

Grand Junction Rural Fire Protection District

Minutes of the Regular Board Meeting

April 26, 2005

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 Steve Grant at 6:30 p.m.

II. ROLL CALL – Board Members

Steve Grant, President; Vicki Felmlee, Vice President; Bob McCormick, Treasurer; Deborah Davis, Secretary; Harland Adams.
Others Present: Public; Rhonda Phillips, Scribe.

III. APPROVAL OF AGENDA

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

IV. PUBLIC COMMENTS

There were no public comments.

V. APPROVAL OF MINUTES

- a. March 22, 2005: Correction of the spelling of Harland Adams will be made to the minutes. Bob McCormick wanted to add under “public comments” that Jack Campbell was a part of a group called NAG and they were in possession of some fire district records. Mr. Campbell presented them back to the fire district and Bob McCormick added them to existing records at Fire Station #5. Steve Grant asked to add the words “copies of records” to the minutes as well because the records that Mr. Campbell had in his possession were copies. Bob McCormick made a motion to accept the minutes as changed. Harland Adams seconded the motion. Roll Call. All Ayes. Motion carried.

VI. FIRE CHIEF REPORT

Fire Chief Beaty was not in attendance at this meeting.

VII. TREASURER’S REPORT

- a. Financial Statements: Bob handed out a balance sheet to the board for the period January through March 2005.

Cash at end of period:	\$ 390,140.75
Total Current Assets:	\$1,056,831.17

Income/Expense Statement:	
Total District Taxes:	\$ 187,634.65
Total Sub-District Taxes:	\$ 221,765.69
Total Income:	\$ 411,552.56

Total Administrative Operations:	\$ 30,806.21
Total Fire Fighting Operations:	\$ 67,226.00
Total Tax Collection:	\$ 7,397.33
Total Expense:	\$ 105,429.54
Net Income:	\$ 306,123.02

Bob McCormick reported that he believes that the fire district will be very close to being able to pay the contract with the City in July based solely on tax collection.

Deborah Davis made a motion to acknowledge receipt of the financial statements of the 1st quarter of 2005 as presented. Bob McCormick seconded the motion. Roll Call. All Ayes. Motion carried.

- b. April 2005 Payables:

Check #	Payee	Purpose	Amount
6028	Beckner Achziger, McInnis, Raaum & Shaver, LLC	Legal Services	\$6,482.80
6029	Rhonda Phillips	Transcription	134.03
6030	AJ's Tax Service	Bookkeeping	270.00
6031	The Daily Sentinel	Board Vacancy Ad	257.00
6032	The Free Press	Board Vacancy Ad	150.00
6033	Postmaster	P.O. Box rent	68.00
6034	Steve Grant	1 st Quarter 2005 Directors Fees	100.00
6035	Vicki Felmlee	1 st Quarter 2005 Directors Fees	250.00
6036	Robert McCormick	1 st Quarter 2005 Directors Fees	250.00
6037	Deborah Davis	1 st Quarter 2005 Directors Fees	250.00
6038	Special District Assoc.	Membership Fees	<u>1,600.00</u>

Total

\$ 9,811.83

Bob McCormick reported that he received a letter from Mr. Westfall's office reporting that the remaining balance of \$433.69 would be written off. That leaves a zero balance due at this time.

Harland Adams made a motion to pay the April payables as presented. Vicki Felmlee seconded the motion. Roll call. All Ayes. Motion carried.

VIII. ATTORNEY REPORT

Larry Beckner was not in attendance at this meeting. Steve Grant reported that he received an e-mail from Larry Beckner explaining that e.NVIZION would not be able to make the scheduled payment of \$25,000 this month. They believe that they should be able to make the April payment by May 15th. The regularly scheduled payment for May should be on time. The Forbearance Agreement has been signed, therefore, the collateral mortgage on the property in New York can be released. The recording of the mortgage is the next step. Mr. Bruno believes that the recording of the mortgage will happen very soon. Once the mortgage is recorded, it goes to a third party and then deal is in place. At that point, the board will be in a position to release all of the details surrounding this piece of property. Larry Beckner is working with Mr. Bruno to get all of the paperwork in order.

Regarding liability issues of outside parties, Steve Grant reported that Larry Beckner and Richard Westfall both believe that there are members other, than the ones who are mentioned in the tolling agreement, that have liability. People such as Rob Dixon, prior board members or people who were involved in the funds going back to New York such as accountants, etc. If the district gets it's funds returned, the district agrees not to sue the people on the tolling agreement as long as they agree to stop the statute of limitations. Larry Beckner will be asked to attend the next meeting with an update on all issues. The board will likely go into executive session at the next meeting to get direction from Larry on how to proceed legally with several issues. There was a grand jury recently assembled and Pete Hautzinger with the DA's office and Jeanie Smith from the State Generals Office has reviewed the fire district and is recommending that the case be brought before the Mesa County Grand Jury. It is a possibility that the case will be brought before the grand jury at the end of May or June. Ms. Smith does not believe that the case will be brought before a state grand jury because the state usually takes cases between jurisdictions. Steve believes that this will probably be reviewed by the local grand jury.

IX. ACTION ITEMS

- a. SDA/CO Membership: The annual dues for the membership of the Special District Association are now due. Steve Grant questions whether or not it is necessary to be a member of the SDA. Steve Grant asked Deborah Davis to comment because she has the most experience with the SDA. Vicki Felmlee voiced that the SDA has been very helpful to her with the by-laws and several other situations. She believes that it is important to keep the SDA membership. Deborah Davis also believes that it is important to keep the membership with the SDA. Bob McCormick made a motion to pay the SDA membership fee of \$1,600. Vicki Felmlee seconded the motion. Voice Vote. Deborah, Aye; Harland, Aye; Steve, Nay; Vicki, Aye; Bob, Aye. Motion carried. The transaction will be paid by check number 6038 in the amount of \$1,600.
- b. Board meeting schedule: Steve Grant suggested having the regular meeting next month and discussing future meeting at that time.
- c. By-laws Final Draft: Vicki Felmlee provided the board with a final draft of the by-laws. Deborah Davis made a motion to accept the by-laws as presented in the final draft. Bob McCormick seconded the motion. Discussion took place. Deborah Davis amended her motion to replace any existing by-laws. Bob McCormick seconded the motion. Roll Call. All Ayes. Motion carried. There was a general consensus of the board to place the final draft of the by-laws on the website.

X. DISCUSSION ITEMS

- a. Contract Update – meeting with Mayor: Steve Grant met with the Mayor of Grand Junction regarding the contract. He received a letter from the Mayor, of which a copy was given to the board, which essentially said that the city does not believe that the district and the sub-district are two separate entities and should not be audited separately. It also said that renegotiating of the contract is not necessary or desirable. The City is not interested in talking about the district's issues at this time. Steve Grant will keep the board informed on any happenings with the City.
- b. VFIS Insurance: Bob McCormick reported that the representative for VFIS Insurance, Paul Whittam, has contacted him recently. Mr. Whittam would be happy to attend a meeting to talk about our current insurance coverage. He would need approximately 45 minutes of time. Bob McCormick asked when/if the board would like to meet with Mr. Whittam. Deborah Davis suggested scheduling him to speak at the meeting in July. There was general board consensus.

OTHER ITEMS

There were no other items to discuss.

XI. ADJOURN

Vicki Felmlee made a motion to adjourn the board of directors meeting. Harland Adams seconded the motion. The next regular meeting will be held on May 24, 2005. The meeting adjourned at 8:05 p.m.

APPROVED AND ADOPTED THIS ____ DAY OF _____, 2005.

Stephen P. Grant, President

Attest: _____
Deborah Davis, Secretary