	21	82	462	6	651	58%
NO	24	8	20	415	0	467	

QUESTION NO. 3

GENERATORS

YES	88	22	90	716	6	922	83%
NO	14	7	14	159	1	195	

QUESTION NO. 4

RADIO LEASE PURCHASE

YES	83	25	82	587	6	783	70%
NO	22	4	21	289	1	337	

QUESTION NO. 5

FIRE PREVENTION VEHICLES

YES	83	20	77	558	6	744	66%
NO	20	9	27	318	1	375	

QUESTION NO. 6

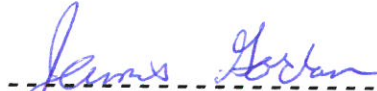
S.C.B.A. WASHER

YES	89	23	87	694	5	898	80%
NO	14	6	16	185	1	222	


Leonard Minkler, Clerk

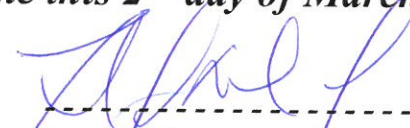
OATH OF FIRE COMMISSIONERS 2022

I DO SOLEMNLY SWEAR THAT I WILL HONESTLY, FAITHFULLY AND IMPARTIALLY, TO THE BEST OF MY ABILITY AND UNDERSTANDING; ADMINISTER THE OFFICE OF FIRE COMMISSIONER, TOMS RIVER TOWNSHIP DISTRICT NO.1, TO WHICH I HAVE BEEN DULY ELECTED.



James Golden

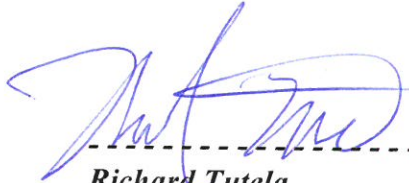
Sworn and subscribed before me this 2nd day of March 2022



Clerk, Fire District No. 1

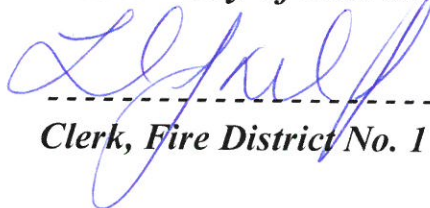
OATH OF FIRE COMMISSIONERS 2022

I DO SOLEMNLY SWEAR THAT I WILL HONESTLY, FAITHFULLY AND IMPARTIALLY, TO THE BEST OF MY ABILITY AND UNDERSTANDING; ADMINISTER THE OFFICE OF FIRE COMMISSIONER, TOMS RIVER TOWNSHIP DISTRICT NO.1, TO WHICH I HAVE BEEN DULY ELECTED.



Richard Tutela

Sworn and subscribed before me this 2nd day of March 2022



Clerk, Fire District No. 1

2022
LIST FOR POSITIONS AS COMMISSIONER

CHAIRMAN----- Richard Tutela
VICE CHAIRMAN----- James Golden
CLERK----- Leonard Minkler
TREASURER----- Mark Autenrieth
PURCHASING AGENT--- Raymond Latshaw

LIST FOR LIAISONS 2022

COMMUNICATIONS---- Autenrieth/Golden
BUREAU--- Tutela/Minkler
FIRE ACADEMY--- Latshaw/Minkler
INSURANCE---Latshaw/Tutela
POLICE/EMERGENCY MANAGEMENT---Tutela/Autenrieth
LEGISLATION---Autenrieth/Latshaw
TOWNSHIP COUNCIL/MAYOR---Golden
VEHICLE REPAIR/NEW APPARATUS ----Tutela/Minkler
OFFICER'S ASSOCIATION----Autenrieth/Golden

Re: D No. 1 2022/23 mtg. dates

In accordance with P.L. 1975, Chapter 231, below is a list of the times, dates, and locations of the meetings of the Commissioners of Fire District No. 1 in the Township of Toms River, County of Ocean, New Jersey.

Pursuant to the Open Public Meetings Law, the regular meeting Commissioners of Fire District No. 1 will be held at 7:00 p.m. at the following locations for 2022/2023.

April 6th -Toms River Fire Company No.2
May 4th -Ocean Beach Fire Company
June 1st -East Dover Fire Company
July 6th Toms River Fire Company No.2
August 3th Ocean Beach Fire Company
September 7th East Dover Fire Company

*****October 5th 1144 Hooper Ave (Conference Room "A")
November 2nd -Ocean Beach Fire Company
December 7th - East Dover Fire Company
January 4th 2023 Toms River Fire Company No. 2
February 1st 2023- Ocean Beach Fire Company
March 1st 2023- East Dover Fire Company

Fire Commissioners 2nd meeting of each month are scheduled for the third Wednesday of each month @ 1144 Hooper Ave, "Conference Room "A" * Please note: NO 2ND MEETING FOR JUNE, JULY AND AUGUST.

Meetings scheduled for 1144 Hooper Ave, Conference Room "A" will be as follows: March 16, April 20, May 18, September 21, October 19, November 16, December 21, January 18, 2023, February 15, 2023. These meetings to commence @ 4:30 P.M.

The official newspaper for the publication of notices of the Commissioners is hereby designated as the Asbury Park Press and Star Ledger. Nothing contained herein, however, shall preclude in addition, the submission for publication to other newspapers.

Order of Business for meetings held on the First & Third Wednesday of the month unless otherwise specified in meeting dates above: Meeting called to order

- A. Chairman's statement
- B. Roll Call
- C. Receipt of bids (if applicable)
- D. Reading of the minutes
- E. Reports of Committees
- F. Reports of Fire Officers
- G. Removals from rolls
- H. Applications for membership
- I. Bills
- J. Unfinished business
- K. New business
- L. Participation by the public
- M. Adjournment

GENERAL NOTES

1. **IF PRIVATE EXECUTIVE SESSION** is required it may be held prior to the regular meeting of the Commissioners of Fire District No. 1.
2. Notice of deviation from this schedule of meetings will be delivered to the official newspaper and will comply with the requirements of the N.J. Open Public Meetings Act.
3. The clerk will carry out the provisions of this resolution.

**RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE COMMISSIONERS
DISTRICT NO. 1, IN THE COUNTY OF OCEAN, STATE OF NEW JERSEY,
DESIGNATING DEPOSITORIES FOR TOMS RIVER TOWNSHIP FIRE
COMMISSIONERS DISTRICT NO. 1**

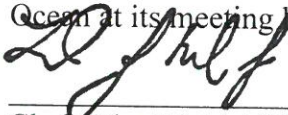
March 2nd 2022

BE IT RESOLVED by the Toms River Township Board of Fire Commissioners Fire District No. 1, in the County of Ocean State of New Jersey, are as follows:

1. The Depositories of the Board of Fire Commissioners District No. 1 shall be as follows:
 - A. Bank of America
 - B. Royal Alliance Associated Inc. (Investment Advisors)
 - C. Lakeland Bank

CERTIFICATION

I, Leonard Minkler, Clerk of the Toms River Township Board of Fire Commissioners District No. 1, do hereby certify the above to be a true copy of a resolution duly adopted by the Fire Commissioners of Toms River Township District No. 1 in the County of Ocean at its meeting held on March 2, 2022



Clerk, Fire District No. 1

3-2-22
Date:

R E S O L U T I O N

RESOLUTION OF THE TOMS RIVER TOWNSHIP BOARD OF
FIRE COMMISSIONERS DISTRICT NO.1 IN THE COUNTY OF OCEAN,
STATE OF NEW JERSEY TO EXECUTE A CONTRACT WITH FIRE FLOW
SERVICES INC, FOR HOSE, GROUND LADDER AND PUMP TESTING.

March 2, 2022

WHEREAS, N.J.S.A. 40 A 14-81-. 5 allows for the fire districts to provide for and authorize payment for material and or service for the **HOSE, GROUND LADDER AND PUMP TESTING FOR** Fire District No.1 thereto; and

WHEREAS, the Fire Commissioners of District No.1 in the Township of Toms River, County of Ocean, New Jersey, have agreed to have funds available for such purpose; and

WHEREAS, **FIRE FLOW SERVICES INC** shall be paid for services rendered in the amount: \$45.00 per ground ladder, .22 per ft. hose and \$300.00 per pump; and

WHEREAS, **FIRE FLOW SERVICES INC.** and Toms River Township Fire Commissioners District No. 1 have entered into an agreement from March 2nd 2022 to the reorganization meeting of 2023.

NOW, THEREFORE, be it resolved that Toms River Township Board of Fire Commissioners District No. 1 hereby award contract to **Fire Flow Services Inc., 500 Campus Drive, Suite C, Mount Holly NJ 08060**

CERTIFICATION

I, Leonard Minkler, Clerk of the Board of Fire Commissioners District No.1, County of Ocean, State of New Jersey do hereby certify the forgoing to be a true and correct copy of a Resolution adopted by the Board of Fire Commissioners at a meeting held on the 2nd day of March 2, 2022.



Clerk, Fire District No.1

Date: 03-02-22

**RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE
COMMISSIONERS DISTRICT NO.1 IN THE COUNTY OF OCEAN, STATE OF
NEW JERSEY TO EXECUTE A CONTRACT WITH GEN-SERVE INC. FOR
GENERATOR MAINTENANCE
March 2, 2022**

WHEREAS, N.J.S.A. 40 A 14-81-. 5 allows for the fire districts to provide for and authorize payment for material and or service for the **GENERATOR MAINTENANCE** for Fire District No.1 thereto; and

WHEREAS, the Fire Commissioners of District No.1 in the Township of Toms River, County of Ocean, New Jersey, have agreed to have funds available for such purpose; and

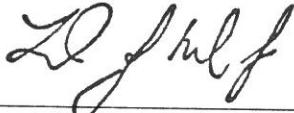
WHEREAS, GENSERVE INC. shall be paid for annual maintenance of District No.1 **GENERATOR** system in the amount not to exceed \$2,635; and

WHEREAS, GENSERVE INC. and Toms River Township Fire Commissioners District No.1 have entered into an agreement beginning March 2, 2022 to the reorganization meeting of 2023.

NOW, THEREFORE, be it resolved that Toms River Township Board of Fire Commissioners District No. 1 hereby award contract to **GENSERVE INC.** 115 A Twin Bridge Drive, Pennsauken, NJ 08810 for **GENERATOR** Maintenance.

CERTIFICATION

I, Leonard Minkler, Clerk of the Toms River Township Fire Commissioners District No. 1, in the County of Ocean, State of New Jersey, do hereby certify the above to be a true copy of a resolution duly adopted at its meeting held on March 2, 2022.



Clerk, Fire District No.1

Date: 03-02-22

R E S O L U T I O N

**RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE COMMISSIONERS
DISTRICT NO. 1 IN THE COUNTY OF OCEAN, STATE OF NEW
JERSEY TO EXECUTE A CONTRACT WITH AIR & GAS TECHNOLOGIES
FOR CASCADE MAINTENANCE**

March 2, 2022

WHEREAS, N.J.S.A. 40 A 14-81-. 5 allows for the fire districts to provide for and authorize payment for material and or service for the **CASCADE MAINTENANCE** for Fire District No. 1 thereto; and

WHEREAS, the Fire Commissioners of District No.1 in the Township of Toms River, County of Ocean, New Jersey, have agreed to have funds available for such purpose; and

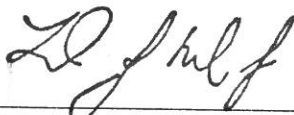
WHEREAS, AIR & GAS TECHNOLOGIES shall be paid for annual maintenance of District No. 1 cascade system in the amount not to exceed \$4,435 for maintenance; and

WHEREAS, AIR & GAS TECHNOLOGIES and Toms River Township Fire Commissioners District No. 1 have entered into an agreement for a term beginning March 2, 2022 to the reorganization meeting of 2023.

NOW, THEREFORE, be it resolved that Toms River Township Board of Fire Commissioners District No. 1 hereby award contract to **AIR & GAS TECHNOLOGIES, 42 INDUSTRIAL DRIVE, CLIFFWOOD BEACH NJ 07735**

CERTIFICATION

I, Leonard Minkler, Clerk of the Board of Fire Commissioners of Fire District No.1, County of Ocean, and State of New Jersey do hereby certify the forgoing to be a true and correct copy of a Resolution adopted by the Board of Fire Commissioners at a meeting held on the March 2, 2022.



Clerk, Fire District No. 1

Date:03-02-2022

**RESOLUTION OF THE TOMS RIVER TOWNSHIP BOARD OF COMMISSIONERS,
FIRE DISTRICT NO.1, COUNTY OF OCEAN, STATE OF NEW JERSEY,
AWARDING A CONTRACT FOR ANNUAL MAINTENANCE AND REPAIR OF FIRE
DISTRICT NO. 1 FIRE APPARATUS TO ERS FLEET REPAIR, INC.**

MARCH 2, 2022

WHEREAS, the Toms River Township Board of Commissioners, Fire District No. 1 (hereinafter "District No. 1") duly advertised for the receipt of bids for Annual Maintenance and Repair of Fire District No. 1 Fire Apparatus; and

WHEREAS, in response to the invitation to bidders, one (1) bid were received on February 25, 2022; and

WHEREAS, the bid has been reviewed by District No. 1 and it has been determined that ERS Fleet Repair, Inc. submitted the lowest responsible bid in accordance with the bid specifications, said base bid being \$21,950.00, with \$800 for Segment "A", Ladder Quint(s) Maintenance Program every three (3) months) and \$1600 for Segment B (every three (3) months and, with \$800 for Segment "A", Ladder Tower Mid-Mount Maintenance Program every six (6) months) and \$1600 for Segment B (every six (6) months; and

WHEREAS, it is the desire of the Board of District No. 1 to award a contract for Annual Maintenance and Repair of Fire District No. 1 Fire Apparatus, including Ladder Quint(s) Maintenance Program and Ladder Tower Mid-Month Maintenance Program to ERS Fleet Repair, Inc.

NOW, THEREFORE, BE IT RESOLVED, by Toms River Township Board of Commissioners, Fire District No. 1, County of Ocean, State of New Jersey as follows:

- a. That the Board of District No. 1 hereby awards a contract for Annual Maintenance and Repair of Fire District No. 1 Fire Apparatus, base bid of \$21,950.00, and Ladder Quint(s) Maintenance Program, Segment A and B for \$800 and \$1600, respectively, and Segment A and B for Ladder Tower Mid-Month Maintenance Program, \$800 and \$1600 respectively, to ERS Fleet Repair, Inc.
- b. That the Board Chairman and Board Clerk are hereby authorized to execute a contract with ERS Fleet

Repair, Inc., in accordance with the bid submitted by ERS Fleet Repair, Inc.

- c. That a Certificate of Availability of Funds executed by the Treasurer is annexed hereto. The following are the line item appropriations which constitute the availability of funds for this contract:
- d. That a certified copy of this resolution, together with a copy of the contract between the parties, shall be forwarded to the Board Treasurer, the Chief Administrator and ERS Fleet Repair, Inc.

CERTIFICATION

I, Clerk of the Toms River Township Board of Commissioners, Fire District No. 1, in the County of Ocean, State of New Jersey, do hereby certify the above to be a true copy of a resolution duly adopted at its meeting held on March 2, 2022.



Clerk, Fire District No.1

3-2-2022

Date:

RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE COMMISSIONERS,
DISTRICT NO.1, COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING MERIDIAN OCCUPATIONAL HEALTH
AS PHYSICIANS TO THE BOARD OF FIRE COMMISSIONERS PURSUANT TO N.J.S.A.
40:69A-43(b),
AND AWARDING A CONTRACT FOR PHYSICIANS SERVICES
TO MERIDIAN OCCUPATIONAL HEALTH
AS A PROFESSIONAL SERVICE CONTRACT PURSUANT TO AND IN ACCORDANCE WITH
N.J.S.A. 40A:11-5
March 2, 2022

WHEREAS, funds are available or will be available for the purpose of obtaining such services; and

WHEREAS, N.J.S.A. 19:44A-20.5 provides that contracts with the anticipated value in excess of \$17,500 shall not be awarded to certain entities which have made political contributions unless the contract is awarded pursuant to the fair and open process;

WHEREAS, the Commissioners of Fire District No.1 of the Township of Toms River, County of Ocean and State of New Jersey received timely requests for qualifications and reviewed those requests for qualifications for the position of physician;

WHEREAS, the request for qualifications and the receipt of same also complies with the provision of the Local Public Contracts Law (N.J.S.A. 40A:11-1et seq.);

NOW, THEREFORE, be it resolved by the Commissioners of Fire District No. 1 in the Township of Toms River, County of Ocean and State of New Jersey, as follows:

1. Meridian Occupational Health is hereby appointed as Physician for this Board to serve for a term of one year or until the reorganization meeting of the Board following the annual election.
2. Said Meridian Occupational Health shall be paid on a fee basis for all services rendered.
3. This appointment is made after review of the documents received regarding the "Fair and Open Practice". Under the provisions of the Local Public Contracts Law because the services to be rendered or performed are by persons authorized by law to practice a recognized profession and whose practices are regulated by law and such services are of such a qualitative nature as will be reasonably permit the drawing of specifications or the receipt of competitive bidding.
4. Notice of award of contract authorized hereby shall be published in the Asbury Park Press within 10 days of its passage.

CERTIFICATION

I, Leonard Minkler, Clerk of the Board of Fire Commissioners Fire District No.1, County of Ocean, State of New Jersey do hereby certify the forgoing to be a true and correct copy of a Resolution adopted by the Board of Fire Commissioners at a meeting held on the 2nd day of March 2022.


Clerk, District No.1

Date: 03-02-22

RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE COMMISSIONERS,
DISTRICT NO.1, COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING ROTHSTEIN, MANDELL, STROHM, HALM AND CIPRIANI,
PA

AS GENERAL LAW ATTORNEY TO THE BOARD OF FIRE COMMISSIONERS
PURSUANT TO N.J.S.A. 40:69A-43(b),
AND AWARDING A CONTRACT FOR LEGAL SERVICES
TO ROTHSTEIN, MANDELL, STROHM, HALM AND CIPRIANI, PA,
AS A PROFESSIONAL SERVICE CONTRACT PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 40A:11-5
March 2, 2022

WHEREAS, the Board of Commissioners of the Toms River Township Fire District No.1 is in need of legal services which must be rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law, and which such services otherwise constitute "professional services" within the meaning of N.J.S.A. 40A:11-2(6); and,

WHEREAS, N.J.S.A. 40A:11-5 authorizes the award of a contract for such "professional services" without public advertisement for bids for the rendering of such services; and,

WHEREAS, there is presently on file in the Office of the Fire Commissioners a proposed retainer agreement submitted by Rothstein, Mandell, Strohm, Halm and Cipriani, PA which would provide for the rendering of such legal services; and,

WHEREAS, the Board of Fire Commissioners is satisfied with the terms of the proposed form of the retainer agreement.

NOW, THEREFORE, BE IT RESOLVED by the Toms River Township Fire Commissioners, District No. 1, County of Ocean, State of New Jersey, as follows:

1. That pursuant to N.J.S.A. 40:69A-423(b), the Board of Fire Commissioners does hereby appoint Rothstein, Mandell, Strohm, Halm and Cipriani, PA to the Office of General Law Attorney for Toms River Board of Fire Commissioners District No.1, for a term of one year or until the reorganization meeting of the board following the annual election.

2. That a retainer agreement for legal services to be rendered on behalf of the Board of Fire Commissioners be and hereby is awarded to Rothstein, Mandell, Strohm, Halm and Cipriani, PA as a "professional services" contract pursuant to and in accordance with N.J.S.A. 40A:11-5.

3. That the retainer agreement for legal services shall include the mandatory affirmative action language set forth in P.L. 1975, c. 127.

4. That this resolution shall be condition upon the certification of availability of sufficient funds.

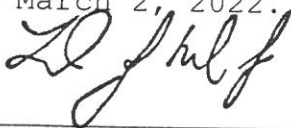
6. That the Clerk of the Fire Commissioners shall set forthwith cause notice of the adoption of this resolution to be published pursuant to and in accordance with N.J.S.A. 40A:11-5(1)(a)(i).

7. That the Clerk of the Fire Commissioners shall forward a certified copy of this Resolution to the following:

- A. Chairman;
- B. Administrator; and,
- C. Rothstein, Mandell, Strohm, Halm and Cipriani, PA

CERTIFICATION

I, Leonard Minkler, Clerk of the Toms River Township Fire Commissioners District No. 1, in the County of Ocean, State of New Jersey, do hereby certify the above to be a true copy of a resolution duly adopted at its meeting held on March 2, 2022.



Clerk Fire District No.1

3 2 - 22

Date:

RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE COMMISSIONERS,
DISTRICT NO.1, COUNTY OF OCEAN, STATE OF NEW JERSEY,
APPOINTING ARMANDO V. RICCIO LLC
AS LABOR LAW ATTORNEY TO THE BOARD OF FIRE COMMISSIONERS
PURSUANT TO N.J.S.A. 40:69A-43(b),
AND AWARDING A CONTRACT FOR LEGAL SERVICES
TO ARMANDO V. RICCIO LLC,
AS A PROFESSIONAL SERVICE CONTRACT PURSUANT TO AND IN
ACCORDANCE WITH N.J.S.A. 40A:11-5
March 2, 2022

WHEREAS, the Board of Commissioners of the Toms River Township Fire District No.1 is in need of legal services which must be rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law, and which such services otherwise constitute "professional services" within the meaning of N.J.S.A. 40A:11-2(6); and,

WHEREAS, N.J.S.A. 40A:11-5 authorizes the award of a contract for such "professional services" without public advertisement for bids for the rendering of such services; and,

WHEREAS, there is presently on file in the Office of the Fire Commissioners a proposed retainer agreement submitted by Armando V. Riccio LLC which would provide for the rendering of such legal services; and,

WHEREAS, the Board of Fire Commissioners is satisfied with the terms of the proposed form of the retainer agreement.

NOW, THEREFORE, BE IT RESOLVED by the Toms River Township Fire Commissioners, District No. 1, County of Ocean, State of New Jersey, as follows:

1. That pursuant to N.J.S.A. 40:69A-423(b), the Board of Fire Commissioners does hereby appoint Armando V. Riccio LLC to the Office of Labor Law Attorney for Toms River Board of Fire Commissioners District No.1, for a term of one year or until the reorganization meeting of the board following the annual election.

2. That a retainer agreement for legal services to be rendered on behalf of the Board of Fire Commissioners be and hereby is awarded to Armando V. Riccio LLC as a "professional services" contract pursuant to and in accordance with N.J.S.A. 40A:11-5.

3. That the retainer agreement for legal services shall include the mandatory affirmative action language set forth in P.L. 1975, c. 127.

4. That this resolution shall be condition upon the certification of availability of sufficient funds.

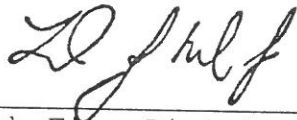
6. That the Clerk of the Fire Commissioners shall set forthwith cause notice of the adoption of this resolution to be published pursuant to and in accordance with N.J.S.A. 40A:11-5(1)(a)(i).

7. That the Clerk of the Fire Commissioners shall forward a certified copy of this Resolution to the following:

- A. Chairman;
- B. Administrator; and,
- C. Armando V. Riccio LLC

CERTIFICATION

I, Leonard Minkler, Clerk of the Toms River Township Fire Commissioners District No. 1, in the County of Ocean, State of New Jersey, do hereby certify the above to be a true copy of a resolution duly adopted at its meeting held on March 2, 2022.



Clerk Fire District No.1

3. 2. 22

Date:

**RESOLUTION OF THE TOMS RIVER TOWNSHIP FIRE COMMISSIONERS,
DISTRICT NO.1, COUNTY OF OCEAN, STATE OF NEW JERSEY,
ESTABLISHING CONTRACTUAL RELATIONSHIP WITH
DYNAMIC TESTING SERVICE FOR
DRUG AND ALCOHOL TESTING SERVICES
March 2, 2022**

WHEREAS, the Board of Commissioners of the Toms River Township Fire District No.1 has a drug and alcohol policy which provides for drug and alcohol testing of personnel under its control; and,

WHEREAS, such drug and alcohol testing services requires the use of a certified lab to insure proper testing methods in order to properly implement the procedure while protecting the rights of the individuals being tested; and,

WHEREAS, N.J.S.A. 40A:11-3 authorizes the award of a contract up to \$36,000 without bidding if the public entity has a Qualified Purchasing Agent; and,

WHEREAS, based on past experience the Board of Fire Commissioners has determined that the need for blood and alcohol testing will not exceed that amount; and,

WHEREAS, the Board of Fire Commissioners has determined that Dynamic Testing Service is capable of providing the required services and possesses the qualifications to provide those services in a professional manner; and,

WHEREAS, Dynamic Testing Service has submitted a proposed contract and said contract has been reviewed by the attorney for the Board and by the Board of Fire Commissioners;

NOW, THEREFORE, BE IT RESOLVED by the Toms River Township Fire Commissioners, District No. 1, County of Ocean, State of New Jersey, as follows:

1. That the Board of Fire Commissioners does hereby approve the proposed contract submitted by Dynamic Testing Service to perform drug and alcohol testing in accordance with the terms of the contract and pursuant to the policy of the Board.

2. That the fee for said services will be at the rates as set forth in their proposals.

3. That this resolution shall be condition upon the entering into of a contract with Dynamic Testing Service in

accordance with the terms of their proposals which shall comply with all requirements of the Statutes of New Jersey for contracts with public entities.

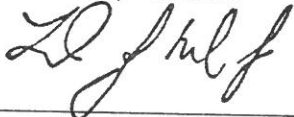
4. That this resolution shall be condition upon the certification of availability of sufficient funds.

5. That the Clerk of the Fire Commissioners shall forward a certified copy of this Resolution to the following:

- A. Chairman;
- B. Administrator;
- C. Dynamic Testing Service;

CERTIFICATION

I, Leonard Minkler Clerk of the Toms River Township Fire Commissioners District No. 1, in the County of Ocean, State of New Jersey, do hereby certify the above to be a true copy of a resolution duly adopted at its meeting held on March 2, 2022.



Clerk Fire District No.1

3.2.2022

Date: