

THE BOARD OF COMMISSIONERS OF FIRE
 DISTRICT NO. 3
 TOWNSHIP OF EAST BRUNSWICK, NEW JERSEY
 REGULAR MEETING



Meeting Minutes

Date & Time:	Tuesday, May 10, 2016
Location:	Colonial Oaks Firehouse
Facilitator:	Commissioner Bowne
Scribe:	Linda Nicholas
Meeting Objective:	Monthly Meeting

Attendees:	Status (Present / Absent)
Commissioner Edward Bowne	Present
Commissioner Thomas Duffy	Present
Commissioner Ryan Fenstermaker	Present (arrived @ 8:00pm)
Commissioner Scott Miller	Present
Commissioner David Wood	Present

MINUTES / NOTES

Meeting called to order at 7:38pm by Commissioner Bowne.

Pledge of Allegiance was recited by all.

Commissioner Bowne read the Open Public Meeting Act as follows:

THIS MEETING IS BEING HELD IN ACCORDANCE WITH THE REQUIREMENTS OF THE OPEN PUBLIC MEETING ACT (L.1975, C.231) AND PURSUANT THERETO, A SCHEDULE OF REGULAR MEETINGS WAS ADOPTED AT THE MEETING OF MARCH 8, 2016, WHICH SCHEDULE WAS FILED WITH THE MUNICIPAL CLERK, PROVIDED TO THE HOME NEWS TRIBUNE AND THE SENTINEL, AS WELL AS POSTED IN THE MUNICIPAL BUILDING.

Commissioner Bowne indicated where the emergency exits are located.

Roll call was taken.

SPECIAL GUESTS – FIRE OFFICIAL FOR DISTRICTS #1 & #3 – Bruce Smith & John Talbot

Mr. Smith handed the Commissioners a letter regarding their request to establish a separate bank account for this fire district. This account would be to deposit funds they receive from residents regarding penalties paid from inspections on residents homes. Mr. Talbot read the laws regarding such funds and how the monies collected should be used. (They are to be put towards the firehouse’s equipment or training expenses). The Commissioners agreed. This account has already been established at TD Bank. Chris Gerbereux has the paperwork for the Commissioners to sign to finish the set up. She will deposit the penalty fee received which was in the amount of \$1,400.00 into this account when the documents are complete. This is a part of an evergreen agreement.

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CORRESPONDENCE (reported by Commissioner Miller)

- Received new registration for the 1972 pick-up.
- Received a registration renewal notice for the 2004 Durango.
- Letter dated April 22, 2016 was received from Colonial Pipeline Co. regarding the easement at one of the refined petroleum pipelines near the property. It was in regards to a survey they were conducting to make sure the integrity of the pipeline is sound.
- Received a Memorandum from Attorney Richard Braslow regarding his Pay to Play law agreement (vendor affirmation)
- Received a notice from Ally Bank regarding the new vehicle inventory of Mall Chevrolet in Cherry Hill NJ where we are purchasing the new Tahoe for the Chief's vehicle. Since we are not financing, the vehicle, there is no action needed on this letter.

INSURANCE (reported by Commissioner Duffy)

- The payout to the Gschwend Family was received.
- A letter from Workman's Comp was received and posted in the firehouse. There is paperwork that has to be pulled together to send to them in order to get a 20% cost savings on this policy.
- An Accident / Sickness Renewal survey was received and will be completed by Commissioner Duffy for the insurance renewal for next year.
- Commissioner Duffy is looking into new life insurance policies. He didn't have the time to do this before the current policies had to be renewed. He wants to see if he can get a better deal elsewhere.
- A new insurance card was received for vehicle #908
- Motor Vehicle Commission has been contacted about the registrations on the three new vehicles.

RIVA AVENUE PROJECT (reported by Commissioner Duffy)

- Ten contractors received the bid packages and all ten will be doing a walk through this Thursday, May 12th.

LOSAP (reported by Commissioner Fenstermaker)

- Waiting on paperwork from a few of the firehouse members.

PROFESSIONALS REPORT

Chiefs Report – reported by Chief Michael Heilbronn

- Total of 17 alarms for the month of April. This brings the total alarms for 2016 to be 54.
- See attached full report
- Chief reported that Colin Spezio passed his HAZMAT Test.
- Doug Bartlett & Colin Spezio have completed all the necessary tests and have passed them all.
- Tyler (last name?) dropped out of the Fire Academy class 2 weeks ago.
- Gabe Sadick also dropped out and resigned from the Fire Company.
- Commissioner Bowne reminded the Chief that these two gentlemen are financially responsible for these courses now that they dropped out.

New Chief's Vehicles – reported by Chief Michael Heilbronn

- Tahoe has been purchased and received. It is going in for lettering on May 23rd and then going over to East Coast for the installation of the emergency lights and console.

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- Assistant Chief Umbach showed a sample of lettering to be detailed on the vehicle. Quote is \$2,600.00. There were no objections from the Commissioners of the design.
- Radios – Most radios are going into the new trucks. The only ones not going are those that are 20 years old and can no longer be fixed as the parts are no longer made.
- Assistant Chief Umbach researched Dual Band Radios (UHF/7/800). These radios can handle mutual aid and sync up with the county system. To purchase 2 radios it would cost about \$12,000.00. Installation can be done by East Coast.
- The Commissioners wanted two quotes on these radios – one from Pinnacle Wireless and the other from the company Jack Kramer recommended (M&W?)
- Cost is not to exceed \$12,000.00
- Assistant Chief Umbach mentioned that no matter what, Pinnacle would do the programming. The Count does their own programming. It is all under a state contract.
- It was also mentioned that Tactical could do both types of programming needed.
- Commissioner Wood checked to see if there were enough funds in the budget. He would like to take this expense out of encumbered monies set aside for the radios (amount is \$20,900.00 available)
- Once approved it will take 2 weeks for radios to come in once ordered. If done soon, it could fall in line with the other items being installed on the vehicles.
- When vendor is decided, Chris Gerbereux will need their name for the purchase order.
- The two new Hurst Tools were ordered for the new truck.

Commissioner Duffy made a motion to spend up to \$12,000 on two new radios and up to \$5,500.00 for lettering on both new vehicles. Commissioner Miller seconded the motion. All were in favor; it was so moved.

New Truck – reported by Commissioner Duffy

- Scheduled to be delivered in July.

Engineer's Report – reported by Ken Skalla

- Ken mentioned that FailSafe offered a three year frozen contract for hose, ladder and pump testing on all the vehicles.
- See attached report for vehicle details for the month of May.

A motion was made by Commissioner Miller to accept the 3 year contract made by FailSafe. (Need amount of 3 year contract) Commissioner Bowne seconded the motion. All were in favor; it was so moved.

An additional motion was made by Commissioner Miller to pay \$700.00 (which was half of the original estimate) to fix the brake lines. Commissioner Bowne seconded the motion. All were in favor; it was so moved.

PUBLIC PORTION

Jack Kramer from the Helmetta Fire Company asked if his firehouse could borrow two helmets until July so new members had this equipment. Their shipment of new helmets was not due to arrive until July. Commissioner Wood said they had 2 used helmets they could borrow until then. The board approved of this loan.

Public Portion closed.

TREASURY REPORT (reported by Commissioner Wood)

Beginning balance as of April 15, 2016 was \$581,207.89.

After deposits of \$138,337.29 balance at start of tonight is \$657,262.36.

(See attached reports for the breakdown of payments/disbursements)

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All Commissioners signed the paperwork from TD Bank for the special account requested to be set up.

- Received a letter from Weiss & Company LLP listed the balance owed to the inter-local agreement.
- There is \$1.9mil for the Riva Avenue Project. \$500,000.00 has been drawn on this amount towards this project as of 12/31/15.
- The original loan was for \$2mil at an interest rate of 6%.
- Commissioner Wood confirmed that the balance remaining for this project is \$1.5mil.

Commissioner Duffy made a motion to pay the bills. Commissioner Miller seconds the motion. All were in favor. It was so moved.

Purchases from this meeting to be made with account numbers assigned.

- **Encumbered Money for Radios** – to purchase 2 dual band radios. Total not to exceed \$12,000.00. Vendor to be selected.
 - Motioned by Commissioner Duffy, 2nd by Commissioner Miller. All were in favor; it was so moved.
- **Account #????** – Lettering on both new chief vehicles through East Coast. Total to not exceed \$5,500.00.
 - Motioned by Commissioner Duffy, 2nd by Commissioner Miller. All were in favor; it was so moved.
- **Account#????** – 3 year contract for FailSafe to inspect all hose, ladders and brakes on all vehicles.
 - Motioned by Commissioner Duffy, 2nd by Commissioner Miller. All were in favor; it was so moved.
- **Account#????** – Brake repair on Engine #906 from FailSafe at a cost of \$700.00
 - Motioned by Commissioner Duffy, 2nd by Commissioner Miller. All were in favor; it was so moved.

AUDIT (reported by Commissioner Miller)

Received letter form Solitario and Tierney dated April 30, 2016 regarding the Annual Audit report completed on December 31, 2015. It requested a resolution to be adopted and signed and an affidavit form to be signed and notarized and returned. Letter and all accompanying documentation were read to the board. All Commissioners signed and a roll call vote was taken. It was a unanimous vote of yes. The resolution was adopted as #16-012. Linda will get document notarized and send off to the Local Finance Board as requested in the letter.

OLD BUSINESS:

- Nothing to report.

NEW BUSINESS:

- Nothing to report.

Meeting adjourned at 20:50.

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#	Action Item	Lead Resource	Target Date	Priority	Comments
1	Drop off paperwork at TD bank and deposition check from inspection to this new account	C Gerbereux	ASAP	Medium	
2	Gather necessary paperwork to get a 20% savings on Workman's Comp policy	T Duffy	ASAP	High	
3	Investigate new Life Insurance Policies to see if we can get a better deal	T Duffy	ASAP	Medium	
4	Walk through at Riva Ave with 10 contractors	T Duffy	5/12/16		
5	LOSAP paperwork needed from remaining firehouse members	R Fenstermaker	ASAP	Med/High	
6	Academy drop outs to reimburse Firehouse for classes	M Heilbronn	ASAP	Med/High	
7	New chief vehicles to go out for lettering and radio installation	M Heilbronn & K Umbach	ASAP	High	
8	Price quotes for 2 new dual band radios	K Umbach	ASAP	High	Price not to exceed \$12K
9	3yr Contract with FailSafe for vehicle inspections was agreed	K Skalla	ASAP	High	
10	Loan Helmetta Fire House 2 helmets for their new members until their order comes in	D Wood	ASAP	High	Requested by J Kramer

Items / Issues to Discuss at a Later Time (Parking Lot):

#	Description
1	Vendor for dual band radios
2	New Life Insurance Policies

Decisions / Agreements:

#	Description
1	The purchase of 2 new dual band radios – vendor TBD
2	Lettering on new chief vehicles from East Coast for \$5,500
3	3 year contract with FailSafe for vehicle inspections
4	Accepted Audit Report and completed affidavit and Resolution #16-012
5	



BOARD OF FIRE COMMISSIONERS EAST BRUNSWICK FIRE DISTRICT #1

680 OLD BRIDGE TURNPIKE • EAST BRUNSWICK, N.J. 08816
TEL: (732) 257-1505 • FAX: (732) 257-0960

May 10, 2016

Board of Fire Commissioners
East Brunswick Fire District #3
363 Dunhams Corner Road
East Brunswick, NJ 08816

Gentlemen:

As you know when the Bureau of Fire Safety in East Brunswick Fire District #1 was asked to take over the inspections and smoke detector inspections for the residents in you fire district, it was agreed that any dedicated fire penalties imposed by the Fire Marshal for Fire District #1 would be given to your fire company dedicated fund.

Our Fire Marshal has imposed a fine and collected the penalty issued and has been in contact with you to try and set up a dedicated fund penalty account that our Executive Administrative Assistant could make a direct deposit into. After numerous attempts to have this done, I also have been in contact with members of the Board to have this account set up.

It has come to our attention that the Board of Fire Commissioners is East Brunswick Fire District #3 has refused to do business with Provident Bank and therefore we will not be able to make these deposits for you directly.

On the advice of our attorney, we have enclosed a check in the amount of seven hundred dollars {\$700.00} made payable to the Board of Fire Commissioners District #3. It will be at your discretion as to how you handle the deposit for the dedicated fund. According to the laws set in place by the State of New Jersey, the dedicated funds can only be used for training and/or equipment for the volunteer fire company.

If at any time your situation changes and you would like to set up the account so that the direct deposit can be made into Provident Bank please contact Sheryl Kotora in our office to have this done.

Respectfully,

A large, stylized handwritten signature in black ink, appearing to read 'Bruce R. Smith', with a long horizontal flourish extending to the right.

Bruce R. Smith, Chairman
Board of Fire Commissioners
East Brunswick Fire District #1

BRS/sk

File: dist. #3 check for dedicated funds

iii. Failure to obtain a Certificate of Carnival Registration—an amount equal to double the applicable registration fee.

9. False statements:

i. Preparing, uttering or rendering any false statement, pertaining to reports, documents, plans or specifications permitted or required under the provisions of this code—a maximum of \$5,000.

ii. Submission of a materially false application for a permit or registration—a maximum of \$1,000 per occurrence.

10. Special hazards:

i. For any violation of N.J.A.C. 5:70-3 or 4 of this Code which is not specifically enumerated above but which, under the circumstances, presents a specific hazard to life—a maximum of \$5,000 per violation per day. The violation notice must set forth the basis for determining the basis for a special hazard.

(c) Each day during which the violation remains unabated after the date or time specified in the order or notice for its correction or termination shall constitute an additional and separate violation.

(d) The filing of a timely appeal shall stay the action until a decision is made by the construction board of appeals or the Commissioner, as the case may be.

(e) A violation that is recurring justifies imposition of an immediate penalty without the necessity for an interval in which correction can be made. A violation shall be deemed to be a recurring violation if a notice has been served within two years from the date that a previous notice was served and the violation, premises and responsible party are substantially the same.

(f) If a penalty order has not been satisfied by the 30th day after its issuance, the Commissioner or local enforcing agency may institute a civil penalty action by a summary proceeding under the Penalty Enforcement Law of 1999 (N.J.S.A. 2A:58- 10 et seq.) in the Superior Court or municipal court.

1. A person who fails to pay immediately a money judgment rendered against him may be sentenced to imprisonment by the court for a period not exceeding six months, unless the judgment is sooner paid.

2. All moneys that are recovered as a result of the assessment of penalties shall be paid into the designated trust account and shall be appropriated to support the local enforcing agency's operation.

(g) The Commissioner or fire official may offer to reduce any penalty provided that such reduction is in the best interest of fire safety and will assure compliance. No penalty reduction can be made final while the violation that led to its assessment remains in existence.

Amended by R.1985 d.611, effective December 2, 1985.

See: 17 N.J.R. 1015(b), 17 N.J.R. 2870(a).

(b)1 added.

Amended by R.1993 d.195, effective May 3, 1993.

See: 25 N.J.R. 397(a), 25 N.J.R. 1872(a).

Added new subsection (f); recodified old (f) to (g) and added (g)2.

Amended by R.1995 d.58, effective March 6, 1995.

See: 26 N.J.R. 4258(a), 27 N.J.R. 878(b).

Amended by R.1997 d.247, effective June 16, 1997.

See: 29 N.J.R. 967(a), 29 N.J.R. 2653(b).

Added (b)8iii.

Administrative correction.

See: 35 N.J.R. 219(d).

Case Notes

City estopped from bringing action to summarily enforce penalty for fire code violations after informing building owner to appeal violation to fire marshal rather than to County Construction Board of Appeals. *State v. Kouvas*, 292 N.J.Super. 417, 678 A.2d 1178 (A.D. 1996).

Owner occupying multiple unit building receives reduced penalty assessment if fire safety violations are fully abated within 30 days. *Bureau of Housing Inspection v. 190 Keer Ave., Newark, Chambers*, 96 N.J.A.R.2d (CAF) 43.

Serious-life-threatening fire safety violations warranted penalty assessment when violations remained completely unabated. *Irvington/66 v. Department of Community Affairs*, 95 N.J.A.R.2d (CAF) 83.

Assessment of penalty against landlord for fire code violations was justified; reduction of penalty contingent. *Davis v. Department of Community Affairs*, 94 N.J.A.R.2d (CAF) 29.

Apartment owners were dilatory in obtaining permits and approvals for apartment's smoke detection system; *In the Matter of 904 Atlantic Avenue*. 94 N.J.A.R.2d (CAF) 18.

5:70-2.12A Dedicated penalties

(a) When an owner has been given notice of the existence of a violation and has not abated the violation, that owner shall, in addition to being liable to the penalty provided for by N.J.A.C. 5:70-2.12, be liable to a dedicated penalty assessed pursuant to this subsection.

1. Whenever any penalty is assessed pursuant to N.J.A.C. 5:70-2.12, then a dedicated penalty in like amount shall be assessed pursuant to this section.

2. The amount of any dedicated penalty assessed pursuant to this subsection shall be in accordance with the standards set forth in N.J.A.C. 5:70-2.12(b), except that a dedicated penalty of up to \$50,000 for each violation may be assessed where there is a serious injury or loss of human life directly or indirectly resulting from any unabated violation.

3. Dedicated penalties assessed pursuant to the requirements of this subsection shall be assessed only once and shall not be assessed each day, as may be done in the case of penalties assessed pursuant to N.J.A.C. 5:70-2.12.

(b) All monies collected pursuant to this section shall be placed in a special municipal trust fund to be applied to the cost to the municipality of firefighter training and/or new firefighting equipment.

1. In the case where a fire district is the local enforcing agency, the funds shall be placed in the general treasury of the district subject to separate accounting and annual certification to the Department from the district chief financial officer.

2. In any case in which the enforcing agency is the Department, a county fire marshal, or an intermunicipal agency, all revenue from dedicated and compensatory penalties shall be paid into the fund maintained, in accordance with this section, by the municipality or fire district in which the building, structure or premises at which the violation occurred is located.

Amended by R.1993 d.195, effective May 3, 1993.

See: 25 N.J.R. 397(a), 25 N.J.R. 1872(a).

Rule retitled "Dedicated and compensatory penalties"; added (a)1-3 and (c)1; penalty upper limited specified as \$150,000.

Recodified from 5:18-2.17 and amended by R.1995 d.58, effective March 6, 1995.

See: 26 N.J.R. 4258(a), 27 N.J.R. 878(b).

Amended by R.2002 d.372, effective November 18, 2002.

See: 34 N.J.R. 2636(a), 34 N.J.R. 3958(a).

5:70-2.13 Compensatory penalties

(a) An owner who has been given notice of a violation shall be responsible for a penalty not exceeding \$150,000 or the costs of suppressing any fire which directly or indirectly results from the violation, whichever is greater. To create an obligation, the violation need not have been the initial cause of the fire; it is sufficient if the violation's existence has increased the intensity of the fire or the difficulty of its extinguishment. This penalty is independent of any penalty issued in accordance with N.J.A.C. 5:70-2.12 for failure to abate the violation. Suppression costs may be imposed for a fire which occurs during the period allowed for abatement.

(b) The suppression costs shall include, but not be limited to, costs of labor, equipment and material incurred by municipalities, fire districts or fire departments involved in suppressing the fire, as well as any other actual expenses, including attorney fees, incurred for the collection of the penalty. If a compensatory penalty in excess of \$150,000 is sought, the cost of suppression shall be certified to the fire official of the area in which the fire occurred by the chiefs of the suppression units involved.

(c) The fire official shall serve notice on the owner and order payment. The notice shall state the violations justifying imposition of the penalty. If payment is not received within 30 days, the fire official shall pursue collection in the manner specified herein for penalties. The monies collected shall be paid to the municipalities or districts and appropriated in accordance with N.J.A.C. 5:70-2.12A(b).

New Rule, R.1995 d.58, effective March 6, 1995.

See: 26 N.J.R. 4258(a), 27 N.J.R. 878(b).

Amended by R.2002 d.372, effective November 18, 2002.

See: 34 N.J.R. 2636(a), 34 N.J.R. 3958(a).

5:70-2.14 Variances

(a) Upon the application of a property owner or lessee with the consent of the owner, the fire official may grant a variance from the requirements of a regulation or standard adopted pursuant to the Act; provided, however, that no variance shall be granted unless it is determined that strict compliance would result in practical difficulty and that the variance, if granted, would not unreasonably jeopardize the safety of the occupants or intended occupants, fire fighters or the public generally.

1. In any facility subject to regulation by any State agency, no variance shall be granted except after consultation with that State agency.

2. Financial hardship alone shall not be grounds for a variance.

(b) An application for a variance shall be made in writing, shall be filed with the fire official and shall set forth the following information:

1. The requirements of the regulation from which a variance is sought;

2. The manner in which strict compliance with the regulation would result in practical difficulty;

3. The nature and extent of the practical difficulty; and

4. Feasible alternatives which would adequately protect the occupants or intended occupants, fire fighters and the public generally.

(c) Within 30 days after receiving an application for a variance, the fire official shall grant or deny the application in writing, stating the reasons for his action.

1. An application which is not granted within 30 days shall be deemed to have been denied.

2. A denial of an application for a variance may be appealed in the same manner as any other ruling of the fire official.

(d) Copies of all variance applications and records of the action taken on them shall be maintained as permanent public records by the fire official.

1. A fire official shall promptly provide the Division with copies of all decisions granting or denying variances after they have been rendered.

(e) Variations to requirements found in the Uniform Construction Code may only be granted by the Construction Official in accordance with the Uniform Construction Code.

(f) In accordance with N.J.A.C. 5:70-4.16(a)2i, variances shall not be granted for interior finishes in amusement buildings.

Amended by R.1986 d.214, effective June 16, 1986.



Colonial Pipeline Company

1089 Kings Highway
West Deptford, NJ 08086

Omar Gordiany
Senior Corrosion Technician
Northeast District

Phone: 609-617-6750
Email: ogordiany@colpipe.com

April 22, 2016

Dear Resident / Landowner,

Colonial Pipeline Company owns and operates one or more refined petroleum products pipelines in or near your property. The pipeline system is maintained with a right of way corridor in which Colonial obtained by easement from the landowner when the pipeline was installed.

Over the next couple of days Colonial Pipeline will be performing an over-the-line close interval survey. This is a survey performed on a periodic basis to help maintain the integrity of our pipelines. The survey involves temporarily laying a small gauge copper wire and walking along our right of way to collect data. All wire is removed by the end of each work day.

The contracted survey crew for Colonial Pipeline will be Spectrum Pipeline Services. This survey crew will be accompanied by a Colonial inspector whose contact information is listed at the bottom of this letter.

Feel free to contact Colonial Pipeline Company regarding this project at any time in the future by one of the following methods. We appreciate your cooperation in keeping our environment and community safe.

Contacts

Phone

Email

Omar Gordiany
Senior Corrosion Technician / Onsite Inspector
ogordiany@colpipe.com

609-617-6750

MEMORANDUM

TO: All Fire Districts

FROM: Richard M. Braslow, Esq.

DATE: April 7, 2016

SUBJECT: New Jersey Local Unit Pay-to-Play Law

Enclosed is my certification as required by the above legislation which is self-explanatory. If you have any questions please contact me.

Richard M. Braslow, Esq.
516 Fielders Lane
Toms River, NJ 08755
Tel: (732) 341-7537
Fax: (732) 341-4425
E-Mail: braslowesq6@aol.com

BUSINESS ENTITY DISCLOSURE CERTIFICATION
 FOR NON-FAIR AND OPEN CONTRACTS
 Required Pursuant to N.J.S.A. 19:44A-20.8
East Brunswick Fire District No. 3

Part I - Vendor Affirmation

The undersigned, being authorized and knowledgeable of the circumstances, does hereby certify that the Law Office of Richard M. Braslow has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding March, 2015 to any of the following named candidate committee, joint candidates committee; or political party committee representing the elected officials of East Brunswick Fire District No. 3 as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Any individuals including Commissioners relating to the Fire District	
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Part II - Ownership Disclosure Certification

I certify that the list below contains the names and home addresses of all owners holding 10% or more of the issued and outstanding stock of the undersigned.

Check the box that represents the type of business entity:


- Partnership
 Corporation
 Sole Proprietorship
 Subchapter S Corporation
 Limited Partnership
 Limited Liability Corporation
 Limited Liability Partnership

Name of Stock or Shareholder	Home Address
Richard M. Braslow	516 Fielders Lane, Toms River, NJ 08755

Part III - Signature and Attestation:

The undersigned is fully aware that if I have misrepresented in whole or in part this affirmation and certification, I and/or the business entity, will be liable for any penalty permitted under law.

Name of Business Entity: Law Office of Richard M. Braslow.

Signed: 
 Print Name: Richard M. Braslow

Title: Owner
 Date: April 7, 2016

BUSINESS ENTITY DISCLOSURE CERTIFICATION
FOR NON-FAIR AND OPEN CONTRACTS
Required Pursuant to N.J.S.A. 19:44A-20.8
East Brunswick Fire District No. 3

The following is statutory text related to the terms and citations used in the Business Entity Disclosure Certification form.

“Local Unit Pay-To-Play Law” (P.L. 2004, c.19, as amended by P.L. 2005, c.51)

19:44A-20.6 Certain contributions deemed as contributions by business entity.

5. When a business entity is a natural person, a contribution by that person's spouse or child, residing therewith, shall be deemed to be a contribution by the business entity. When a business entity is other than a natural person, a contribution by any person or other business entity having an interest therein shall be deemed to be a contribution by the business entity.

19:44A-20.7 Definitions relative to certain campaign contributions.

6. As used in sections 2 through 12 of this act:

“business entity” means any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association or any other legal commercial entity organized under the laws of this State or of any other state or foreign jurisdiction;

“interest” means the ownership or control of more than 10% of the profits or assets of a business entity or 10% of the stock in the case of a business entity that is a corporation for profit, as appropriate;

Temporary and Executing

12. Nothing contained in this act shall be construed as affecting the eligibility of any business entity to perform a public contract because that entity made a contribution to any committee during the one-year period immediately preceding the effective date of this act.

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**The New Jersey Campaign Contributions and Expenditures Reporting Act (N.J.S.A. 19:44A-1 et seq.)**

**19:44A-3 Definitions.** In pertinent part...

p. The term "political party committee" means the State committee of a political party, as organized pursuant to R.S.19:5-4, any county committee of a political party, as organized pursuant to R.S.19:5-3, or any municipal committee of a political party, as organized pursuant to R.S.19:5-2.

q. The term "candidate committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) for the purpose of receiving contributions and making expenditures.

r. the term "joint candidates committee" means a committee established pursuant to subsection a. of section 9 of P.L.1973, c.83 (C.19:44A-9) by at least two candidates for the same elective public offices in the same election in a legislative district, county, municipality or school district, but not more candidates than the total number of the same elective public offices to be filled in that election, for the purpose of receiving contributions and making expenditures. For the purpose of this subsection: ...; the offices of member of the board of chosen freeholders and county executive shall be deemed to be the same elective public offices in a county; and the offices of mayor and member of the municipal governing body shall be deemed to be the same elective public offices in a municipality.

**19:44A-8 and 16 Contributions, expenditures, reports, requirements.**

*While the provisions of this section are too extensive to reprint here, the following is deemed to be the pertinent part affecting amounts of contributions:*  
“The \$300 limit established in this subsection shall remain as stated in this subsection without further adjustment by the commission in the manner prescribed by section 22 of P.L.1993, c.65 (C.19:44A-7.2).

# ***BROOKVIEW VOLUNTEER FIRE COMPANY***

**363 DUNHAM'S CORNER ROAD, EAST BRUNSWICK, NJ 08816 (732) 238-1966**

## **Engineer's Report**

Ken Skalla

Date: May 2016

RED numbered vehicles are BVFC owned

\*Hose/pump testing completed. All vehicle pumps and ladders passed. Numerous lengths of hose failed: FOUR 3" lengths and FIVE 5" lengths.

\*A 3 yr. contract with FailSafe for hose/ladder/pump tests.

901 - 2009 Pierce Arrow XT 2000 GPM Pumper - (Commissioner owned).

902 - 2003 Pierce Dash 1500 GPM Pumper - (Commissioner owned).

\*Failed 5" supply lines replaced and tested (in-house).

903 - 1997 Pierce Saber 1500 GPM Pumper - (Commissioner owned).

\*Fire & Safety reports air leaks repaired. Losses in air pressure are within normal ranges. Any low pressure may be due to limited use of the vehicle.

904 - 1991 GMC Medium Rescue / Light Truck - (Commissioner owned).

905 - 1994 Ford F350 Utility Truck - (Fire Company owned).

\*Stainless Steel grip handles installed on rear compartment top (in-house).

906 - 1995 Ford Bronco - (Commissioner owned).

\*All brake lines and two front calipers replaced.

907 - 1972 Dodge Power Wagon Brush Truck - (Fire Company owned).

\*Front flasher relay replaced.

\*Attempted passenger door repair, unsuccessful.

908 - 2006 Dodge Durango Chief's Car - (Commissioner owned).

\*Flat tire repaired and replaced.

909 - 2004 Dodge Durango Assistant Chief's Car - (Commissioner owned).

912 - 1994 Ford F250 4X4 Pickup Truck - (Fire Company owned).

\*Both door locks replaced. Passenger door handle broken off inner door frame, had to be welded to repair.

915 - 1999 Crown Victoria (Commissioner owned).

Marine 9, Rescue Boat - (Fire Company owned).

East Brunswick Fire District #3

5/10/2016 9:07 PM

Register: TD Bank

From 04/13/2016 through 05/10/2016

Sorted by: Date, Type, Number/Ref

| Date       | Number | Payee                     | Account                   | Memo              | Payment   | C | Deposit    | Balance    |
|------------|--------|---------------------------|---------------------------|-------------------|-----------|---|------------|------------|
| 04/15/2016 |        |                           | Interest Income           | Interest          |           | X | 65.02      | 581,207.89 |
| 05/10/2016 |        |                           | tax revenue               | Deposit           |           |   | 138,337.29 | 719,545.18 |
| 05/10/2016 | 1251   | Access Health Systems     | 6340 Physical Exams       | INV#7655(6340)    | 140.00    | ✓ |            | 719,405.18 |
| 05/10/2016 | 1252   | Access Health Systems     | 6340 Physical Exams       | INV#7654(6340)    | 140.00    | ✓ |            | 719,265.18 |
| 05/10/2016 | 1253   | Richard M. Braslow        | 6640 Riva Ave Project     | INV#17964(66...   | 272.00    | ✓ |            | 718,993.18 |
| 05/10/2016 | 1254   | Gregory Bennett           | 6344 Training             | Course#N11C3...   | 90.00     | ✖ |            | 718,903.18 |
| 05/10/2016 | 1255   | Witmer Public Safety...   | 6320 Equipment M&R        | INV#E145880...    | 254.26    | ✓ |            | 718,648.92 |
| 05/10/2016 | 1256   | Select Automotive         | 6346- Vehicle M&R         | INV#3522(6346)    | 774.78    | ✓ |            | 717,874.14 |
| 05/10/2016 | 1257   | Fail Safe Fire Hose T...  | 6320 Equipment M&R        | INV#002730(6...   | 4,072.55  | ✓ |            | 713,801.59 |
| 05/10/2016 | 1258   | Confires Fire Protecti... | 6320 Equipment M&R        | INV#0212204-...   | 274.70    | ✓ |            | 713,526.89 |
| 05/10/2016 | 1259   | Home News Tribune         | 6640 Riva Ave Project     | Order#000121...   | 64.92     | ✓ |            | 713,461.97 |
| 05/10/2016 | 1260   | Fire & Safety Service...  | 6346- Vehicle M&R         | INV#S116-071...   | 1,097.50  | ✖ |            | 712,364.47 |
| 05/10/2016 | 1261   | Dr. Kulischenko, MD       | 6340 Physical Exams       | VOID: Bill#21...  |           | X |            | 712,364.47 |
| 05/10/2016 | 1262   | New Jersey Fire Equi...   | 6312 Equipment Purch...   | INV#50585(63...   | 153.00    | ✓ |            | 712,211.47 |
| 05/10/2016 | 1263   | McNeil & Co., Inc.        | 6330 Insurance - Other    | INV#1165311...    | 916.32    | ✓ |            | 711,295.15 |
| 05/10/2016 | 1264   | McNeil & Co., Inc.        | 6330 Insurance - Other    | INV#3090120(...   | 41.12     | ✖ |            | 711,254.03 |
| 05/10/2016 | 1265   | Solitario & Tierney P...  | 6246 Professional Serv... | INV#14281(62...   | 2,000.00  | ✓ |            | 709,254.03 |
| 05/10/2016 | 1266   | Verizon Wireless          | 6236 Office Expenses      | INV#9764439...    | 80.02     | ✓ |            | 709,174.01 |
| 05/10/2016 | 1267   | Parts Authority           | 6346- Vehicle M&R         | INV#6056789...    | 18.13     | ✓ |            | 709,155.88 |
| 05/10/2016 | 1268   | Mercer Spring & Ali...    | 6346- Vehicle M&R         | INV#275513(6...   | 5,533.54  | ✓ |            | 703,622.34 |
| 05/10/2016 | 1269   | Twp of East Brunswi...    | 6328 Fuel                 | Fuel April 201... | 567.30    | ✓ |            | 703,055.04 |
| 05/10/2016 | 1270   | Richard M. Braslow        | 6640 Riva Ave Project     | INV#18025(66...   | 17.00     | ✓ |            | 703,038.04 |
| 05/10/2016 | 1271   | McNeil & Co., Inc.        | 6330 Insurance - Other    | INV#3340120(...   | 6,689.00  | ✓ |            | 696,349.04 |
| 05/10/2016 | 1272   | Mall Chevrolet, Inc.      | 6610 Purchase             | INV#65470(66...   | 38,390.40 | ✓ |            | 657,958.64 |
| 05/10/2016 | 1273   | Linda Nicholas            | 6236 Office Expenses      | INV#20(6236)      | 95.00     | ✓ |            | 657,863.64 |
| 05/10/2016 | 1274   | Christine Gerbereux       | 6236 Office Expenses      | INV#222(6236)     | 315.00    | ✓ |            | 657,548.64 |
| 05/10/2016 | 1275   | Witmer Public Safety...   | 6312 Equipment Purch...   | VOID: INV#1...    |           | X |            | 657,548.64 |
| 05/10/2016 | 1276   | Witmer Public Safety...   | 6312 Equipment Purch...   | VOID: INV#1...    |           | X |            | 657,548.64 |
| 05/10/2016 | 1277   | Winner Ford               | 6610 Purchase             | PO#03081620...    | 32,983.00 | ✓ |            | 624,565.64 |
| 05/10/2016 | 6R     | Witmer Public Safety...   | 6312 Equipment Purch...   | Reverse of GJE... |           | X | 22.95      | 624,588.59 |

8:17 PM

05/10/16

Accrual Basis

**East Brunswick Fire District #3**  
**Profit & Loss Budget vs. Actual**  
 January 1 through May 10, 2016

|                                 | Jan 1 - May 10, 16 | Budget        | \$ Over Budget | % of Budget |
|---------------------------------|--------------------|---------------|----------------|-------------|
| <b>Ordinary Income/Expense</b>  |                    |               |                |             |
| <b>Income</b>                   |                    |               |                |             |
| Engine Financing                | 0.00               | 0.00          | 0.00           | 0.0%        |
| Income                          | 0.00               | 0.00          | 0.00           | 0.0%        |
| Interest Income                 | 366.91             | 0.00          | 366.91         | 100.0%      |
| Misc. Income                    | 0.00               | 0.00          | 0.00           | 0.0%        |
| reimbursement for inv           | 0.00               | 0.00          | 0.00           | 0.0%        |
| tax revenue                     | 138,337.29         | 0.00          | 138,337.29     | 100.0%      |
| <b>Total Income</b>             | 138,704.20         | 0.00          | 138,704.20     | 100.0%      |
| <b>Expense</b>                  |                    |               |                |             |
| 6100 Commissioner's Salaries    | 0.00               | 9,875.00      | -9,875.00      | 0.0%        |
| 6136 FP Agreement               | 0.00               | 194,400.00    | -194,400.00    | 0.0%        |
| 6138 LOSAP                      | 32,580.00          | 35,000.00     | -2,420.00      | 93.1%       |
| 6140 Actua Expense & Loss       | 0.00               | 0.00          | 0.00           | 0.0%        |
| 6222 Dues & Subscriptions       | 300.00             | 400.00        | -100.00        | 75.0%       |
| 6224 Election Expenses          | 1,163.11           | 1,400.00      | -236.89        | 83.1%       |
| 6230 Legal & Display Advertisin | 187.08             | 400.00        | -212.92        | 46.8%       |
| 6236 Office Expenses            | 4,814.74           | 5,760.00      | -945.26        | 83.6%       |
| 6246 Professional Services      | 2,033.00           | 10,123.00     | -8,090.00      | 20.1%       |
| 6250 Admin Service              | 1,701.00           | 4,000.00      | -2,299.00      | 42.5%       |
| 6310 Radio M&R                  | 230.00             | 5,200.00      | -4,970.00      | 4.4%        |
| 6312 Equipment Purchase         | 683.28             | 83,150.00     | -82,466.72     | 0.8%        |
| 6314 SFSG Grant                 | 0.00               | 1,889.00      | -1,889.00      | 0.0%        |
| 6320 Equipment M&R              | 6,719.27           | 20,600.00     | -13,880.73     | 32.6%       |
| 6324 Fire Prevention            | 0.00               | 1,000.00      | -1,000.00      | 0.0%        |
| 6328 Fuel                       | 1,730.15           | 14,000.00     | -12,269.85     | 12.4%       |
| 6330 Insurance - Other          | 14,311.76          | 41,000.00     | -26,688.24     | 34.9%       |
| 6332 Insurance Workers Comp     | 14,344.00          | 26,000.00     | -11,656.00     | 55.2%       |
| 6340 Physical Exams             | 516.00             | 8,000.00      | -7,484.00      | 6.5%        |
| 6344 Training                   | 1,008.00           | 10,000.00     | -8,992.00      | 10.1%       |
| 6346- Vehicle M&R               | 16,654.37          | 32,991.00     | -16,336.63     | 50.5%       |
| 6360 Contingency                | 0.00               | 21,000.00     | -21,000.00     | 0.0%        |
| 6610 Purchase                   | 38,390.40          | 115,000.00    | -76,609.60     | 33.4%       |
| 6620 CAP X                      | 0.00               | 0.00          | 0.00           | 0.0%        |
| 6621 Future Cap Outlay          | 0.00               | 10,000.00     | -10,000.00     | 0.0%        |
| 6630 Capital Approp Radios      | 0.00               | 0.00          | 0.00           | 0.0%        |
| 6640 Riva Ave Project           | 2,534.92           | 0.00          | 2,534.92       | 100.0%      |
| 6641 Cap X II Riva Ave          | 102,200.00         | 102,200.00    | 0.00           | 100.0%      |
| 6900 New Command Vehicle        | 292,422.00         | 625,000.00    | -332,578.00    | 46.8%       |
| Payroll Expenses                | 0.00               | 0.00          | 0.00           | 0.0%        |
| Reimbursement Expense           | 0.00               | 0.00          | 0.00           | 0.0%        |
| VOID                            | 0.00               | 0.00          | 0.00           | 0.0%        |
| <b>Total Expense</b>            | 534,523.08         | 1,378,388.00  | -843,864.92    | 38.8%       |
| <b>Net Ordinary Income</b>      | -395,818.88        | -1,378,388.00 | 982,569.12     | 28.7%       |
| <b>Other Income/Expense</b>     |                    |               |                |             |
| <b>Other Income</b>             |                    |               |                |             |
| Credit due from EB Twp          | 0.00               | 0.00          | 0.00           | 0.0%        |
| <b>Total Other Income</b>       | 0.00               | 0.00          | 0.00           | 0.0%        |
| <b>Net Other Income</b>         | 0.00               | 0.00          | 0.00           | 0.0%        |
| <b>Net Income</b>               | -395,818.88        | -1,378,388.00 | 982,569.12     | 28.7%       |



# Brookview Volunteer Fire Company

## Chief's Report

### April 2016

Alarms for the Month 17  
 Total Alarms for the Year 54

Average Manpower for the Month 15.1  
 Average Manpower for the Year 15.2

**Alarms by Month:**

January: 13  
 February: 11  
 March: 13  
 April: 17  
 May:  
 June:  
 July:  
 August:  
 September:  
 October:  
 November:  
 December:

**Type Of Alarm:**

|                              | <u>Month:</u> | <u>Year:</u> |
|------------------------------|---------------|--------------|
| Mutual Aid / Stand-By:       | 6             | 23           |
| EB District 1                | 1             | 9            |
| EB District 2                | 2             | 6            |
| N. Brunswick                 | 2             | 5            |
| S. Brunswick                 |               | 1            |
| Edison                       | 1             | 1            |
| Hillsborough                 |               | 1            |
| Active Fire Alarm:           | 3             | 10           |
| Appliance:                   | 1             | 4            |
| Gas Leak/Odor:               | 1             | 3            |
| CO Alarm:                    | 1             | 3            |
| Brush Fire/Open Burning:     | 2             | 4            |
| Wires Down/Transformer Fire: | 2             | 2            |
| MVA - Extrication            | 1             | 1            |
| Vehicle Fire:                |               | 1            |
| Smoke Odor/Investigation     |               | 1            |
| Weather Stand-By:            |               | 1            |
| Structure:                   |               | 1            |

**Alarms by Day of the Week:**

|            | <u>Month:</u> | <u>Year:</u> |
|------------|---------------|--------------|
| Sunday:    | 4             | 9            |
| Monday:    | 2             | 6            |
| Tuesday:   | 2             | 8            |
| Wednesday: | 4             | 11           |
| Thursday:  |               | 5            |

RECORD OF VOTE OF THE COMMISSIONERS

| <b>Member</b> | Bowne | Fenstermaker | Duffy | Miller | Wood |
|---------------|-------|--------------|-------|--------|------|
| Yes           | X     | X            | X     | X      | X    |
| No            |       |              |       |        |      |
| Absent        |       |              |       |        |      |

CERTIFICATION:

I, Scott Miller, Clerk of the Commissioners of Fire District No. 3 in the Township of East Brunswick, County of Middlesex, hereby certify that the foregoing resolution was passed at the regular meeting of the Commissioners held on May 10, 2016.

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Commissioner Scott Miller