

August 5, 2010

The Board of Fire Commission Fire District #1 Borough of Englishtown, State of New Jersey, convened on Thursday August 5, 2010 regular scheduled meeting of the Board, in the Formal Meeting Room of the Englishtown Fire Department, 3 South Main St. Englishtown, New Jersey.

The meeting was called to order at 8:17 P.M. by Chairman T. Frueh
Sunshine Statement by Joseph D. Youssouf

Statement is hereby given that adequate notice of this meeting was given by:

1. The mailing of said notice to the Asbury Park Press.
2. The prominent posting of said notice at the Englishtown Fire Department.

Members in attendance:

Present: T. Frueh, T. Kirkland, G. Maresca, M. Galasso and P. Cooke

Minutes: Minutes for the June 3, 2010 and July 1, 2010 meetings were tabled until the September meeting. Motion passed by a roll call vote.

Ayes: T. Frueh, P. Cooke, G. Maresca, T. Kirkland, and M. Galasso

Financial: The Treasurer's Report was given by G. Maresca with a recommendation to pay the attached bill list for the Month of August, 2010 in the amount of \$14,300.63. Offered by T. Kirkland and Seconded by: M. Galasso and Motion passed by a roll call vote:

Ayes: P. Cooke, M. Galasso, T. Kirkland, G. Maresca and T. Frueh

Legal and Audit:

New state legislation has placed a 2% cap on Fire District budget increases, annual elections will be moved to November and voting will take place on those seeking a seat as Fire Commissioner. The State Supreme Court has ruled that emergency services agencies can be held liable for errors on the part of 911 telecommunicators.

Chief's Report: See attached

Department Engineer's Report: See attached

Truck Committee: Members of the truck committee conducted a midpoint inspection of the new engine, some minor corrections were made and a change order request processed for an additional \$2,004.90

LOSAP: LOSAP figures for 2008 and 2009 have been gathered and the funds are ready to be contributed to those eligible.

Correspondence: N/A

Insurance: The District's insurance policy was renewed this month with ESIP

(Emergency Services Insurance Provider) being the insurance provider in the amount of \$17,400.

Old Business: Access keys have been distributed to all members of the fire dept. and the key pad system will be deactivated after the fire dept.'s August meeting.

New Business:

Resolution 2010 – 13

Whereas The Board of Fire Commissioners has declared 2 motorolla minitor III pagers to be surplus, motioned by T. Kirkland and seconded by T. Frueh, approved by a roll call vote.

Ayes: G. Maresca, M. Galasso, T. Frueh, P. Cooke, and T. Kirkland

Resolution 2010 – 14

Whereas the Board of Fire Commissioners Fire District # 1, Englishtown Borough has entered into an agreement with the Englishtown Fire Department Relief Association on the purchase of bonds in the amount of \$75,000. To be paid over a four year period at an interest rate of 4%. Motioned by T. Frueh and seconded by T. Kirkland.

Ayes: M. Galasso, P. Cooke, T. Frueh, G. Maresca, and T. Kirkland

Public Open Portion: N/A

Meeting Adjournment: at 9:21 PM after a motion by T. Kirkland and a second by P. Cooke and approved by roll call vote.

Certified at the September 2, 2010 meeting: _____



Aug 10

AVAYA.	6-4-10 to 9-3-10	163.80
Bd of Ed	FUEL FOR JUNE	838.62
E.F.D		1666.66
Englishtown Water & Sewer.		169.
Englishtown Automotive	1267, 1287, 1266	404.03
Edwards Tires	1266	719.80
Freehold Cartage B.	July	79.75
Family Practices	REALE	198
First Priority	1276	1000.
J C P & L	TOWER	17.16
J C P & L		956.92
N.J. GAS		CREDIT.
SBP Ind.	SERVICE CONTRACT. FROM SEPT TO	650 -
TASC FIRE	6 5 gal Foam	581.85
United Communications	Repair 16 papers.	399.52
VERIZON.	TOWER. JUNE & July & Aug.	2032.53
VERIZON	SERVICE PHONE July	161.10
VERIZON.	Cell	256.07
Tim Kirkland	3 Flush light. 6 GHOVES	535.32
Thomas Frush	Baltimore Training	977.80
Gerald MARBESCA.	BALTIMORE Training	699.85
Tim Kirkland.	inspection at Crimson Plant	1792.15
		<hr/>
		14300.63

McMANIMON & SCOTLAND, L.L.C.

ATTORNEYS AT LAW

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(973) 622-1800

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FAX (973) 622-7933
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July 20, 2010

**BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED
Post Office Receipt # 7160 3901 9848 5474 8534**

INTERNAL REVENUE SERVICE
Ogden Submission Processing Center
Ogden, UT 84201

*This copy is for your records only. Form
8038 has already been filed
with the IRS and no further action is
required on your part. Thank you.*

Re: Englishtown Fire District No. 1
P.O. Box 1
Englishtown, New Jersey 07726
FEIN: 22-3143072

Late Filing of Form 8038-G
\$550,000 Fire District Bonds ("Obligations")

Dear Sirs:

This statement is submitted on behalf of the Englishtown Fire District No. 1 (the "Issuer") under the provisions of Rev. Proc. 2002-48, 2002-37 I.R.B.531. The Issuer requests an extension of time to file or amend Form 8038-G, Information Return for Tax-Exempt Governmental Obligations, as required by Section 149(e) of the Internal Revenue Code.

On January 20, 2010, the Issuer issued the Obligations. On May 15, 2010, the Form 8038-G was required to be filed. The Issuer timely prepared and executed Form 8038-G. However, it appears that, through an administrative oversight, the Form 8038-G was not filed with the Service. Bond counsel recently became aware of this apparent oversight in connection with a review of its records.

Section 149(e) of the Internal Revenue Code (the "Code") provides, in pertinent part, that no issue shall be construed to be exempt from Federal income tax unless the information reporting requirements are met by submitting to the Secretary not later than the 15th day of the second calendar month after the close of the quarter in which the note was issued an informational statement concerning the issue. Code Section 149(e) (2) describes information to be submitted to the Secretary and this information is contained in Form 8038-G. Code Section 149(e) (3) states that the Secretary may grant an extension of time for filing of the required statement if the failure to file in a timely fashion is not due to willful neglect. Furthermore, Section 1.149(e)-1(d) (2) (ii) of the Income Tax Regulations provides that the Commissioner

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may grant an extension of time to file any form (or attachment) if the Commissioner determines that the failure to timely file was not due to willful neglect.

In this case the failure to file the Form 8038-G in a timely fashion is not due to willful neglect, but an administrative oversight. Based on the above facts, we ask the Service to accept the request for an extension of time to Form 8038-G. The Issuer requests a conference if the Service reaches a tentative position which is adverse to the Issuer.

To the knowledge of the Issuer, the Obligations in question are not under examination by the Service. If any additional information is needed, please contact the undersigned, at (973) 622-5035.

Sincerely,



Leah Sandbank

/kmd
Encl.

Form **8038-G**

Information Return for Tax-Exempt Governmental Obligations

(Rev. November 2000)
Department of the Treasury
Internal Revenue Service

► Under Internal Revenue Code section 149(e)

► See separate Instructions.

OMB No. 1545-0720

Caution: If the issue price is under \$100,000, use Form 8038-GC.

Part I Reporting Authority		If Amended Return, check here <input type="checkbox"/>	
1 Issuer's name ENGLISHTOWN FIRE DISTRICT NO. 1		2 Issuer's employer identification number 22-3143072	
3 Number and street (or P.O. box if mail is not delivered to street address) P.O. BOX 1		Room/suite	4 Report number 3 01
5 City, town, or post office, state, and ZIP code ENGLISHTOWN, NJ 07726		6 Date of issue 1/20/2010	
7 Name of issue \$550,000 Fire District Bonds		8 CUSIP number n/a	
9 Name and title of officer or legal representative whom the IRS may call for more information L. Sandbank, Member, McManimon & Scotland, LLC		10 Telephone number of officer or legal representative 973-622-1800	

Part II Type of Issue (check applicable box(es) and enter the issue price) See instructions and attach schedule	
11 <input type="checkbox"/> Education	11
12 <input type="checkbox"/> Health and hospital	12
13 <input type="checkbox"/> Transportation	13
14 <input checked="" type="checkbox"/> Public safety	14 550,000
15 <input type="checkbox"/> Environment (including sewage bonds)	15
16 <input type="checkbox"/> Housing	16
17 <input type="checkbox"/> Utilities	17
18 <input type="checkbox"/> Other. Describe ►	18
19 If obligations are TANs or RANs, check box <input type="checkbox"/> If obligations are BANs, check box <input type="checkbox"/>	
20 If obligations are in the form of a lease or installment sale, check box <input type="checkbox"/>	

Part III Description of Obligations. (Complete for the entire issue for which this form is being filed.)					
	(a) Final maturity date	(b) Issue price	(c) Stated redemption price at maturity	(d) Weighted average maturity	(e) Yield
21	1/15/2020	\$ 550,000	\$ 550,000	5.49 years	4.4691 %

Part IV Uses of Proceeds of Bond Issue (including underwriters' discount)	
22 Proceeds used for accrued interest	22 0
23 Issue price of entire issue (enter amount from line 21, column (b))	23 550,000
24 Proceeds used for bond issuance costs (including underwriters' discount)	24 0
25 Proceeds used for credit enhancement	25 0
26 Proceeds allocated to reasonably required reserve or replacement fund	26 0
27 Proceeds used to currently refund prior issues	27 0
28 Proceeds used to advance refund prior issues	28 0
29 Total (add lines 24 through 28)	29 0
30 Nonrefunding proceeds of the issue (subtract line 29 from line 23 and enter amount here)	30 550,000

Part V Description of Refunded Bonds (Complete this part only for refunding bonds.)	
31 Enter the remaining weighted average maturity of the bonds to be currently refunded	N/A years
32 Enter the remaining weighted average maturity of the bonds to be advance refunded	N/A years
33 Enter the last date on which the refunded bonds will be called	N/A
34 Enter the date(s) the refunded bonds were issued	N/A

Part VI Miscellaneous	
35 Enter the amount of the state volume cap allocated to the issue under section 141(b)(5)	35 0
36a Enter the amount of gross proceeds invested or to be invested in a guaranteed investment contract (see instructions)	36a 0
b Enter the final maturity date of the guaranteed investment contract	N/A
37 Pooled financings: a Proceeds of this issue that are to be used to make loans to other governmental units	37a 0
b If this issue is a loan made from the proceeds of another tax-exempt issue, check box <input type="checkbox"/> and enter the name of the issuer	N/A
and the date of the issue ► N/A	
38 If the issuer has designated the issue under section 265(b)(3)(B)(i)(III) (small issuer exception), check box	<input checked="" type="checkbox"/>
39 If the issuer has elected to pay a penalty in lieu of arbitrage rebate, check box	<input type="checkbox"/>
40 If the issuer has identified a hedge, check box	<input type="checkbox"/>

Sign Here Under penalties of perjury, I declare that I have examined this return and accompanying schedules and statements, and to the best of my knowledge and belief, they are true, correct, and complete.

Signature of issuer's authorized representative: *Thomas Frueh* Date: **1/20/10**

Thomas Frueh
Chairman
Type or print name and title