

BAYSHORE FIRE PROTECTION & RESCUE SERVICE DISTRICT
MINUTES OF THE BOARD OF COMMISSIONERS MEETING
July 12, 2011

Meeting called to order at 7:02 p.m. by Vice-Chairman Griffin

Pledge of Allegiance

Invocation – Moment of Silence

Roll Call: Commissioner Ducrou – Excused
Commissioner Hansen – Excused
Commissioner Cook – Present
Commissioner Griffin – Present
Commissioner Klos – Present
Chief Larry Nisbet - Present
Office Manager - Theresa Sharp - Present
Attorney Ian Mann –Available by telephone

Others Present: Some public

Minutes – Review and Acceptance of the minutes of the June 14, 2011 Board of Commissioners Meeting. Motion made by Commissioner Cook to accept the minutes. Motion seconded by Commissioner Klos. Vice-Chairman Griffin calls for questions or comments. With no questions or discussion and none opposed, motion carries.

Financial Report: Review & Acceptance of the June 2011 Financials. Commissioner Cook motioned acceptance of the June financials. Commissioner Klos seconded the Motion. With no questions or discussion, and none opposed, motion carries.

Admin/Ops/Fire Marshal's-Report (attached) – Chief Nisbet reads Fire Marshal report into the record. Chief Nisbet reads the Administration report into the record. Commissioner Klos inquires as to whether B-131 is in service. Chief Nisbet responds that it is not, and that B shift is taking it apart and determining if it is feasible for us to repair it. If it is not, Forestry has a 6X they are getting authorization to capitalize in which case we will just take the front axle from that one as plan B and if not; plan C is to take the one off of Alva's scrap brush truck.

Vice-Chairman Griffin calls for further questions or discussion; hearing none he calls for petitions before the board.

Petitions before the Board – None

Union Petitions/Discussions – None

Old Business –

- **Adoption of Photo Copies of 2007 TRIM Resolutions as original record copies** – Office Manager states in cleaning out records she is verifying the existence of originals before disposal of copies and has found two resolutions for which the originals are not in the Resolutions book. She requests that the Board adopt the photo copies of the 2007 TRIM Resolution numbers 2007-03 and 2007-04 as the record originals since the originals were apparently sent to the State in the compliance package. Commissioner

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Cook motions acceptance of the copies as the record originals. Commissioner Klos seconds the motion. With none opposed, motion passes.

- **FRS Obligation** – Chief Nisbet states that in speaking with the District’s Attorney, he advised Chief that he is working with the FRS and they should start dealing with this situation sometime over the next 30-60 days. Chief Nisbet adds that the attorney does not believe we will have a resolution for quite some time though. Commissioner Klos inquires if Ian Mann is the attorney working this for us. Chief Nisbet responds to the affirmative. He adds that pretty much where we are at, is that we are probably certain to be stuck with the liability; the penalties and interest are our negotiation targets, which will be the big chunk of it. If we can clear that it will help, and then we can work on how we’re going to pay the contributions that are due. Commissioner Griffin inquires if the state has been causing any commotion over it. Chief Nisbet responds in the negative, adding that they are so busy with other stuff right now. He goes on to explain that he would hope that since we have brought it to their attention, and are waiting on them at this point, we might not incur further penalties and interest. Commissioner Klos inquires if the penalties have stopped. Chief Nisbet states that is yet to be determined. With no further discussion Vice Chairman Griffin calls for any other old business. Hearing none, he calls for new business.

New Business –

- **Setting of Dates for Preliminary and Final Budget Hearings** – It is decided to hold the Preliminary Budget Hearing on September 20th at 7pm and the Final Budget Hearing on September 27th at 7pm to allow the LCEC their days in the Meeting room and avoid the forbidden dates of the School Board and the BOCC Hearings. It is later determined that these dates are not in compliance with the TRIM schedule which calls for the first meeting to be held between the 3rd and the 18th and the second to be advertised within 15 days of the first and the second hearing to occur between the 2nd and 5th day of the advertisement. Therefore Chief Nisbet has made the administrative decision to hold the Preliminary hearing on the 6th and to hold the Final Hearing on the 20th. This will keep us compliant with TRIM guidelines and allow the proper amount of time for the publishing of the Budget Notices. The September Board Meeting will immediately follow the Preliminary Budget Hearing as decided in the meeting.
- **Propose Maximum Millage to Adopt** – Commissioner Cook motions to set the preliminary maximum millage rate at 3.50; our current millage and our current cap. Commissioner Klos seconds the motion. Motion passes.
- **Glatfelter Letter included in Commissioner’s Package** – Chief Nisbet calls the Board’s attention to the letter from VFIS and simply wishes to make the Board aware that he has notified our insurance carrier for the management liability policy of the situation with the FRS liability. He has done this in an effort to preserve our ability to claim the event under the management liability policy if it becomes appropriate and is viewed as a covered incident.
- **Chief Nisbet is looking for direction on capital items** – Chief Nisbet advises the board that we are facing some capital item issues with regard to Personal Protective

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Equipment as well as Engine 133. He explains that we have approximately 17 sets of bunker gear that are in marginal shape in that they are functioning but we are dealing with frequent repair issues. He continues that we have obtained quotes from 3 vendors, the best being MES with the rep. that used to sell us Firedex, who has offered to put us into Morning Pride structural firefighting gear at roughly \$1550 per set. That is roughly \$300 less per set than we were paying for the Firedex. Chief Nisbet asks that since we have taken in additional revenue with the second SAFER that takes effect this year, he suggests we take care of some capital improvement items now, so that if the SAFER grants run out in the 2012-2013 budget, we will have to be looking at expenses there to keep people working, we can avoid some of the capital expenses at that time. He therefore requests permission to replace 13 sets of gear for the Full Time staff and pass theirs to the volunteers which will provide those who have gear that is at 10 years old or older with better. We have approximately 17 sets to address, this will address 13 of those 17 sets. In total, the gear would cost \$20,148.70. Commissioner Cook asks if that is the gear they liked best. Chief Nisbet states it is the best so far, as soon as he gets authorization, they can work on it more. This pricing is due to a piggy-back of the Saint Pete purchase where they bought in such bulk, it made this pricing possible for us. He explains we had also done this piggy-back arrangement when we purchased the Firedex, we piggy-backed off the Charlotte County purchase. Commissioner Cook asks DVP Lemieux what his opinion is, if we are in dire need of this gear. DVP Lemieux states he is uncertain what the budget looks like. Commissioner Cook states we definitely know what the budget looks like. He inquires of Chief Nisbet if we definitely need this. Chief Nisbet states that in his opinion, we do. Commissioner Griffin inquires if the color is black as shown. Chief Nisbet responds that the guys have expressed an interest in going to the black. Commissioner Klos states the City had black for only about 10 months then they got rid of it. The guys feel that regardless, fire is hot so they don't feel it really would make a difference. Commissioner Cook asks if Commissioner Griffin has had Black, he states he had not, but a few had and no one liked it, that's why he questioned it. There is discussion back and forth about how others have tried the black and not liked it as it is so hot. The color per Chief does not have to be black. The commissioners don't care if they guys get black, but they don't want to replace it because they decide they don't like it. DVP Lemieux states that that's not even an option as we won't have the money to replace it next year. Commissioner Klos asks if we can have the gear they currently wear inspected to see if it's up to par. Chief Nisbet states that every time we send it in it is inspected. Inspected, cleaned, and repaired per Captain Snyder for a cost of about \$50 per set. Chief states no one will actually rate it due to liability issues. He states that bunker gear, despite the expense, is actually considered a disposable piece of equipment. Commissioner Cook asks how many years are on our bunker gear now. Chief Nisbet responds that the average shelf life is between 5-7 years; depending on use, sometimes up to 10 years, and we're getting good life out of our gear now. Commissioner Cook asks how many years old they are right now. Chief Nisbet states that most of our full timers are at 5 years or less, but a majority of the volunteer's gear is at or close to 10 years. So he figures with their lack of use, when he gets new gear, he wants to give it to the guys who are wearing it a lot and give their lesser used gear to someone who isn't using it much anyway, and they are in turn better protected. Commissioner Cook asks if it is then a need we are going to have in the next 2 years regardless. Chief Nisbet responds, it is, without question. Commissioner Cook asks again, the reason we wish to do it now. Chief Nisbet responds that if we can't get sustainment on the first SAFER, we are going to need reserves to keep everyone

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working and we won't have any money for capital improvement items. Commissioner Cook asks if there are any grants that we can work on for this. Chief Nisbet responds that he has applied to AFG twice for bunker gear, but they are just so tough to get. He goes on to say that he got the SAFER and he's not going to complain, it is an item that we need to address. He continues that with the activity level of our volunteer staff and since they are actively involved in fires, in the event that something happened and the age of the gear is questionable...it will open us up to a potential liability. Commissioner Klos asks if the gear is stored in a bag or what. Chief Nisbet states that all their gear is supposed to be stored in a gear bag. Commissioner Klos asks if we are going to be getting the exhaust system here any time soon. DVP Lemieux states "if we get a grant". Commissioner Klos states that he asks because if we are getting all this new gear and if it's laying out...Chief Nisbet states that engine 131 and Tender 131 already have point source particulate filters on them, they came with them. So the only trucks we have an issue with are the brush trucks; he goes on to say that the gear that the full timers wear are kept in a room with the doors closed, and we have the extractor and a cleaning schedule, and he commends the guys on the care they take with their gear. He states that the new NFPA standards that are coming out on bunker gear propose that they are good for about 5-10 years, with the average being 7 years, and 21 extractions in a lifetime. Chief Nisbet adds that he's pretty certain that some of that gear has had quite a few extractions. Commissioner Cook asks if Chief is looking at doing it this budget year or next. Chief Nisbet states that he wants to do it this budget year. Commissioner Cook asks if we are ok with that, if we have enough money. Chief Nisbet feels we are. Commissioner Cook asks if there are more capital items Chief wants direction on. Chief Nisbet responds that there are, but this is the priority item. Commissioner Klos makes a motion to accept the bid for the new gear. Commissioner Cook seconds the motion with the addition of the dollar amount being added not to exceed \$20,148.70. Chief Nisbet states that shipping may be in addition to that as he doesn't believe that is included in the bid. Commissioner Klos asks how the names are applied, if they are button on, so that they can be transferred to volunteers. Chief Nisbet replies that they are button on. Vice-Chairman calls for vote. Unanimously passed. Commissioner Griffin asks what about the volunteer gear. Chief Nisbet states that what we have is good sets, and we will have Captain Snyder go through it, and those we can use as backup sets, we will, or as in cases like Captain Brunson, where that gear won't fit anyone else, it will serve as a reserve; like when a staff member gets contaminated, when gear has to be extracted, we will have some gear for them. Right now, we have very few sets that we're able to do that with. With no further questions or comments, discussion is moved to the next item for discussion.

- Chief Nisbet provides the Board with a widely used vehicle evaluation schedule used by departments throughout the country; he states that Iona McGregor was using this tool, Chief Elliot has forwarded it to Chief Nisbet. He explains he has used it to evaluate our current fleet, and he goes on to explain his primary concern at this point is engine 133. ISO says we have to have 2 engines. Engine 133 is currently useable; however we are having some significant issues cropping up. There was an electrical fire in it 2 weeks ago that involved the transmission transfer case, it needs complete electrical reworked, it needs gauges in the cab, gauges on the pump, the pump, while it passes pump test, was down graded from 1500GPM to 1250GPM, the priming pump we are still having issues with, it's been replaced twice, we need some springs & hinges on some

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compartment doors, exhaust has to be re-plumbed, we have some oxidation which isn't a big issue, the relief valve is out and doesn't work, we need pump valves reworked and redone, we are having some steering issues with play in the steering, it does have a fairly good motor on it, however, in his opinion, the motor is under powered for that truck. Chief Nisbet goes on to say that about 3 weeks ago Crimson Fire contacted us regarding a demo 4X4 urban interface engine with a GMC chassis that they have available for a stock unit price for about \$175,000. With some shelving and a foam system put into it, it would be just under \$200,000. Chief Nisbet states he contacted Brad Myers over at Leasing 2 to see what our financing options are on that. He feels that we can get that financed out from 10-15 years; with no money down and over 15 years, the payment would be roughly \$18,000 once per year. That would be a new pumper which we would use as a rescue and a pumper. (Chief Nisbet passes out photos of the proposed truck for purchase.) Commissioner Klos asks if this vehicle would replace E-133. Chief Nisbet responds that it would, and 133 would be traded in. Commissioner Klos asks if our ISO rating would stay the same with this vehicle as a replacement. Chief Nisbet responds to the affirmative, and explains that it has the capabilities of a class A pump. He adds that it would be able to carry 800 feet of 5" supply hose and a couple hundred feet of 2^{1/2"} and some rolls that would meet what we need to carry for supply hose. Everything else on it would be standard... 1000gpm pump, 500 gallon tank, 3 person cab in the back with air pack jump seats, no air pack on the front seat, on the officer's seat, and we've got some additional quotes on that if we wanted to do that, but because this truck would probably be running more rescue calls than it would be anything else, he may not want to look at doing something like that. He states he hasn't gotten into more depth of research until he talked with the Board to see if it is something they even want to look at. He states he would not want to make a decision that would give the appearance that it would cost jobs, in purchasing this truck, looking at this in the big picture of things, we have to have the 2 engines here regardless of the number of people we have. He continues that at \$18,000 a year, we could make almost 3 truck payments with the money it would take to get E-133 back up and in class A shape for it to last for another 3 years. It would be a vehicle under warranty; it would be a 4WD engine which we had talked about having for the dirt road capabilities, and for the areas subject to flooding. Chief Nisbet states it is the type of apparatus we need. Chief Nisbet asks the board if this is the direction they wish him to look for this truck, before he spends a lot of time with it and negotiating it, and start building up the paperwork and documentation, or do they want him to just hold off and we'll put a budget together that would cover engine 133 repairs to see if we can make it last a little bit longer. He advises the board that in reality, like the bunker gear, in the next couple of years, we are going to have to replace engine 133. He adds that this truck meets what he was looking for in the Timberwolf from Rosenbauer when we were looking at that. This truck has almost everything we were looking at in the Rosenbauer; except for the booster reel and the tank is 250 gallons smaller, but it's a \$100,000 dollars cheaper. Commissioner Cook states he can't believe it's \$200,000. Chief Nisbet states that they want to get it off the lot, it's a demo. Commissioner Cook states that's more than he would have thought. Chief Nisbet reminds him it's a fire truck. He asks if it would be cheaper in a different color. Chief Nisbet says no. Commissioner Klos says get a white one, and then asks if that would be the first out on rescue calls. Chief Nisbet responds that it would be used for rescue and a 2nd out engine. Commissioner Cook states that it would get the most work. Chief Nisbet agrees that it would. He adds that realistically, we would probably have to re-chassis it in about 10 years, but hopefully

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when we get out of the current financial challenges, we could pay it off before we got to the 15 year mark; and as always, we would have no prepayment penalty. He continues that he did look at a leasing option, but was informed by Brad Myers that it would be throwing good money after bad; that you would be paying more for the truck within 5 years. Commissioner Cook asks if we would be paying more than \$18,000 a year, he thought leasing would be a better option since we will always have truck payments. Chief Nisbet responds that we would. He can look at all the financing options, if the board wishes him to move forward, but states he does feel that this is something we will most definitely have to do in the next couple of years and down the road we may not be able to find a deal like this, probably more like \$275,000 like we were originally looking at. Commissioner Klos asks how much Chief Nisbet anticipates us having to spend to fix E-133. Chief Nisbet states he had the mechanics look at it and they said upon preliminary inspections, doing the pump (which Chief Nisbet adds, is passing the pump tests but has been downgraded), the electrical alone will cost around \$10,000, and the gauges, preliminary estimates, he is told, would be around \$40,000 to \$80,000. Commissioner Klos agrees we probably could use a new truck, but he would like to see us get an actual quote on the repairs to E-133 first; so we can weigh the options. Commissioner Cook states he doesn't know that we need it now, but agrees eventually, we will. Chief Nisbet states that is why he is seeking the board's direction. He states the motor is only a few years old, but the body is 20 years old, the pump is 20 years old, as is the electrical. He continues that gutting it out, will be a pretty expensive project, and doing it ourselves, it would be maybe 6 months. Captain Underwood states that that could become a liability. Commissioner Cook states he wouldn't recommend doing it ourselves. Chief Nisbet adds that looking at this, our maintenance costs would be taken care of as it would be under warranty, the 1st year bumper to bumper, 2nd year, all parts, 3rd year, all parts. The pump is warranted for 5 years parts & labor, the tank is lifetime, the body is 10 year warranty, so our maintenance would be insignificant, and for what say \$36,000 to \$45,000 to keep engine 133 up, there's 2-3 payments for that truck if we financed it out for 15 years. Commissioner Cook suggests we look at this at a later date, and find out what it's going to cost us to fix up engine 133. Commissioner Klos agrees, we need to get the pricing on E-133. Chief Nisbet advises he did call around to some other departments that are reducing staffing to see if we could borrow an engine from them, (San Carlos, Estero, Bonita Springs, Iona McGregor), North Fort Myers has been very generous to allow us to borrow one when ours is down, he even asked the Chief of Lehigh today when he was here for a meeting. No one has a truck that they are willing to give up, and if we did borrow one, and then one of theirs went down, they would have to take it back. Commissioner Klos asks if we need a motion, and Chief Nisbet responds that we don't, if they don't want him to take any action, it just saves him the work; which is why he asked the board before he really started to get in depth on this. Commissioner Griffin asks how long the price is good for. Chief Nisbet and Commissioner Cook both respond that the price is good until it's sold. Commissioner Cook adds that that might be a while. Chief Nisbet responds that they had 2 of them but one is now gone. They had priced him one with an International cab, but that one was cheaper and is now sold. Commissioner Klos suggests again that we try to find out how much it will cost to have the one we have fixed so we can discuss it again next meeting. Chief Nisbet agrees to get more solid numbers on the Leasing 2 financing (since they were only preliminary numbers) as well as have E-133 looked over for real estimates, so that we can discuss it at the next meeting. Commissioner Klos asks if Chief is happy with that. Chief Nisbet states that is why he wanted to bring it to them. Commissioner Klos asks if

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Commissioner Cook is happy with that. Commissioner Cook states he is happy with looking at it later, he's not ready to buy another engine right now. He adds that maybe we'll get a grant for that too. Chief Nisbet states he will keep trying, he has applied for a grant to replace that truck 3 times. Commissioner Cook states that we have some nice stuff sitting out there now. Chief Nisbet states that we have to have a 2nd out engine and we are running rescue out of the brush truck. Commissioner Cook states that we had a rescue truck. Chief Nisbet reminds him that we had gotten rid of that due to severe safety issues and that we moved into the brush truck for a temporary solution. Commissioner Klos asks if we can't run out of the service truck. Chief Nisbet states his concerns again with the lack of water on that truck, which he wouldn't worry if we were down south where they have a fire station every 2-3 miles, it would be different. Out here they need water. He uses again the scenario where we are coming back from Shirley lane on a medical assist, and pull up on a house fire out on Old Bayshore or off of Ruden Road or someplace like that, and somebody says there's someone trapped inside, they have to do a search without the protection of a hose line. Commissioner Cook agrees that that makes sense and that truck would be nice, but he just doesn't know about right now. Chief states, that's why he brought it to them. Chief agrees, he will proceed to get the estimate from Jim & Barry; have them go through it stem to stern, they've been doing fire truck repairs for 20 years, and they're EVTs for management concerns, he refers to Commissioner Griffin who is familiar with them from the City, (Commissioner Griffin states they've been to Pierce) Chief Nisbet continues that they've also been to E-One; they know exactly what they're looking at, and they know exactly what would be involved in it. Commissioner Cook states that we do not need every single thing fixed on that truck either, we only need it to be our 2nd out. Chief Nisbet states that the big issues right now are the pump and the electrical. Commissioner Cook states that is the important stuff. Chief Nisbet states that the steering is also a major issue. Commissioner Cook agrees. Everyone agrees that not everything needs to be addressed. Commissioner Griffin asks if the quote was \$80, 000 for those things. Chief Nisbet states that that is an off the cuff estimate, not one in writing with an outline of everything we wish to address, and knowing that, when you really get into it you always find more, and the braking system hasn't been checked yet. Commissioner Griffin says we really need to get figures. Chief Nisbet states that it has decent tires, as well as some other good components, considering that the truck is 20 or 21 years old, and was the only piece of equipment that was running for a long period of time, it has run well and held together well; aside from the motor issues we had with it. Commissioner Cook adds that we have pieced it together he doesn't even know how many times, that we have put 2 motors in it since he's been here. Chief Nisbet asks how much we want to keep dumping into it. Commissioner Griffin agrees, and asks Chief to get some figures, so that they know what's what, theoretically, if it's \$60,000 or \$80,000 and a new truck is an \$18,000 payment a year and nothing down... Commissioner Cook states that that is on a 15 year plan and Chief hopes to pay it off faster, and a truck doesn't last 15 years. Commissioner Griffin reminds him that the one we're talking of keeping going is already 20 years old. Commissioner Cook laughs and agrees that is true. Commissioner Griffin says what he's saying is if it's going to cost us \$80,000 and we have to lay that out, it's going to cost us more on the front side than the \$18,000 payments we are talking about... Commissioner Cook says and more the next year, and more the next year... He adds that this truck costs us every year; it's not the first time. Chief Nisbet adds that if we do the repairs to engine 133, we are still going to be coming back to this in the next 3 years. He asks if we want to put that money into a truck over the next 3

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years, and still not get anything for it in trade; and still have to buy a truck. He states the only reason he brings it to the board now is because this is a good deal, and it's not used, it's "brand spankin' new" and its never been used. What they did is they had a chassis sitting there and they threw some urban interface pumper rear ends on it. Commissioner Klos tells Chief to try and talk them down a couple grand. Chief Nisbet states he has every intention of doing that.

Vice Chairman Griffin calls for public input.

Public Input – DVP Lemieux asks the board to consider with regard to the truck, that we still have the tanker payment for the next 3 or 4 years. That's like \$48,000-\$50,000 for the next four years, it's not just an \$18,000 truck payment. The board acknowledges his request. Vice-Chairman Griffin calls for any other input. Hearing none he calls for a motion to dismiss.

Motion to Adjourn – Commissioner Cook motions adjournment. Seconded by Commissioner Klos. Vote called & passed unanimously. Meeting adjourned at 8:47 p.m.