

**RESOLUTION 2023-15**

**A RESOLUTION OF THE PENNINGTON BOROUGH BOARD OF FIRE COMMISSIONERS, DISTRICT NO. 1, COUNTY OF MERCER, STATE OF NEW JERSEY, AUTHORIZING AN EMERGENCY APPROPRIATION IN THE AMOUNT OF \$17,380, FOR THE REPAIR OF A PUMPER TANKER TRUCK AND FURTHER CERTIFYING THE APPROPRIATION TO BE RAISED IN THE DISTRICT'S 2023 CURRENT FUND OPERATING BUDGET, IN ACCORDANCE WITH N.J.S.A. 40A:78-13 AND N.J.S.A. 40A:14-78-14.**

**WHEREAS,** a pumper tanker truck is in need of substantial repairs, namely main seal replacement, engine repair, brake repair and repair of a hole in the pumper, with said repairs being critical to maintaining public safety and welfare in the community fire service; and

**WHEREAS,** because of this catastrophic, multiple failure of systems on the pumper tanker truck, it is necessary for the Commissioners of Pennington Borough Fire District No. 1 to repair the pumper tanker truck in the interest of protecting and promoting the public safety and welfare of the Pennington Borough community; and

**WHEREAS,** N.J.S.A. 40A: 14-78.11 provides that a fire district may make emergency appropriations, after the adoption of a budget approved by the Director of the Division of Local Government Services, pursuant to N.J.S.A. 40A: 5A-1 for a purpose which is not foreseen at the time of the adoption of the operating budget; and

**WHEREAS,** pursuant to N.J.S.A. 40A: 14-78.12, an emergency appropriation, together with all prior emergency appropriations made during the same year, shall not exceed 3% of the total of current operating appropriations made in the budget adopted for that year; and



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**WHEREAS,** the Board desires to make an emergency appropriation in the amount of \$17,380, which does not exceed 3% of the total of current operating appropriations made in the budget adopted for 2023; and

**WHEREAS,** N.J.S.A. 40A: 14-78-13 also requires that a copy of this resolution be filed immediately with the governing body of Pennington Borough and that the resolution of the Board shall not take effect until the municipal governing body, by a vote of not less than 2/3 of its full membership, approve the emergency appropriation and certify its approval to Fire District No. 1.

**NOW, THEREFORE, BE IT RESOLVED,** by the Board of Fire Commissioners, Pennington Borough District No. 1, County of Mercer, State of New Jersey, as follows:

1. Pursuant to N.J.S.A. 40A: 14-78.13, the Pennington Borough Board of Fire Commissioners, District No. 1, hereby authorizing an emergency appropriation of \$17,380.00 which amount does not exceed 3% of the total operating appropriations in the District's 2023 current fund operating budget.
2. The \$17,380.00 emergency appropriation needed for the repair of the pumper tanker truck shall be provided in full by Fire District No. 1 as a deferred charge in the District's 2023 current fund operating budget.
3. The Secretary of the Pennington Borough Board of Fire Commissioners, District No. 1, is directed to submit this Resolution immediately to the governing body of Pennington Borough, for consideration and approval, pursuant to N.J.S.A. 40A:14-78.13.
4. That certified copies of this resolution shall be filed with the Director of the Division of Local Government Services, Department of Community Affairs and the Board Auditor.



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<u>Roll Call Vote</u>	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Chairman Brian Hofacker	x			
Commissioner Robert DiFalco	x			
Commissioner Ryan Fraser	x			
Commissioner Sandra Radice	x			
Commissioner Scott Schaub	x			

CERTIFICATION

I, Ryan Fraser, Clerk of the Pennington Borough Board of Fire Commissioners, District No. 1, in the County of Mercer, State of New Jersey, do hereby certify the above to be a true copy of a Resolution duly adopted at its meeting held on April 18, 2023.

/s/ Ryan Fraser  
 Ryan Fraser  
 Secretary, PBBFC District No.1

April 18, 2023  
 Date



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