

The regular meeting of the Board of Fire Commissioners, District #3, was called to order at 7:34 p.m. by Commissioner Concato on May 19, 2008.

**PRESENT** – Commissioners Concato, Jordan, Baylis and Waters

**ABSENT** - None

This meeting was duly advertised in accordance with the open business-meeting act of the State of New Jersey.

**VOLUNTEER COMPANY REPORT** – President Carson advises that they have three new members for approval. Joseph A. Somers, III, 136 Andover Road, Vincent Koballa, 3 Lons Way and Matthew McGuire, 300 S. New Prospect Road. Motion to approve these three members by Commissioner Jordan, seconded by Commissioner Concato.

**VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

President Carson advises that the contract was inadvertently missed at their last meeting, but they will be having a special meeting this Wednesday and will provide the Board their copy of the contract on Thursday.

President Carson advises that the Shed's permit has been filed. They have contracted with the Poppy's to get the heavy duty equipment to clear out the spot. Once this is cleared, they will know exactly how much cement will be needed and they will have the cement poured.

President Carson advises that the Bay offices are being discussed with the Long Term Committee and will be taken care of thru that committee.

President Carson advises that the safety committee is looking into the physical procedure. They currently have two proposals submitted and will provide the Board with a copy of each. There is one company that has a bus that will come directly to the firehouse and will conduct about 10 physicals at a time. The second company is located opposite of the Southard Fire Department. He will keep the Board posted.

President Carson advises that the LOSAP program with Lincoln Financial was unanimously approved by their membership.

**SECRETARIES REPORT** – Motion to approve the minutes of April 21, 2008 and May 12, 2008 as typed by Commissioner Concato, seconded by Commissioner Waters.

**VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

Commissioner Jordan makes a motion that the Board rejoins the NJ State Fire District Association and pays the \$300 fees. Seconded by Commissioner Waters.

**VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

Commissioner Jordan reads a letter of Resignation from Commissioner Erik Eitel. With much regrets, the Board accepts the letter of Resignation.

**TREASURER'S REPORT** - Commissioner Concato reads the summary of the report. Motion to accept the summary as read, made by Commissioner Waters, seconded by Commissioner Jordan. **VOTE: AYE:** Commissioners Concato, Jordan, and Waters. **NAY:** None.

**ATTORNEY JOSEPH YOUSSEUF** – Attorney Youssouf advises that the Battalion Chief position was requested by Chief Byrnes to be withdrawn at this time. Motion to withdraw the resolution for Battalion Chief by Commissioner Waters, Seconded by Commissioner Jordan. **VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

Resolution Adopting and Implementing a Policy Prohibiting Violence in the Workplace read by Attorney Youssouf. Commissioner Jordan questions the fire arms issue regarding police officers and correction officers just coming off duty. Attorney advises that they are exempt by statutory laws. Motion to accept the Resolution as read by Commissioner Waters, Seconded by Commissioner Jordan. **VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

Commissioners advises that Chief Byrnes and Chief Smith are to make the content of the resolution known to all employees of all departments by distributing a copy to each employee.

Motion authorizing the sale of surplus personally no longer needed for public use online pursuant to NJ State Contract No. A70967 read by Attorney Youssouf. Motion to accept the Resolution as read by Commissioner Waters, Seconded by Commissioner Jordan. **VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

Resolution awarding a contract for LOSAP Administration to Lincoln Financial Services read by Attorney. Motion to accept by Commissioner Jordan, seconded by Commissioner Concato. **VOTE: AYE:** Commissioners Concato, Jordan, and Waters **NAY:** None.

Attorney advises that the next step is to send this Resolution to Lincoln. They will then submit this to the State of New Jersey and the IRS. Once this is accepted, Lincoln will arrange for a meeting here to sign up all volunteers, discuss the different investment vehicles with each firefighter. Each individual can choose how he wants to do this. Money for the program will be approved at the end of the eligible year.

Discussion regarding the buyback provision: Firefighter gets \$800 this year maximum contribution. This is the startup year of LOSAP. If he does not make his points, he may use a previous year, going back 5 years from 2008, the startup date of LOSAP. Example. Year one the firefighter makes his points. Year 2, he does not. At this point, he can go back to the past five years prior to the start up of LOSAP and use

any one of those years, to bring his points up to status quo. Monies can only accumulate from 2008 on, but firefighters can use previous points to meet their needs.

Discussion regarding vesting: firefighter must participate 5 years in the program to become vested. Program started in 2008, this is year one. Five years from now, every firefighter that joins the program this year, will become vested provided they met all criteria each year. Once he is vested, it is his until such time as he wants to take it out. This is a tax deferred annuity. You pay taxes on it when you withdraw it.

Attorney advised Board of the Office of the State Comptroller letter of May 7, 2008. Letter previously provided to all commissioners by Administrative Clerk Brown.

Attorney also gives Administrative Clerk Brown, the bill from the Ocean County Board of Elections for \$316.53. Bill to be placed on next month's meeting.

**BUREAU FIRE SAFETY REPORT** - A report has been given to the Commissioners for review, as well as a Fire Prevention package for the Commissioners review. A copy of report is attached.

**CHIEF BYRNES REPORT** - A report has been given to the Commissioners for review. A copy of report is attached.

**CHIEF SMITH'S REPORT** – A report has been given to the Commissioners for review. A copy of report is attached.

President Carson advises that 5521 needs the windshield replaced. 5521 and 5503 the light bars need to be replaced as the parts are no longer available.

President Carson advises that the Chief is involved in a major drill with Jackson Care one.

**OLD BUSINESS** – None

**NEW BUSINESS** – Discussion regarding gym regulations regarding guests. Public advised that only station 55 members are allowed guests and family members. All other entities, only that individual is allowed in. And absolutely no one is to use another's card to gain access to the building. The incident that occurred last Monday evening was taken care of, and the individual's card was disabled. It is suggested that the rules be sent to all entities for distribution to their members, as a reminder.

Discussion regarding surveillance cameras. Commissioner Baylis to work on the video system. Also need an access control for the door leading into the bays from the hallway. Door can be disabled during working hours, but the board would like the bays secured when career staff is not present.

Discussion regarding the recommendations of 5505 and 5501. 5501 will be taken out of service and 5505 will switch to 5501. Intercom system will come off 5501 and put on 5503. President Carson advises that the company would like to purchase 5501 from the Board as an antique and have it as a parade piece.

Discussion regarding the performance of quality ambulance and ems dispatch protocols. Board advised that yes they have been able to put three rigs on the road. Protocols about running every EMS call will be taken up with Ken at the next meeting.

Commissioner Jordan discusses the possibility of a Joint fire district meeting. He will take this task on and contact the other three districts.

**OPEN TO THE PUBLIC:** John Walters commends the Board for their pushing consolidation and thinks Commissioner Jordan's idea is a good one. John Walters requests copy of bid proposal for the study of Consolidation. John Walters advises that he thinks the LOSAP should be increased next year by more than just the COLA increase.

Past Commissioner Logan questioned changing the amount of LOSAP each year. Attorney Youssouf advised that COLA changes are automatic. Any other adjustment would have to be done by resolution and voted on at a meeting, similar to capital items, prior to placement in the budget.

Lt. Ed Moore questions why the Board is looking into the Dispatch protocols for EMS. He expresses his concern for selecting the calls that they will respond to and feels that the Board will be playing Russian roulette with the taxpayers. We should be dispatched to all calls. It will be that one call that we don't go on, that would have made a difference.

Administrative Clerk Brown advises that because Firefighter Schenkenberger advises that he was not responding to a fire call the day of his accident, the Board will need a letter from him stating that fact, which will then be submitted to the Board's insurance carrier.

Commissioner Baylis advised that the new truck will be here the 2<sup>nd</sup> week in June if all goes well on this last visit. Chief Byrnes, Commissioner Baylis, Chief Smith and Kevin McGinn will be leaving on Wednesday May 28 to do the final inspection of the new truck.

Firefighter Howles request a copy of the Bid proposal for the Consolidation of Fire Departments.

Motion to accept a Resolution authorizing a closed-session or executive session for the purpose of discussing potential litigation; lawyer-client privileged material and personnel material. Subject matter to be released when it is no longer privileged, by Commissioner Jordan Seconded by Commissioner Waters. **ROLE CALL:**

COMMISSIONER CONCATO: AYE; COMMISSIONER JORDAN: AYE;  
COMMISSIONER BAYLIS: AYE; COMMISSIONER WATERS: AYE.

Meeting closed to the public for Executive at 8:34 p.m.

Executive session opened at 8:35 p.m. In attendance are Commissioner Concato, Baylis, Jordan and Waters and Attorney Joseph Youssouf.

Executive session closed at 8:52p.m.

Regular meeting reopened at 8:52 p.m.

Motion to adjourn the meeting at approximately 8:53 p.m. by Commissioner Waters, seconded by Commissioner Jordan. **VOTE: AYE** - Commissioners Concato, Jordan, Baylis and Waters. **NAY** - None.

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**COMMISSIONER JORDAN, SECRETARY**