

RECORD OF MINUTES
Elk Creek Fire Protection District
Regular Board Meeting
August 10th, 2023 In person and via Zoom

1. Call to Order at 6:00 PM

1. The regular monthly meeting of the Board of Directors of Elk Creek Fire Protection District (ECFPD) was called to order by President Greg Pixley at 6:00 p.m. on Thursday, August 10, 2023. The meeting was held in both physical attendance and via Zoom virtual meeting pursuant to statutory notice.

2. In physical attendance were President Greg Pixley, Vice President Dominique Devaney, Treasurer Sharon Woods, Secretary Melissa Baker and Director Chuck Newby. Also attending in the Board Room were Chief Jacob Ware, Pension Lt. Colt Thiel, District Attorney John Chmil, and Addams Group representative Greg Miller,

2. Agenda

1. The agenda was amended to add Item 2 to Old Business, Pension Update; move Item 1 from New Business, Addams Group Audit Report, to Financial Matters. A motion to approve the agenda was made by Vice President Devaney, seconded by Treasurer Woods, and approved unanimously.

3. Minutes of Previous Meeting

1. A motion to approve the July 13, 2023 Minutes as presented was made by Treasurer Woods, seconded by Director Newby, and was approved unanimously.

4. Financial Matters

1. Greg Miller from the Addams Group presented the 2022 Financial Audit report. The District was given a letter of clean audit and the report was filed with the State according to statutory requirements.

2. A motion to approve the August 10, 2023, Treasurer's Report as presented by Treasurer Woods was made by Secretary Baker, seconded by, Vice President

Devaney and was approved unanimously. The report included a review of funds, bills for payment, financial summary, and other revenue and expenses. Information on the monthly financial activities of the District is contained within the Treasurer's Report and is on file with the District.

5. Chiefs Report

1. Chief Ware presented his report to the Board of Directors, which included updates on call volume, average response time, incident summary, training, preventions, chipping, and fleet/facilities maintenance. Information on the full report is contained within the Chiefs Report and is on file with the District.
2. Firefighter Rachel Rush has been promoted to Fire Marshall. Thank you for your service to ECFPD.
3. A 2019 Ford Ranger was purchased, as approved in July's meeting, under budget for the assigned Fire Marshall vehicle.
4. In response to a community question from the July meeting regarding our Type 2 WFM module. Chief Ware explained that the crew has worked year over year to obtain additional certifications to meet the requirements of the Type Two which did not burden the Fire Department Budget. The addition of the Type 2 WFM enables the District to support the community and Wildland Firefighting as a whole, with the ability to track fuels and moisture content in a timely and accurate fashion.

6. Public Comment – Matters before the Board

1. Twelve citizens from the District addressed the Board with comments, support, and concerns regarding consolidation, taxation, communication, financials, old business and ethics.

7. Old Business

1. Discussion regarding the ballot language for the upcoming consolidation proposal was held. Attorney Chmil explained the ballot language and final process for sending the ballot to the County clerk. A motion to approve the ballot language for two ballots measures, a) to consolidate Elk Creek, Inter-Canyon and North Fork and b) to increase the mil levy up to 16 mils was made by Vice President Devaney, with a second by Treasurer Woods. Discussion was held. Director Newby submitted a Statement of Opposition,

included as appendix A. The question was called by Vice President Devaney. A roll call vote was held as below:

Yay - President G Pixley

Nay - Director C. Newby

Yay - Vice President D Devaney

Yay - Treasurer S Woods

Yay - Secretary M Baker

2. An update from the Pension Trustees was provided. The bylaws are being reviewed by the committee and the eligible pension voter list is being updated. A request for a Special Meeting was made by Director Newby.

8. New Business

1. A motion was made by Vice President Devaney with a second by Treasurer Woods, to approve the IGA's for Fire Marshal services provided to Inter-Canyon, Indian Hills and Genesee Fire Department by Elk Creek Fire Protection District. The motion passed unanimously.

2. A motion was made by Vice President Devaney, with a second by Secretary Baker to increase Chief Ware's salary by 12%, back dated to March 1, 2023. Discussion was held regarding the need, comparable salaries, and budget allowance. The motion passed unanimously.

3. A sub-committee to reestablish an employment contract between ECFPD and Chief Ware was established. Vice-President Devaney and Treasurer Woods will serve on the committee.

4. A motion was made by Vice President Devaney with a second by Secretary Baker to retain Kathy Gross of Administrative Alternatives to provide Board Meeting Minutes. Discussion was held and a vote was taken with three yays, and one abstention by Treasurer Woods.

5. A motion was made by Vice President Devaney with a second by Secretary Baker to adopt the Colorado State Archivist Records Retention policy. Discussion was held and the motion passed unanimously.

6. A motion was made by Director Newby with a second by Vice President Devaney to add a stand-alone ballot measure to make permanent the 2.5 mil levy scheduled to sunset in 2024. Director Newby provided the Board with a statement of motion, attached as Appendix B. Discussion was held regarding the legal implication of this request as well as the ability of the request to be

fulfilled. The motion was rescinded by Director Newby and restated as a motion for the Elk Creek Fire Board of Directors to move forward with the process to create the language for a third stand alone ballot measure to extend the existing mill levy to be voted on at a Special Meeting to be held prior to September 8th. Motion passed unanimously.

9. Public Comment – New Topics of Discussion

1. Two citizens from the District addressed the Board with comments regarding concerns over the financials and the consolidation.

10. There being no further business to come before the Board at this time the meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Greg Pixley – President

Dominique Devaney – Vice President

Sharon Woods – Treasurer

Melissa Baker - Secretary

Charles Newby - Director