

**TOWNSHIP OF FREDON
ORDINANCE 2022-05**

AN ORDINANCE OF THE REVISED GENERAL CODE OF TOWNSHIP OF FREDON, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO REPLACE SECTION 85-1 ESTABLISHMENT AND RECOGNITION AND TO ADD SECTIONS 85-6 REPORTS TO COMMITTEE, 85-7 OWNERSHIP OF QUARTERS, 85-8 EXPENSES 85-9 PURCHASING AND TITLE OF EQUIPMENT, 85-10 REMOVAL OF OFFICERS, AND 85-11 ADVISORY BOARD OF CHAPTER 85 ENTITLED "VOLUNTEER FIRE COMPANY AND FIRST RESPONDERS" OF THE CODE OF TOWNSHIP OF FREDON, COUNTY OF SUSSEX, STATE OF NEW JERSEY.

WHEREAS, pursuant to N.J.S.A. 40A:14-68(a), In any municipality not having a paid or part-paid fire department and force, the governing body, by ordinance, may contract with a volunteer fire company or companies in such municipality, for purposes of extinguishing fires, upon such terms and conditions as shall be deemed proper. The members of any such company shall be under the supervision and control of said municipality and in performing fire duty shall be deemed to be exercising a governmental function; however, the appointment or election of the chief of the volunteer fire company shall remain the prerogative of the membership of the fire company as set forth in the company's certificate of incorporation or bylaws.; and

WHEREAS, from time to time, the Township of Fredon ("Township") reviews the Township Code in order to clarify, update, or amend its provisions; and

WHEREAS, the General Code of the Township of Fredon, Chapter 85 provides for Volunteer Fire Company and First Responders; and

WHEREAS, said Code does not sufficiently specify oversight of the volunteer fire company and first responders; and

WHEREAS, the Township Committee of Fredon, County of Sussex, and State of New Jersey has determined that there exists a need to include these specifications in the General Code,

BE IT ORDAINED, BY THE FREDON TOWNSHIP COMMITTEE: Chapter 85-1 shall be replaced and Chapters 85-7 through 85-12 be added to read as follows:

85-1 Establishment and recognition.

The Fredon Volunteer Fire Company, Inc., (hereinafter "FVFC") is recognized as the Township's official volunteer fire company for the purpose of providing fire protection and other emergency services and as the Township's official volunteer medical services company for the purpose of providing first aid and emergency medical response services to the residents of the Township and such other persons who may experience injury or illness within the Township. The members of any such company shall be under the supervision and control of said municipality. No other firefighting organization is to be formed within the Township without consent of the Township Committee. FVFD must comply with all the requirements of this article. Approval of the bylaws and such a amendments shall not be unreasonably withheld.

85-7 Reports to Committee.

It shall be the responsibility of the Chief of the FVFC or his designee to make monthly reports to Township Committee about equipment, grounds, apparatus, and all aspects finance, including current and planned expenditures.

85-8 Expenses.

Township Committee shall supply to the FVFC funding at its discretion, based upon the needs of FVFC, and taking into account funds raised by this volunteer organization.

85-9 Purchasing and title of equipment.

The Township of Fredon shall retain ownership and control over fire equipment, materials, supplies, etc. entrusted to the FVFC. The Township of Fredon shall retain title to all equipment purchased with funds supplied by Township Committee for the purpose of purchasing such equipment. However, nothing shall preclude the FVFC from purchasing its own fire equipment or other personal property and retaining title thereof; provided, however, that if the Township shall have a financial responsibility toward the purchase, operation or maintenance of such items, prior formal approval of Township Committee for such purchase shall be required.

85-10 Removal of officers or members.

For good cause, Committee may reprimand, suspend, or remove from office the Fire Chief or any officer or officers of the FVFC.

85-11 Advisory Board.

The Township Committee shall appoint, at its discretion, an Advisory Board to the Department, which shall consist of two adult individuals as chosen by the Township Committee at reorganization annually or on such other meeting date as set by the Township Committee.

CERTIFICATION

I hereby certify that the attached ordinance was called for introduction and first reading by the Township Council on the 19th of May 2022 and will be considered for final passage after public hearing at a regular meeting of the Township Committee to be held on 9th of June 2022.

Suzanne Boland RMC
Municipal Clerk

John Flora
Mayor

Introduced: May 19, 2022
Adopted: