

BAYSHORE FIRE PROTECTION & RESCUE SERVICE DISTRICT  
MINUTES OF THE BOARD OF COMMISSIONERS MEETING  
June 10, 2008

Meeting called to order at 7:05 p.m. by Commissioner Cook

Pledge of Allegiance

Moment of Silence

Roll Call: Commissioner Hansen – Present (7:09pm)  
Commissioner Cook - Present  
Commissioner Ducrou - Present  
Commissioner Harader - (Absent)  
Commissioner Griffin - Present  
Chief Larry Nisbet - Present  
Office Manager - Theresa Sharp - Present  
Attorney Ian Mann - Present

Others Present: Public & some staff

Review and Acceptance of the May 13 Board minutes. Commissioner Ducrou made a motion to accept the May 13 Board meeting minutes. Motion seconded by Commissioner Griffin. Vote called. Motion passed unanimously.

**Financial Report:** Office Manager points out that packets contain 3 additional reports for the SBA Account which has been separated in QuickBooks to more accurately represent the 2 Funds A & B as it would appear that the Funds will remain split & have separate bank statements for some time. This will enable accounts to be reconciled independently without calculator tape to add funds together to match QuickBooks. Commissioner Ducrou made a motion to accept the May financials. Commissioner Cook seconded the motion. Vote called. Motion passed unanimously.

**Admin/Ops/Fire Marshall's Report** (attached) Chief Nisbet states we responded to mutual aid last evening on a two story residential fire in Alva and commends the staff performance on scene and especially Engineer Edwards special care in mop up to rescue a \$5000 painting from the wall from certain damage. We have also responded in aid on the storm efforts from the tornadoes this weekend.

**Petitions before the Board** – None

**Old Business – Station Kitchen Remodel** – Bids for cabinets & counter tops: \$8,265 Solid Surface, Ronnie Marra was \$8,360.00 with certified installation of counter tops, J&J \$10,665.25.

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Pricing is within budget and Commissioner Ducrou motions to move forward. Motion seconded by Commissioner Griffin. Vote called motion passed unanimously.

**New Business – Preliminary TRIM Notice – \$456,858,000** Chief Nisbet & Theresa to attend class next week on adjusted roll-back rates & TRIM. **Chief's Contract** – Commissioner Ducrou states he & Chief Nisbet agreed on the details this week. Commissioner Ducrou had obtained comparables from Pine Island, N. Ft. Myers, FM Shores, Alva & Tice. Primary details Commissioner Ducrou eliminated were if Chief is terminated for just cause, there would be no package except for accumulated vacation and sick leave. There was give and take by both sides and contract allows for accumulation bi-weekly of vacation and sick leave and has caps so the District will not have unfunded liability. Commissioner Griffin asks for clarification on section 12.2 District shall prove Chief with ability to participate in an IRS Deferred compensation plan. Commissioner Ducrou explains Chief will be able to participate without a fee or administrative cost, utilizing his own funds to participate. Commissioner Hansen requests Attorney Ian Mann's input as to his opinion of the contract. He points out a typographical error top of page 3 "for" should be "in" his administrative duties. Also the following sentence is incomplete and should read "In the event of an allegation of wrong doing by the Chief," a written statement shall be placed into the record of a public Board of Commissioners meeting alleging the act....He also asks for clarification as to the Board's intent with regard to the verbiage of a Super majority, and explains that that phrase applies to the Board as a whole, not the quorum that may be present, that based upon the size of the 5 member board, a vote of 4 members in favor of dismissal is required, not 3. The Board can terminate at any time with a vote of 3 Board Members but will have to buy out the remaining contract. To terminate under the contract for just cause will require the super majority of 4 votes. After much discussion, the Board agrees that 4 will be required to terminate for just cause, therefore the verbiage to the effect of a super majority, will stand. Motion to add the insertion underlined above and make the change of "for" to "in" in the sentence preceding is made by Commissioner Ducrou. Motion seconded by Commissioner Griffin. Vote called, motion passed unanimously. Commissioner Ducrou advises Chief is hourly rate with regard to FEMA but is Salary position with compensation and comp time when State-of-emergency exists. Motion made by Commissioner Ducrou to accept the contract. Motion seconded by Commissioner Cook. Vote called, motion passed unanimously. **Hall-Mark lease**-Hall-Mark is not renewing but agrees to honor 90 day notice contained therein. **Fleet Issues** – Chief recommends using Lee County Fleet Management at \$55hr labor & parts plus 20%, w/ 24hr emergency service and 24hr. heavy duty truck towing. Nothing up front, start out with level C service where they'll schematic all truck parts, light bulb numbers, safety and function ability test, and within the next year pump tests. Chief advises age of equipment (see attached) and liability and safety issues. He finds there is sufficient funds and advises one of the trucks is in the bay now which he proposes we purchase. A 2000 Brush Truck, details attached. The other is a 3000G Tanker. Chief asks board to allow immediate

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purchase of Brush Truck and spec out Tanker. (Copy attached). He recommends 25% down and use of finance plan (also attached). Doing so would increase reliability of our immediate water supply and consequently our ISO Rating, and saving an average of \$150 per resident on homeowners insurance. Commissioner Ducrou states unencumbered line item of budget is \$250-\$325,000 low, from carryovers from last year indicating in excess of \$670,000 in unencumbered funds as of today. He does advise that the Gamma Goat is more of a liability with regard to safety of ability to exit and deploy safety shelters and points to DOF lost a man to those very circumstances down in Golden Gate, and that we are in the position to resolve these issues and remain fiscally responsible and commends Chief Nisbet for his efforts to get these fleet and safety issues under control. After some discussion Commissioner Ducrou motions the immediate purchase of the brush truck for the price of \$43,000.00. Motion seconded by Commissioner Griffin. Vote called, motion passes unanimously. Commissioners will look at financing options and next meeting and Chief to spec out the new Tender. Chief Nisbet states one of conditions of Apparatus Grant requires that the unit being replaced must be decommissioned donated to a training academy or sold for scrap, that it can not be re-commissioned by any other department. Chief requests authorization to de-commission Gamma Goat. Motion made by Commissioner Ducrou. Motion Seconded by Commissioner Cook. Vote called. Motion passed.

Commissioner Ducrou asks that we add to future agendas a slot for Petitions from Union Representative to Board. Commissioner Hansen suggests placement in the agenda between Items 8 and 9. Office Manager acknowledges, and asks at this time, those Commissioners that are up for re-election to make certain to have all submissions in by the deadline of Noon Friday the 20<sup>th</sup> of June. She also offers assistance to anyone that will require it, for receipt of package and/or package submission, as many Commissioners are departing town between then and now.

Motion to Adjourn made by Commissioner Cook, Second by Commissioner Ducrou. Vote called, Passed unanimously. Meeting adjourned at 8:07pm.