

RECORD OF PROCEEDINGS

MINUTES OF A REGULAR BOARD MEETING OF THE BOARD OF DIRECTORS OF THE FOOTHILLS FIRE PROTECTION DISTRICT HELD

March 17th, 2009 (Tuesday)

A regular meeting of the Board of Directors of the Foothills Fire Protection District (referred to hereafter as "Board") was convened on Tuesday, March 17th, 2009 at 6:30 P.M., at the Mount Vernon Country Club, 24933 Club House Circle, Golden, Colorado.

The meeting was open to the public at 6:41 p.m. due to preparation of teleconference phone.

I. ATTENDANCE

T. J Carney-Board President via phone
Richard Bartlett-Board Treasurer
Julianne Courim-Board Vice President
Patrick Smith-Board Secretary
Steve Close-Board via remote phone
Brian Zoril-Chief
Brad Danek-Deputy Chief

Jeanette Kehoe-Business Manager
Dave Stacjar-Firefighter
Pati Stacjar-Firefighter
Dave Gerald-Staff
Craig Moilanen-Staff

II. ADMINISTRATIVE MATTERS

- A. Approve Agenda
Motion to approve with changes by Smith and seconded by Bartlett, passed 5-0.
- B. Review and Approve Minutes of the February 17th, 2009 Regular Meeting
Motion to approve by Smith seconded by Bartlett, passed 5-0.

III. COMMUNITY FEEDBACK

No additional comments other than to note it has been a dry winter season.

IV. LEGAL MATTERS

A. District Boundary issues

Micki Wadhams (Collins/Cole) was contacted from Jefferson County regarding the area generally known as the NW quadrant of Township 39 North, Range 71 West in the area of the Evergreen boundary. In 1996, at the time of the consolidation order, from the consolidation order the area was "not excluded" from the FFPD as intended. It is felt that the issue simply needs to be cleaned up with the County. The information is to be prepared for the court and a motion for a court order to complete the change is necessary for the change.

A motion was made by Courim and seconded by Smith for the necessary court order and change, passed 5-0.

The question regards a few structures north of Interstate 70 and west of El Rancho on Highway 40 being “included” and not “excluded” as some had thought. Jefferson County, per council’s advice, needs to clear the issue and it was necessary to check with the court on the matter. Council will work on the issue to resolve the legal issues. No Board action was taken on the issue as previous Boards made decisions regarding the issue. General mapping issues needed to be resolved too in order to assure the court order was clear. This appears to be an issue with mapping and the County.

B. No Man’s Land inclusion

This issues needs to be resolved with Jefferson County. Chief Zoril wanted to verify if the area north and west of this area could be billed to the Sheriff department for wildland fires during the first twelve hours. It was unclear who held the interest in the property for fire protection and other services. Additional questions were raised if the land was developable and if a twelve hour revenue stream would be worth consideration; is the area north of highway six included in the District boundary?; and finally Jefferson County wants to verify response areas and Golden Fire Department wants to clarify and develop the response areas for wildland fire incidents in the area.

On a related matter, the property owner at the end of Cody Park has provided no communication regarding inclusion or exclusion in the District. Previously the Board reviewed prices for inclusion into the District. The Board should follow up with the homeowner to determine tax liability to the District of the homeowner and implications of response to the residence if excluded from the District.

V. DEPARTMENT ISSUES

A. Update by station/apparatus project work groups

Rainbow Hills: IREA changed the transformer, however, the station still has no power. The inspections for power and final were planned with Jefferson County soon. The station is still expected to be complete prior to the Pancake Breakfast. The Board requested that the final HVAC, electrical, plumbing, foundation would be complete by April 15th, 2009 and the order to remove the trailer be made no later than April 15th, 2009. Deputy Chief Danek was completing the remaining items after being delegated duties from Chief Zoril.

The Type 1 engine specs were being finalized. In order to prepare any proposals for bid, final specs were needed. Director Bartlett believes two hundred fifty thousand to four hundred thousand was available in the budget for the engine.

580 is working well at the present time. Also, the staff was working with a broker in Texas regarding 543.

B. Business Manager and Fleet Status Report

Jeanette Kehoe prepared a detailed report that was very helpful. The NFIRS (accident report entry system) has been completed and the process of entering and organizing reports will now take approximately five minutes instead of the previous eight hours. Two FEMA grants were submitted for smoke detectors and wildland mitigation for the community. Manager Kehoe will also work with Emma Chanin and Jason Gibb on future grants.

The actuarial study was sent to FPPA and should be complete mid summer. Manager Kehoe completed the S290 class, completed driver operator for 580, listed ongoing long and short term goals/projects, and specified current challenges.

The Community Wildland Plan for the District was still being reviewed by Rocco Snart, John Blood and other County members. Manager Kehoe will let the District know of the status of the plan. Drafts should be added and/or updated in the Firefly and the website. Review of the minutes for October also provided information regarding the plan.

A discussion of spending eleven hundred dollars per year for Mountain States Employers Council's services was considered. Manager Kehoe planned to review different options and determine if the expenditures were valuable. Director Carney planned to review the items with Mountain States and authorization by the Board of up to twenty five hundred dollars was authorized if it was felt Mountain States could provide additional benefits to the District.

The Board also discussed the potential for billing the insured for I-70 charges not paid by insurance or other agencies or groups.

C. Chief's Report and Fleet Status Report

1. Wildfire Committee Report

The wildfire committee will be implemented, per the long range plan, once the Community Wildland Plan is completed by the County.

2. 2006 Fire Code

A question as to whether fees and fines were adopted was resolved from the resolution adopted from the Board in February 2008 provided by Dave Gerald. Director Carney also planned to check his previous Board packet

to help determine if the inspection and fees schedules were adopted and approved as related to the IFC 2008.

3. Fleet Status and other items:

Battery chargers are now on 544 and Craig Moilanen is checking to see if we were billed unfairly for the chargers, as they were not working properly.

The 551 alternator is too small for the light bar, so a lower amp light bar was completed, which was the easiest and cheapest solution.

The ISO evaluation was being headed by Pati Stacjar and Jeff Cima. A mutual aid agreement was being prepared to be added to the ISO to improve ratings.

A long meeting was held between Alpine Rescue and Chief Zoril, two weeks ago. A follow up meeting was still planned for April prior to the Board meeting. Alpine was requested to have their coordinated operational and training plan to the Board well in advance of the meeting.

A media request from Fox 31, for information on our response and billing charges and policies was given to Chief Zoril. This was in response to a call on I-76 for traffic control from an unrelated District. It was important to respond to the questions and insure accuracy of information. Director Carney planned to comment on the news request and noted that approximately fifty five to sixty five percent of costs incurred by our District are from out of District residents and they do not pay property taxes in our District. Our current District residents that may have received a bill for non fire related costs can appeal if they were charged for service on I-70 in our District. It was noted by council that we cannot bill for "fire fighting" services but can bill for search, rescue, and traffic control related services. Manger Kehoe, Director Courim, and Director Carney planned to respond to requests for information by Friday after the Board meeting.

D. Recommendation from Benefit Review Committee

Reconsideration was recommended to the Benefit committee for the April agenda as no motion was made to accept the proposed benefit changes. A change in sick time and paid vacation time with a tier system was recommended. More detail and comparison to other similarly situated Districts was suggested in order to determine the most appropriate benefits for paid staff members.

E. Status Report from the Auxiliary

No report was made by the Auxiliary.

VI. FINANCIAL MATTERS

- A. Review and approve Payment of Claims through the period ending March 17th, 2009 for Operations.

A spelling change was warranted for the bill for council "Collins". Expenditures for Forty four thousand one hundred one dollars and forty one cents (\$44,101.41) for MES Rocky Mountain for remaining budgeted 580 costs; ten thousand seven hundred thirty one dollars and seven cents (\$10,731.07) to Powercorp for 580 equipment; and six thousand five hundred fifty eight dollars and sixty seven cents (\$6,558.67) to AvTech for headsets for 580 were reviewed.

At 8:27 p.m. the phone call was reconnected to Director Close after a brief disconnect.

A motion to approve payment of the expenses was made by Bartlett and seconded by Courim, passed 5-0.

- B. Approval of Purchase Requisitions for Department Supplies and Equipment

No requisitions were made.

VII. Executive session (a change was made in order of requested sessions)

A five minute break at 8:29 p.m. was requested prior to the Executive sessions

1. Employee Contracts
2. Personnel Issues

Carney excused Close from the Executive Session due to the remote phone location. A motion was made by Smith and seconded by Bartlett to conduct an executive session for related employee contracts and personnel issues passed by role call vote 4 ayes-0 at 8:38 p.m. Attending were Board members, Chief Zoril, paid staff, and council.

At 9:20 p.m. the Board meeting recommenced stating the previous session was related to personnel issues, contractual items and other items. Director Carney decided to review the use of Mountain States Employers Council and the request to resolve any questions of the District.

A motion was made by Courim and seconded by Bartlett to allow payment of dues to Mountain States if warranted, passed 4-0.

VIII. Executive session

1. Chief's issues

A motion was made by Bartlett and seconded by Smith to conduct an executive session for Chief issues passed by role call vote 4 ayes-0 at 9:22 p.m. Attending were Board members, Chief Zoril and council.

At 9:41 p.m. the meeting recommenced stating the previous session was related to Chief issues. It was discussed that the executive session information would be maintained in a separate file for the required statutory timeframe and then disposed of for the session which is approximately June 18th, 2009.

IX. New Matters

Director Carney requested to add an agenda item in all future meetings of "New Matters". This will be included in the next Board agenda.

X. Adjournment

A motion was made to adjourn the meeting at approximately 9:42 p.m. by Smith and seconded by Carney, passed 4-0.

Next regularly scheduled Board meeting is April 20th, 2009.

The following Directors have reviewed and acknowledged the minutes:

Dick Bartlett

T. J. Carney

Steve Close

Julie Ann Courim

Patrick Smith