

MONTVILLE TOWNSHIP FIRE DISTRICT NO. 3

Regular Meeting  
May 18, 2011

The Board of Fire Commissioners, Fire District No. 3, held a regular meeting on Wednesday, May 18, 2011, 47 Bloomfield Avenue, Pine Brook, New Jersey 07058 at 7:00 PM.

Present: Ronald R. Cain Jr., Anthony Speciale, Edward Rosenbergen Sr. and Donald Hainzl.

Absent: Timothy Wright

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

Chairman Cain 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, a copy of this notice has been placed in Montville Town Hall and a copy is on file in the District Clerk’s Office.”

Chairman Cain led the flag salute.

R. Cain Jr. said the hood system Station No. 1 has been upgraded and is in compliance.

A. Speciale mentioned that the Volunteers have discussed possibly approaching the Township and the 4<sup>th</sup> of July Committee for the Fire Departments 100<sup>th</sup> Anniversary celebration. He asked that the Board support the Volunteers if this is the direction they choose. Board all agreed they would help them obtain the approval they need.

R. Cain Jr. said the insurance has been renewed for 2011-2012 and is all in order.

A. Speciale discussed the UL report for the 2005 Pierce Dash Aerial. There are some items that were not inspected. This will have to be done and any repairs will have to be done prior to UL issuing a Certificate for the inspection. When the Board receives the quote from Fire & Safety for the repairs, notification will be made to all Board members either by email or telephone to get the work scheduled.

Motion by D. Hainzl to open meeting to the public seconded by E. Rosenbergen. No public. Motion by E. Rosenbergen to close public session seconded by D. Hainzl.

Fire Chiefs Report: 8 Alarms 1 Drill

Motion by A. Speciale to accept the Chiefs Report seconded by D. Hainzl. All in favor

Fire Prevention Report: See Schedule A

Motion by E. Rosenbergen to accept the Fire Prevention Report seconded by D. Hainzl. All in favor.

Motion by A. Speciale to accept the minutes of April 20, 2011 seconded by E. Rosenbergen. Roll Call: D. Hainzl –Yes, E. Rosenbergen-Yes, A. Speciale-Yes and R. Cain Jr.-Yes.

Financial Report: See Schedule B

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

Bills submitted for payment: See Schedule C

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

R. Cain Jr. discussed the first draft of the letter to go to the Township. When the Board has heard from the other Districts, the letter will be finalized and emailed to the Board members and MTFAS. After final approval it will be sent to the Township. At this time the consensus is the Fire Districts will cancel the joint work session scheduled for May 25, 2011. R. Cain Jr. asked Chief Eggers if he and his Officers were still in favor of not going to the County for dispatch. Chief Eggers said that he and the Officers are not interested in going to the County; his concern is what if everyone around Montville Township does. D. Hainzl said that Montville Township will still be able to work together with the MIRS system like you do now.

**A RESOLUTION OF THE BOARD OF FIRE  
COMMISSIONERS OF  
FIRE DISTRICT NO. 3, IN THE TOWNSHIP OF  
MONTVILLE, COUNTY OF MORRIS, MAKING  
APPLICATION TO THE LOCAL FINANCE BOARD  
PURSUANT TO N.J.S.A. 40A:5A-6**

**WHEREAS**, the Board of Fire Commissioners of Fire District No. 3, in the Township of Montville, County of Morris (the “Fire District”), desires to make application to the Local Finance Board pursuant to N.J.S.A. 40A:5A-6 for positive findings in connection with the adoption by the Fire District of a resolution authorizing a lease purchase agreement for the acquisition of a fire rescue/pumper; and

**WHEREAS**, the Fire District believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose is for the health, welfare, convenience or betterment of the inhabitants of the Fire District;
- (c) the amounts to be expended for said purpose are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Fire District and will not create an undue financial burden to be placed upon the Fire District.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Fire Commissioners of Fire District No. 3, in the Township of Montville, County of Morris, and State of New Jersey, as follows:

**Section 1.** An application to the Local Finance Board is hereby approved, and the Fire District's Bond Counsel, Auditor and other professionals are hereby authorized to prepare such application and to represent the Fire District in matters pertaining thereto.

**Section 2.** The Secretary of the Fire District is hereby directed to file a copy of this Resolution with the Local Finance Board as part of such application.

**Section 3.** The Local Finance Board is hereby respectfully requested to consider such application and to record its findings as provided by the applicable New Jersey Statute.

**MONTVILLE TOWNSHIP FIRE DISTRICT NO. 3**

**By:** \_\_\_\_\_

Dated: May 18, 2011

Ronald Cain Jr., Chairman

I, Edward Rosenbergen Sr., District Clerk of the Board of Fire Commissioners of Fire District No. 3, do hereby certify that the foregoing to be a true copy of a resolution adopted by the Board at a meeting held on May 18, 2011.

Dated: May 18, 2011  
Clerk

Edward Rosenbergen Sr., District Clerk

Recorded Vote

<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
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Motion by A. Speciale to adopt Resolution 2011-08 seconded by D. Hainzl. Roll Call: D. Hainzl-Yes, E. Rosenbergen-Yes, A. Speciale-Yes and R. Cain Jr. Yes. T. Wright – Absent

R. Cain Jr. said he has asked the Attorney to include an option in the legal documents for a 5 year lease period and a 3 year lease period. The Attorney is working on the boiler plate as soon as we receive it, the truck will go out for bid.

R. Cain Jr. discussed PEOSHA. A quote from American Test Center to test the ground ladders would be \$40 per ladder minimum cost of \$400.00. This company will also put the heat sensors on the ladders when they are being inspected. Motion by E. Rosenbergen to have American Ladder Company do the ground ladder tests seconded by D. Hainzl. All in favor. R. Cain Jr. suggested not spending the money to certify the ladders on the Squirt as you are getting rid of it when the new truck is delivered and the ladder has not been certified on it in years. The MSA packs are inspected annually as is the fire hose. The Pump tests will be done. R. Cain Jr. will get pricing for June's meeting. He also said that general housekeeping has to be done in the boiler rooms, storage rooms etc.

R. Cain Jr. asked the Boards opinion on the boiler replacement for Station No. 1 Bay area. K Cooling has proposed a boiler similar to what we have at a cost of \$8,000; the efficiency would be same as the current one. The Board has also requested information on a high efficiency boiler. The cost for that could be \$15,000. Board will check into rebate programs for businesses. Also will check with K. Cooling to see what his opinion is on a high efficiency boiler vs. the one he has proposed. E. Rosenbergen said at some point in the future it may be worthwhile to look into solar panels.

R. Cain Jr. and E. Rosenbergen reported on a possible solution to the humidity issue at Station No. 2. They suggested installing ceiling fans to move the air around. A. Speciale suggested getting pricing on a ventilation system to bring in outside air. Such as an air exchange. J. Schmitt will ask Tri Tech for information on this. Board will contact Gary Salvano and get his recommendation. After this step has been completed R. Cain Jr. said

the recommendation is to remove approximately 2 feet of the bottom of the sheet rock and replace, scrape all walls, then prime with a sealer, then paint.

#### RESOLUTION 2011-07

WHEREAS, N.J.S.A. 40A:5A-15 requires the governing body of every unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2010 has been filed by a Registered Municipal Accountant with the Secretary of the Board as per the requirements of N.J.S.A. 40A:5A-15, and a copy has been received by each member of the authority, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each authority shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the authority have reviewed, as a minimum, the sections of the annual audit entitled: “ General Comments” and “Recommendations”, and

WHEREAS, the members of the authority have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled: “General Comments” and “Recommendations”, as evidenced by the group affidavit form of the governing body, and

WHEREAS, such resolution of certification shall be adopted by the Authority no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, All members of the authority have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to he affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgation’s of the Local Finance Board of the State of New Jersey may subject the members of the authority to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey and order of the director (Director of Local Government Services), under the provisions of this Article, shall be quality of a misdemeanor and, upon conviction, may be fined not more than one thousand

dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE BE IT RESOLVED, That the Board of Fire District No. 3, Township of Montville, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT A MEETING HELD ON May 18, 2011

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Edward Rosenbergen, District Clerk

Motion by E. Rosenbergen to adopt Resolution 2011-07 for the 2010 Audit seconded by D. Hainzl. Roll Call: D. Hainzl –Yes, E. Rosenbergen-Yes, A. Speciale-Yes and R. Cain Jr.-Yes. T. Wright –Absent

R. Cain Jr. suggested the joint work session meeting for next Wednesday, May 25, 2011 be cancelled if the correspondence is finalized with the other Districts. Board agreed the meeting would not be necessary.

Motion by D. Hainzl to adjourn meeting seconded by E. Rosenbergen.

Meeting adjourned at 7:50 PM

Respectfully submitted,

Kathleen Cain  
Recording Secretary