

Meeting was called to order May 23, 2023 at 7:30 p.m. Ian Thompson opened the meeting under the open public meeting guidelines.

Roll Call:

Robert Cromer - present
Robert Holmes – absent (came in late)
Ian Thompson – present
John Boyle, Jr. – present
Derek DeLuca - present

After the flag salute and moment of silence Robert Cromer motioned to approve the minutes of the April 23, 2023 Derek Deluca seconded.

Communications:

Correspondence from Attorney Sendzik’s office
Oxygen Delivery/Removal notices

Insurance Report:

Working on updating truck coverage

Legal Report:

Resolution Awarding Contract to Rosenbauer South Dakota, LLC, through Use of the HGAC Procurement Process pursuant to NJSA 52:34-6.2(b)(3) was presented, Robert Cromer motioned to approve, Derek Deluca seconded, roll call vote – Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

Resolution Making Application to the Local Finance Board Authorizing Proposed Project Financing pursuant to NJSA 40A:5A-6 was presented, Robert Cromer motioned to approve, John Boyle, Jr. seconded, roll call vote – Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

Resolution Authorizing Public Solicitation of Bids for Financing a Lease with an Option to Purchase was presented, roll call vote - Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

Letter was sent to Ron Petrics regarding 2021 Audit, responded that audit was almost complete.

New auditor is all set up

Discussion on Rosenbauer requiring letter of intent to purchase apparatus by June 1st to hold pricing, Attorney will speak with them

John Boyle, Jr. asked about bidding out for preventive maintenance contract which is coming due in the fall. Asked if a bid could be rejected based on past performance, John also asked about addressing on going warranty issues on 375. Attorney asked for copies of all invoices for warranty work that has been performed.

Accountant Report: pending new auditor

Financial Report:

Derek Deluca reviewed the list of bills for the month, John Boyle, Jr. motioned to approve and pay all bills, Robert Cromer seconded. Roll call vote, all in favor.

Robert Cromer motioned to pay the outstanding Wickatunk Landscaping bill, John Boyle, Jr. seconded.

Committees:

Trucks:

Discussion on current issues with trucks – no back-up 395; 375 back-up repaired; no back-up alarm on 390; air horn fixed on 395; siren fixed on 376; faulty alternator on 390 tower; headlights repaired on 376; 377 is not starting, same issue as last year

New 391, chassis delivered, working on cab.

New Tanker/Super Pumper – drawing has come in, will discuss pre-con trip.

New Chief's Truck:

Work has been approved except for lighting, sirens and decals; Elite provided a quote of \$13,505.80, John Boyle, Jr. motioned to accept, Robert Cromer seconded, roll call vote Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

Equipment:

John Boyle, Jr. discussed purchasing a training door, 8 attachments with shipping included cost \$10,525.00; 2nd one looked at has no options, company would come out and train, cost \$11,500.00. John Boyle, Jr. made a motion to purchase the door, Robert Cromer seconded, roll call vote roll call vote Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

Radios:

John Boyle, Jr. advised that the township is writing up a shared services agreement and ordered radios, the price is the same as quoted last year.

Township did not get approved by county to connect, John Boyle, Jr. has been speaking with Shawn Golden, mutual aid with the county would cost \$7.00 per call.

John Boyle, Jr. discussed that money was saved on the chief's truck and would like to purchase radios for the fire house with those funds. They would like to purchase a mobile system for the entire building, recommended a consulate system, under state contract the cost is \$27,489.28. Robert Cromer motioned to accept, Derek Deluca seconded roll call vote Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

John Boyle Jr. made a motion to move the excess funds from the chief's truck purchase to unrestricted funds, John Boyle Jr. motioned to accept, Robert Cromer seconded, roll call vote roll call vote Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

John Boyle Jr. discussed purchasing some type of trailer with excess funds, quote from Lock and Loaded for 8x20 trailer with extended tongue was \$12,167.00, 10-12 week delivery, was advised to get 2 quotes, matter was tabled until next month.

Fire Police: No report**New Garage:**

Discussion on what is needed to go out to bid, bond attorney needs audit completed, bid must include deadline dates, etc. Bid will be for Steel Apparatus Garage

Robert Cromer made a motion to go out to bid for 4 Bay Structure, Derek Deluca seconded, roll call vote roll call vote Boyle, Jr. yes, Deluca yes, Thompson yes, Cromer yes, Holmes absent

Building and Grounds:

Ian Thompson thanked the members for extending the parking lots

Future of the District: No Report

STIPEND PROGRAM

Program is pending, had good meeting with Officers and President, hoping to have running by mid June.

LOSAP:

Would like to go to Executive Session after the regular meeting to discuss

HYDRANT: No Report

TOWNSHIP LIASSON – No Report

Unfinished Business:

Discussion on outstanding fire call sheets.

New Business:

Attorney Sendzik asked if the Board would like the bids sent to her office or the fire house, members agreed to have them sent to attorney's office.

John Boyle, Jr. would like to amend current LOSAP resolution and point structure

Chiefs Report:

See report attached.

Lights on 396 are starting to crack, 2 stop and 2 back-up, cost \$400/\$500 to repair all. John Boyle, Jr. motioned to make repair, Derek Deluca seconded. All in favor.

Chief thanked the Board for all the training the company has been able to do, Toms River academy was great.

EZ pass is all set.

Presidents Report:

First Aid will be using the building on Thursday night;

Trying to get big stone to alleviate water coming off highway into parking lot;

Comments from the Floor:

Eric Cleary asked about insurance coverage.

John Boyle, Jr. motioned for a Resolution to enter executive session to discuss client attorney privileged matter, Robert Cromer seconded. Roll call vote, all in favor. Executive session closed at 9:29.

Robert Cromer motioned to adjourn the regular meeting Derek Deluca seconded. Meeting adjourned at 9:30 p.m.

Respectfully submitted,

Christine Cromer

Resolution No. 2023-

**RESOLUTION AWARDING CONTRACT TO ROSENBAUER SOUTH DAKOTA, LLC,
THROUGH USE OF THE HGAC PROCUREMENT PROCESS
PURSUANT TO N.J.S.A.52:34-6.2(B)(3)**

WHEREAS, the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, is charged with the responsibility of fire suppression, protection and prevention within the Township of Marlboro; and

WHEREAS, in order to fulfill its mandated responsibility as set forth above, the Board finds and determines a need to purchase firefighting apparatus, specifically, a Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body; and

WHEREAS, the Board is authorized to use what is commonly known as an alternate method of procurement (National Cooperative) pursuant to N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, the Houston-Galveston Area Council (HGAC) is a regional planning commission and political subdivision of the State of Texas operating under Chapter 391, Texas Local Government Code; and

WHEREAS, the Board, by Resolution, authorized participation in said HGAC, a recognized National Cooperative, and entered into a contract to effectuate same; and

WHEREAS, the Board published a Notice of Intent to utilize the HGAC process for fire apparatus on April 8, 2023, and provided a time period for public comment on same; and

WHEREAS, thereafter, the Board received information and pricing on a Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body; and

WHEREAS, the Board conducted a cost analysis and established that entering into the alternate procurement method through HGAC would be the most effective contractual solution to the purchase of the needed fire apparatus; and

WHEREAS, the Board received from Rosenbauer South Dakota, LLC, all supplemental documentation which complies with the laws of the State of New Jersey for entities awarded a contract by a public entity.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, that, pursuant to said statute made, it enter into a contract to purchase a Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body from Rosenbauer South Dakota, LLC, 100 3rd

Street, Lyons, South Dakota 57041, through HGAC in an amount not to exceed one million two hundred thousand dollars (\$1,200,000.00); and

BE IT FURTHER RESOLVED, that the within expenditure in the proposed amount was authorized by referendum at the annual fire district election on February 18, 2023, and that the sum of one million two hundred thousand dollars (\$1,200,000.00) will appear under the capital and debt service portions of future budgets; and

BE IT FURTHER RESOLVED, that, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified as of the date of the within Resolution and shall be chargeable to the above said line item as incurred to the maximum amount of same unless otherwise increased as permitted by law and a separate certification of availability of funds is made by the Board Treasurer; and

BE IT FURTHER RESOLVED, that the Board Chairman be authorized to enter into a contract on behalf of the Board and the Clerk attest thereto; and

BE IT FURTHER RESOLVED, that the contract entered into be available at the District office during normal business hours; and

BE IT FURTHER RESOLVED, that the within Resolution shall be effective immediately upon passage; and

BE IT FURTHER RESOLVED, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and

BE IT FURTHER RESOLVED, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Resolution; and

BE IT FURTHER RESOLVED, that notwithstanding anything set forth herein to the contrary, the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

BE IT FURTHER RESOLVED, that an original signed, conformed and compared copy of this Resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *et seq.* as set forth by the State of New Jersey

Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

Board of Commissioners Recorded Vote

Member	Motion	Second	Aye	Nay	Abstain	Absent
John Boyle, Jr.			✓			
Robert Cromer			✓			
Derek DeLuca			✓			
Robert Holmes						✓
Ian Thompson			✓			

CERTIFICATION

I, ROBERT HOLMES, Clerk of the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, do hereby certify that the foregoing is a true conformed and compared copy of an original Resolution now on file and of record in the District office which was duly adopted at a public meeting held on the 23rd day of May, 2023.

I do further certify that the said Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, is composed of - 5 - members, and that - 4 - members were present and - 4 - members voted affirmatively for the adoption of the Resolution and - 0 - members voted against the adoption of the Resolution.

The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, on this 23rd day of May, 2023.



ROBERT HOLMES, CLERK
Board of Fire Commissioners
Fire District No. 3
Township of Marlboro

Resolution No. 2023-

**RESOLUTION MAKING APPLICATION TO THE LOCAL FINANCE BOARD
AUTHORIZING PROPOSED PROJECT FINANCING PURSUANT TO N.J.S.A. 40A:5A-6**

WHEREAS, the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, desires to make application to the Department of Community Affairs, Local Finance Board, for its review and/or approval of a proposed project financing authorizing the Board of Fire Commissioners to lease with an option to purchase a Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body in an amount not to exceed one million two hundred thousand dollars (\$1,200,000.00); and

WHEREAS, the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, believes:

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

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, as follows:

The application to the Local Finance Board is hereby approved, and the Auditor/Attorney along with other representatives of the Board are hereby authorized to prepare such application and to represent the Board in matters pertaining thereto; and

BE IT FURTHER RESOLVED, that the Clerk of the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, is hereby directed to prepare and file a copy of the proposed project financing with the Local Finance Board as part of such application; and

BE IT FURTHER RESOLVED, that the Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute; and

BE IT FURTHER RESOLVED, that the Board Chairman be authorized to execute any and all documents necessary to effectuate the aforementioned application and that the Board Clerk attest thereto; and

BE IT FURTHER RESOLVED, that the within Resolution shall be effective immediately upon passage; and

BE IT FURTHER RESOLVED, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and

BE IT FURTHER RESOLVED, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Resolution; and

BE IT FURTHER RESOLVED, that notwithstanding anything set forth herein to the contrary, the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

BE IT FURTHER RESOLVED, that an original signed, conformed and compared copy of this Resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *et seq.* as set forth by the State of New Jersey Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

Board of Commissioners Recorded Vote

Member	Motion	Second	Aye	Nay	Abstain	Absent
John Boyle, Jr.			✓			
Robert Cromer			✓			
Derek DeLuca			✓			
Robert Holmes						✓
Ian Thompson			✓			

CERTIFICATION

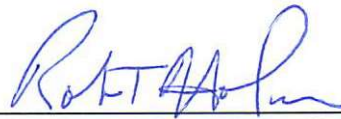
I, ROBERT HOLMES, Clerk of the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, do hereby certify that the foregoing is a true conformed and compared copy of an original Resolution now on file and of

record in the District office which was duly adopted at a public meeting held on the 23rd day of May, 2023.

I do further certify that the said Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, is composed of - 5 - members, and that - 4 - members were present and - 4 - members voted affirmatively for the adoption of the Resolution and - 0 - members voted against the adoption of the Resolution.

The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, on this 23rd day of May, 2023.



ROBERT HOLMES, CLERK
Board of Fire Commissioners
Fire District No. 3
Township of Marlboro

Resolution No. 2023-

**RESOLUTION AUTHORIZING PUBLIC SOLICITATION FOR BIDS FOR
FINANCING A LEASE WITH AN OPTION TO PURCHASE**

WHEREAS, the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey (hereinafter referred to as the "Board"), found it necessary in order to fulfill its mandated charge of fire prevention, protection and suppression within the District to undertake certain capital projects, namely, the acquisition of a Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body; and

WHEREAS, pursuant to N.J.S.A. 40A:14-84, the Board obtained authorization from the legal voters for the inclusion of said capital project and the amount of money to be raised for same in the 2023 budget on February 18, 2023; and

WHEREAS, the Board developed specifications for the Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body and received a public bid proposal within the capital project allowance from Rosenbauer South Dakota, LLC, through the National Cooperative known as the Houston-Galveston Area Council (HGAC); and

WHEREAS, the District Auditor reviewed available funds and recommended that financing be in an amount not to exceed one million two hundred thousand dollars (\$1,200,000.00) for a term of five (5) years, seven (7) years or ten (10) years; and

WHEREAS, the Board, prior to making application to the Local Finance Board for review, approval and/or recommendation of the proposed financing of a Lease with an Option to Purchase pursuant to N.J.S.A. 40A:5-6, must have financing in place.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, that it authorize the public solicitation for bid proposals for the financing of an amount not to exceed one million two hundred thousand dollars (\$1,200,000.00) and, further, that it authorize the District Solicitor and Auditor to prepare the necessary bid documents; and

BE IT FURTHER RESOLVED, that the bid documents require that the project financing be for a five (5) year term, a seven (7) year term or a ten (10) year term in an amount not to exceed one million two hundred thousand dollars (\$1,200,000.00) with equal annual payments with funding to commence upon delivery of the Rosenbauer Commander, 4-Dr Full Tilt, Alum Cab, Pumper/Tanker Formed Alum Body; and

BE IT FURTHER RESOLVED, that the within Resolution shall be effective immediately upon passage; and

BE IT FURTHER RESOLVED, that any resolution or part of a resolution inconsistent herewith is hereby repealed or otherwise revoked; and

BE IT FURTHER RESOLVED, that if any section, paragraph, sentence, clause or phrase in this Resolution is for any reason held or determined to be unconstitutional or invalid, same shall not affect the remainder of this Resolution; and

BE IT FURTHER RESOLVED, that notwithstanding anything set forth herein to the contrary, the Board shall be permitted to amend, modify, repeal or otherwise act as to those topics which are the subject of this Resolution provided said acts are consistent with public policy, Board bylaws, township ordinances, local, state and federal laws and rules and regulations promulgated thereunder; and

BE IT FURTHER RESOLVED, that an original signed, conformed and compared copy of this Resolution be accessible and maintained as an official Board record pursuant to and in accordance with the "Open Public Records Act"; N.J.S.A. 47:1A-1, *et seq.* and the "Destruction of Public Records Law (1953)"; N.J.S.A. 47:3-8.1, *et seq.* as set forth by the State of New Jersey Municipal Agency Record Retention Schedule promulgated by the Division of Archives and Record Management.

Board of Commissioners Recorded Vote

Member	Motion	Second	Aye	Nay	Abstain	Absent
John Boyle, Jr.			✓			
Robert Cromer			✓			
Derek DeLuca			✓			
Robert Holmes						✓
Ian Thompson			✓			

CERTIFICATION

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The undersigned further certifies that the above Resolution has not been repealed or amended and remains in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Board of Fire Commissioners of Fire District No. 3, Township of Marlboro, County of Monmouth, State of New Jersey, on this 23rd day of May, 2023.



ROBERT HOLMES, CLERK
Board of Fire Commissioners
Fire District No. 3
Township of Marlboro

Board of Fire Commissioners Marlboro Twp. Fire Dist # 3

Bill Payment List

May 1-22, 2023

DATE	NUM	VENDOR	AMOUNT
Commerce Bank-Checking			
05/22/2023	3705	All Hands Fire Equipment	-450.00
05/22/2023	3706	AT&T Mobility	-114.72
05/22/2023	3707	Atlantic Medical Group	-595.00
05/22/2023	3708	Bridge Auto Supply	-294.32
05/22/2023	3709	Complete Security Systems	-540.00
05/22/2023	3710	Defender Emergency Products Sales and Service	-4,421.94
05/22/2023	3711	Emergency Services Marketing Corp	-810.00
05/22/2023	3712	First Responder J.I.F.	-31,095.00
05/22/2023	3713	Gentilini Motors	-59,547.36
05/22/2023	3714	JCP & L	-1,309.31
05/22/2023	3715	John Boyle Jr	-1,210.50
05/22/2023	3716	John Boyle Sr.	-660.39
05/22/2023	3717	MES	-9,088.00
05/22/2023	3718	Middlesex County Fire Academy	-472.00
05/22/2023	3719	Moose Safety Supply	-9,191.03
05/22/2023	3720	Optimum	-258.71
05/22/2023	3721	republic services	-139.00
05/22/2023	3722	RollNRack, LLC	-9,265.00
05/22/2023	3723	Township of Marlboro	-902.34
05/22/2023	3724	Trap Rock Industries	-3,503.10
Total for Commerce Bank-Checking			\$-133,867.72

Checking

Opening (4/1/23) \$ 1,371,863.21

Ending (4/30/23) \$ 1,233,986.13

Savings

Opening (4/1/23) \$ 165,281.67

Ending (4/30/23) \$ 165,604.08

Morganville Fire Co.

Est 2018

Officers Report

May 2023

Membership

We still have associates joining our company. We are in the process of finalizing the duty crew rules and regulations.

Equipment

No report

Outstanding

We are continuing to work with the board with the specs to the new pumper tanker. I believe progress is moving along and we are close to completion.

Needing Repair.

3-86 Needs to have the headlights looked at. 3-98 Needs an oil change and a service. Back up alarms on all trucks need to be looked at..

New Business

No Report

Old Business

The board will need to purchase a License from Microsoft for the laptops and tablets.

Respectfully Submitted

Roy C Anderson jr

Roy C Anderson jr

Chief 3-66