

BAYSHORE FIRE PROTECTION & RESCUE SERVICE DISTRICT
MINUTES OF THE BOARD OF COMMISSIONERS MEETING
August 11, 2009

Meeting called to order at 7:00 p.m. by Commissioner Hansen

Pledge of Allegiance

Invocation by Commissioner Hansen

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

Others Present: Union DVP & Local 1826 Representative, much staff & TIB Bank Guests

Minutes - Review and Acceptance of the July 14, 2009 Board Meeting minutes. Motion made by Commissioner Ducrou to accept July minutes with the separation of “his position” under old business. Motion seconded by Commissioner Klos. Vote called. Motion passed unanimously.

Financial Report: Commissioner Ducrou motioned acceptance of the July 2009 Financials. Commissioner Klos seconded the Motion. Vote called. Motion passed unanimously.

Promotions & Awards: Chief Nisbet announces the successful testing and promotion of Tim Dickerson to the third volunteer Lieutenant position. Commissioners congratulate him for the promotion.

Admin/Ops/Fire Marshal's-Report (attached) – Chief Nisbet covers the Fire Marshal's report and Administrative report. In footnote to the Fire Marshal's report Chief Nisbet informs the Board that we are ahead of previous years on the inspections and that we are finding things in our inspections that had been missed in the past and we've been getting with a lot of property owners who have been very receptive to the areas that we need to address and the guys and girls have been out there a lot. Chief moves on to cover the administrative report to which Chief notes we have received the 50/50 share of the skid unit for the brush truck already. Also today at the Lee County Board of Commissioners today worked out a settlement with Charlotte County Board of Commissioners with regard to the Babcock project's impact on highway 31 and the surrounding roads that allows the widening of Highway 31 and the widening of Bayshore Road is going to happen. It was approved this afternoon. Also enclosed are a couple letters of thanks for our presence at a funeral in Charlotte County, and an Automatic Aid Response agreement between NFM & Bayshore moving our residential response two roads over and coverage on commercial fires because of their minimum staffing reduction and their aide in the past to us. Commissioner Ducrou inquires of their minimum staffing of their stations joint to ours and Chief Nisbet responds that that is yet to be determined, it may be 3 or even 2, however, Chief Pye says that if we get a structure fire they will send us 2 trucks. Commissioner Ducrou inquires if this means that any structure fire they get we send are going to send our engine to station 3 for standby? Chief states that that would be if the Captain requests so but that if we have enough personnel, we send our

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2nd out engine, not our primary, and if we don't have the personnel, we don't go into their station, we go to the District line to wait. Commissioner Ducrou states that the agreement doesn't site those details, but Chief Nisbet states that there are operational adjustments in all of our agreements. Commissioners appear satisfied after some discussion as to what assistance they get from Cape and the City (like at Buttonwood recently) and Commissioner Klos briefly explains how we've always handled this support scenario. Chief Nisbet adds describing that the likely incidences of difficulty would be the LCEC and Lynks buildings and we would respond to those incidences anyway. And when everything is squared away with Lee Control, Chief Pye and Chief Duncan, they're going to be moving up to help cover, and they will move up and the Captains understand that we are going into a minimum manning and they are going to call in Shores & Tice to help cover. He assures we have not yet had a problem and we are always able to ensure the District is covered. Commissioner Hansen calls for any other discussion. With none received he moves on to petitions before the Board – Guest Speakers from TIB.

Petitions before the Board – Office Manager introduces guest Speakers Kelly and Rob from TIB Bank to present to the Board the offer they propose for us in light of the discussion in June's meeting about TIB Bank's competitive rates on their money market compared to our current depository. Kelly introduces TIB Bank as a community bank which supports those within the community and explains their interest in continuing to provide our Department with the best possible service and rates as they have for the past year for us. She commends Theresa for her diligence this past year in working the relationship to best benefit the District and explains how she approached TIB for the possibility of a more beneficial rate secured for a longer term. She goes on to say that she had acquired approval from her supervisors to grant us a 1.5% guaranteed rate through the end of the year for our Money Market if we would bring all of our accounts over to them; and that they would continue to work to give us the best possible rates throughout our relationship. They will also perform all transfers, etc... free of charge. She also explains that we will be provided the ability for remote deposits electronically so we won't have to physically go to the bank to deposit checks or have to pay for deposit tickets. Office manager adds that they have also offered our first 1000 checks for the operating account free of charge (normally a \$165 charge through our current vendor). Commissioner Ducrou asks of the Office Manager if our current Operating account draws interest. She states not, and draws attention to the fact that we customarily carry only a negligible sum there and that the money stays in the Money Market account until it's required in the Operating account to pay bills. Commissioner Cook asks if it wasn't our intent not to keep all of our money in 1 bank. Chief Nisbet interjects that since we have confirmed with the Department of Financial Services that as long as the Funds are marked as Public Funds in a Qualified Public Depository they are 100% insured. Commissioner Ducrou inquires if that is regardless of investment level. Chief confirms that it is. Commissioner Cook inquires if that's true. Rob explains it is in that in order to be a qualified public depository they must pledge securities to back those funds. Commissioner Ducrou inquires if Chief asked the other Chiefs at the Chief's Meeting about pooling together to get the best rates from banks. Chief states that he did and that the suggestion was not at all well received. Commissioner Klos asks if we can get that guaranteed rate for a longer period of time. Kelly suggests that that shouldn't be a problem and asks what time frame would the Commissioner like, as she asks if March would be good. Chief Nisbet inquires if June would be possible. Kelly assures that that should not pose a problem and she will get back with Theresa when she confirms it. Theresa asks for a motion to make the proposed move of all funds from Regions Bank to like accounts with TIB Bank. Commissioner Ducrou Moves, Commissioner Klos seconds the motion. Vote called. Motion passed unanimously. Office Manager requests at this time we move to remove Commissioner Harader from the existing

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account at TIB and add Commissioner Klos. Commissioner Ducrou motions for the changes. Commissioner Klos seconds the motion. Vote called. Motion passes unanimously.

Union Petitions/Discussions – Mike Holobinko, VP & Treas. For SWFPPF thanks the Chief, the District and the employees of the District for all their efforts. He states that without such cooperation, in such times of uncertainty, the Department would not have been able to maintain the current level of service. He remarks that it hasn't gone so smoothly with some of the other Districts and he appreciates all our efforts. He commends our civility, professionalism and how we took the task at hand and got the job done. Commissioner Hansen calls for any further discussion. Commissioner Ducrou states that the Bargaining Unit was in no way obligated to re-open the entire contract up for negotiation and speaks on behalf of their actions to benefit the District and wishes the Board to keep this in mind in the future when we get through this difficult time. He thanks the Bargaining Unit for their efforts. DVP Engineer Lemieux thanks both Commissioner Ducrou and Chief Nisbet for their efforts in the project. He expresses that collectively they were all aware of the position the District is in and asks the Board to consider their concessions as well as the Districts' when they review the changes.

Old Business – None

New Business –

- **Ratify Bargaining Unit Contract** – Chief Nisbet has (attached) outlined all changes to the agreement in summary with effective savings of each change. He points out that the attached changes would be revised to make everyone whole when things turn around. Commissioner Ducrou adds that there was another change that instead of being able to convert sick pay to vacation there would be unlimited accrual of the sick pay. Commissioner Ducrou motions acceptance of the proposed agreement. Commissioner Klos seconded the motion. Vote called. Motion passed unanimously. Commissioner Hansen again thanks everyone for their efforts and considerations and assures it will be remembered when things turn around and the District is able to reinstate the concessions. Commissioner Cook asks if we need to make a Resolution to amend prior Resolution to change minimum manning from 4 to 3. Resolution will be provided at next commissioners meeting.

Public Input – None

Motion to Adjourn – Motion to adjourn made by Commissioner Cook, Seconded by Commissioner Klos. Vote Called. Motion passed unanimously. Meeting adjourned at 7:35pm.