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JAY C. SENDZIK*
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JANICE L. RICHTER
Of Counsel

* 1977-8021

November 24, 2025

Bruce R. Smith, Chairman
Board of Fire Commissioners
Fire District No. 1
680 Old Bridge Turnpike
East Brunswick, New Jersey 08816

Re: Resolution Authorizing Capital Projects Pursuant to N.J.S.A. 40A:14-84

Dear Chairman Smith:

Enclosed please find an original and one (1) copy of a Resolution Authorizing Capital Projects Pursuant to N.J.S.A. 40A:14-84 for the Board's consideration at its public meeting scheduled for November 28, 2025.

If the Board favorably resolves same, please have the Board Clerk, Commissioner Hoover, affix his signature where appropriate on both the original and the copy, conforming both, retaining the original for the Board's official records to 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. Additionally, please forward a copy of the Resolution to this office and be reminded that it must be posted on the District website in a timely manner.

If you have any questions with regard to the above, please contact me.

Very truly yours,
Sendzik & Sendzik, P.C.

By:


KATE SENDZIK HAINES, ESQ.

KSH:lcr
Enclosures

VIA EMAIL ONLY AT BSMITH@EBFDIBOARD.ORG

Resolution No. 2025-

**RESOLUTION AUTHORIZING CAPITAL PROJECTS PURSUANT TO
N.J.S.A. 40A:14-84**

WHEREAS, the Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, State of New Jersey (hereinafter referred to as the "Board"), finds it necessary, in order to fulfill its mandated charge of fire prevention and fire protection within the District, to undertake certain capital projects, namely, three (3) standby generators, a fire prevention vehicle and reserve for future capital outlay; and

WHEREAS, prior to inclusion of any capital project(s) in the Board's annual budget, N.J.S.A. 40A:14-84 and the Department of Community Affairs, Division of Local Government Services, mandate that such project(s) must be approved by the legal voters within the District; and

WHEREAS, N.J.S.A. 40A:14-84 permits a Board to obtain authorization from the legal voters for said capital project(s) and the amount of money to be raised for same by posting and publishing notice of a special meeting called for the purpose thereof; and

WHEREAS, pursuant to said statute, the date, time, place and object of the special meeting were posted at five (5) public places within the District (See Schedule A attached) and published in the Home News Tribune on November 14, 2025, both at least ten (10) days prior to said special meeting; and

WHEREAS, a special meeting was held on November 28, 2025, between the hours of 6:00 p.m. and 9:00 p.m., wherein the above set forth capital project(s) and funding for same were discussed; and

WHEREAS, after discussion by the Board, the special meeting was open to the public for comment; and

WHEREAS, subsequent to same, it was announced that all legal voters within the District would vote on the capital project(s) and funding therefor; and

WHEREAS, - // - legal voters voted in the affirmative and - ϕ - voted in the negative on the question of the abovementioned capital project entitled three (3) standby generators and the funding therefor (See Voting List Schedule B attached); and

WHEREAS, - // - legal voters voted in the affirmative and - ϕ - voted in the negative on the question of the abovementioned capital project entitled fire prevention vehicle and the funding therefor (See Voting List Schedule B attached); and

WHEREAS, - 11 - legal voters voted in the affirmative and - 0 - voted in the negative on the question of the abovementioned capital project entitled reserve for future capital outlay and the funding therefor (See Voting List Schedule B attached).

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, State of New Jersey, that it shall include in its 2026 annual budget for approval and adoption by the Department of Community Affairs, Division of Local Government Services, and the legal voters within the District at the annual election on February 21, 2026, the following capital projects in an amount not to exceed that which is set forth:

Three (3) Standby Generators	\$ 80,000.00
Fire Prevention Vehicle	\$ 80,000.00
Reserve for Future Capital Outlay	\$175,000.00
TOTAL	\$335,000.00; and

BE IT FURTHER RESOLVED, that the acquisition and/or upgrades of said equipment, apparatus and facilities and sites be through the competitive public bidding and/or quotation process or through the Division of Purchase and Property in the Department of Treasury or other procedure established by law; 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; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the District Auditor, Lauren Holman, C.P.A., of the firm of Holman, Frenia and Allison, P.C., for use in the preparation of the 2026 annual and subsequent audits.

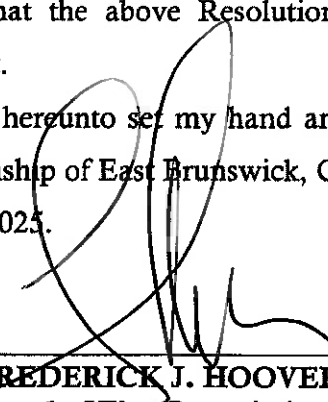
CERTIFICATION

I, **FREDERICK J. HOOVER, JR.**, Clerk of the Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, 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 28th day of November, 2025.

I do further certify that the said Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, State of New Jersey, is composed of - 5 - members, and that - 4 - members were present and - 4 - 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. 1, Township of East Brunswick, County of Middlesex, State of New Jersey, on this 28th day of November, 2025.



FREDERICK J. HOOVER, JR., CLERK
Board of Fire Commissioners
Fire District No. 1
Township of East Brunswick

SCHEDULE A

1. **Township of East Brunswick Municipal Building, 1 Jean Walling Civic Center Drive, East Brunswick, New Jersey**
2. **Township of East Brunswick Municipal Building, 1 Jean Walling Civic Center Drive, East Brunswick, New Jersey**
3. **Brothers Pizza, 1020 State Route 18, East Brunswick, New Jersey**
4. **7-Eleven, 111 Main Street, East Brunswick, New Jersey**
5. **7-Eleven, 120 Old Stage Road, East Brunswick, New Jersey**
6. **East Brunswick Post Office, 614 Cranbury Road, East Brunswick, New Jersey**
7. **District Office of the Board of Fire Commissioners, 680 Old Bridge Turnpike, East Brunswick, New Jersey**
8. **Old Bridge Volunteer Fire Department, Station 3, Old Stage and Corner of Fern Road, East Brunswick, New Jersey**
9. **Old Bridge Volunteer Fire Department, Station 1, 5 Pine Street, East Brunswick, New Jersey**
10. **Old Bridge Volunteer Fire Department, Station 2, Civic Center Fire House, 310 Rues Lane, East Brunswick, New Jersey**

PRINT NAME

SIGNATURE

SIGNATURE

SIGNATURE

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Resolution No. 2025-

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WHEREAS, prior to inclusion of any capital project(s) in the Board's annual budget, N.J.S.A. 40A:14-84 and the Department of Community Affairs, Division of Local Government Services, mandate that such project(s) must be approved by the legal voters within the District; and

WHEREAS, N.J.S.A. 40A:14-84 permits a Board to obtain authorization from the legal voters for said capital project(s) and the amount of money to be raised for same by posting and publishing notice of a special meeting called for the purpose thereof; and

WHEREAS, pursuant to said statute, the date, time, place and object of the special meeting were posted at five (5) public places within the District (See Schedule A attached) and published in the Home News Tribune on November 14, 2025, both at least ten (10) days prior to said special meeting; and

WHEREAS, a special meeting was held on November 28, 2025, between the hours of 6:00 p.m. and 9:00 p.m., wherein the above set forth capital project(s) and funding for same were discussed; and

WHEREAS, after discussion by the Board, the special meeting was open to the public for comment; and

WHEREAS, subsequent to same, it was announced that all legal voters within the District would vote on the capital project(s) and funding therefor; and

WHEREAS, - // - legal voters voted in the affirmative and - ϕ - voted in the negative on the question of the abovementioned capital project entitled three (3) standby generators and the funding therefor (See Voting List Schedule B attached); and

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WHEREAS, - // - legal voters voted in the affirmative and - ϕ - voted in the negative on the question of the abovementioned capital project entitled reserve for future capital outlay and the funding therefor (See Voting List Schedule B attached).

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, State of New Jersey, that it shall include in its 2026 annual budget for approval and adoption by the Department of Community Affairs, Division of Local Government Services, and the legal voters within the District at the annual election on February 21, 2026, the following capital projects in an amount not to exceed that which is set forth:

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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

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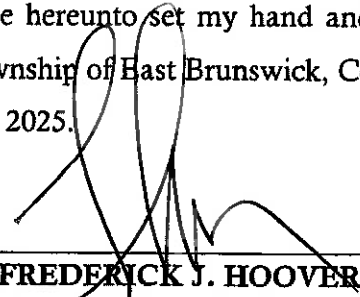
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The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, State of New Jersey, on this 28th day of November, 2025.



FREDERICK J. HOOVER, JR., CLERK
Board of Fire Commissioners
Fire District No. 1
Township of East Brunswick

SCHEDULE A

1. Township of East Brunswick Municipal Building, 1 Jean Walling Civic Center Drive, East Brunswick, New Jersey
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9. Old Bridge Volunteer Fire Department, Station 1, 5 Pine Street, East Brunswick, New Jersey
10. Old Bridge Volunteer Fire Department, Station 2, Civic Center Fire House, 310 Rues Lane, East Brunswick, New Jersey

SIGNATURE

SIGNATURE

SIGNATURE

SIGNATURE

SPECIAL MEETING AGENDA-November 28, 2025

Special Meeting to be called to order by Commissioner Smith at 1800 hours.
Commissioner Smith to lead those assembled in the Pledge of Allegiance to the United States Flag.

Public Notice of this special meeting pursuant to the Open Public Meetings Act has been given by the Board of Fire Commissioners in the following manner:

1. Filed written notice with the Clerk of the Township of East Brunswick on November 12, 2025
2. Published in the Home News Tribune on November 14, 2025
3. Posted on www.ebfd1board.org
4. Posting official notice in the following public places:
 - Township of East Brunswick Municipal Building, 1 Jean Walling Civic Center Drive, East Brunswick, New Jersey
 - Brothers Pizza, 1020 State Route 18, East Brunswick, New Jersey
 - 7-Eleven, 111 Main Street, East Brunswick, New Jersey
 - 7-Eleven, 120 Old Stage Road, East Brunswick, New Jersey
 - East Brunswick Post Office, 614 Cranbury Road, East Brunswick, New Jersey
 - District Office of the Board of Fire Commissioners, 680 Old Bridge Turnpike, East Brunswick, New Jersey
 - Old Bridge Volunteer Fire Department, Station 3, Old Stage and Corner of Fern Road, East Brunswick, New Jersey
 - Old Bridge Volunteer Fire Department, Station 1, 5 Pine Street, East Brunswick, New Jersey
 - Old Bridge Volunteer Fire Department, Station 2, Civic Center Fire House, 310 Rues Lane, East Brunswick, New Jersey
5. Filed written notice with the members of this body

Roll Call – Commissioner Bruce R. Smith P, Commissioner Michael P. Mosher P, Commissioner Frederick J. Hoover, Jr., P, Commissioner Steven T. Ansalone P, Kate Sendzik Haines, Solicitor A.

New Business – Open the polls for special meeting to be held between the hours of 6:00 p.m. and 9:00 p.m., or longer if necessary, to determine whether the Board of Fire Commissioners of Fire District No. 1, Township of East Brunswick, County of Middlesex, State of New Jersey, shall raise funds for three (3) standby generators in an amount not to exceed eighty thousand dollars (\$80,000.00), a fire prevention vehicle in an amount not to exceed eighty thousand dollars (\$80,000.00) and reserve for future capital outlay in an amount not to exceed one hundred seventy-five thousand dollars (\$175,000.00) and, at said meeting, the legal voters shall determine, by secret and private ballot, the amounts to be raised for the above projects pursuant to N.J.S.A. 40A:14-84. The amounts determined to be raised at said time and place shall be included in the next annual budget of the Fire District under the section for capital appropriations.

Election results. Eleven People Voted - AT 9PM THE BALLOTS WERE COUNTED -
YES NO
11 0
All 3 Questions

Motion by Commissioner ANSALONE, and second by Commissioner MOSEHER,
that a Resolution Authorizing Capital Projects (three [3] standby generators - \$80,000.00, fire
prevention vehicle - \$80,000.00, reserve for future capital outlay - \$175,000.00) be adopted.
Roll Call: Commissioner Smith Y, Commissioner Mosher Y, Commissioner Hoover
Y, Commissioner Ansalone Y.

Adjournment – Motion by Commissioner MOSEHER, and second by Commissioner
ANSALONE, that the meeting be adjourned. Roll Call: Commissioner Smith Y,
Commissioner Mosher Y, Commissioner Hoover Y, Commissioner Ansalone
Y.

	NAME	ADDRESS
1	FRANCIS SMITH	28 STERLING RD EB
2	STEVEN FUSCHINE	16 ST GEORGES RD
3	MICHAEL MOSHER	25 CORNELL DR., E.B.
4	FRANCIS FAN	9 AVON CT EB
5	MICHAEL MOSHER	25 CORNELL DR., E.B.
6	SHELLIAN LEE	317 WYCOFF WAY WEST
7	MINDY SCHLUSSELD	128 BUTTERNWOOD DR. E.B.
8	FRANCIS SCHLUSSELD	128 BUTTERNWOOD DR. E.B.
9	JUSTIN SCHLUSSELD	128 BUTTERNWOOD DR. E.B.
10	LAURA HOOVER	9 AVON CT EB
11	ROBERT MC DONALD	14 HUDSON RD E.B.

SIGNATURE
