

MONTVILLE TOWNSHIP FIRE DISTRICT NO. 3

Reorganization & Regular Meeting  
March 16, 2011

The Board of Fire Commissioners, Fire District No. 3, held a regular meeting on Wednesday, March 16, 2011, 47 Bloomfield Avenue, Pine Brook, New Jersey 07058 at 7:00 PM.

Present: Anthony Speciale, Ronald Cain Jr., Edward Rosenbergen Timothy Wright and Donald Hainzl

Also Present: Fire Official Robert Schmitt and Fire Chief Herbert Eggers Jr.

Chairman Speciale called the meeting to order at 7:00 PM.

“As required by the Open Public Meeting Act, adequate notice of this meeting has been provided with the notice specified the time and place of the meeting to the extent known at that time.

The Notice was mailed to the Daily Record on December 22, 2011 and a copy of this notice has been placed on file in the District Clerk’s Office.”

Chairman Speciale led the flag salute.

Oath of Office was administered to Anthony Speciale Sr. and Edward Rosenbergen Sr.

Reorganization of officers:

Motion by R. Cain Jr. to appoint T. Wright as the temporary Chairman seconded by D. Hainzl.

Motion by E. Rosenbergen to nominate R. Cain Jr. as Chairman seconded by D. Hainzl. No further nominations. Motion by D. Hainzl to close nominations seconded by E. Rosenbergen. R. Cain Jr. - Chairman

Motion by E. Rosenbergen to nominate A. Speciale as Vice Chairman seconded by D. Hainzl. No further nominations. Motion by E. Rosenbergen to close nominations seconded by T. Wright. A. Speciale - Vice Chairman

Motion by D. Hainzl to nominate T. Wright as Treasurer seconded by A. Speciale. No further nominations. Motion by E. Rosenbergen to close nominations seconded by D. Hainzl. T. Wright- Treasurer

Motion by D. Hainzl to nominate E. Rosenbergen as District Clerk, seconded by T. Wright. No further nominations. Motion by D. Hainzl to close nominations seconded by T. Wright. E. Rosenbergen – District Clerk

Chairman Cain recommended leaving the Committee Appointments the same.

#### Building & Grounds:

Two proposals were received late today, E. Rosenbergen and R. Cain Jr. will review them and make sure all the required documents are in order and review the pricing. R. Cain Jr. suggested since the lawn maintenance should have been awarded at this meeting, would the Board want to do a poll after the review is complete. Board agreed a poll should be done.

R. Cain Jr. said that Insurance is due for renewal May 14, 2011. The Board is receiving quotes for insurance.

T. Wright said we should be receiving the first tax check from Montville Township in April.

A. Speciale said that Big John will be picking up 377 either Thursday March 17th or Friday 18th of this week. He will be checking to see why there is a pressure problem with the truck. R. Cain Jr. said that 378 heater had a leak; it was bypassed so the truck is running. Board said they will not repair as the truck is being replaced with new Pumper/rescue truck. R. Cain Jr. discussed having Fire & Safety do all the repairs to the trucks when they are here for the annual service. If they need authorization then we will give it when the Board schedules the regular maintenance. R. Cain Jr. said a lot of the issues could be eliminated if the engineers did the weekly checks on the trucks. A. Speciale will contact Fire & Safety and have them do the repairs when they are servicing them.

R. Cain mentioned the generator is not working at this time. Davis Carburetor has been here, the circuit board is no good. They are going to get a price to repair or rebuild.

Motion by T. Wright to open meeting to the public seconded by A. Speciale. No public present. Motion by E. Rosenbergen to close public session seconded by T. Wright.

#### Fire Chief's Report: 18 Alarms 1 Drill

Motion by E. Rosenbergen to accept the Fire Chief's Report seconded by E. Rosenbergen. All in favor.

#### Fire Prevention Report: See Schedule A

A. Speciale asked Fire Official Schmitt if he was aware that there were numerous garbage trucks parked at GI Auto. R. Schmitt said that he was not aware of it, but they would fall under the DOT as they are not housed in a building. Chief Eggers said he

thinks they were only parked there while Fairfield was flooded as they are not there anymore.

Motion by A. Speciale to accept the Fire Prevention Report seconded by E. Rosenbergen. All in favor.

Motion by E. Rosenbergen to accept the minutes of February 16, 2011 seconded by T. Wright. Roll: T. Wright-Yes, D. Hainzl –Yes, E. Rosenbergen –Yes, A. Speciale-Yes and R. Cain Jr.-Yes.

Financial Report: See Schedule B

Motion by E. Rosenbergen to accept the Financial Report seconded by D. Hainzl. Roll Call: T. Wright-Yes, D. Hainzl-Yes, E. Rosenbergen- Yes, A. Speciale-Yes and R. Cain Jr. –Yes.

Bills to be paid: See Schedule C

Motion by E. Rosenbergen to pay bills submitted seconded by T. Wright. Roll Call: T. Wright-Yes, D. Hainzl –Yes, E. Rosenbergen-Yes, A. Speciale-Yes and R. Cain Jr.-Yes.

R. Cain Jr. said that to his knowledge there has been no communication from Montville Township for the County Dispatch.

Chief Eggers presented the Board with the drawings and specifications of the Pierce Rescue-Pumper that he and his officer's feel will meet the needs of the Fire District. A. Speciale made a motion to move on and go out to bid. R. Cain Jr. mentioned that the specifications are not correct at this time and they need to be correct before going out to bid. If the Board has to do change orders the cost will be exorbitant. E. Rosenbergen asked if there could possibly be a special meeting to finalize the specifications. R. Cain Jr. asked for a second to the motion to proceed with the bidding, seconded by T. Wright. Roll Call: T. Wright-Yes, D. Hainzl –Yes, E. Rosenbergen-Yes, A. Speciale-Yes and R. Cain Jr. –Yes.

Resolution No. 2011-02  
THE COMMISSIONERS OF FIRE DISTRICT NO. 3  
IN THE TOWNSHIP OF MONTVILLE, COUNTY OF MORRIS

Authorizing Appointment of Auditor  
For the 2011 Year

WHEREAS, there exists a continuing need for certain auditing services to be provided to the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris concerning various responsibilities undertaken by said Commissioners; and,

WHEREAS, the Commissioners are desirous of making an appointment to this position as referenced above for the 2011 year; and,

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq, provides that a governing body may award a contract without public advertising for competitive bidding where the nature of said contract is in the form of a professional service; and,

WHEREAS, the subject resolution providing for the awarding of this contract relative to professional services, and the notice of award of said contract shall be made available for public inspection; and,

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i) provides that a notice of the award of said contract be published in a newspaper, said advertisement stating the nature, duration and amount of the contract.

NOW, THEREFORE, be it RESOLVED, by the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris as follows:

**The firm of Nisivoccia & Company LLP**, is hereby appointed to provide auditing services to the Commissioners for assistance in preparation of the 2011 budget and for establishment and maintenance of the necessary documentation consistent with the requirements and regulations.

This Resolution and the notice of award of contract shall be available for public inspection.

CERTIFICATION

I, Edward J. Rosenbergen Sr., District Clerk of the Board of Fire Commissioners Fire District No. 3, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Board at a meeting held on March 16, 2011.

Dated: March 16, 2011

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Edward J. Rosenbergen Sr., District Clerk

Resolution 2011-03

THE COMMISSIONERS OF FIRE DISTRICT NO. 3  
IN THE TOWNSHIP OF MONTVILLE, COUNTY OF MORRIS

Medical Facility  
2011

WHEREAS, there exists a need for designating a Medical Facility for the Commissioners of Fire District No. 3 in the Township of Montville, concerning various responsibilities undertaken by the Commissioners; and,

WHEREAS, the Commissioners are desirous of making an appointment to this position as referenced above for the year of 2011; and,

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq., provides that a governing body may award a contract without public advertising for competitive bidding where the nature of said contract is in the form of a professional service; and,

WHEREAS, the subject resolution providing for the awarding of a contract relative to professional services and the notice of the award of contract shall be available for public inspection; and,

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), provides that a notice of the award of said contract shall be published in a newspaper, said advertisement stating the nature, duration and amount of the contract.

NOW THEREFORE, be it RESOLVED by the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris, as follows:

**Morristown Memorial Hospital, Atlantic Health System** is hereby appointed to provide Medical Services to the Commissioners relative to any and all issues presented to the Commissioners pursuant to any of its obligations or responsibilities.

This resolution and the notice of award of contract shall be available for public inspection.

#### CERTIFICATION

I, Edward J. Rosenbergen Sr., District Clerk of the Board of Fire Commissioners Fire District No. 3, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Board at a meeting held on March 16, 2011.

Dated: March 16, 2011

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Edward J. Rosenbergen Sr., District Clerk

Resolution No. 2011-04  
THE COMMISSIONERS OF FIRE DISTRICT NO. 3  
IN THE TOWNSHIP OF MONTVILLE COUNTY OF MORRIS

Designation of Official Newspaper for  
Publications for the 2011 Year

WHEREAS, the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris, must, by statutory law, publish various items in order to comply with said requirements of statutory law; and

WHEREAS, the Commissioners are desirous of designating a newspaper as the official newspaper in which the Commissioners may publish it's various items during the 2011 year.

NOW, THEREFORE be it RESOLVED, by the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris, as follows:

1. The official Newspaper in which the Commissioners will publish all required notices or other items during the 2011 year pursuant to New Jersey statutes shall be the **Daily Record**.

#### CERTIFICATION

I, Edward J. Rosenbergen Sr., District Clerk of the Board of Fire Commissioners Fire District No. 3, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Board at a meeting held on March 16, 2011.

Dated: March 16, 2011

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Edward J. Rosenbergen Sr., District Clerk  
RESOLUTION 2011-05

#### THE COMMISSIONERS OF FIRE DISTRICT NO. 3 IN THE TOWNSHIP OF MONTVILLE, COUNTY OF MORRIS

#### Authorizing Appointment of Attorney for the 2011 Year

WHEREAS, there exists a continuing need for legal services to be provided to the Commissioners of Fire District No. 3 in the Township of Montville, concerning various responsibilities undertaken by the Commissioners; and,

WHEREAS, the Commissioners are desirous of making an appointment to this position as referenced above for the year of 2011; and,

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq., provides that a governing body may award a contract without public advertising for competitive bidding where the nature of said contract is in the form of a professional service; and,

WHEREAS, the subject resolution providing for the awarding of a contract relative to professional services and the notice of the award of contract shall be available for public inspection; and,

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), provides that a notice of the award of said contract shall be published in a newspaper, said advertisement stating the nature, duration and amount of the contract.

NOW THEREFORE, be it RESOLVED by the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris, as follows:

**Anthony Bucco, with the firm of Murphy, Hubner, McKeon P.C.**, is hereby appointed to provide legal services to the Commissioners relative to any and all issues presented to the Commissioners pursuant to any of its obligations or responsibilities.

This resolution and the notice of award of contract shall be available for public inspection.

#### CERTIFICATION

I, Edward J. Rosenbergen Sr., District Clerk of the Board of Fire Commissioners Fire District No. 3, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Board at a meeting held on March 16, 2011.

Dated: March 16, 2011

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Edward J. Rosenbergen Sr., District Clerk  
Resolution 2011-06

#### THE COMMISSIONERS OF FIRE DISTRICT NO. 3 IN THE TOWNSHIP OF MONTVILLE, COUNTY OF MORRIS

#### Authorizing Financial Institution 2011

WHEREAS, there exists a need for designating a Financial Institution for the Commissioners of Fire District No. 3 in the Township of Montville, concerning various responsibilities undertaken by the Commissioners; and,

WHEREAS, the Commissioners are desirous of making an appointment to this position as referenced above for the year of 2011; and,

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq., provides that a governing body may award a contract without public advertising for competitive bidding where the nature of said contract is in the form of a professional service; and,

WHEREAS, the subject resolution providing for the awarding of a contract relative to professional services and the notice of the award of contract shall be available for public inspection; and,

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(i), provides that a notice of the award of said contract shall be published in a newspaper, said advertisement stating the nature, duration and amount of the contract.

NOW THEREFORE, be it RESOLVED by the Commissioners of Fire District No. 3 in the Township of Montville, County of Morris, as follows:

**Lakeland Bank, 166 Changebridge Road, Montville, New Jersey and/or Kearny Federal Bank, Changebridge Road, Montville, New Jersey** are hereby appointed to provide financial services to the Commissioners relative to any and all issues presented to the Commissioners pursuant to any of its obligations or responsibilities.

This resolution and the notice of award of contract shall be available for public inspection.

#### CERTIFICATION

I, Edward J. Rosenbergen Sr., District Clerk of the Board of Fire Commissioners Fire District No. 3, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Board at a meeting held on March 16, 2011.

Dated: March 16, 2011

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Edward J. Rosenbergen Sr. District Clerk

Motion by E. Rosenbergen to adopt Resolutions 2011-2, 2011-3, 2011-4, 2011-5 and 2011-6 seconded by T. Wright. Roll Call: T. Wright-Yes, D. Hainzl-Yes, E. Rosenbergen-Yes, A. Speciale-Yes and R. Cain Jr. –Yes.

D. Hainzl said to table the Fire Department Social Media Policy until April meeting.

R. Cain Jr. suggested the Board find another attorney to represent them if something should come up with the Township as there would be a conflict of interest. D. Hainzl agreed this should be done now and not wait until we should need one.

R. Cain Jr. discussed having Joint Commissioners Meetings quarterly. There are a lot of things going on now that should be discussed. R. Cain Jr. will make contact with Dist. 1 and Dist. 2 for possible dates.

R. Cain Jr. discussed the concerns with PEOSHA. They have been inspecting quite a few fire departments and violations are being found. A. Speciale suggested having someone come in and tell the Department what needs to be done. E. Rosenbergen and Chief Eggers said that PEOSHA will come in and assist you in getting everything up to PEOSHA standards. One of the things departments are being cited for is pump certification. This is something that can be discussed at the Joint Commissioners meeting.

Chief Eggers asked what were some of the issues with the Specifications that need to be addressed, R. Cain Jr. said that it does not ask for any Mask bags, Chief said that they want them; also there are no trips schedule in the specifications. Chief Eggers said they cannot be put in Specifications. Chief and Officers will sit down with R. Cain Jr. and another commissioner to go over the specifications to make sure everything is correct prior to bid publication.



R. Cain Jr. thanked A. Speciale for serving as Chairman of the Board for many years.

Motion by E. Rosenbergen to adjourn meeting seconded by T. Wright.

Meeting adjourned at 7:50 PM

Respectfully submitted,

Kathleen Cain  
Recording Secretary