

ORDINANCE NO. 2022-12

**ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF
NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 37 ARTICLE III
ENTITLED "REIMBURSEMENT FOR COSTS".**

WHEREAS, the Township Committee of the Township of Mansfield desires to adopt an ordinance to enable the Township Fire Companies to recover the actual costs for response services provided by Fire Company personnel; and

WHEREAS, in 2017, the Township adopted Ordinance 2017-11, which authorized certain fees for services the Township Committee now wishes to amend Ordinance 2017-11 with the goal of amending existing fees, adopting new fees, and clarifying the process for future amendment of such fees;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey hereby amends Ordinance 2017-11 to read as follows:

WHEREAS, the three (3) Township Fire Companies, Tri County Volunteer Fire Company, Mansfield Fire Company, and Mount Bethel Fire and Rescue, herein referred to as "Mansfield Fire Department", provide fire suppression and emergency services in and around the Township of Mansfield; and

WHEREAS, the costs incurred for the maintenance of equipment used by the Fire Department grows each year; and

WHEREAS, it is the desire of the Township Committee to create an Ordinance to allow a recovery plan for the costs and expenses incurred to remediate hazards; and

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, as follows:

Article III. Reimbursement for Costs.

§ 37-15. Definitions.

FIRE DEPARTMENT

Any of the three (3) Fire Companies within Mansfield Township.

PERSON

A natural person or persons, partnership, corporation, association, firm or other legal entity.

RESPONSIBLE PARTY

The person having received emergency services provided by the Fire Department.

§ 37-16 Purpose.

The purpose of this article is to provide authority, procedures and requirements to seek collection and reimbursement for the reasonable costs of responding to such incidents by the Fire Department for fire service calls, hazardous material incidents, environmental incidents, and safety and rescue incidents coordinated via Warren County Dispatch and 911 responses, and those that use hazardous material abatement equipment and materials are also eligible for reimbursement.

§ 37-17. Authorization to recover costs and expenses.

The Township Committee of the Township of Mansfield authorizes the Fire Department to recover the real and reasonable costs incurred for firefighting materials or equipment used and expended; the costs of the use of fire trucks, fire engines, rescue equipment, tankers and other vehicles; the costs of hazardous situation abatement materials involved in any fire, safety and rescue incident or operation, and hazardous abatement incident, including vehicular accidents or fires.

§ 37-18. Policy for billing.

- A. The Township of Mansfield recognizes the Fire Department's need to bill for volunteer fire, rescue and hazmat services to aid in the provision of emergency services.
- B. No person requiring emergency services shall be denied services due to lack of insurance or ability to pay.
- C. Billing shall only occur if the Township's Crash Truck is on scene.
- D. Any applicable charges for volunteer emergency services rendered shall be billed directly to the user of such services or the user's insurance company.
- E. The Fire Department through any third-party billing agency with which it has contracted for billing and/or collections for volunteer fire, rescue and hazmat services, makes arrangements with users of such services and/or their financially responsible party for the installment payment of bills.
- F. The Fire Department shall provide financial reporting to the Township of Mansfield on a quarterly basis of:
 - (1) The opening balance of funds on hand.
 - (2) Amount of billings issued by the third-party biller.
 - (3) Amount of collections in satisfaction of billings issued.
 - (4) A detailed listing of any amounts disbursed, including the vendor and purpose of disbursement.
 - (5) The ending balance of funds on hand.

37-19. Procedure for billing.

- A. The Fire Department is hereby authorized to enter into a contract with a third-party billing agency and/or collection agency for the performance of emergency, rescue and hazmat services billing and/or collection services, provided that the following standards for third-party billing are met:

(1) The third-party billing service is to be provided at a rate not to exceed 20% of fees collected or at an amount consistent with the fair market value for the services rendered.

(2) Neither the billing agency nor any of its employees are subject to exclusion for any user fee.

(3) The billing agency is bonded and/or insured in amounts satisfactory to the Township of Mansfield.

(4) The Fire Department shall solicit competitive proposals for the provision of third-party billing services at least once every three years to ensure these services are provided at the lowest competitive cost. All documentation of this process shall be provided to the Township of Mansfield for review.

- B. The Fire Department may, at its discretion, bill additionally for material and vehicle costs in the case of any major, extraordinary or unique incidents, including, but not limited to, hazardous material spills, fire emergency and rescue incidents that destroy or severely damage emergency services equipment.

- C. User fees.

(1) Volunteer fire and rescue services shall initiate user fees for the delivery of emergency services, supplies and equipment to the scene of any hazardous material incident, environmental incident or safety and rescue incident or operation, including vehicular accidents and fires that occur and are responded to by the Fire Department.

(2) Every person and/or utility that is provided with volunteer emergency, rescue and hazmat services shall be billed a user fee in accordance with this article.

(3) The user fee for volunteer emergency services rendered shall be billed directly to the user of such services' insurance company. If the insurance company is not known, the

user of services shall be billed directly, with instructions to forward the bill to his/her insurance provider.

(4) Any and all amounts collected as a result of this article shall be used exclusively for the replacement or maintenance of Fire Department emergency services materials, equipment and training.

(5) The Township Committee hereby adopts the rates set forth in the Rate and Fee Schedule attached hereto and by this reference incorporated within this Ordinance as Appendix A. Such rates and fees, other than penalties for late payments, shall not be imposed as a penalty, but shall be calculated to recover the reasonable estimate of the actual cost to the Fire Department. The Township Committee may, from time to time, amend the Rate and Fee Schedule by resolution.

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

This Ordinance shall take effect upon passage and publication as provided by law.

CERTIFICATION

I certify that the foregoing is a true copy of an Ordinance duly adopted by the Township Committee held on this date.



Monica Orlando, Acting Township Clerk

Adopted, First Reading: July 13, 2022

Publication Date: July 19, 2022

Adopted, Second Reading: July 27, 2022

Publication Date: August 3, 2022

Appendix A
Schedule of Fees

Tri County Fire Company Fees

Labor Per Hr	
Chief	\$60
Asst. Chief	\$60
Captain	\$55
Lieutenant	\$50
Firefighter/EMT	\$45
Firefighter/EMR	\$40
FireFighter	\$35
APPARATUS Per Hr	
Rescue 29-75	\$500
Engine 29-63	\$250
Engine 29-61	\$250
Car 29-85	\$75
Auto Aid FD/Squad	\$400
Mutual Aid FD/Squad	\$600
EQUIPMENT Per Hr	
Paratech Gold Struts	\$100
Rescue 42s Stabilization Struts	\$75
Z-Mag Stabilization Struts	\$75
HighLift Jacks	\$50
Block Cribbing	\$15
Paratech Airbags (Per Bag)	\$50
Truck Mounted Light Tower	\$150
Cascade Operation	\$200
Equipment Per Item	
ABC Extinguisher (Recharge)	\$40
Water Can (Recharge)	\$5
Absorbant Boom (Per Boom)	\$70
Absorbant Pad (Per Pad)	\$5
Blanket	\$5
Chainsaw	\$15
Drinking Water	\$5

Caution Tape (per foot)	\$9
Cleaning Supplies	\$50
Co2 Extinguisher	\$52
Firefighting Foam	\$125
K12 Saw Blade	\$23
Sawzall Blade	\$15
Road Flare (Per Unit)	\$4
Speedy Dry (Per Bag)	\$30
Traffic Cone (Per Unit)	\$23
Tyvek Suit (Per Unit)	\$38
Utility Rope	\$20
Glass Master (Per Unit)	\$25
Misc EMS Supplies	\$25
Portable Lights (Per Unit)	\$25
Contractor Bags (Per Bag)	\$5
Medical Gloves (Per Pair)	\$1
Oxygen	\$25
Aed Pads Adult	\$90
Aed Pads Infant	\$125
Portable Generator	\$50
Tarps (Per Unit)	\$25
Kevlar Fire Retardant Blankets (Per Unit)	\$50
C Collar	\$25
Tow Chains	\$35
Misc Handtools	\$15
Box of Nails for Building Stabilization	\$40
2x4 For Building Stabilization (Per Board)	\$10
4x4 For Building Stabilization (Per Board)	\$20
Lolly Column For Building Stabilization (Per Unit)	\$50
TNT Cutters	\$125
TNT Sm Cutters	\$100
TNT Pedal Cutters	\$75
TNT Spreaders	\$125
TNT Ram	\$125
TNT Truck Pump	\$125
TNT Portable Pump	\$100
Paratech Air Chisel	\$100
Milwalkee Sawzalls (per 1)	\$25
Milwalkee Cordless Powertools	\$25

Non-Resident Base Rate	\$275
Equipment per damage	
PPE Boots	\$300
PPE Extrication Gloves	\$55
PPE Fire Gloves	\$75
PPE Jacket	\$875
PPE Pants	\$1,125
Chainsaw Blade	\$35
Chainsaw Bar	\$45
Hydraulic hose	\$604
1 3/4 Fire Hose	\$150
300 ft Lifesafety Rope	\$530

Introduction: July 13, 2022

Committee	Motion	Second	Yeas	Nays	Abstain	Absent
Mr. Farino			X			
Mr. Hayes	X		X			
Mr. McGuiness			X			
Mrs. Mora Dillon		X	X			
Mayor Watters			X			

Adoption: July 27, 2022

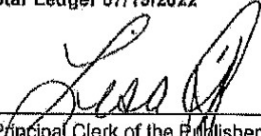
Committee	Motion	Second	Yeas	Nays	Abstain	Absent
Mr. Farino			X			
Mr. Hayes	X		X			
Mr. McGuiness		X	X			
Mrs. Mora Dillon			X			
Mayor Watters			X			



State of New Jersey,) ss
County of Middlesex)

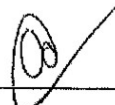
Lisa Arrington being duly sworn, deposes that he/she is principal clerk of NJ Advance Media; that Star Ledger is a public newspaper, with general circulation in Atlantic, Burlington, Cape May, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Somerset, Sussex, Union, and Warren Counties, and this notice is an accurate and true copy of this notice as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following date(s):

Star Ledger 07/19/2022



Principal Clerk of the Publisher

Sworn to and subscribed before me this 20th day of July 2022



Notary Public

CHERYLYN ALSTON
Notary Public, State of New Jersey
My Commission Expires
October 18, 2024

**TOWNSHIP OF MANSFIELD
PORT MURRAY, N.J.
ADOPTION OF ORDINANCE
ON FIRST READING
July 13, 2022**

**ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF
WARREN, STATE OF NEW JERSEY, AMENDING AND
SUPPLEMENTING CHAPTER 37 ARTICLE III ENTITLED
"REIMBURSEMENT FOR COSTS".**

be and is hereby adopted on the first reading, and a second reading and public hearing be held at 7:30 P.M., prevailing time, in the Township of Mansfield Municipal Building, 100 Port Murray Rd, Port Murray, New Jersey on the 27TH day of July, 2022.

STATEMENT of PURPOSE: This ordinance is intended to amend Ordinance 2017-11 regarding Township Fire Companies fees to amend existing fees, adopt new fees, and clarify the process for future amendment of such fees.

Copies of this Ordinance shall be posted in at least two (2) public places within the Township prior to the date for second reading and final passage and copies of this said Ordinance shall be available at the Office of the Township Clerk, as well as the Township's website www.mansfieldtownship-nj.gov for any interested members of the public.

Monica Orlando
Acting Township Clerk
7/19/22 \$72.60

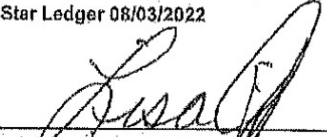


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Total \$128.61

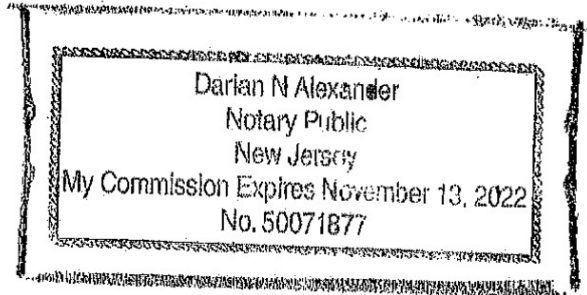
State of New Jersey,) ss
County of Middlesex)

Lisa Arrington being duly sworn, deposes that he/she is principal clerk of NJ Advance Media; that Star Ledger is a public newspaper, with general circulation in Atlantic, Burlington, Cape May, Essex, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Somerset, Sussex, Union, and Warren Counties, and this notice is an accurate and true copy of this notice as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following date(s):
Star Ledger 08/03/2022


Principal Clerk of the Publisher

Sworn to and subscribed before me this 8th day of August 2022


Notary Public



**NOTICE OF ADOPTION
TOWNSHIP OF MANSFIELD
ORDINANCE NO. 2022-12
July 27, 2022**

ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 37 ARTICLE III ENTITLED "REIMBURSEMENT FOR COSTS".
TAKE NOTICE that the foregoing Ordinance was introduced and passed on First Reading at a Regular meeting of the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey held on July 13, 2022 and was finally adopted following Second Reading and a Public Hearing before said Township Committee at a meeting held in the Mansfield Township Municipal Building on July 27, 2022.

Monica Orlando
Acting Township Clerk
8/3/22 \$38.61