

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



## Meeting Minutes

<b>Date &amp; Time:</b>	Tuesday, April 14, 2015
<b>Location:</b>	Colonial Oaks Firehouse
<b>Facilitator:</b>	Commissioner Bowne
<b>Scribe:</b>	Linda Nicholas
<b>Meeting Objective:</b>	Monthly Meeting

<b>Attendees:</b>	<b>Status (Present / Absent)</b>
Commissioner Edward Bowne	Present
Commissioner Ryan Fenstermaker	Absent
Commissioner Thomas Duffy	Present
Commissioner Scott Miller	Present
Commissioner David Wood	Present

### MINUTES / NOTES

Meeting called to order at 19:37 by Commissioner Bowne.

Pledge of Allegiance was recited.

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 10, 2015, WHICH SCHEDULE WAS FILED WITH THE MUNICIPAL CLERK, PROVIDED TO THE HOME NEWS AND THE SENTINEL, AS WELL AS POSTED IN THE MUNICIPAL BUILDING.

Commissioner Bowne indicated where the emergency exits are located.

Roll call was taken. Went right into the new truck purchase since the representative, John O'Keefe, was at the meeting.

### NEW TRUCK PURCHASE (reported by Commissioner Miller)

On March 12, 2015 the firehouse received the price package from Pierce. The contract was reviewed by Richard Braslow, attorney and David Russell from the Fire and Safety. They resolved all concerns they had. Richard Braslow requested a statement to be added to the contract indicating that if the truck was not delivered by date purchased than we would charge back Fire and Safety \$100 per day for each day it was not delivered. The contract was signed this evening because Pierce has a price increase effective tomorrow. Our contract price was good until 11:59pm tonight. Commissioner Miller read the document regarding the purchase of the truck that was placed in the newspaper. This give the public a time to comment. Commissioner Bowne opened it up to the floor for public comments about this purchase. All accepted the order for One Pierce Arrow Fire Truck. The order form was signed by Commissioner Bowne. Commissioner Miller handed order to Pierce rep and shook his hand. The chassis was prepaid. IT will take approximately 18 months to build.

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



**CORRESPONDENCE (reported by Commissioner Miller)**

- They received the Lincoln Financial group Disclosure statement. It was given to Chris Gerbereux to file.
- Vehicle registration for the 1994 Wagon was received and given to Ken Skalla.
- Permits for the April Wedding event were received – Christine Gerbereux to forward onto District #1

**LOSAP (reported by Commissioner Duffy)**

- Signed by 2 commissioners. The check is written and ready to go

**INSURANCE (reported by Commissioner Duffy)**

- Workman's compensation is up for renewal. Commissioner Duffy got a quote where they can save up to 17% from one company. He will report on this next month.
- Insurance with Bollinger is also up for renewal. Trucks are fixed price. Commissioner Duffy is happy with them so we will most likely stay with them.
- Commissioner Miller asked when the new members are covered under regular insurance and it was reported that they are covered immediately.

**RIVA AVENUE PROJECT (reported by Commissioner Duffy)**

- They did not have to go for a sprinkler system but they went for it. It was recommended that it be put out for bid.

**COMPUTERS (reported by Commissioner Wood)**

- Had to put out \$400 to renew website where all District #3 posts meeting minutes and other items of interest. This renewal is good for 2 years.

**PUBLIC PORTION**

**Chiefs Report – reported by Chief Michael Heilbronn**

- See attached report regarding alarms for the month of March.
- Engine #901 Hearst Compartment was reconfigured. It will cost up to \$900. They are using the same company for this as they did for engine #905
- Reported 6-7 new members; there are 4 more coming in the next 2 months. The Chief requested new name plates that just say the firehouse name for the back of their gear so it doesn't look bare. Price per plate is about \$70. The chief is asking for 10 name plates. It was decided this will come out of the gear budget (account #6312)
- The chief asked if anyone looked into the Cranford Coop yet for the new chief vehicle. He is hoping this can be in place before either vehicle dies. He is hoping there will be a plan to present at next month's meeting. He wants to be proactive and not wait for a vehicle to fail.

**Assistant Chief Report - reported by Kevin Umbach**

- T4 Max camera (this is the older blue camera) the battery died. Price to get a new one purchased and shipped is \$123.65. This cost should come out of Equipment M&R.
- A new hose has to be purchased. The price for this is \$4,100.

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



---

- Tablet price went up since it was quoted last year. Cost is \$19.74 over budgeted amount. The price is \$79.98 monthly. This does not include brackets. This still needs to be researched.

Engineer's Report - reported by Ken Skalla (see attached and notes below)

- On March 27<sup>th</sup> the hoses were all tested. There were various fails. Those that failed are being repaired.
- It was decided to hold off on any repairs on the Crown Victoria.

Rumors – reported by Jack Kramer

- People have been spreading rumors about him (Jack Kramer) and his damaging a fire company vehicle. He doesn't appreciate what has been said and if anyone has any issues, to please come to him about it rather than behind his back.

Before Public portion was close the following purchases were voted on:

- Purchase of the Hearst Bracket for \$900.00
- Additional \$19.74 per tablet purchase

Commissioner Duffy made a motion to approve these purchases; Commissioner Miller seconded them. There were no oppositions. They were so moved.

Public Portion closed at 20:17.

TREASURY REPORT - reported by Commissioner Wood (see notes below and attached)

- Last year we were over paid. Included in the disbursements is a check to pay the township back.
- Bank of America is dropping the fire house account under the State of New Jersey Deposit Protection Act. A new bank has to be chosen by July 9<sup>th</sup>, 2015 when the current accounts will need to be closed. Commissioner Wood and Christine Gerbereux, bookkeeper, like TD Bank. Chris is going to look and see if they will take on their accounts. If not, they will have to go back to Provident. In total, 2 accounts have to be moved. There was a question raised about an escrow account at TD bank – do they have that option?

Beginning balance as of March 17, 2015 was \$469,992.66

After disbursements the ending balance is \$557,124.08

Please refer to the details in the attached document of all disbursements for the month.

Commissioner Duffy made a motion to accept the bills as read. Commissioner Miller seconded that motion. There were no oppositions. It was so moved.

**OLD BUSINESS:**

- The Fire Protection Agreement was signed by Commissioners Miller and Bowne. It was also signed by James Thigpen, Secretary and Michael Duffy, VP for the Brookview Volunteer Fire Company.
- The beneficiary forms have been updated. Companies changed which is why this happened.

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



**NEW BUSINESS:**

- Financial Disclosure forms need to be completed by the Commissioners.

Meeting adjourned at 20:30.

#	Action Item	Lead Resource	Target Date	Priority	Comments
1	Bids for Riva Ave Project Sprinkler System have to go out	Commissioner Duffy	ASAP		
2	Someone to look into the Cranford Coop	Commissioner Miller	ASAP		
3	New Bank decided upon	Commissioner Wood & C Gerbereux	7/1/15		
4	Commissioners have to complete the Financial Disclosure forms	Commissioners	ASAP		
5					
6					

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

#	Description
1	Cranford Coop / New Chief and Asst Chief vehicles
2	
3	
4	

**Decisions / Agreements:**

#	Description
1	Purchase agreement made with Pierce on new Fire Truck. Paperwork was signed and given to Pierce Rep.
2	See treasury report
3	
4	

NOTICE OF INTENT TO AWARD CONTRACT UNDER A  
NATIONAL COOPERATIVE PURCHASING AGREEMENT

PLEASE TAKE NOTICE that the Commissioners of Fire District No. 3 in the Township of East Brunswick, County of Middlesex (the "Fire District") intends to participate in the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program for the acquisition of a Firetruck. Information regarding the contract may be found at the administrative offices of the Board of Fire Commissioners, East Brunswick Fire District No. 3, Brookview Volunteer Fire Company Firehouse, 361 Dunhams Corner Road, East Brunswick, NJ during regular business hours as well as on the website of the Houston-Galveston Area Council: HGACBuy.org. The Fire District authorized membership in the HGAC Cooperative Purchasing Program in a resolution previously adopted by the Fire District. A contract was signed between the Fire District and HGAC shortly after such authorization for the contract period of Jan 1, 2015 through Dec 31, 2015. It is the intent of the Fire District to purchase the Firetruck from Pierce Manufacturing, Inc. The Contract price for the fire apparatus was established by HGAC, pursuant to its receipt of bids for such fire apparatus. The Fire District is permitted to join the national cooperative purchasing program and enter into an agreement under the authority of N.J.S.A. 52:34-6.2(b)(3). The comment period ends for this Notice of Award on April 14, 2015.

**THE COMMISSIONERS OF FIRE DISTRICT NO. 3**  
**TOWNSHIP OF EAST BRUNSWICK**  
**COUNTY OF MIDDLESEX, NEW JERSEY**

PO BOX 491  
 EAST BRUNSWICK, NJ 08816

Phone: (732) 390-4994

**VOUCHER / PURCHASE ORDER**

**VENDOR:**

NAME: Pierce Manufacturing Inc.  
 ADDRESS: 2600 American Drive  
 CITY: Appleton  
 STATE: Wisconsin ZIP: 54912-2017

**SHIP TO:**

NAME: \_\_\_\_\_  
 ADDRESS: \_\_\_\_\_  
 CITY: \_\_\_\_\_  
 STATE: \_\_\_\_\_ ZIP: \_\_\_\_\_

QUANTITY ORDER	DESCRIPTION	UNIT PRICE	AMOUNT
1	<p>Pierce Arrow XT NWI Rescue as detailed in contract number FS12-13. Product Code UD07 and prepared by David Russell dated March, 14<sup>th</sup> 2015.</p> <p>To be delivered no later than October 14<sup>th</sup> 2016. A fee of \$100.00 per day will be charged back to Fire &amp; Safety Services, LTD for each and everyday after October 14<sup>th</sup> 2016 that the truck is not delivered.</p> <p><i>Carl Bern</i> 5/14/14</p> <p><b>NOT TO EXCEED: \$ 564,373.86</b></p>	\$	564,373.86

Delivery slips received and checked

(Date) (Commissioner)

**BVFC OFFICIAL CERTIFICATION**

I acknowledge and certify that the materials and supplies have been received or the services rendered, said certification being based on signed delivery or other reasonable procedures.

(Signature) (Title)

**VENDOR:**

**NOTE: PAYMENT WILL NOT BE MADE IF ALL REQUIRED INFORMATION AND SIGNATURES ARE NOT SUPPLIED.**

1. RETAIN A COPY FOR YOUR RECORDS.
2. DO NOT CHARGE STATE SALES TAX.
3. MAIL SIGNED VOUCHER WITH INVOICE.

**VENDOR STATEMENT AND CERTIFICATION**

I do solemnly declare and certify under the penalties of law that the within bill(s) is correct in all its particulars; that the articles have been furnished or services rendered as stated therein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with the above claim, that the amount therein stated is justly due and owing; and that the amount charged is a reasonable one.

(Date) (Signature) (Title)

The above claim was approved and ordered paid.

(Date) (Commissioner)

**COMMISSIONER PAYMENT RECORD**

DATE PAID \_\_\_\_\_  
 CHECK NO. \_\_\_\_\_  
 ACCOUNT NO. \_\_\_\_\_



## Township of East Brunswick

DEPARTMENT OF PLANNING AND ENGINEERING

GREGORY POTKULSKI, P.E.  
DIRECTOR

April 8, 2015

Elizabeth Halloran, Office Manager  
Farrington Manor  
16 Patrick Street  
East Brunswick, NJ 08816

Re: **The Place on the Lake**  
**Block 309.04, Lot 16.15**

Dear Ms. Halloran;

This is in response to your letter received on April 7, 2015 regarding placing a tent on the side patio (facing the lake) during April weekends for weddings. Zoning will allow temporary tent(s), however a permit is required from fire prevention. Contact Fire District #3 – Brookview Volunteer Fire Company at 732-390-4994 or 732-238-1966 for permits.

You had also asked about outdoor music on the property. The Township noise ordinance does not allow sound levels over 65dB between 7 a.m. – 10 p.m. and not over 50 dB between 10 p.m. to 7 a.m. Live bands may likely exceed these limits.

If you have any other questions, feel free to contact this office.

Very truly yours,

*Debra Rainwater*  
Debra Rainwater, P.P., A.I.C.P.  
Planner

cc: Gregory Potkulski, Director of Planning & Engineering  
Steve Gottlieb, Planner/Landscape Architect  
Edward Grobelny, Chief Construction Official  
Colleen LeRoy, Code Enforcement Officer  
Police Department – Noise Control Officer  
Brookview Volunteer Fire Department

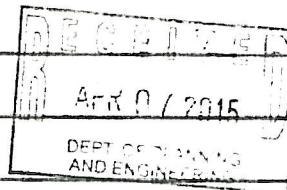
THE PLACE ON THE LAKE TENT REQUEST

The Place on the Lake is requesting to be able to put up a tent for these April weddings in case of rain. The tent would go on the side patio for cocktail hour. It would need to be 30x90 ft. We are looking into getting either one large tent or 3 30x30 tents.

It is necessary to have cocktail hour outside because if it rains we hold the ceremony inside and everyone will be outside so we can set up the ballroom for the reception.

The dates we would need to have a tent for are April 17<sup>th</sup>, 18<sup>th</sup>, 24<sup>th</sup>, 25<sup>th</sup> and 26<sup>th</sup>.

Elizabeth Halloran  
Office Manager  
Farrington Manor  
732-297-1500



elhalloran@theplaceonthe lake.com

p.s. outside band

# **BROOKVIEW VOLUNTEER FIRE COMPANY**

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

## **Engineer's Report**

Ken Skalla

Date: April 2015

\* Annual hose tests completed on 3/27/15. Seven hose lengths of various diameters failed and will be sent for repair.

\*Engineer attended SCOTT SCBA repair school. Now, most repairs can be done in-house.

\* Preset discharge gauges marked at pressure levels.

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

Nozzle / Coupling mounts installed (in-house).

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

\*Side hose well retaining straps installed (in-house)

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

\*Side hose well retainer straps installed (in-house)

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

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

\*Backboard/sled rack installed (in-house) Accessory box on order.

906 - 1995 Ford Bronco - (Commissioner owned).

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

\* Water pump serviced.

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

\* Front suspension repaired.

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

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

915 - 1999 Crown Victoria (Commissioner owned).

\*Vehicle exhaust system needs replacement. Vehicle should not be used except in an extreme emergency.

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

# Brookview Volunteer Fire Company

## Chief's Report

### March 2015

Alarms for the Month	14
Total Alarms for the Year	39
Average Manpower for the Month	14.5
Average Manpower for the Year	14.6

#### Alarms by Month:

January:	12
February:	13
March:	14

April:	
May:	
June:	
July:	

August:	
September:	
October	
November	
December	

<u>Type Of Alarm:</u>	<u>Month:</u>	<u>Year:</u>
	3	15
Mutual Aid / Stand-By:		
EB District 2	6	
EB District 1	2	5
S Brunswick	1	2
N Brunswick		1
Carteret		1
Active Fire Alarm:	2	6
Structure:	3	3
Motor Vehicle Accident:		3
CO Alarm		2
Gas Leak/Odor	1	2
EMS/PD Assist:	1	2
Odor/Sight of Smoke:		1
Vehicle:		1
Brush/Vegetation	1	1
Ice/Water Rescue	1	1
Weather Stand-By	1	1
Open Burning	1	1

<u>Alarms by Day of the Week:</u>	<u>Month:</u>	<u>Year:</u>
Sunday:	1	5
Monday:	2	4
Tuesday:	3	6
Wednesday:	1	5
Thursday:	2	4
Friday:	3	11
Saturday:	2	4

<u>Alarms by Time of Day:</u>	<u>Month:</u>	<u>Year:</u>
23:00 - 07:00	3	6
07:00 - 15:00	5	17
15:00 - 23:00	6	16

## East Brunswick Fire District #3

4/14/2015 8:24 PM

Register: Bank of America

From 03/11/2015 through 04/14/2015

Sorted by: Cleared status

Date	Number	Payee	Account	Memo	Payment	C	Deposit	Balance
03/17/2015	7796	Lincoln National Lif...	-split-	LOSAP 2014(...	40,990.00			469,992.66
04/14/2015			tax revenue	Deposit 1Q			135,606.45	605,599.11
04/14/2015	7797	Middlesex County Fi...	6344 Training	INV#01-1422...	210.00	^		605,389.11
04/14/2015	7798	Continental Fire & S...	6320 Equipment M&R	INV#E1926(63...	122.30	^		605,266.81
04/14/2015	7799	Twp of East Brunswi...	6328 Fuel	Fuel Feb 2015(...	487.00	^		604,779.81
04/14/2015	7800	Fire Fighters Equipm...	accts payable - 05-WA...	INV#2015079...	19,200.00	^		585,579.81
04/14/2015	7801	Tasc Fire Apparatus I...	6312 Equipment Purch...	INV#10090(63...	232.75	^		585,347.06
04/14/2015	7802	Tasc Fire Apparatus I...	6320 Equipment M&R	INV#10091(63...	150.00	^		585,197.06
04/14/2015	7803	Lee's Emergency Equi...	6330 Insurance - Other	INV#137277(6...	7,044.99	^		578,152.07
04/14/2015	7804	Sonny's J&S Service ...	6346- Vehicle M&R	INV#23321(63...	408.00	^		577,744.07
04/14/2015	7805	Gregory Bennett	6344 Training	D Newman(63...	90.00	^		577,654.07
04/14/2015	7806	Gregory Bennett	6344 Training	D Newman(63...	90.00	^		577,564.07
04/14/2015	7807	Access Health	accts payable - 05-WA...	Acct#BROOK...	115.00	^		577,449.07
04/14/2015	7808	Access Health	accts payable - 05-WA...	Acct#BROOK...	230.00	^		577,219.07
04/14/2015	7809	NJ Casualty Insuranc...	6332 Insurance Worker...	Policy M26559...	13,840.00	^		563,379.07
04/14/2015	7810	Home News Tribune	6230 Legal & Display ...	Order#000038...	59.20	^		563,319.87
04/14/2015	7811	Richard M. Braslow	6246 Professional Serv...	INV#17171	693.00	^		562,626.87
04/14/2015	7812	Safe ID Card System...	6344 Training	INV#2450(6344)	135.00	^		562,491.87
04/14/2015	7813	David Wood	accts payable - 05-WA...	Reim Cones(W...	928.43	^		561,563.44
04/14/2015	7814	Twp of East Brunswick	tax revenue	Refund of Over...	2,389.01	^		559,174.43
04/14/2015	7815	Linda Nicholas	6250 Admin Service	INV#8(6250)	90.00	^		559,084.43
04/14/2015	7816	Christine Gerbereux	6250 Admin Service	INV#209(6250)	321.00	^		558,763.43
04/14/2015	7817	David Wood	accts payable - 05-WA...	Reim Mountin...	541.82	^		558,221.61
04/14/2015	7818	Dave Wood	6344 Training	Reim Cards(63...	22.49	^		558,199.12
04/14/2015	7819	David Wood	6236 Office Expenses	Reim for Web ...	389.86	^		557,809.26
04/14/2015	7820	Sonny's J&S Service ...	6346- Vehicle M&R	INV#23433(63...	396.08	^		557,413.18
04/14/2015	7821	Sonny's J&S Service ...	6346- Vehicle M&R	INV#23238(63...	289.10	^		557,124.08

## **FIRE PROTECTION AGREEMENT**

THIS AGREEMENT, made this 10 day of March 2015, between

**THE BOARD OF COMMISSIONERS OF FIRE DISTRICT NO. 3**

IN THE Township of East Brunswick, County of Middlesex, and State of New Jersey, (hereinafter referred to as "Commissioners"); and

**BROOKVIEW VOLUNTEER FIRE COMPANY**

(Hereinafter referred to as "Fire Company")

**WITNESSETH:**

WHEREAS, N.J.S. 40a:14 70.1(B) authorizes the fire district of a municipality to contract with a volunteer fire company for the purpose of extinguishing fires, upon such terms and conditions as shall be deemed proper; and

WHEREAS, the commissioners of Fire District No. 3 in the Township of East Brunswick, County of Middlesex, have negotiated an agreement with the Fire Company within its jurisdiction upon terms that are fair and proper for the provision of fire protection services to the fire district;

NOW, THEREFORE, the Commissioners and Fire Company, in consideration of the payment to be made as herein described and the exchanges of mutual promises, represent and agree as follows:

- 1) Fire Company will extinguish fires within the fire district or in such other areas or territories as may be contracted for by commissioners or pursuant to mutual aid agreements. For purposes hereof, the term "extinguishing fires" shall be used in its broadest and most universal sense.
- 2) Nothing herein shall be construed to increase any liability on the part of Fire Company to the public for errors or omissions in the performance or nonperformance of its duties hereunder or pursuant to any other requirement.
- 3) The members of Fire Company, in performing fire duty, shall be deemed to be exercising a government function.
- 4) The members of Fire Company shall operate under the supervision and control of Commissioners, and Fire Company may not take any action which is contrary to law or to the by-laws or official actions of Commissioners.

- 5) Fire Company shall perform such other duties, directly or indirectly related to the extinguishment of fires, as may be directed from time to time by Commissioners.
- 6) In addition to the payment to be made as hereinafter provided by Commissioners to Fire Company pursuant hereto, Commissioners shall provide Workers Compensation Insurance coverage and also liability insurance protection for fireman while engaged in fire fighting duties, including their use of apparatus, vehicles, and equipment owned by Fire Company, public liability and property damage insurance for the fire houses or structures owned by Fire Company.
- 7) Commissioners shall reimburse volunteer firemen of Fire Company for any personal losses incurred while engaged in fire duty, subject to reasonable proof of the value of such losses.
- 8) Commissioners shall pay Fire Company the amount of **ONE HUNDRED AND NINETY THOUSAND SIX HUNDRED DOLLARS (\$190,600.00)** for the services herein provided, said annual consideration shall be made in installments pro-rated to the amount received by Commissioners from the Township as the fire district's share of tax revenue, **each installment to be made within thirty (30) days following receipt of said revenues by the fire district.**
- 9) The payment to be made hereunder is dependent upon Fire Company maintaining an adequate fire fighting corps and an available manpower response during all hours of the day.
- 10) Notwithstanding anything to the contrary herein contained, Commissioners will exercise jurisdiction over Fire Company in firematic matters only and will not interfere or seek to regulate the internal administration of Fire Company. The control of the Fire Chief at the fire scene, in accordance with law, shall remain exempt from the foregoing.
- 11) Commissioners shall provide life and health insurance for the members of Fire Company, but not in excess of any statutory limit, and any insurance, once in force, may not be terminated by Commissioners without furnishing thirty (30) days notice to Fire Company.
- 12) Fire Company will house any apparatus, vehicles or equipment furnished by Commissioners in a safe and secure manner, will observe any rules or regulations promulgated by Commissioners for the maintenance, storage and use of said apparatus, vehicles, and equipment, and shall utilize same only in accordance with procedures established by Commissioners and to effectuate the purpose of this agreement.
- 13) This contract is contingent upon adequate funding being provided in the annual budget and by appropriation of Commissioners.
- 14) At the expiration of this agreement, in the absence of a new or replacement agreement, the parties may continue this agreement upon the same terms and conditions for an additional period of ninety (90) days by letter authorization, without the need for a formal contract.
- 15) Fire Company may not hire or employ any person to perform any firematic function of Fire Company, but Commissioners may provide paid

employees for use by Fire Company provided that the requirements of L. 1979, c.453, and subsequent amendments, if any, are observed.

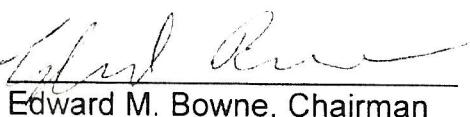
- 16) Commissioners shall receive use of the office space presently provided for the Board of Fire Commissioners at Colonial Oaks Firehouse unless subsequently agreed otherwise by the parties.
- 17) The meeting room at the Colonial Oaks Firehouse shall be available for the use of the Board of Fire Commissioners for its regularly scheduled evening meetings on the 2<sup>nd</sup> Tuesday of each month, for the annual election meeting held on the 3<sup>rd</sup> Saturday in February, and for special meetings, from time to time, provided that such meetings do not conflict with other activities previously scheduled by Fire Company for said room.
- 18) All duties, obligations, and activities of the parties pursuant to this agreement shall be exercised reasonably and in good faith.
- 19) If any articles, sections, paragraph, sentence, or clause of this agreement is determined to be invalid, same shall be deemed severable, and the remainder of the agreement shall survive unless such invalidated language is material to the purpose and intentions of the parties.

**IN WITNESS WHEREOF**, the parties hereto have set their hands and seals or caused their corporate presents to be affixed the day and year above written.

ATTEST:

  
\_\_\_\_\_  
Scott Miller, Secretary/Clerk

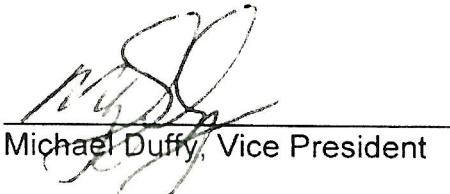
BOARD OF COMMISSIONERS  
FIRE DISTRICT NO. 3  
TOWNSHIP OF EAST BRUNSWICK  
COUNTY OF MIDDLESEX, N.J.

  
\_\_\_\_\_  
Edward M. Bowne, Chairman

ATTEST:

  
\_\_\_\_\_  
James Thigpen, Secretary

BROOKVIEW VOLUNTEER FIRE COMPANY

  
\_\_\_\_\_  
Michael Duffy, Vice President