

RECORD OF PROCEEDINGS

Meeting Minutes of the Estes Valley Fire Protection District

July 11, 2012 7:00 p.m.

Dannels Fire Station, 901 N. St. Vrain Ave., Estes Park, CO 80517

Board:

President Sue Doyle, Vice President Frank Theis, Treasurer Doug Klink, Mark Igel, Jack Rumley

Staff:

Chief Scott Dorman, Secretary Bowser, Captain Derek Rosenquist, Fire Marshal Tim Spears

Also Attending:

EVFPD Attorney Dick Lyons, Jim Austin, Dorothy Dorman, Desiree Patterson, Juley Harvey and firefighters Justin Kearney, Rick Spear, Brian Faith, DenMark Litwinchuk, Donny Steckline, LT Don Patterson, CPT Jon Landkamer.

Absent:

None

The following minutes reflect the order of the agenda and not necessarily the chronological sequence of the meeting.

President Sue Doyle called the meeting to order at 7:00 p.m.

Chief Dorman led the Pledge of Allegiance

Secretary Bowser performed roll call- All present

PUBLIC COMMENT / BOARD COMMENT

Public comment: Jim Austin presented his EVFPD support group concept to board members and meeting attendees; provided a brief overview of the concept. Board Member Rumley requested that the Estes Valley Recreation and Park District be included as a possible support group candidate. Board Member Klink requested that the Park Hospital District be added as well.

Consensus from board members that Jim Austin move forward with his support group concept as presented and requested that Austin provide a formal statement and plan at the regular business meeting scheduled for the end of July.

Board comment: Board member Igel provided an EVFPD newsletter worksheet with login information and directions for www.constantcontact.com to board members.

Treasurer Klink requested to re-schedule the next board meeting to July 23rd as he will be out of town on July 25th. Board member consensus to move the regularly scheduled meeting to Monday, July 23rd at 7:00 pm.

APPROVAL OF AGENDA

Board Member Igel requested an executive session be added as the first agenda item under New Business regarding a personnel matter regarding Chief Dorman. Secretary Bowser requested clarification on placement of the agenda item for meeting attendees.

Moved by Mark Igel, seconded by Doug Klink to add an executive session regarding a personnel matter regarding Chief Dorman as the first agenda item under New Business.

Motion carried as follows: Sue Doyle: No Mark Igel: Yes Doug Klink: Yes Jack Rumley: No Frank Theis: No. Motion did not carry or move forward.

EVFPD Attorney Dick Lyons and President Doyle requested an executive session to be added as the second agenda item under New Business for purposes of consulting with Lyons.

Moved by Mark Igel, seconded by Frank Theis to add an executive session as New Business 9th item to consult with EVFPD Attorney Dick Lyons for the purposes of receiving legal contract advice. Motion carried unanimously.

APPROVAL OF MINUTES

Minutes to be approved at the 7-25-12 board meeting.

REPORTS

Fire Chief Report: Chief Dorman notified board members of recent fire department donations received for the Woodland Heights fire response. He also explained the department lost \$1,600.00 worth of equipment, which would be covered under the District's liability policy. Only one team (Chief and his wife) entered the golf benefit for the Woodland Heights fire and there was no cost to the District.

Chief Dorman provided a fire ban update, explained that that fire restrictions are up to local jurisdictions, and Larimer County is not lifting their fire ban at this time. Dorman stated he is currently reviewing the possibility of reducing restriction levels for the EVFPD depending on weather conditions. He then notified board members that 27 applications were received for the administrative assistant position; interviews will

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begin July 12th, with the new employee starting August 1, 2012.

OLD BUSINESS

Vice President Theis stated he was unable to meet with Board Member Klink and Jim Austin regarding the survey question compilation due to the recent Woodland Heights fire, requested to move the agenda item to the next meeting. Consensus from board members to move Old Business item 8-A (Strategic Plan- survey question compilation update) to the next scheduled board meeting.

Vice President Theis summarized the prior meeting discussion regarding the issue of firefighters as board members. Board members, EVFPD Attorney Dick Lyons and Chief Dorman discussed options at length, and confirmed the District's obligation and priority is still to the citizens of the district. In response to board member questions, Lyons reviewed ramifications, examples of volunteers as board members, and commented on Vice President Theis's statement of perceived conflict.

Board Member Klink requested for Vice President Theis to consult with counsel (Lyons) to create a policy based upon factors reviewed at the board meeting and then re-visit at a later date. Consensus from board members for EVFPD Attorney Dick Lyons to create a policy addressing the issue of a volunteer firefighter serving as an elected Director of the District.

Treasurer Klink and President Doyle read and reviewed their proposed staffing policy statements and copies were provided to the board members and meeting attendees.

President Doyle recommended scheduling a board member retreat/special meeting in order to discuss current issues and open communication between board members. Attorney Lyons agreed that a special meeting would be beneficial and recommended the board to contact the Special District Association to obtain a facilitator for the retreat/special meeting. Board Member Rumley and Vice President Theis stated support of a retreat, requested that the District find a retreat location at no cost.

Board member consensus to hold a retreat/special meeting to discuss open communication, staffing policies and a vision for the organization.

Attorney Lyons reviewed guidelines for local government including, but not limited to: EVFPD operation as a republic- not democratic form of government (public input can be received but still has to be regulated), and discussed communications subject to the Bill of Rights/freedom of speech. He further reviewed public concern (board level) vs. personal concern (chief-administrative level) and how those concerns should be addressed by board members. Lyons then discussed the fire department chain of command process at length and warned board members that they needed to follow the chain of command process.

Moved by Sue Doyle, seconded by Jack Rumley to enter into executive session pursuant to Section 24-6-402(4)(b) C.R.S for purposes of consulting with the District's attorney on the issue of contract interpretation and potential contract liabilities. Motion carried unanimously.

Executive Session ended at 9:24 pm.

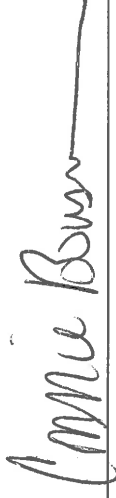
President Doyle stated that Lyons provided an overview of contract law and discussed contract language with board members.

Moved by Sue Doyle, seconded by Mark Igel to recommend a committee of Board Member Klink and Vice President Theis to discuss the executive session with Chief Dorman in order to maintain open communication with him. Motion carried unanimously. Chief Dorman agreed to meet with Klink and Theis after the closure of the board meeting.

NEW BUSINESS

Next regular board meeting scheduled for Monday, July 23, 2012 at 7:00 p.m. at the Dannels Fire Station.

Meeting adjourned at 9:29 p.m.



Connie Bowser, Recording Secretary

"The Mission of the Estes Valley Fire Protection District is to provide the citizens of and visitors to the Estes Valley with superior fire prevention, fire protection and emergency services in a safe and efficient manner."

"The Mission of the Board of Directors of the Estes Valley Fire Protection District is to establish policy, goals, strategies and financial leadership that are the foundation for the long-term sustainability of the District."