

Grand Junction Rural Fire Protection District

Minutes of the Regular Board Meeting

September 28, 2004

I. CALL TO ORDER

The meeting was held in the Mesa Mall Community Room, 2424 US Hwy. 6 & 50 and was called to order by President Stephen Grant at 6:35 p.m.

II. ROLL CALL – Board Members

Steve Grant, President; Bob McCormick, Treasurer; Vicki Felmlee, Vice President; Deborah Davis, Tery Dixon arrived at 6:40 p.m.

Others Present: Public; media; Larry Beckner, Attorney; Bruce Mills, Auditor and Rhonda Phillips, Scribe.

III. APPROVAL OF AGENDA

Bob McCormick would like to add the topic “Approval of 2003 Audit for Submission to the State Auditor” under item number VII and will be letter D. He would like to add the topic “2005 Budget” under item number IX and will be letter B. Bob will talk about the payment to the City of Grand Junction when he talks about the September Payables.

Vicki Felmlee made a motion to approve the agenda as amended. Deborah Davis seconded the motion. Roll Call. All ayes. Motion carried.

IV. PUBLIC COMMENTS

Dale Breckenridge asked who signed the checks to e.NVIZION/OTC America. He also asked about Rob Dixon’s authority to sign checks up to \$10,000. Bob McCormick answered that he believed the Board gave Rob Dixon that authority and it should be reflected in past meeting minutes. Steve Grant explained that the Board is looking into all unidentified checks from the past and is trying to identify how the funds were spent. For example, there was a check written to Circuit City for a laptop computer in which the Board has no record of the purchase and does not know where that computer is located. Several items may not have had Board approval and there may not be documentation to substantiate the items. All items are currently being investigated. Steve Grant reported that Rob Dixon did have signing authority up to \$10,000 on the checking account. Bob McCormick reported that there were probably 3 other people that had signing authority on the checks but didn’t know who signed the checks along with Rob Dixon.

V. APPROVAL OF MINUTES

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| A. | August 10, 2004 | Regular Meeting |
| B. | August 24, 2004 | Regular Meeting |
| C. | September 14, 2004 | Regular Meeting |

Bob McCormick made a motion to approve the regular meeting minutes of August 10, 2004, August 24, 2004 and September 14, 2004. Vicki Felmlee seconded the motion. Roll Call. All ayes. Motion carried.

VI. FIRE CHIEF REPORT

Chief Beaty reported that there have not been any significant fires in the past few months. He reported that the station is still receiving invoices from the fire of July 4th. He estimates that costs for air drop support will be approximately \$15,000. There are several leads as to who started that fire, but there have been no arrests. The consulting firm that was hired by the County has been conducting an Emergency Services Consulting Study for that last couple of years and has produced results. The County is working on a draft resolution to get more uniformity for emergency medical services. Other recommendations from the study recognized the lack of a training facility in Grand Junction for professional competency standards and certification requirements, etc. A resolution is now in progress. One other thing that the study has shown is the possibility of creating a new position for a Fire Resource Coordinator. If that position was created, that person would support smaller stations by helping them write standardization procedures, standardization of equipment, standardization of training, etc. They may help with getting a training facility up and running as well. All of these things are currently being reviewed and a decision will be made soon as to the outcome. Chief Beaty reported that the budget for 2005 is currently being produced and will supply the District with that information upon completion.

VII. TREASURER'S REPORT

- A. Financial Report: Bruce Mills presented the Board with Financial Statements for the period of January 1, 2004 to August 31, 2004.

Total Liabilities, Fund Equity and Other Credits	\$ 2,192,379
Total Revenues	\$ 1,788,156
Total Expenditures	\$ 1,910,714
Projected Fund Balance – End of Year	\$ 759,884

Bruce presented the Board with the Independent Auditor's Report for 2003. Brief discussion was held. Steve Grant reported that he would like time for the Board to review the audit before approval. The audit will be discussed at the next regular meeting. The Board can contact Bruce with any questions prior to that meeting.

Deborah Davis made a motion to accept the Management Letter, as prepared by Bruce Mills, and place it in the bylaws. Tery Dixon seconded the motion. Roll Call. All ayes. Motion carried.

- B. Account Payables for September: Bob McCormick asked that the following checks be added to the September Payables/Check Registry.

<u>Check #</u>	<u>Payee</u>	<u>Purpose</u>	<u>Amount</u>
5985	Steve Grant	SDA Conference	\$ 354.09
5986	Steve Grant	Business Expenses	\$ 404.69
5987	Robert McCormick	Supplies	\$ 44.19
5988	City of Grand Junction	Adjusted July 31 Invoice	\$ 724,660.00
5989	Jerry Clark	Food for Nomination Committee	\$ 31.86

- Check number 5988 for payment to the City will not be sent until the funds are in the checking account from the County.

Vicki Felmlee moved that the September payable be approved as presented. Deborah Davis seconded the motion. Roll Call. All ayes. Motion carried.

VIII. ATTORNEY REPORT

Larry Beckner reported that the Joint Defense Agreement has been presented to the City and is waiting for City Council approval. Once the Joint Defense Agreement is signed, Larry Beckner and Mr. Shaver will sign the Motion to Dismiss and submit it to the court.

IX. ACTION ITEMS

- A. Forbearance Agreement with e.NVIZION: Larry handed out a copy of the Forbearance Agreement to the Board for consideration. This agreement has been signed by the Chief Executive officer from e.NVIZION. A schedule of payments has been attached to the Agreement. The Total amount due on the payment schedule is \$830,825.39. Steve Grant reported that the Board has reviewed the Forbearance Agreement and Mr. Westfall has communicated that he believes it would be in the best interest of the District to sign the agreement and accept the payment schedule. Larry explained that a Forbearance Agreement is an agreement that the District will not file a lawsuit against e.NVIZION or any of its principals as long as the payment schedule is complied with. Larry explained that within the Forbearance Agreement it states that someone has put up a piece of property, independent of e.NVIZION, worth \$200,000 for a collateral mortgage. There are no specifics available on the property at this time. Once that information is received the security interest will be investigated to determine if the District wants the property as a security interest. If it is determined that the conditions of the Forbearance Agreement are not met, the Agreement can be terminated.

Tery Dixon made a motion to accept the Forbearance Agreement as drafted by the respective attorneys and signed by e.NVIZION. Deborah Davis seconded the motion. Roll call. Three ayes. Vicki Felmlee voted no.

- B. 2005 Budget: Bob McCormick presented the board with the Proposed 2005 Budget. He explained that this is simply a proposed budget and is subject to change. The next three meetings will be forums for discussion and change for the budget. The final budget will be adopted at the November 23rd regular board meeting.

Bob McCormick made a motion to acknowledge receipt of the proposed 2005 budget and that November 23rd will be the date of adoption. Tery Dixon seconded the motion. Roll call. All ayes. Motion carried.

X. DISCUSSION ITEMS

- A. Bylaws presentation: Vicki Felmlee reported that a draft of the bylaws is now complete. She presented the Board with a bound copy of the draft for review. Vicki pointed out several items that she would like the Board to discuss at future meetings. Vicki asked that if anyone has extensive rewrites to the bylaws to e-mail them to her so that she can consolidate ideas for future presentation. Larry Beckner will review the final draft of the bylaws before they are adopted. Steve Grant reported that the bylaws will be located closer to the top of the agenda at the next two meetings and allotted 30 minutes for discussion.
- B. Minutes from Past Meetings: This item was not discussed due to time restraints.

XI. ADJOURN

Bob McCormick made a motion to adjourn the Board of Directors meeting. Vicki Felmlee seconded the motion. The meeting adjourned at 8:45 p.m.

APPROVED AND ADOPTED THE _____ DAY OF _____, 2004.

Stephen P. Grant, President

Attest: _____
Robert W. McCormick, Secretary