

**MINUTES OF THE REGULAR MEETING OF
BOARD OF DIRECTORS OF THE
MOUNTAIN VIEW FIRE PROTECTION DISTRICT**

February 20, 2006

I. OPENING OF REGULAR MEETING.

A. Call to Order.

The regular meeting of the Board of Directors of the Mountain View Fire Protection District was held at the Erie Station, 50 Bonanza Drive, Erie, Colorado, on February 20, 2006, and was called to order by Judy Rusk at 1735 Hours.

Richard N. Lyons gave a background regarding the complaint filed by the Fire Watch Committee/Christopher Robillard for campaign and political finance violations. He stated the Fact Sheet must be fair and balanced with pros and cons. You can make them available (i.e. stacked on a table) but cannot hand out. He stated that a political action committee (PAC) could be formed, but it was best that it be formed by persons not employed by MVFPD. If employees of MVFPD are on the committee they MUST do so on their own time, as they cannot participate in any way during working hours or at the fire stations. Board members can campaign at any time other than official board meetings. Mr. Lyons indicated that should employees of MVFPD wish to campaign during the day time, etc. they must officially take time off, and at no time wear clothing with a District logo. It is best to campaign after hours, weekends, and you must wear civilian clothing.

Bill Humphries asked if he could create and support a website if he did it on his own time, on his own computers at his personal home. Mr. Lyons stated he must register with the Clerk and Recorder as a PAC, or work in conjunction with a PAC that has been registered. Donna Mullison asked for directions for volunteers that wish to campaign. Mr. Lyons stated they could campaign so long as they did not wear clothing with a District logo, and are not in the fire house nor on fire apparatus.

Louis Rademacher asked if the District could receive donations for the election. Mr. Lyons stated that was not allowed.

Mil Levy/Bond Presentation.

Chief Pischke went through the PowerPoint presentation for the Board. Discussion, questions and comments followed.

Chief Pischke thanked Mark Bennet and Ed Pawlowski for their work on new ideas for the slide show, which was recently received. We will be viewing the ideas and incorporating information as we finalize the program. Chief Pischke stated that all volunteers and career personnel have been shown the current slide show and we want to take it on the road to all towns/cities in the District, as well as any organizations that may wish to view it.

Richard N. Lyons stated that the slide show presentation does not contain any "con" information, and therefore cannot be used as is. The presentation must be revised to contain information regarding the opposing views before it can be presented.

Mark Bennett stated it may be helpful for certain areas in the District to let them know that they do not have to pay the Tri Area Ambulance mil levy, therefore their taxes are going down.

Randy Winsett stated we need yard signs and posters, as not many people attend meetings to get the information, but many people travel and yard signs/posters would be helpful in getting the word out.

Chief Pischke stated there would be a press conference tomorrow at 11:00 a.m. Mr. Lyons stated that the press conference was to report factual information, i.e. you can share a copy of the resolution of tonight's proceedings showing any Board action that may take place and you can share the balanced Fact Sheet.

Directors Walker and Winsett stated that the slide show was too long. Fewer words and more slides would be helpful, as well as keeping it to 10 minutes.

EXECUTIVE SESSION.

Randy Winsett moved to adjourn to executive session for the purpose of receiving legal advice pursuant to Section 24-6-402(4)(b), C.R.S. Louis Rademacher seconded such motion, and it was thereafter unanimously approved to adjourn to executive session at 1845 Hours.

Executive session was adjourned, and the regular meeting was reconvened at 1928 Hours.

B. Pledge of Allegiance.

All persons in attendance participated in the pledge of allegiance.

C. Roll Call.

The meeting was attended by the following Board members: Judy Rusk, Louis Rademacher, Randolph Winsett, Stephen Walker and Mark Chambers.

Also present were: Steve Pischke, Donna Mullison, Bill Humphries, Mark Lawley, Mark Bennett, Ed Pawlowski, Ann Freeman, Lance Nelsen, Sean Tallman, Twink Dalton, Richard N. Lyons, Esq., Jack Cochran, Jean Tremay, Kathy D'Angelo.

D. Approval of Agenda.

Chief Pischke asked for introduction of new employees and presentation of badges to newly promoted engineers as III.B., and Exempla presentation to III.A. Stephen Walker moved to approve the agenda, as amended. Mark Chambers seconded such motion, and it was thereafter unanimously approved.

E. Chief's Report.

Chief Pischke stated he had nothing further to report. There is no need for an executive session.

II. CONSENT AGENDA

A. January 16, 2006 Regular Meeting Minutes.

Judy Rusk stated IV.B. "chanes" should be changed to "changes". Randy Winsett moved to approve the January 16, 2006 regular meeting minutes, as corrected. Stephen Walker seconded such motion, and it was thereafter unanimously approved.

III. PUBLIC/MEMBER PARTICIPATION

A. Exempla Presentation

Chief Pischke introduced the Exempla personnel. Exempla will be doing all career and volunteer new-hire physicals, annual wellness physicals, as well as worker's compensation physicals, etc., and putting together functional capacity exams for persons coming back to work from an injury/illness. Dr. Kathy D'Angelo gave a presentation regarding Exempla's facility and the programs they offer. She introduced Jean Tremay, practice manager and Jack Cochran, manager of the Health Marketing Dept. Exempla has a group of hospitals, etc. that can service our personnel. There is an occupational medicine department within the emergency departments.

Chief Pischke reported he underwent a physical with Exempla, had great service, and found Exempla great to work with. Dr. D'Angelo distributed handouts regarding the programs offered, location, etc.

B. Recognize New Hires/Promotions.

D.C. Pischke introduced the new battalion chief, Dave Beebe. Chief Pischke gave Chief Beebe the oath of his position. Brenda Beebe pinned Chief Beebe's badge.

IV. ACTION ITEMS

A. January, 2006 Financial Statements.

Chief Pischke asked for any questions. We are currently under budget. Mark Chambers asked about the charges in Texas. Chief Pischke stated Josh Plank was on a 21 day wild land call out. These expenses will be reimbursed, as well as his time, etc. Mark Chambers asked what was Galls. Chief Pischke stated they sell firefighting equipment and clothing. Mark Chambers asked about lunch charges. Chief Pischke stated that on the receipts it reflects who/what the charge was for and who attended. Mark Chambers asked about the back flow preventer in Brownsville. We never had one and Left Hand Water required it be put in. Mark Chambers asked what Rusk Construction Management is and what work was done? Joe Rusk replaced a lamp unit in Brownsville. Chief Rusk replaced it as the BC of that station. When Bill is on vacation, we incur bills for others to do the work. Chief Rusk billed for only the parts, no time.

Randy Winsett moved to approve the January, 2006 financial statements. Stephen Walker seconded such motion, and it was thereafter unanimously approved.

B. Ballot Questions – 2006 Election.

President Rusk stated we have been working on funding issues that have to do with the 5 year Strategic Plan, especially since the 2004 election wherein a mil levy increase ballot question failed. We've been discussing these issues with constituents, and the District's mil levy/bond committee have also been working on this information. Proposals have been taken to the stations, and taken to the annual Niwot Homeowner's Association meeting to glean feedback from those persons, as they had concerns with the last election. We gleaned more pro/con information to be placed in the presentations should we decide to go ahead with the ballot questions.

Stephen Walker moved to pass the resolution for a ballot question for a 1.5 mil levy bond issuance for the purpose of acquisition, construction, installation, equipping and completion of certain improvements, as well as the renovation and remodeling of existing stations and facilities, and the refinancing of certain existing capital leases, to carry out the objects and purposes of the District requiring the creation of a general obligation indebtedness.

Randy Winsett seconded such motion. Discussion was held. Randy Winsett stated that we have a lot of obstacles to overcome and a lot of issues that we will be faced with. There is a lot of work ahead on this. Given that, I'm in favor of going ahead with it. Mark Chambers concurred. Judy Rusk stated it will be a difficult issue to get approved. It is something we need to do, as there will be more work we will have to do if we don't go forward. Louis Rademacher concurred.

Judy Rusk read the proposed ballot question to raise the general operating mil levy 2.0 mils.

Randy Winsett moved that in the interest of the District, and the public interest, and necessity require that the District be authorized to increase its property tax and collect and spend for public purposes or retain in a reserve the District revenues as described in the ballot questions set forth, and read by President Rusk. Louis Rademacher seconded such motion. Discussion was held. Randy Winsett reiterated his statements regarding the bond question.

Those voting AYE: Louis Rademacher, Stephen Walker, Judy Rusk, Mark Chambers, Randolph Winsett. Those voting NAY: NONE. Motions for the resolution for both ballot questions were passed unanimously. The official record of proceedings was signed by all Directors.

D.C. Pischke stated that all staff and personnel will be counseled on what can and cannot be done on and off duty. This will be done in written form and by e-mail. Dr. Walker asked that the fact sheet "cons" contain information gleaned from the Niwot Homeowner's Association. Percentage of increase in operations and total increase in mil levies to the taxpayers; proper use of floating personnel and resources within the District and how it fits with the county masterplan; concerns regarding potential for more reduction in volunteer staffing; concern that governments should survive on growth alone.

D.C. Pischke presented Sean Flagg as a newly promoted engineer. He was delayed due to attending an emergency call.

V. REGULARLY SCHEDULED ITEMS

A. Citizens Committee.

Chief Pischke stated Dr. Walker had requested that this committee be formed. He asked Dr. Walker for his position on this matter. Dr. Walker reviewed information received from the District's attorney, Dick Lyons, and the need to have a citizen's committee within the District that would be able to move freely to discuss District issues within the communities, and address our specific concerns regarding our volunteer force and keep our volunteers and hopefully increase our volunteer recruitment and retention. Also, to educate citizens regarding the upcoming election. Judy Rusk stated that the Board cannot organize a committee for anything regarding the bond/mil levy questions. D.C. Pischke stated others may form a committee on their own time. Judy Rusk stated that an oversight committee could be formed to oversee the expenditure of the bonds/mil levy should those questions pass. Discussion was held. Randy Winsett stated there should be a committee out there to help get information on the issues out there. There are persons out there opposing the proposed ballot questions, and it would be good to have persons out there to get out the factual information. Judy Rusk stated that Board members, as individuals, could do and say things via personal e-mail and on personal time, not at a Board meeting.

B. Exempla Presentation.

This was moved to the Public Participation portion of the agenda.

C. Legislative Overview.

Chief Pischke distributed handouts regarding election laws that are in the works, pursuant to the SDA newsletter. Of special concern is Amendment 38. It contains serious implications on how special districts do business. Discussion initiated by President Rusk regarding the requirements of Amendment 38 and the costs/time involved by District personnel and the harsh limitations it would require, and the potential costs to the District. Chief Pischke stated that contacting local State representatives/senators with our concerns would be great, as it is on the November, 2006 election ballot. Judy Rusk initiated discussion regarding the illegal alien amendment.

VI. REPORTS

A. Station Reports.

Chief Pischke met with the architects on the Station 7 project today. The bid process will begin Wednesday, and 8 contractors will be initially contacted. After Wednesday we will know when the bid opening will take place. Chief Pischke will e-mail everyone with that date. Chief Pischke reported that the remodeling project at Station 3 is coming right along. Drywall and texturing was recently completed. Chief Pischke reported on his request to Mead for some relief on the charges for permits for the remodel. So far, Mead has only charged the District \$25.00. Bill Humphries reported on a frozen pipe at the Erie Station, but it has been addressed. More insulation may be required, and we are currently in the process of taking care of the problem. There was no sign of water damage or a broken pipe. We will continue to monitor. New maintenance person was hired and he is off and running on projects District-wide.

B. Staff Reports.

Chief Pischke stated that the agenda has been changed to include departments. If there is anything to share at the meeting, department heads will attend the meetings and make their presentations.

(1) Operations/Training

None.

(2) EMS

Twink Dalton reviewed the EMS reports included in the packet. Our transports are increasing. She reviewed the collection rate. We are about average with other agencies. We are currently at 56% collection rates. The big issue regarding collections is the limitations on collections with Medicare and Medicaid. Taking Medicare and Medicaid out of the equation, our collections are significantly higher. Twink stated that we are moving to electronic patient care reports. One of the benefits will be that our information will be more accurate, therefore, theoretically, our collections should be higher based on other entities' historical data.

(3) Fire Prevention

Fire Marshal Penfold will be making a presentation on the inspections/plan reviews for 2005 next month.

(4) Admin

None.

C. Other Reports.

None.

VII. BOARD MEMBER ITEMS

Director Winsett, Chief Pischke and President Rusk had a meeting with the Town of Mead representatives to discuss the Station and the Town Hall. There is a need for two stations in the Mead area within the next 10 years. The District will stay in the current station at this time, and will stay there for the foreseeable future until both stations can be built. Discussions are being held with Ritchie Brothers, but are being put on hold until after May. Carma is also interested in looking at our needs.

VIII. EXECUTIVE SESSION

None.

IX. ADJOURNMENT

There being no further business to come before the meeting, Louis Rademacher moved to adjourn the meeting. Randy Winsett seconded such motion, and it was thereafter unanimously approved to adjourn the meeting at 2029 Hours.

Respectfully submitted,

President Date

Secretary Date

Minutes.022006