

**Board of Fire Commissioners
GLOUCESTER TOWNSHIP FIRE DISTRICT 6
Monthly Board Meeting Minutes**

Meeting Held: May 22, 2014
Meeting Place: Board Office
Meeting Called to Order: 6:30 pm
Members of Board Present: **Chairman** – George Brown
Vice Chairman – Joseph Chew
Treasurer – Richard Annacone
Secretary – George Flinn
Commissioner – Steven Funkhouser
Administrative Clerk – Jeanette Cottone
Solicitor – David Carlamere

Salute the Flag

The Sunshine Law – George Brown: In accordance with the NJ Sunshine Law this meeting is open to the public. The public portion will follow the regular business of the Board.

Roll call Commissioners:
All present.

Minutes of the previous meeting - Motion to accept the previous month's minutes as they are available to the public upon request.
Motion made by Comm. Flinn, seconded by Comm. Chew. Roll call vote, all yes.

Correspondence – Jeanette Cottone
Adm.CI.Cottone: Correspondence has been distributed.

Treasurer's Report – Rich Annacone

Audubon General Account	860,000.69
Audubon Payroll Account	29,056.10
Expenditures: 5/22/14	52,441.08
TOTAL AMOUNT FOR APPROVAL	52,441.08

Motion made by Comm. Flinn, seconded by Comm. Chew to approve the Treasurer's Report as read.
Roll call vote, all yes.

COMMITTEE REPORTS

Computer Services – George Brown

Comm. Brown: The computer in the dispatch office has been upgraded. All the Windows XP machines which are no longer supporting have finally been replaced. I'm working on an analysis to replace the network server which was installed in 2007. The only thing around here older than the server is the Chief.

Fire Prevention – George Brown

Comm. Brown: There is a new store manager at Lowes. This will be the 4th manager we've had to work with. I will contact him in June to see if he wants to continue the tradition.

IAFF Contracts Co-Commissioner – George Brown

No report.

Legal Liaison – George Brown

No report.

Liaison to the District Volunteers – George Brown

Comm. Brown: New members...Dep. Chief any new members for the Board?

Dep. Chief Brown: Not this evening.

Comm. Brown: New fill-ins, any new fill-ins? (hearing none) That's it for me.

Apparatus – Joe Chew

Comm. Chew: We continue to do the repairs. That's also listed in the Chief's report.

Budget Co-Commissioner – Joe Chew

No report.

Fire Department Equipment – Joe Chew

No report.

Fire Department Operations – Joe Chew

Comm. Chew: Everything for that was written in the Chief's report.

Training – Joe Chew

Comm. Chew: Next weekend is the end of Live Fire, Fire One. It's a live burn and the written exam in which Dep. Chief Brown will be in attendance.

Budget Co-Commissioner – Rich Annacone

Comm. Annacone: We still have some money.

IAFF Contracts Co-Commissioner – Rich Annacone

No report.

Personnel / Administration – Rich Annacone

No report.

Personnel / Operations – Rich Annacone

Comm. Annacone: I have no report.

Comm. Brown: I have one question on Personnel/Operations and that's for the Solicitor. Do you know by what date in June we must notify the Union of our intent to open up negotiations because their contract is up at the end of this year. I know there is a June notification I'm pretty sure.

Sol.Carlamere: I'm not sure.

Comm. Annacone: It's 90-100 days, according to the contract.

Comm. Brown: I thought it was in June.

Sol.Carlamere: It's not ringing a bell as June.

Comm. Annacone: We can notify them at any time.

Comm. Brown: OK, we'll double check that because I don't want to be late.

Sol.Carlamere: Just comment, if you're intending on doing that, let us know.

Comm. Brown: OK, I'll double check. I just wanted to meet the statutory requirements.

Insurance – George Flinn

Comm. Flinn: No report.

Comm. Brown: Mr. Flinn, I had a request. The Chief has been going to the JIF meetings, and without a resolution by the Board, he must be excluded from a lot of the matters there.

Comm. Flinn: Let's make a motion because I've been sending him all the paperwork because he said he would attend the meetings.

Comm. Brown: So what I would like to do is appoint the Chief and even myself, because there are some things that you get if you're appointed to the JIF such as personnel briefings and things...

Comm. Flinn: You get a lot of crap email.

Comm. Brown: But what I would like to do is leave it in your hands but also officially appoint the Chief so he can go to the meetings. He is going to the meetings and can act on our behalf.

Motion made by Comm. Chew, seconded by Comm. Flinn to appoint Chief Brezee as the co-chairman.
Roll call vote, all yes.

Sign – George Flinn

No report.

Water – George Flinn

No report.

Photographer – George Flinn

No report.

Building Maintenance & Grounds – Steve Funkhouser

Comm. Funkhouser:

- If you've noticed, Mike Brezee and the paid staff and volunteers have been taking care of the property. The fence has been taken down outside. The bushes have been taken out and flowers planted. The outside of the building is looking great section by section, they're working on it.
- We had a meeting with the architect. It's a long, lengthy discussion that the Board is going to have to sit down and discuss.
- The electrician fixed and repaired all the lights except for one light. I made notifications to him three to four times. I called him today inviting him to come to the meeting tonight if he had any problems, so on and so forth. He's not at the meeting. I still have an issue with the street out there. I've been trying to work with the guy who did the street and I haven't gotten any answers back from him either.

Sol.Carlamere: He waived the money you owe him for the street?

Comm. Funkhouser: He did, he waived the \$1,900, what was the check amount Jan, do you remember?

Adm.Ci.Cottone: Somewhere around there.

Comm. Funkhouser: But he did that via the telephone, he hasn't given me anything in writing that he waived that money. That was just a verbal conversation I had with him on the phone.

Sol.Carlamere: My sense is when we're done, we'll send him a letter confirming.

Comm. Flinn: I make a motion we fire him and hire another electrician.

Comm. Funkhouser: He's definitely is not going to be the electrician anymore as soon as this is over with. I've got the feelers out trying to find another electrician.

Sol.Carlamere: We sent, under the Commissioner's direction, a letter on March 21st demanding him to go back and finish. There were a lot more problems than just the one right now.

Comm. Funkhouser: It was the entire outside of the building if you notice at nighttime. They're all fixed now except for the one by the dumpster. Why that wasn't fixed...I called him up the next day and asked him "did you run out of bulbs or something?" And he never returned my calls.

Sol.Carlamere: So he did respond and he did everything apparently except one, and part of his response we told him about the trenching area for the sign and verbally I think he told the Commissioner and gave an explanation of "put that money to whatever you want to do to fix it."

Comm. Flinn: I make a motion to forfeit his money, send him a letter, and hire somebody to fix the street and that light. I gave you the number for Roma Electric, he's local in town. Paul Roma is his name, he's a good electrician.

Sol.Carlamere: So you can get an estimate on what it will cost to fix the one light, then make a decision if you want to spend those dollars and then back-charge him.

Comm. Funkhouser: The thing is that we need to have that in writing that he waived this money...

Sol.Carlamere: I think you have to get there, I agree.

Comm. Funkhouser: This was a contractual dollar amount that we're holding on to...

Comm. Flinn: He already voided your contract by not completing the work. There is a street sinking. It's going to cost you more than \$1,900 to get that fixed. Because I can tell you, I wouldn't come out here and dig that up and patch that hole.

Comm. Funkhouser: I'm not talking about the hole, we're talking about the line under the street...

Comm. Flinn: Right, which is now sinking.

Comm. Funkhouser: They just need to add some more tar out there. They didn't put enough in there. Again I've contacted the guy who supposedly did that and I've gotten no response from him. I spoke to his niece who answers the phone and she said she'll let him know, and I've called him three or four times. Maybe it's my...

Comm. Flinn: Roma Electric can probably give you price on doing the whole thing because they did a lot of Winner Ford's work when I worked for people in that....

Comm. Funkhouser: The whole thing as what?

Comm. Flinn: Fix that light and patch that hole out there.

Building Maintenance & Grounds – continued

Comm. Funkhouser: And patch the street?

Comm. Flinn: Yeah, cause he digs up the street in the parking lots...

Comm. Brown: Why don't we get an estimate from Roma for that and then see where we are next month.

Comm. Flinn: What's your max where you've got to have three estimates Dave?
(inaudible - many people talking)

Comm. Flinn: I would just send him a letter just what we spent to get it fixed. Dave, he's not going to come after you for \$1,900. It's going to cost him more to talk to his attorney on the phone for that.

Sol.Carlamere: I agree, but I think what you should do is get the estimate and see where that number comes in. He's not going to do that. If he does come back and fix the light, when he's finished with that you know what it's going to cost you for the trenched area, we'll send another letter confirming asking him to sign off on it. Whether he does or not, it doesn't matter. We put it in writing that he waived and released those dollars and he's ignoring...

Comm. Funkhouser: OK. My only main concern with the building itself is I have nothing else to report under building. But if we don't do something with this building we're going to end up with a serious problem within the next couple years with the building leaking. During the storms and seeing all the buckets lined up in there, that floor is going to start coming up and the building is going to start falling apart real quick. So whether we decide on what we're going to do about having a new building built or whatever our architect discussions were, we're going to have to do something. Either have the roof repaired or...

Comm. Brown: I think it's clear, as I said when I was a guest at your meeting last week that the do-nothing option is not an option in this case. We have to do something. It's a question of what gives us the most that we can possibly get the taxpayers to approve. That's the reality of the situation. I have some comments that I would like to give and that is that we have a Special Meeting sometime in the next month or so where everybody takes some time to review the document. I have some notes for you that may head off a bunch of questions and help you analyze the document if we could take 10 seconds and go through those. Just a real high level building is roughly 15,000 square feet. A proposed new building is roughly 17,000 feet. So it's a bigger building under that option. The bonding fees are not included in the cost estimates and they're about .017% of the building cost. So besides whatever numbers that you see there, my point is there are other numbers that have to be figured into our alternatives. The new roof will cost between \$25-\$30 a square foot. As the architect said, I'm not sure his math is correct, but he said it's \$450,000 to put a new roof on it. One thing to be mindful of is that construction cost and interest rates right now are much lower than what they've been historically. So from a timing standpoint, whatever we do might be double that if we wait too long so we should take advantage of that and that should be something that we should be expressing to the taxpayers. Lastly, the numbers do not include any furniture or fixture estimates and those are roughly about \$3.50 a square foot. So we have to remember that whatever number you see in there is just strictly for the building. There are other things that they want and we're going to have to figure out what those things are. So what I would like to propose is that everybody get back to the Clerk with dates they would be available. We could have a Special Meeting just to go through the report, no decision making necessarily at that point, but to have everybody get their questions together so we can go back to the architect with our questions and then a month after that make some sort of recommendation.

Comm. Annacone: In the meantime don't you have an estimate on the roof? That seems extremely high.

Comm. Brown: The question is...

Comm. Chew: Repairs too.

Comm. Brown: I was going to try to reach out to Holmes on Homes to see if he'd come in and give us a building inspection and tell us whether we just need a little pitch on there or we need a whole roof.

Comm. Funkhouser: I think that estimate on the roof he gave us was for a pitched A frame and get rid of the flat roof.

Comm. Chew: That's what we should put on.

Comm. Brown: He did say all the HVAC is up there and if you put a pitched roof up there. That was going to create HVAC additional cost, so I don't think the number was very scientific. But the point is this, I think in the interim by the time we get it approved by the bond holders and do whatever we were going to do, we're not doing anything for probably a year and we would need to have something at least to stop further damage. So even if it's something that we can't afford this year until the next budget year we need to know that. It's got to be in our five year plan. So those were just the notes that as you go through that just remember the cost that you see are not really the true cost.

Comm. Funkhouser: The only other thing I have is the new table came in for the kitchen.

Comm. Brown: It looks very nice.

Communications – Steve Funkhouser

No report.

EMS / Supplies & Equipment – Steve Funkhouser

No report.

Turn-Out Gear – Steve Funkhouser

No report.

Uniforms – Steve Funkhouser

No report.

Chief – Michael Brezee

Dep.Chief Brown: The Chief is not here tonight. It's the final evening of Live Burn for the class at the Fire Academy. The Chief was the Program Coordinator, unfortunately he's not going to be here tonight. He did submit a copy of his monthly report to the Board the other night. If there are any questions on it, I can answer the best that I can.

Motion made by Comm. Annacone, seconded by Comm. Funkhouser to accept the Chief's Report as submitted. Roll call vote, all yes.

Solicitor – David Carlamere

Sol.Carlamere: Nothing to report.

Resolutions – Jeanette Cottone

Adm.Ci.Cottone: Nothing this evening.

Old Business – George Brown

Comm. Brown: Social Policy – we're in process of formatting that. We're going to go with what the Solicitor recommended, so we'll have that ready by next month.

New Business – George Brown

Comm. Brown: We need to have a formal approval of the emergency repair of 866. We never formally did that at the last meeting.

Adm.Ci.Cottone: 866?

Comm. Brown: The situation was such that we had an emergency repair and we put it out to get it repaired. I don't recall the exact dollar amount.

Comm. Annacone: The money is in the budget, do we need to...

Comm. Brown: It was the amount.

Sol.Carlamere: Didn't you do a resolution?

Adm.Ci.Cottone: Yes we did.

Comm. Brown: We never...I looked back at the minutes, we never approved it. We may have done a resolution but it wasn't voted on. We were supposed to do it last meeting and we forgot. So let's just vote on it.

Motion made by Comm. Flinn, seconded by Comm. Chew. Roll call vote, all yes.

Comm. Brown: The last piece of New Business is I'd like to thank the Clerk for once again we got a really great audit as we have in all the years I've been here and I think that's because of her precision and dedication to accuracy in things that she does. Thank you very much.

Adm.Ci.Cottone: You're welcome.

Public Portion – George Brown

Ff. Schwegel: Steve Schwegel, Career Firefighter for District 6. Sorry I was late, I had to get the guys dinner. What is the status of the new fire truck purchase, if I missed it? Is that still moving forward?

Comm. Brown: I don't know, you could actually ask the Chief. He's heading that project up.

Ff. Schwegel: That's why I was asking. I didn't know if any of the career firefighters were going to be on the committee or not for any input.

Comm. Brown: Again I think between the Commissioner for Apparatus and the Chief that will be decided.

Public Portion – continued

Comm. Chew: We haven't had a meeting yet.

Ff. Schwegel: Alright, I was just asking. The other one is, what is the status of District 6 responding to Hazmat calls? Are we still not responding to Hazmat calls?

Comm. Brown: Again, that's a question for the Chief. The Chief would have to ask the Board to remove the current Directive which says that we will...the Directive addresses that, we would respond to the calls. We don't come back for Hazmat 8 recalls as I understand that. So if your answer is do you respond to a Hazmat call when you're on duty, yes. Are you qualified to do that as a Firefighter 1 with certain skills, yes, but you do not come back for Hazmat 8 responses at this point.

Ff. Schwegel: What about attending training?

Comm. Brown: Again, that's an issue with the Chief. I think the Chief is still evaluating that, I spoke to him about it. He's observed recent incidents and has questions about whether or not we're going to participate so we'll wait and ask for him to report on that at next month's meeting if that's acceptable to you.

Ff. Schwegel: OK.

Comm. Brown: Anything else?

Mr. Kibelstis: Jim Kibelstis, Erial. Last meeting we talked about PILOT's and direct billing of the people who take advantage of tax abatements, and I believe the Solicitor was supposed to do some checking on it to see if we can bill them directly for any responses.

Sol. Carlamere: My notes reflect that you just wanted me to review, I can comment on both. The law as it deals with the abatement on long term exemptions. I'm not sure exactly what your question is there, it's been very well exhausted. The statute gives the Municipal Government the authority to adopt its own ordinance for the administration of the abatement program under the law and the long term exemption under the law and how those programs function. I'm not sure exactly what your question is but the answer is it's within the Municipalities jurisdiction on those. Now if you have a development or business that qualifies for an abatement program, your question then is in your District, since they're under an abatement you're not collecting tax dollars, can you bill them. I think you have to go through a procedure of establishing a resolution of billing. And my sense is you're a taxing entity. You're not just strictly a volunteer organization, the Fire District is a taxing entity. And I understand your argument that you're not collecting taxes from them. I couldn't find anything in the statute that addressed whether or not you can send out bills. Rescue Squads do, but they get their license in order to do that and whatever criteria they have to go through. There is nothing that I saw that would address the authority of a taxing District to specifically tax an entity in their jurisdiction. If you're responding to emergencies on highways and you want a public phone there are procedures and that's easily addressed. But taxing someone for your run in my opinion as a taxing entity, is kind of a gray area.

Mr. Kibelstis: It doesn't sound like it's a tax if you're billing for responses and you're providing the service.

Sol. Carlamere: You're billing them because they're not paying taxes, they're paying taxes to the Municipality under a Municipal Services Agreement and I understand what your argument is that you are a service. Perhaps that's a weakness in the statute and the law the way it's written. It's not addressing individual taxing Districts, whether it's a special water sewer tax or special fire tax, when the statute talks about long term exemptions and abatements, it talks about the Municipality purpose so that is to encourage the businesses for the Municipality and that saves tax dollars in a sense to the business coming in, and you understand how that works. So you turn around and say "we're not included in that, therefore, we're going to charge you."

Comm. Annacone: But there is also a law that says we have to supply Police and Fire Protection.

Comm. Flinn: Here's the thing. We're only part of the Gloucester Township when it's convenient for Gloucester Township. That's the bottom line here.

Comm. Chew: We're the only service that gets attached that increases runs. Public Works doesn't get anything out of it, they don't pick up additional stuff. But our service is the one that goes up.

Mr. Kibelstis: That's the thing, it's not right.

Comm. Annacone: Then you have to go to legislation to get the law changed.

Comm. Flinn: But really, do you? There is a loophole there...we've got to be able to bill. As of right now, in the Borough of Pine Hill when the Fire Department gets the water bill, the Township pays the bill because...not Pine Hill, whoever doesn't have a Board of Fire Commissioners run by Township. Here, we pay our own water bill, we pay our own insurance. The Township is not paying anything for us, so why is it they're collecting our money for us? It's some type of an agreement that they just collect that percentage of tax dollars and supposedly hand it off to the Fire Department. All they are is a tool...they're collecting our money for us. They're not running our life over here.

Public Portion – continued

Comm. Annacone: But they are because they're not collecting from them...

Comm. Flinn: I disagree with everybody about that. The Township does not own the Fire Districts, period.

Comm. Brown: I just have one question, and it's to Mr. Flinn's point and that is, I don't recall finding the link in any of the legal stuff that I've read in the years I've been a Commissioner here that names the Fire District in any way to these exemption laws, so what's missing. What's the link that says Fire Districts can't have any of this? I'd like to know what that link is.

Comm. Flinn: That's all I'm saying.

Sol.Carlamere: The link that says you cannot...I've never said that you cannot...but it has to be on the Government side. At Council meetings I say, if a Council is entering into a redevelopment agreement and their talking about long term tax exemption, PILOT Programs, there is nothing that prevents them from saying it's going to be "X" amount of dollars, and part of that is going to the local Fire District because this development is in your Fire District. I've never said they can't do that. What the disagreement is, the Policy position, the Governing body says "no" for whatever reasons they explain to you, and you say it should be.

Comm. Brown: So can I ask a question? In these abatements that the Township is approving, are the Fire District services specifically named?

Sol.Carlamere: No. There are no specific services named. It's payment in lieu of taxes.

Mr. Kibelstis: Part of the contract is that they provide Municipal Services. That's in the language of the Ordinance and PILOT.

Sol.Carlamere: The statute...that's why it finds its way into the contract.

Mr. Kibelstis: And when Council President was asked, is the Fire Service part of the Municipal Services, he was saying no. So it's a standalone service that you guys are providing and our taxpayers are footing the bill.

Sol.Carlamere: The statute when it was written is trying to say why would they not mention it? You could probably come up with all kinds of theory why they would not mention Fire Districts...probably they didn't even think of it when the legislators adopted the legislation.

Mr. Kibelstis: Mr. Palumbo stated there are only like six Townships in New Jersey that have our situation where they have individual Districts.

Sol.Carlamere: Multiple Districts.

Mr. Kibelstis: Multiple Districts not part of the Municipality. So that's probably the oversight on that part. They also did not at the beginning of the legislation or ordinance, whatever it is, the statute, did not include County as participating in it and they had to make an exception to that.

Sol.Carlamere: But the exception came in the law.

Mr. Kibelstis: Later on, right.

Comm. Flinn: But that's Municipal Services though. The County provides Municipal Services.

Sol.Carlamere: I don't know why they made the change, but the legislation was amended to allow a percentage to go to the County.

Mr. Kibelstis: They might think what Comm. Flinn said, they do provide services. Camden County Municipal Utilities is a County Service and that's what was missing before. However, I still feel that the Fire Districts are a separate entity. The Township, as Comm. Flinn said, a means of collecting taxes or payment, whatever. We should be able to bill people that are on PILOT's, whether they be short term or long term abatements for protection. Why should the individual taxpayers as we'll see in District 5 & District 6 and these buildings are being provided...

Sol.Carlamere: I would think you're better served, and of course then it starts piece-meal, defeating the purpose of the statute, because now all of sudden the School Board steps up, or whatever entity. I know its commercial, but it does allow for housing development. Then you have the School Board stepping in saying they want a percentage.

Mr. Kibelstis: But they're not eligible.

Sol.Carlamere: I think the legislation should be changed where in a Municipality where it's serviced by a Fire District, and probably more so where there are multiple Districts, that the legislation should allow under a formula, a percentage. Rather than put the Fire District in a position of saying OK, we're going to adopt resolutions and governing policy and we're going to come up with a formula and we're going to charge that building because that building doesn't pay us taxes. I think that's a little slippery slope there.

Comm. Brown: I think we've got a couple things to do. If the law is unclear on it, we can either change the law, we can take an aggressive position and send some bills out and see what happens. We can take our case to the press and send some bills out.

Comm. Chew: Talk to the developer.

Comm. Brown: The developer, what happens when he sells it to someone? We just can't go out and

Public Portion – continued

do things that we don't have a legal basis for doing.

Comm. Annacone: I don't know if we have the legal basis to send billables to those people.

Sol.Carlamere: That's a slippery slope I think.

Comm. Flinn: It may be a slippery slope, but you're your own entity.

Sol.Carlamere: I would say that if you have a development coming in that's going to apply for an abatement, 5 years or 35 years exemption, if it's not changed here you should lobby Council to say you're going to agree to a PILOT program, there is a formula you go by. That formula, when you sign your redevelopment agreement, because they all do, should have a percentage for the Fire Districts.

Comm. Flinn: I agree and say we throw it in Council's lap, and if Council doesn't agree with it, say you know what, then we're not providing fire protection. Make sure you put that in your PILOT program.

Mr. Kibelstis: We tried that for two and a half years. We wanted Council to open up their wallets and...

Sol.Carlamere: Well, I'm not saying you have the Governing body do that, because that's how you've been presenting it. I'm saying right out of the gate, when the developments coming in and there are discussions and applications, you have to be at the table to negotiate a percentage of how that is going to be pieced out. It's going to be in your District, so it's not affecting anybody else. They're going to pay Municipal Services to the Township, and they'll pay 2%, 1% whatever the number is, as part of the contract.

Comm. Flinn: Why can't we make a Resolution Dave, at this table? This is what we want for our services, and if you're going with PILOT or payment in lieu of taxes, whatever you're doing, this is the percentage we want per year based on your property value and send it to Council and say if you're going to sign another agreement, this is what we want from that agreement.

Comm. Brown: I think that approach has been tried and it's been unsuccessful. I helped and tried to get that started with Mr. Kibelstis a couple years ago.

Comm. Flinn: You're not listening.

Comm. Brown: OK, I understand. But I also think it's a little unconscionable if people had some expectation by a Governing body that they were going to be exempt from these things to now go back and say, "just kidding." But there is another choice, and that is to see if for any future redevelopment in the District that we can make a strong enough lobby with Council for the new ones...in fairness, I don't think it's fair to go back to people that didn't expect this.

Comm. Flinn: I agree. But don't you think if we passed a Resolution, send it to Council, and if they don't act on it, then it's on them. See you're saying you tried this before. Let's pass a Resolution "we want this" in your next abatement. If you're going to get payment in lieu of taxes, this is what we want to provide service. Send it to them and put the ball in their court and let Council make the decision.

Comm. Brown: I think Mr. Kibelstis has tried that. I'm happy to pass a Resolution that says...

Comm. Flinn: But as a Board? As a Board you can...

Sol.Carlamere: I disagree, I don't think that's how it was presented. I was at the meeting...and the impression and arguments that were coming back...what happens, because it goes into the General Fund and what happens when there are tax appeals and all that, how does that money then have to be pieced out and are you going to give any of that money back. What I'm suggesting is, right at the table, when that agreement is negotiated for the tax abatement or exemption, there is a clause in that contract that addresses, especially if it's a redevelopment zone because you have a lot of flexibility, that there is a clause in that contract that says "this goes to the Fire Service." So the money is...the formula to the Government for the abatement or exemption PILOT, and then there is a formula in there for the percentage of the Fire District. It's earmarked, it's...

Comm. Flinn: But we would have to come up with that formula, right Dave?

Sol.Carlamere: There isn't anything in here, but if you work on what is here, how they arrive at their decision on the Government side, it's what you negotiate. When you have a major development coming in, such as the Premium Outlets, you have, you have Police Departments, Fire Departments sitting in saying "we're going to need this." And they're coming in and they're going to say "we're going to provide this to the Fire Department, provide this to the Police Department and we're getting the PILOT program.

Mr. Kibelstis: When does that happen? Because the only time I see anything concerning PILOT's is when they come up in front of Council. Like the Guzman project down where CVS is there. That was the one I started up with again asking that we re-examine sharing some of that revenue with the Fire Districts.

Sol.Carlamere: I don't think you want to share, not to belabor this, I don't think you want to share what goes by statute under the PILOT program. I think you want a clause in there "this is in addition..."

Mr. Kibelstis: So that would have to be within each Fire District to go up to Council and at what point would we, the Fire Districts, be informed when that negotiation is being done, at the point of application?

Sol.Carlamere: When you see a major development coming into your District, that's when you start

Public Portion – continued

talking about it.

Comm. Brown: OK, but I think what we want to do here is, we need to figure out who it is that we want to send our Resolution to, and I guess it's probably to Council, that we want to be at the table for any of these discussions, and now go tell whoever is running these meetings to make sure that we're there, OK.

Comm. Flinn: I'm going to make a motion...Dave, does it need to be a Resolution?

Sol.Carlamere: I think you're better off doing a Resolution.

Comm. Flinn: OK, so Jan you got all that?

Comm. Brown: Let's work out the wording subsequent to this meeting. The spirit of the Resolution is that we want to pass to Council the request by the District to participate in the discussions for all future redevelopment. I'll work with the Solicitor to get the right terms done, and we can all sign the Resolution so it looks like it's not just Jim back there doing his thing.

Motion made by Comm. Flinn, seconded by Comm. Chew. Roll call vote, all yes.

Sol.Carlamere: So I'll draft a Resolution and have the Clerk circulate it and if it's all OK, you adopt the Resolution. And I think it should be sent to Mayor, Council and Administration.

Comm. Brown: OK, any other items? (hearing none)

Closed Session – George Brown

n/a

Adjourn – George Brown

Motion made by Comm. Annacone, seconded by Comm. Chew to adjourn the meeting at 7:05 pm.

Roll call vote, all yes.