

MONTVILLE TOWNSHIP FIRE DISTRICT NO. 3

REGULAR MEETING

December 19, 2012

The Board of Fire Commissioners, Fire District No. 3, held a regular meeting on Wednesday, December 19, 2012, 47 Bloomfield Avenue, Pine Brook, New Jersey 07058 at 6:15 PM.

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

Chairman Speciale called the meeting to order at 6:15 PM.

Statement of Open Public Meeting Act compliance read by Chairman Speciale

Motion by D. Hainzl to open meeting to the public seconded by R. Cain Jr., no public comments, motion by R. Cain Jr. to close public session seconded by T. Wright.

Chiefs Report: Motion by R. Cain Jr. to accept the Fire Chief's Report seconded by D. Hainzl.

Fire Prevention Report: R. Cain Jr. said he will have the Bureau begin the reports by calendar month January 1, 2013. Motion by D. Hainzl to accept the Fire Prevention Report seconded by E. Rosenbergen.

Motion by E. Rosenbergen to accept the minutes of November 21, 2012 seconded by T. Wright. Roll Call: T. Wright-Yes, D. Hainzl-Yes, E. Rosenbergen-Yes, R. Cain Jr.-Yes and A. Speciale-Yes.

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

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

Motion by R. Cain Jr. to adopt the 2013 Budget seconded by E. Rosenbergen

**2013 ADOPTED BUDGET RESOLUTION**

**Montville Township**

**Fire District No. 3**

**FISCAL YEAR: From January 1, 2013 to December 31, 2013**

WHEREAS, the Annual Budget for the Montville Township Fire District No. 3 for the fiscal year beginning January 1, 2013 and ending December 31, 2013 has been presented for adoption before the Board of Commissioners of the Montville Township Fire District No. 3 at its open public meeting of December 19, 2012; and

WHEREAS, the Annual Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and

WHEREAS, the adopted budget is in compliance with the Property Tax Levy Cap Law (N.J.S.A. 40A:4-45.44 et. seq.)*[include as appropriate: includes a proposed public referendum in the amount of \$\_\_\_\_\_ in excess of the allowable amount to be raised by taxation] [includes a proposed public referendum in the amount of \$\_\_\_\_\_ as an appropriation from restricted fund balance to be used as a budget revenue]*; and,

WHEREAS, the Annual Budget as presented for adoption reflects Total Revenues of \$ 624,700, which includes amount to be raised by taxation of \$ 540,000 and Total Appropriations of \$ 624,700; and

WHEREAS, an election shall be held annually on the third Saturday of February in each established fire district to determine the amount of money to be raised by taxation for the ensuing year.

NOW, THEREFORE BE IT RESOLVED, by the Board of Commissioners of the Montville Township Fire District No. 3, at an open public meeting held on December 19, 2012 that the Annual Budget of the Montville Township Fire District No. 3 for the fiscal year beginning January 1, 2013 and ending December 31, 2013 is hereby adopted and, [subject to the proposed referendum being approved by 50 percent of the voters] shall constitute appropriations for the purposes stated and authorization of Total Revenues of \$ 624,700 which includes amount to be raised by taxation of \$ 540,000 and Total Appropriations of \$ 624,700; and,

BE IT FURTHER RESOLVED, that the Annual Budget as presented for adoption reflects each item of revenue and appropriation in the same amount and title as set forth in the introduced and approved budget, including all amendments thereto, if any, which have been approved by the Director of the Division of Local Government Services; and,

BE IT FURTHER RESOLVED, that an annual election shall be held on the third Saturday of February to determine the amount of money to be raised by taxation for the ensuing year. The results of which shall be subsequently certified to the Division and the Municipal Assessor.

Edward Rosenbergen Sr.  
(Secretary's Signature)

Dec. 19, 2012  
(Date)

**Board of Commissioners Recorded Vote**

Member	Aye	Nay	Abstain	Absent
A. Speciale	X			
R. Cain Jr.	X			
E. Rosenbergen Sr.	X			
T. Wright	X			
D. Hainzl	X			

PUBLIC NOTICE  
TOWNSHIP OF MONTVILLE  
BOARD OF FIRE COMMISSIONERS  
DISTRICT NO. 3, PINE BROOK

Please take notice that the Board of Fire Commissioners of Fire District No. 3, Pine Brook, New Jersey, will meet on the third Wednesday of each month to discuss or act upon public business at 7:00 PM prevailing time on each of the dates set forth below. Said regular meetings will be held at Pine Brook Fire Headquarters, Station #1, 47 Bloomfield Avenue, Pine Brook, New Jersey 07058.

January 16, 2013	May 15, 2013	September 18, 2013
February 20, 2013	June 19, 2013	October 16, 2013
March 20, 2013	July 17, 2013	November 20, 2013
April 17, 2013	August 21, 2013	

December 18, 2013    6:00 PM    Public Hearing    6:15 PM    Regular Meeting

Agenda  
Call Meeting to Order  
Open Public Meeting Notice  
Flag Salute  
Committee Reports  
Public Session  
Fire Chiefs Report  
Fire Prevention Report  
Pending Items  
Unfinished Business  
New Business  
Adjourn

Notice of any additions to the above schedule or changes in time, place or dates of scheduled meetings will be published in advance as required by law.

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Edward Rosenbergen Sr., District Clerk  
Board of Fire Commissioners  
District No. 3, Pine Brook  
Montville Township, New Jersey

Motion by R. Cain Jr. to approve the meeting dates and agenda for 2013 seconded by T. Wright. Roll Call: T. Wright-Yes, D. Hainzl-Yes. E. Rosenbergen-Yes, R. Cain Jr.-Yes and A. Speciale-Yes.

RESOLUTION 2012-06  
RESOLUTION FOR LINE ITEM CHANGE AUTHORIZATION  
Pursuant to N.J.S.A. 5:31-2.8

WHEREAS, N.J.S.A. 5:31-2.8 provides that the Director of the Division of Local Government Services and, at the request of, or the consent of, the governing body of a District, make such correction of any amount of appropriation available for the purpose or purposes required for the needs of any such District;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S.A. 5:31-2.8 the Montville Township Fire District No. 3, hereby requests the Director of the Division of Local Government Services to make the following correction in the budget of the year 2012;

Transfer Line Item 21 Hose to Line Item 1 Telephone	\$177.50
Transfer Line Item 21 Hose to Line Item 4 Gas & Diesel	\$2,244.48
Line Item overage was due to increase costs of Gas & Diesel and Hurricane Sandy	
Transfer Line Item 21 Hose to Line Item 26 Employee Benefits	\$82.99

The above transfers were made to change the budgeted amounts to balance the expended amounts of all lines of the budget including the encumbered purchase orders.

BE IT FURTHER RESOLVED, that the changes are, in the opinion of the governing body, warranted and authorized by the Statute above referred to and is necessary for the orderly operation of the District for the reasons hereinafter set forth;

CERTIFICATION

I, Edward Rosenbergen Sr., District Clerk of the Board of Fire Commissioners of 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 December 19, 2012.

\_\_\_\_\_  
Edward Rosenbergen Sr.  
District Clerk

\_\_\_\_\_  
Timothy J. Wright  
Treasurer

Roll Call:

T. Wright	X	R. Cain Jr.	X
D. Hainzl	X	A. Speciale	X
E. Rosenbergen Sr.	X		

**A RESOLUTION CONCERNING REVIEW OF FINDINGS OF THE  
LOCAL FINANCE BOARD MADE AT A MEETING OF SAID BOARD ON  
AUGUST 18, 2011 IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A.  
40A:5A-6 AND 40A:5A-7 FOR APPROVAL OF A LEASE PURCHASE  
FINANCING BY THE BOARD OF FIRE COMMISSIONERS OF FIRE  
DISTRICT NO. 3 IN THE TOWNSHIP OF MONTVILLE, COUNTY OF  
MORRIS, NEW JERSEY**

**WHEREAS**, the findings issued by the Local Finance Board at a meeting of said Board, held on August 18, 2011, with respect to the \$716,871.00 fire truck lease purchase financing undertaken in August 2011 by The Board of Fire Commissioners of Fire District No. 3 in the Township of Montville, County of Morris, New Jersey (the "Fire District") have been filed with the Clerk of the Fire District and a copy of such findings has been received by each member of the Board of Fire Commissioners of the Fire District; and

**WHEREAS**, N.J.S.A. 40A:5A-7 requires that the Board of Fire Commissioners of the Fire District, within 45 days of receipt of the Local Finance Board's findings with respect to the financing (which findings were forwarded by the Local Finance Board on December 12, 2012, shall certify by resolution to the Local Finance Board that each member thereof has personally reviewed such findings; and

**WHEREAS**, a copy of the Local Finance Board's findings is attached hereto and each member of the Board of Fire Commissioners of the Fire District has personally reviewed the Local Finance Board's findings with respect to the financing, as evidenced by a group affidavit which has been executed by a majority of the members of the Board of Fire Commissioners of the Fire District; and

**WHEREAS**, failure to comply with this requirement may subject the members of the Board of Fire Commissioners of the Fire District to the penalty provisions of N.J.S.A. 52:27BB-52;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Fire Commissioners of Fire District No. 3, in the Township of Montville, County of Morris, New Jersey hereby state that they have complied with the requirements of N.J.S.A. 40A:5A-7 and do hereby submit a certified copy of this resolution and the required affidavit to the Local Finance Board to evidence such compliance.

TOWNSHIP OF MONTVILLE FIRE  
DISTRICT NO. 3

By: \_\_\_\_\_  
Anthony Speciale, Sr., Chairman

CERTIFICATION

I, Edward Rosenbergen, District Clerk of the Board of Fire Commissioners of 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 \_\_\_\_\_, 2012

\_\_\_\_\_  
Edward Rosenbergen, District Clerk

Dated:

Recorded Vote:

Aye No Abstain Absent

Motion by T. Wright, to adopt the Resolution to the Local Finance Board, seconded by R. Cain Jr. Roll Call: T. Wright-Yes, D. Hainzl –Yes, E. Rosenbergen-Yes, R. Cain Jr.-Yes and A. Speciale-Yes.

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

Meeting adjourned at 6:30 PM

Respectfully submitted,

Kathleen Cain  
Recording Secretary