



**BOARD OF COMMISSIONERS
REGULAR BOARD MEETING
December 12, 2006**

MINUTES FROM NOVEMBER 14, 2006 REGULAR BOARD MEETING

Commissioner Schweers opened the meeting at 6:00 p.m.
Silent Prayer
Pledge of Allegiance

ROLL CALL

Commissioner Akins, Commissioner Levy, Commissioner Schweers, Commissioner Morris and Commissioner Sassano were present.

OATH OF OFFICE

Commissioner Akins, Commissioner Levy and Commissioner Sassano took the Oath of Office.

PUBLIC COMMENT ON AGENDA ITEMS

William Carr of 9133 Hollow Pine Drive, Bonita Springs, addressed Administrative Agenda Item 3 and provided his recollection of the history and involvement of Estero Fire Rescue in the 175 plan for certified firefighters.

ITEMS TO BE PULLED FOR DISCUSSION

No items were pulled for discussion.

CONSENT AGENDA

Commissioner Sassano made a motion to approve Consent Agenda items 1-5 as presented. Commissioner Levy seconded, all in favor, motion carried.

ADMINISTRATIVE AGENDA

- 1. APPROVE ADMINISTRATION BUILDING DESIGN AND AUTHORIZE DEANGELIS DIAMOND TO PROCEED WITH THE NEXT PHASES.** Chief Lindsey provided an explanation. Commissioner Sassano inquired as to the hurricane strength of the building. Chief Lindsey informed that it is category 3. Commissioner Morris inquired as to how committed Estero Fire Rescue is to DeAngelis Diamond for the administration building and whether or not a new bidding process could occur. General Counsel Charles Schoech stated that Estero Fire Rescue is contractually obligated to DeAngelis Diamond for the design and build. Bill Gaston and Norm Gentry of DeAngelis Diamond provided an overview of the building process/steps. Commissioner Akins advised of the need to be careful in dealing with the loan for the administration building. General Counsel stated that the facility is not subject to any liens; any liens would be on the financing, not on the facility. *After much discussion, Commissioner Sassano made a motion to approve Administrative Agenda Item 1 Commissioner Akins seconded, all were in favor, motion carried.*

2. **AUTHORIZE ADMINISTRATIVE BUILDING DESIGN/BUILD CHANGE ORDER #3 AT THE COST OF \$69,886.00.** Chief Lindsey provided a brief explanation. Bill Gaston and Norm Gentry of DeAngelis Diamond provided an overview and details for change order #3. *After much discussion, Commissioner Levy made a motion to approve Administrative Agenda Item 2. Commissioner Sassano seconded, all were in favor, motion carried.*

Commissioner Schweers called for a five minute recess at 7:09 p.m.

Commissioner Schweers reconvened the meeting at 7:16 p.m.

3. **ADOPT RESOLUTION 2007-02 ALLOWING AN OPT-IN WINDOW FOR FIRE CERTIFIED CHIEF OFFICERS WHO ARE CURRENTLY IN THE 401 PLAN.** Chief Lindsey provided background/history of the 175 and 401 plans. Chief Lindsey noted that the amount the district would pay into the 175 plan could be amortized or paid as a lump sum and that the amount has been budgeted for the 2006-2007 fiscal year. *After much discussion, Commissioner Levy made a motion to adopt resolution 2007-02 to have an effective date of January 1, 2007 and those opting into the 175 plan would start new, not retroactive and those opting in would retain money in other Estero Fire Rescue plans, subject to the review and approval of the Pension Attorney, Scott Christiansen. Commissioner Akins seconded.* Further discussion was held and Acting Deputy Chief of Operations Scott Vanderbrook presented his view as he is the participant with the most tenure and would be the most affected by this resolution. *After discussion, a vote was taken. Commissioner Akins, Commissioner Levy, Commissioner Schweers and Commissioner Morris were in favor, Commissioner Sassano opposed. Motion carried by a vote of 4-1.*
4. **ADOPT RESOLUTION 2007-03 INCREASING THE CONTRIBUTION AMOUNT OF THE FIRE CHIEF'S EMPLOYER CONTRIBUTION TO 18% IN THE 401 RETIREMENT PLAN.** Chief Lindsey provided a brief explanation. *After discussion, Commissioner Akins made a motion to approve Administrative Agenda Item 4. Commissioner Levy seconded, all were in favor, motion carried.*
5. **APPROVE UPDATED JOB DESCRIPTION FOR DEPUTY CHIEF OF OPERATIONS.** Chief Lindsey provided a brief explanation. *After discussion, Commissioner Levy made a motion to approve Administrative Agenda Item 5 with amendments to remove the residency requirement paragraph as well as changing manager to Fire Chief on page 2, 3rd bullet from the bottom. Commissioner Sassano seconded, all were in favor, motion carried.*
6. **PROVIDE DIRECTION TO MANAGEMENT AS TO WHETHER OR NOT THE BOARD DESIRES TO CONTINUE TO PURSUE FINANCIAL REPORTS FROM THE ASSOCIATIONS IN WHICH WE PAY DUES.** Chief Lindsey provided a brief explanation. Commissioner Akins feels that administration can handle this issue and it does not need to be brought before the board at a future time. General Counsel stated that these documents will rarely be needed by Estero Fire Rescue and documentation in the file that shows the request for the information is sufficient and recommended not to burden the administrative staff, no further pursuit would be necessary at this time. *Commissioner Akins made a motion to request the financial reports from the associations, enclose a copy of the statutes with the paid dues and provide sufficient documentation for our records; no further pursuit. Commissioner Morris seconded, all were in favor, motion carried.*
7. **APPROVE THE BUDGET TRANSFER IN THE AMOUNT OF \$234,728 FOR INTEREST EXPENSE IN THE IMPACT FEE FUND.** Chief Lindsey provided a brief explanation. *Commissioner Sassano made a motion to approve Administrative Agenda Item 7. Commissioner Levy seconded, all were in favor, motion carried.*

8. **APPROVE THE BUDGET RECLASSES AS PRESENTED.** Chief Lindsey provided a brief explanation. *Commissioner Akins made a motion to approve Administrative Agenda Item 8. Commissioner Sassano seconded, all were in favor, motion carried.*
9. **EXECUTE BILL OF SALE FOR SOLD SURPLUS GYM EQUIPMENT AND AUTHORIZE THE FIRE CHIEF OR HIS DESIGNEE TO EXECUTE ALL FUTURE BILLS OF SALE FOR SURPLUS PROPERTY.** Chief Lindsey provided a brief explanation. *Commissioner Akins made a motion to approve Administrative Agenda Item 9. Commissioner Sassano seconded, all were in favor, motion carried.*
10. **CONDUCT THE ELECTION OF OFFICERS FOR THE BOARD; PROVIDING FOR AN EFFECTIVE DATE TO OCCUR IMMEDIATELY FOLLOWING THE ADJOURNMENT OF THE NOVEMBER 14 BOARD MEETING.** *Commissioner Schweers asked the board for nominations for the office of Chairman. Commissioner Sassano nominated Commissioner Schweers to retain the office of Chairman. Commissioner Levy, in an effort to save time, made a motion that all standing officers be retained in their current offices. (Commissioner Schweers as Chairman, Commissioner Morris as Vice-Chairman, Commissioner Sassano as Secretary and Commissioner Akins as Treasurer). Commissioner Sassano seconded, all were in favor motion carried.*

PUBLIC COMMENTS

No public comments were made.

COMMISSIONER ITEMS

- ✓ Commissioner Levy – Estero Council, progress is being made regarding a freestanding emergency facility.
- ✓ Commissioner Schweers – Working on a traffic signal to be placed outside Station 2
- ✓ Commissioner Akins – Letter of appreciation to Ted’s Montana Grill for generosity to Estero Fire Rescue.
- ✓ Commissioner Morris – Provided a challenge to Chief Lindsey, the fire department and police department to work on moving traffic when there is an accident.

FIRE CHIEF’S REPORT

- Estero Fire Rescue recorded a Public Safety Announcement for upcoming holiday season
- Lee County Fire Chief’s Association (LCFCA) is becoming more active at the county level regarding emergency medical dispatch
- Chief Lindsey has been appointed as the chair for the LCFCA Strategic Plan Committee
- Chief Patrick, Chief Siegfried and Chief Lindsey will be taking the ICS300 and/or 400 being offered at the Lee County EOC this week
- Deputy Chief of Operations interviews are scheduled for November 21
- Shane’s Rib Shack invitation
- Happy Thanksgiving
- Congratulations to Commissioners Akins, Levy and Sassano on being reelected

Commissioner Levy made a motion to adjourn, Commissioner Sassano seconded, all were in favor, motion carried.

Meeting adjourned at 8:44p.m.

Respectfully submitted,

Gayle M. Sassano, Secretary