

**The Rye Fire Protection District**

**MINUTES OF THE RYE FIRE PROTECTION DISTRICT BOARD  
OF DIRECTORS MEETING  
Regular Meeting January 18, 2012**

Present: Directors – Mr. Gunny Pagnotta, Mr. Bill Monck, Mr. Hank Asbury, Mr. Jeff Oswald

Absent Directors – None

Others – Chief Phil Daniels, Deputy Chief Dave Mower, Captain Jim Beach, Debra Eiland-Legal Counsel, Captain Scott Carlton, Lieutenant Steve Bennett, Fire Fighter Tim Guadagno, Fire Fighter Davin Keys, Fire Fighter Zac Guadagno

**Call to Order**

The meeting was called to order at 7:02 p.m. by Mr. Gunny Pagnotta.

Mr. Pagnotta took roll call and introduced the Board Members that were present.

Motion to approve the agenda for January 18, 2012.

Motion: Mr. Asbury  
Second: Mr. Monck  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

**Public Comments on Non-Agenda Items**

Seven people signed up inadvertently and will speak later on New Business Items.

**Minutes of December 21, 2011 Regular Meeting**

Motion to approve meeting minutes of December 21, 2011 regular meeting.

Motion: Mr. Asbury  
Second: Mr. Pagnotta  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

**Treasurers Report**

## **The Rye Fire Protection District**

Accounts Receivable Discussion. Mr. Pagnotta inquired about the status of Colorado State Forest Service Payments. Chief Daniels noted that \$27,450 was received this month. A total of \$616,889 has been received this year out of a total billed of about \$860,000. Mr. Asbury inquired about the U.S. Treasury payment. Chief Daniels noted it was a refund by the IRS due to an overpayment regarding the tax liability issue in 2007 & 2008.

Motion to approve accounts receivable for December 2012.

Motion: Mr. Asbury  
Second: Mr. Monck  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

Accounts Payable Discussion. Mr. Asbury inquired about the \$3,055.38 bill from Interstate Billing Service (Rush Peterbuilt). Chief Daniels referred this to Captain Carlton who noted that the bill was for miscellaneous repairs and the yearly DOT Certificate for the Peterbuilt.

Motion to approve accounts payable for December 2011.

Motion: Mr. Monck  
Second: Mr. Asbury  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

## **Fire Chief's Report**

Statistics. For the month of December 2011, Rye Fire responded to 42 calls (9 fires and 33 EMS) calls for service. In comparison with the previous years this is a 32% decrease from 2010 (62) and a 21% decrease from a five year average of 53. Year to date calls for service show a 16% decrease from the previous five years (2006-2010).

Abby Road Fire. On December 19, fire units responded to a structure fire at 8200 Abbey Road. The house was fully involved and had partially collapsed prior to our arrival. Cause is unknown.

## **Old Business**

### **East Hatchet Inclusion Update**

Ms. Eiland noted that there is no new news and the process is right on track. Mr. Pagnotta inquired about the West Hatchet Inclusion and Ms. Eiland noted that both are being submitted simultaneously.

# The Rye Fire Protection District

## New Business

### New Board Member Appointment

The Board accepted Mr. Dallas Adair's letter of resignation from the Rye Fire Protection District Board of Directors.

Mr. Pagnotta and the Board have questions for each applicant to answer. If the board decides on an applicant, then that applicant will be sworn in at next month's meeting.

The list applicants are Mr. Jonathan Wills, Mr. Ed Hurtado, Mr. Bob Cook.

Questions that were directed to each applicant were:

- Why are you interested in serving on this Board?
- What are your short-term and long-term objectives with this organization?
- Where do you see this Fire District in 5 years?

Mr. Pagnotta then opened the meeting to the floor for people who have signed up for Public Comments and others who have comments. The following people spoke.

- Mr. William Ellis
- Mr. Bill Snyder
- Mr. Richard Decker
- Mr. Sunny Hood
- Mr. Pat Lara

Mr. Hank Asbury nominated Mr. Ed Hurtado to fill the vacant board member seat.

Motion to appoint Mr. Ed Hurtado to the Rye Fire Protection District Board.

Motion:	Mr. Pagnotta
Second:	Mr. Monck
Aye:	Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta
Nay:	None

Mr. Pagnotta noted that Mr. Hurtado will be sworn-in in the near future.

### Board Officer Appointment

Mr. Pagnotta asked the board to table the Board Officer Appointments until there is a full seated board. It was agreed by all members.

## The Rye Fire Protection District

### Executive Session

Mr. Pagnotta noted as authorized by C.R.S. Section 24-6-402, Subsection 4, Paragraphs A-H, this board will now convene in Executive Session. The topic of the Executive Session will be to receive advice of legal counsel regarding personnel matters; to discuss the grievance procedure for grievances submitted by Scott Carlton, Zac Guadagno, Tim Guadagno, Wade Wills, and Steve Bennett; and to discuss letter from John Biggs. The Executive Session will not be open to the public. No adoption of any proposed policy, position, resolution, rule, regulation, or formal action shall occur at this Executive Session.

Motion to adjourn regular meeting of January 2012 to executive session was made at 7:40 p.m.

Motion: Mr. Monck  
Second: Mr. Pagnotta  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

Discussions were:

- To receive advice from legal counsel regarding personnel matters.
- To discuss the grievance procedure for grievances submitted by Scott Carlton, Zac Guadagno, Tim Guadagno, Wade Wills, and Steve Bennett.
- To discuss letter from John Biggs.

Motion to adjourn Executive Session and resume Regular Session was made at 8:32 p.m.

Motion: Mr. Pagnotta  
Second: Mr. Monk  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

### Reconvene Regular Session

The room was opened back up to the public and the regular meeting resumed.

### New Business

#### Section 4.19 of Personnel Manual

Motion to adopt an interim grievance procedure for current procedure on the table and in the future that the procedure be carefully reviewed for possible amendments.

Motion: Mr. Pagnotta  
Second: Mr. Monck

## The Rye Fire Protection District

Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

### Receive or Act on Board Correspondence

Mr. Hank Asbury asked if there has been any action on Vehicle Sales. Chief Daniels noted no inquiries.

### Adjournment

Motion to adjourn was made at 8:39 p.m.

Motion: Mr. Pagnotta  
Second: Mr. Monck  
Aye: Mr. Monck, Mr. Oswald, Mr. Asbury, Mr. Pagnotta  
Nay: None

Dated this 18<sup>th</sup> day of January 2012.



Submitted by Jim Beach, Captain