

## RECORD OF PROCEEDINGS

---

### MINUTES OF A CONTINUED MEETING OF THE BOARD OF DIRECTORS OF THE PEYTON FIRE PROTECTION DISTRICT HELD APRIL 9, 2019

A Continued Meeting of the Board of Directors of the Peyton Fire Protection District (referred to hereafter as "Board") was held on Tuesday, the 9<sup>th</sup> day of April, 2019, at 6:30 p.m. at the Peyton Fire Protection District Fire Station, 13665 Railroad Street, Peyton, Colorado 80831. The meeting was open to the public.

---

#### ATTENDANCE

#### Directors In Attendance Were:

Patrick Palacol  
Clayton Miller  
David Rolenc  
Amy Turner (via speakerphone for a portion of the meeting)

#### Also In Attendance Were:

David Solin; Special District Management Services, Inc. (via speakerphone)

Rita Connerly, Esq.; Fairfield & Woods, P.C. (via speakerphone)

Interim Fire Chief Turner

Captain Revels

Lieutenant Rhor

Firefighters V. Revels and Vigeant

Peter Ringen; resident

Armando Boone; AJ Boone Exteriors

---

#### PLEDGE OF ALLEGIANCE

Pledge of Allegiance: Director Palacol led the Board in reciting the Pledge of Allegiance.

---

#### DISCLOSURE OF POTENTIAL CONFLICTS OF INTEREST

Disclosure of Potential Conflicts of Interest: The Board discussed the requirements pursuant to the Colorado Revised Statutes to disclose any potential conflicts of interest or potential breaches of fiduciary duty to the Board of Directors and to the Secretary of State. Director Palacol noted that conflicts were filed for applicable Directors at least 72 hours prior to the meeting. Director Palacol also noted that a quorum was present and requested members of the Board

## RECORD OF PROCEEDINGS

---

to disclose any potential conflicts of interest with regard to any matters scheduled for discussion at this meeting. It was noted that Director Turner is married to Fire Chief candidate Jeff Turner. No further conflicts were noted.

---

### ADMINISTRATIVE MATTERS

**Agenda:** Mr. Solin reviewed the proposed agenda for the District's Regular Meeting.

Following discussion, upon motion duly made by Director Miller, seconded by Director Palacol and, upon vote, unanimously carried, the Agenda was approved, as amended.

**Minutes:** The Board determined to defer this matter.

**Board Vacancy:** The Board discussed the current Board Vacancy. It was noted that there has been interest by a qualified candidate. Mr. Solin informed the Board that any letters of interest should be sent to the District Manager.

**Status of Insurance Claims:** The Board determined to defer this matter.

---

### FINANCIAL MATTERS

**Claims:** The Board considered the approval of the payment of claims for the period ending April 9, 2019, in the amount of \$40,942.60.

Following review and discussion, upon motion duly made by Director Miller, seconded by Director Rolenc and, upon vote, unanimously carried, the Board approved the payment of claims for the period ending April 9, 2019.

**Financial Statements:** Mr. Solin reviewed with the Board the unaudited financial statements of the District for the periods ending February 28, 2019, and March 31, 2019.

Following discussion, upon motion duly made by Director Miller seconded by Director Rolenc and, upon vote, unanimously carried, the Board accepted the unaudited financial statements of the District for the periods ending February 28, 2019, and March 31, 2019.

**Contract for Hail Damage Repair Work:** Mr. Boone presented the Board with a proposal to repair hail damage at the fire station.

Following discussion, upon motion duly made by Director Palacol seconded by Director Rolenc and, upon vote, unanimously carried, the Board approved the proposal to repair hail damage at the fire station and authorized Mr. Solin to prepare a Service Agreement for the same, subject to review by legal counsel.

**District Amazon Account:** The Board determined to defer this matter.

## RECORD OF PROCEEDINGS

### LEGAL MATTERS

**Executive Session pursuant to Sections 24-6-402 (4)(b) & (f) C.R.S., if necessary, for purposes of receiving legal advice from counsel and or determining positions with respect to personnel matters:** Pursuant to Sections 24-6-402(4)(b) & (f), C.R.S., upon motion duly made by Director Miller, seconded by Director Palacol and, upon an affirmative vote of at least two-thirds of the quorum present, the Board convened in executive session at 7:07 p.m. for the purpose of receiving legal advice, as authorized by Section 24-6-402(4)(b), C.R.S.

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., no record will be kept of the remaining portion of this executive session that, in the opinion of the District's attorney, constitutes privileged attorney-client communication pursuant to Section 24-6-402(4)(b), C.R.S.

The Board reconvened in regular session at 8:07 p.m.

### PUBLIC COMMENT

Firefighter Vigeant inquired about the process for the Board entering into Executive Session on April 4, 2019 at 7:00 a.m., as no meeting notice was posted. It was explained that the April 4, 2019 meeting was a continuation of the properly noticed March 12, 2019 regular meeting, and no additional postings were required. Firefighter Vigeant also inquired into why the version of the District's Policies he has, adopted by the Board of Directors on February 13, 2018, was not executed by the Board of Directors. Firefighter Vigeant also inquired into whether the District plans to adhere to the standards and codes of the National Fire Protection Association. Firefighter Vigeant then inquired into the hiring process for the Fire Chief position. He noted that he believed the most qualified candidate was eliminated after the first round of interviews.

Mr. Peter Ringen inquired about the District's Policies, adopted by the Board of Directors on February 13, 2018. He then read a letter to the Board and requested that it be entered as public record into the Minutes. A copy of the letter is attached hereto and incorporated herein by this reference.

### LEGAL MATTERS

**Executive Session pursuant to Sections 24-6-402 (4)(b) & (f) C.R.S., if necessary, for purposes of receiving legal advice from counsel and or determining positions with respect to personnel matters:** Pursuant to Section 24-6-402(4)(b) & (f), C.R.S., upon motion duly made by Director Miller, seconded by Director Rolenc and, upon an affirmative vote of at least two-thirds of the quorum present, the Board convened in executive session at 8:37 p.m. for the purpose of receiving legal advice, as authorized by Section 24-6-402(4)(b), C.R.S.

Pursuant to Section 24-6-402(2)(d.5)(II)(B), C.R.S., no record will be kept of the remaining portion of this executive session that, in the opinion of the District's

## RECORD OF PROCEEDINGS

---

attorney, constitutes privileged attorney-client communication pursuant to Section 24-6-402(4)(b), C.R.S.

The Board reconvened in regular session at 10:16 p.m.

### OFFICER REPORTS/ ANNOUNCEMENTS

**Interim Fire Chief:** The Board deferred this matter.

**Captain:** The Board deferred this matter.

**President:** The Board deferred this matter.

**Vice President:** The Board deferred this matter.

**Treasurer/Assistant Secretary:** The Board deferred this matter.

**Secretary:** The Board deferred this matter.

**Auxiliary Report:** The Board deferred this matter.

---

### LEGAL MATTERS

**Potential Mill Levy Increase and November 2019 Election for the Same:** The Board deferred this matter.

**Update to District's Policies to include Cistern Installation Specifications:** The Board deferred this matter.

**Cistern relating to Prairie Vista Estates:** The Board deferred this matter.

**Status of applications for Fire Chief:** The Board deferred this matter.

**Revise Policies to increase membership:** The Board deferred this matter.

**Revise Policies on Board approval of members:** The Board deferred this matter.

---

### OPERATIONS AND MAINTENANCE

**Strategic Plan:** The Board deferred this matter.

**Financing Options for Capital Improvements:** The Board deferred this matter.

**Grant Funding Opportunities:** The Board deferred this matter.

**Wildland Fire Program:** The Board deferred this matter.

**Computer Maintenance:** The Board deferred this matter.

**RECORD OF PROCEEDINGS**

---

**ISO Fire Department Rating Initiative:** The Board deferred this matter.

**OTHER BUSINESS**

**Upcoming Events:** The Board deferred this matter.

**Future Agenda Items:** The Board deferred this matter.

---

**CONTINUATION OF MEETING**

Upon motion duly made, seconded, and upon vote, unanimously carried, the meeting was continued to April 22, 2019 at 6:30 p.m. at the regular meeting location.


Due to lack of quorum, the April 22, 2019 continued meeting was subsequently cancelled.

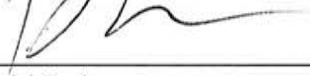
Respectfully submitted,

By: /s/ Amy Turner \_\_\_\_\_  
Secretary for the Meeting

THESE MINUTES ARE APPROVED AS THE OFFICIAL APRIL 9, 2019 MINUTES OF THE PEYTON FIRE PROTECTION DISTRICT BY THE BOARD OF DIRECTORS SIGNING BELOW:

  
\_\_\_\_\_  
Patrick Palacol

  
\_\_\_\_\_  
Clayton Miller

  
\_\_\_\_\_  
David Rolenc

\_\_\_\_\_  
Amy Turner