

The regular meeting of the Board of Fire Commissioners, District #3, was called to order at 7:30 p.m. by Commissioners Eitel on September 17, 2007.

PRESENT – Commissioners Baylis, Eitel, Concato and Flora. (Comm Baylis arrived at 8:15 p.m.)

ABSENT - Commissioners Logan.

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 a new member by the name of Edward Janocha. He is a transfer from East Freehold Fire company and resides on Kimberly Street in our district.

President Carson advises that they are working with the commissioners to finalize contract soon.

SECRETARIES REPORT – Motion to approve the minutes of July 16, 2007 as typed by Commissioner Concato, seconded by Commissioner Flora. Motion to approve the minutes of August 20, 2007 by Commissioner Flora, seconded by Commissioner Concato. **VOTE: AYE:** Commissioners Flora, Concato and Eitel. **NAY:** None.

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

Resolution transferring funds, Motion to accept by Commissioner Concato, seconded by Commissioner Flora. **VOTE: AYE:** Commissioners Flora, Concato and Eitel. **NAY:** None.

ATTORNEY JOSEPH YOUSOUF – Attorney Youssouf provided the final corrected version of the Resolution for putting the truck out to bid. This is to be attached to the July minutes. Discussion regarding the bids received. They are still being reviewed. If we plan on awarding the bid to someone other than lower bidder, we will need a bid hearing in order to give the low bidder a chance to respond. The Bidder will need to specify why our initial impression is mistaken and why he is entitled to the bid. When this hearing occurs, good detailed notes will need to be taken. A Careful record will need to be kept for litigation process. Attorney advises that Jamesburg just bid a pumper and decided they wanted to go with other than low bidder. Took an entire evening at the hearing. Chief Byrnes thinks representatives of the truck committee and Mr. Youssouf should sit to talk thru this to make sure we are on the same page. Bid received, August 28, we have technically until October 28 to award. It was decided that we need to have a decision at the October 15 meeting. President Carson advised

that he has several people who have issues with one of the companies, out of service for 5 ½ months, gears, turntable fell apart and electrical system had to be redone.

Does the Board make the case? Board to create a case as to why we made our decisions. Bidder gets to respond. Negative from other companies counts if they are willing to testify in court. Recommendations have to be able to give testimony before a judge if it goes that far. Burdon of proof on the bidder. Longer time goes on, the less chance that the judge will stop the work.

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 Byrnes advised the Board about the township wide drills being conducted with several other agencies for township wide drill. Worked very well. ICS system worked out well.

Chief Byrnes advised that Truck 5505 the ladder portion is out of service because it failed inspection. Outriggers have rust and wear. It follows to the mainframe for extensive rust up close. Snorkel was bought out by America la France and therefore Pierce cannot work on the ladder portion of the truck. However, Campbell is the authorized dealer and is located around the corner from New Jersey Fire Equipment. Just from the pictures, the truck was recommended to stay out of serve. 05 out of service while sitting at Delamination of steel. Campbell will be looking at the truck the latter part of next week and Chief Byrnes will keep everyone advised.

Chief Byrnes advised that at the end of his report is a recap of his meeting with Michael Bogdan of C.N.A. Insurance for our last 4 years of loss analysis. The purpose of this review is to attempt to stop any frequency reoccurring injuries. As you can see, there are no prior recommendations and no recommendations again for this review period.

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

Commissioner Eitel asked if there are any Communications issues – any problems, radios working out better. Chief Byrnes and Chief Smith advise that they are not aware of any issues.

Chief Smith advised that they had a couple of landing zone issues, but could not get into frequency but county was able to get us thru firetac 2.

But both Chief's agreed that there are no problems like before.

OLD BUSINESS – Commissioner Flora asked about hydrant notification. Hydrant oos, they notify us and then we send out an email. They call to let us back in service and email again.

LOSAP: Commissioner Concato advises the he and Commissioner Flora met with Joe Dawt as to how they are handling it in district 1. Gave us a lot of information. Working ahead. Should have package ready for next month

Gas usage. Chief Byrnes discussed the issue with the fuel usage and the charges that we are getting with the township. We are paying 5 cents per gallon on top of the fuel cost for administrative cost. Plus they use the highest Octane there is, which our fleet does not require. The highest cost was \$3.04, which is higher than at pumps.

Discussion about putting in our own pumps, with above ground tanks. Chief Byrnes is looking into getting a fleet account. The local gas stations, all did away with there individual charge cards. Researched company that could be cheaper if we are allowed to issue credit cards. Need to talk to auditor. Still researching, will get back to the Board next month.

Al Robbins – Mr. Robbins advised that there is a special company with cards with security numbers on it so no one else can use it. The user would be responsible for that pin.

Attorney Youssouf advised that you can go to above ground gas tanks. See if it is a cost savings. Commissioner Eitel asks Ken to look into the matter. Attorney Youssouff advised that Adelphia just put them in and he thinks Southard has above ground also. Adelphia's more recent though. Board of education has their own pumps, might work out if we can coordinate use with them.

NEW BUSINESS – None

STRATEGIC PLANNING: Commissioner Eitel questions if we are taking this item off the agenda or starting back up. Monday nights set up. Eric to email time, check on status. Commissioner Eitel is unable to sit on this Committee, so Commissioner Logan and one other commissioner will need to proceed with the meetings.

OPEN TO THE PUBLIC:

Al Robbins questions as to why there have be no discussions regarding the Close session for the last three or four months. Nothing has been noted to the public. Administrative Clerk Brown advises that the items up for discussion over the last four months have only been contractual items and are not finalized yet, so they cannot be made public. Make a notation on the agenda for the future.

Tritown news. Al Robbins discusses, the attorney's interview by tritown news. Attorney Youssouf advised that the reporter asked the procedure for a bond issue, which he explained to him. The reporter then printed what he wanted. He has no control over that. Al Robbins feels that the attorney should go thru the Board prior to an interview.

Chief Byrnes advises the Board that he received minutes from local association of an organization, which states that the mayor is still pushing for municipal fire district. They took bids for the Consultants on Friday, ranging from \$38000 to \$49000. No grant money.

Commissioner Eitel questions what the purpose of the study is and what will it reveal.

Al Robbins advises that the Mayor was at Westlake to discuss ems tonight. No charts, information, nothing. Very poorly presented in his opinion.

September 11, Chief Byrnes was invited over to Men's Club to Westlake. Assemblyman and Senator Singer advised that the Men's Club were the only ones holding a memorial. It was a very nice ceremony.

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 Baylis, Seconded by Commissioner Concato. **ROLE CALL:** COMMISSIONER EITEL: AYE; COMMISSIONER CONCATO: AYE; COMMISSIONER BAYLIS: AYE; COMMISSIONER FLORA: AYE.

Meeting closed to the public for Executive at 8:30 p.m.

Executive session opened at 8:30 p.m. In attendance are Commissioner Concato, Baylis, Flora, and Eitel Deputy Chief Byrnes and Attorney Joseph Youssouf.

Executive session closed at 9:50 p.m.

Regular meeting reopened at 9:50 p.m.

Motion to adjourn the meeting 9:50p.m. by Commissioner Flora, seconded by Commissioner Baylis. **VOTE: AYE** - Commissioners Baylis, Flora, Eitel, Concato and Logan. **NAY** - None.

COMMISSIONER FLORA, SECRETARY