

MINUTES

MONDAY/JANUARY 11, 2010

BOARD OF DIRECTORS – Garden alley Fire protection District

SPECIAL MEETING 9:30AM

Location: 4860 Marshall Road – Garden Valley, CA 95633 – Training Room

The meeting was called to order at 9:32AM

IN ATTENDANCE: A roll call is taken. Directors, Clark, Sousa, Karen Smith and Richard Smith, are present. Chairman Nelson is absent. Also present are: Chief Bill Dekker, Assistant Chief Linda Szczepanik; Captain Jeff Burch, and Mike Sampson, ROP. There is a quorum, so the meeting proceeds with Vice Chairman Frank Clark officiating.

...pauses or interruption of thought(s)

PLEDGE OF ALLEGIANCE

1.0 - ADOPT AGENDA: – Board Clerk requests to add two items to the agenda. 5.2 Correspondence, letter from Pat Snelling; 5.5 which will be the Chief's Report.. Director Karen Smith makes the motion to adopt the agenda and Director Richard Smith seconds the motion. Passes unanimously.

2.0 – INTRODUCTION OF GUESTS: There are none

3.0 – PUBLIC COMMENTS: There are none

4.0 - OLD BUSINESS:

4.1 And 4.2 – Reconciliation of Payroll Issues with Dekker and Szczepanik
Director Souza: Joe Harn has not sent us the information to proceed. “It is in the mail. but hasn’t arrived,” says Souza.. Director Karen Smith asks to table agenda items 4.1 and 4.2 because all the board members just received the information enclosed in their packets and haven’t really had a chance to read it over. . Vice Chairman Clark agrees. Chief Dekker: I prefer a special meeting. This issue was brought to my attention, November 6, 2009 when I received a letter from Mr. Harn, saying I had been paid twice for hours. Vice Chair: We got that letter right here. Dekker: Shortly after that, I emailed Mr. Nelson (Board Chairman) requesting a formal investigation of these allegations and I wanted that investigation to come from the fire board. I felt it was inappropriate that this letter even came to me. And I asked Mr. Nelson to make arrangements to get copies of records from Mr. Harn's office. Chairman Nelson sent a letter to on November 9th, requesting copies of Mr. Harn’s records. Karen Smith: And nothing....Dekker: Under the public information act this is a formal request and by law must be acted upon within 10 working days. Karen Smith: (Asks) November 9th? Dekker: On January 5th, I emailed Mr. Nelson, asking him if he had ever received the requested documentation on how Mr. Harn had come to this conclusion. And Mr. Nelson’s response was “no”. So it is now two months past the FOIA request, of what I consider to be a very serious allegations. Mr. Souza said he thought the information was enroute, I’m not party to that information. Karen Smith: ...by way of where? Souza: Mail. Dekker: Did he confirm that? Souza: It was a possibility now, sitting in the post office. But I understand it is only written to Rick Nelson and not to the board. Dekker: In any case I’m all for tabling this. Karen Smith: I think we ought to table this until we have the official paperwork in hand. So I move that

4.1 and 4.2 be postponed. Vice Chair: Assistant Szczepanik, do you agree also? Szczepanik: Yes, I agree. Captain Burch: Can we ask Rick Nelson to follow up on the request to Joe Harn? Board Members simultaneously agree. Board Clerk: Do you want to set a date? Vice Chair: Before something else comes up, before we close the meeting, we should. Richard Smith: Ok, we're talking about rescheduling? Because I may not be at the next one, as I have jury duty summons. Dekker: I believe this is a time sensitive issue, and it needs to be...Karen Smith: Well if it's in the mail, we should have it by Wednesday, at the latest even if it went via San Francisco, and so could we do something on Thursday or Friday morning; is that...Vice Chair: This week? K. Smith: Yes. R. Smith: Maybe we should hold off until we are sure we have the material in hand, and then call the special meeting. K Smith: You're right. Dekker: I agree with that, except just to throw out this was requested two months ago. Karen Smith: With Mr. Nelson being gone today, he is the liaison between the auditor's office and this office, we aren't authorized to open that, so we ought to let Mr. Nelson handled this. Vice Chair: Chief will you contact him and set up a special meeting? K. Smith: Let's keep the continuity. R. Smith: This should be as soon as possible. Chief: Ok Souza: I'll get a call into Rick today, after the meeting and see when he's going to come back, so we can get the mail and find out what's at the post office. R. Smith: But like Joe Harn said, 'whatever decision you make, you send it to me, and I pay the bill.' So really as far as I'm concerned, he's kind of out of it. It's not up to him, it's up to us. Dekker: While we're still on that subject, in conversation with Mr. Kennedy on an unrelated subject...a free one...he stated that the new attorney general opinion that came out January 1, 2010 on the relationships between auditor's serving as ex-aficionado treasurers of special district boards that I think the board will find very interesting. The issue is the 'line of authority'. I'm not going into detail until I read the whole thing personally but it would be adventitious to the board.

4.3 – Special Tax Report/Submitted by Larry Klaus Consultant for Direct Charge – August, 2009
Board Clerk: This is something that must be read into the record before January 20th of 2010. It reads, "a narrative and special place must be placed on the board agenda as part of the annual report required by Government Code 50075. The item only needs to be a receive and file item but its purpose is intended by this Government Code to make sure that the public as access to the description of the parcels fees and how much is being collected and how it is being used." It's been read into the record and this information will go into the file in the front office and if anyone is interested it is now on record. Karen Smith: Thank you.

5.0 – NEW BUSINESS:

5.1 Election of 2010 Board of Director Officers - Karen Smith: I like the way things are. Ricks not here to complain, I make a motion we keep the board member officers the way they are. R. Smith: I don't think that's fair to Rick. I think he should be in on this. K. Smith: How many times have you been elected to an office when you've missed a meeting? R. Smith: Well he may not want to do the job, he's pretty busy. I would hope that he would. Souza: I got an email from Rick, last night and didn't open it until this morning so I talked with him and said if everyone wants him to come back, he will. K. Smith: I make a motion we keep the board as is. R. Smith: Second Vice Chair: All in favor say aye. It is unanimous.

5.2 Correspondence – Board clerk gets signatures from all board members in response to Government Codes and Community Services Districts paperwork from the auditor's office and signatures for authorizing signers on all correspondence and checks generated from this district, from Keeley Gonzales in the same office. A letter is read from Genie Churchill thanking this district for inviting her and her husband to the Christmas Dinner and for being honored with a plaque. The Finley family sent a thank you letter to all the firefighters assisting in the rescue of their daughter. A letter is read from Pat Snelling requesting documents under the Freedom of Information Act. Discussion for the charging of documents will be placed on the next agenda. All copies of the above correspondence are on file in the front office

5.3 – Approve Minutes for December 15, 2009/Director Karen Smith makes a motion to accept the minutes as presented. Richard Smith: Seconds. Vice Chairman Clark calls for the vote. Passes unanimously.

5.4 – Monthly Bills/Director Karen Smith, what’s new on the Kennedy bills? Board Clerk: We’ll get to that on Agenda Item 5.4a. Karen Smith: I make a motion to accept the bills presented. Vice Chairman Clark, seconds the motion. Roll call vote is taken. All board of directors present say aye. Rick Nelson is noted as absent. Passes 4-0.


5.4a – Approve bills over \$2,500. Nossamen Invoice #365683. Karen Smith: I make a motion to pay. Richard Smith: Seconds the motion. Vice Chairman Clark calls for the vote. Roll call vote is taken. All board of directors present say aye. Rick Nelson is noted as absent. Passes 4-0

5.5 – Chief’s Report/On file in front office for review with notes from Assistant Chief Szczepanik from month of December while Chief Dekker was on vacation. Assistant Chief adds one more thing to the report verbally. “We are under contract with the Federal Government and CALfire for the Contractor classes. They have been scheduled and are on the website. We’re ready to go starting in March.” Dekker: That’s State wide? AC: Yes, starting in March, every other Saturday. Vice Chairman Clark: Chief, where are the fire pictures that were hanging on these walls? Dekker: I’ll look into that! Director Clark: The Root family in Volcanoville is asking for a hand crew and I may wind up being the hand coordinator for that. There’s a spot out there that she wants for a LZ for a helicopter on Volcanoville Road. Are you aware of that? (Asking Linda Szczepanik) Yes that was years ago and it’s not possible. I met with them probably 10 years ago. The Feds will never cut the trees down that need to be cut down. Their not allowed by law to do so and I told them that then. So if they found another spot...if this is still across from the school, it’s not a safe landing zone. I had my helicopter supervisor look at it, and he said unless there were a whole lot of trees taken out it wouldn’t work. Dekker: that would be a Georgetown issue, anyway. Assistant Chief Szczepanik concurs. Karen Smith: Are we talking about the Volcanoville School? Assistant Chief Szczepanik: Yes and it’s surrounded by trees.

6.0 – **BOARD MEMBER OPEN FORUM:** Vice Chairman Clark: Oh, I wanted to bring up something in the minutes...about that road, that road out there on...Jeff Burch: Outback Lane? Vice Chair Clark: Yeah The Garden Valley Ranch board is writing a letter to the two property owners adjacent to Outback Lane. Dekker: At next month’s board meeting we’ll be doing the mid-year budget review and line item adjustments. Karen Smith: If Richard can’t make the next meeting, can someone come get me? Dekker: Of course.

7.0 – **ADJOURNMENT:** Director Karen Smith makes a motion to adjourn. Director Richard Smith seconds the motion. Vice Chairman calls for the vote. Passes unanimously at 10:22AM

Respectively Submitted:


Ms. Jo Cleaver
Board Clerk

Date: 2-9-2010