

BOROUGH OF RED BANK

COUNTY OF MONMOUTH

RESOLUTION NO. 10-09

RESOLUTION AUTHORIZING THE BOROUGH OF RED BANK TO PROVIDE FIRE PROTECTION SERVICES TO THE TOWNSHIP OF SHREWSBURY ON AN EMERGENT BASIS

Mr. Murphy offered the following resolution and moved its adoption:

WHEREAS, N.J.S.A. §40A:65-4 authorizes any local unit of the State of New Jersey to enter into an agreement with any other local unit or units to provide or receive any service that each local unit participating in the agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, N.J.S.A. §40A:65-5 authorizes the governing body to authorize any such agreement by the adoption of a resolution; and

WHEREAS, the Township of Shrewsbury has an emergent need for Fire Protection services; and

WHEREAS, the Borough of Red Bank has sufficient resources to provide Fire Protection services to the Township of Shrewsbury, and

WHEREAS, the Township of Shrewsbury has agreed to enter into a one year contract with the Borough of Red Bank for the provision of Fire Protection services for the sum of \$4,000.00; and

WHEREAS, due to the emergent nature of the Township of Shrewsbury's needs with respect to Fire Protection services, there has been insufficient time to enter into a formal agreement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Red Bank that the Borough Administrator, the Chief of Police, the Fire Chief and any other necessary officials and personnel are hereby authorized to provide Fire Protection services on an emergent basis to the Township of Shrewsbury, retroactive to 11:59 p.m., December 31, 2009 and until a formal contract with respect to such services is approved by both the Borough of Red Bank and the Township of Shrewsbury; and

BE IT FURTHER RESOLVED that the Mayor, the Borough Administrator and the Borough Attorney are hereby authorized to negotiate a formal contract between the Borough of Red Bank and the Township of Shrewsbury, for the Borough's provision of Fire Protection services to the Township for one year, at a cost of \$4,000.00, in accordance with N.J.S.A. §40A:65-1, *et. seq.*, at the earliest possible date, which contract shall then be approved by both governing bodies as required by law;

BE IT FURTHER RESOLVED that the Mayor, the Borough Administrator, the Chief of Police, the Fire Chief, the Borough Clerk, and their designees, are authorized to sign any documents, or perform any such acts, necessary to effectuate the purposes of this Resolution; and

BE IT FURTHER RESOLVED that the Clerk forward certified true copies of this resolution to the Clerk of the Township of Shrewsbury.

Seconded by Mr. DuPont and adopted on roll call by the following vote:

	Yes	No	Abstain	Absent
Ms. Lewis	(x)	()	()	()
Mr. Zipprich	(x)	()	()	()
Mr. DuPont	(x)	()	()	()
Ms. Horgan	(x)	()	()	()
Ms. Lee	(x)	()	()	()
Mr. Murphy	(x)	()	()	()

Dated: January 3, 2010