

BAYSHORE FIRE PROTECTION & RESCUE SERVICE DISTRICT
MINUTES OF THE BOARD OF COMMISSIONERS MEETING
September 8, 2016

Meeting called to order at 7:23 p.m. by Vice-Chairman Griffin

Invocation: MOS

Roll Call:

Chairman Hansen - Excused
Vice Chairman Griffin – Present
Sec./Treas. Mere – Present
Commissioner Ducrou – Present
Commissioner Cook – Excused
Chief Larry Nisbet - Present
Office Manager - Theresa Sharp - Excused
Attorney Ian Mann – Absent

Others Present: Some public

Minutes – Review and Acceptance of the minutes of the August 9, 2016 Board meeting. Motion made by Commissioner Ducrou to accept the minutes. Commissioner Mere seconded the motion. Vice-Chairman Griffin calls for questions or comments. With no questions or discussion and none opposed, motion carries.

Financial Report - Review & Acceptance of the August 2016 financials. Commissioner Ducrou moves to accept the August 2016 financials. Commissioner Mere seconded the motion. Vice-Chairman Griffin calls for questions or comments. With no questions or discussion, and none opposed, motion carries.

Fire Marshal and Administrative Reports (attached) – Chief Nisbet reads the Fire Marshal report and Administration Report into the record. He adds an update to item number 2 regarding the generator, he states “I did receive the information yesterday; it’s going to be about a \$6,200 repair. It was forwarded to VFIS because of the fire that we had, I don’t see any significant difficulty with that. He continues the report and adds the following information to the item #3:”...and part of that is, as some of you may have experienced when our internet goes down, we lose our phones into the station, this would be an automatic back up that would take our phone lines and bring them into the station cellularly so that way we would have a backup in place and a lot of government buildings are putting that into place as a standalone backup and the hardware is like \$250 and we get like a gig of data for a long period of time and it will give us our internet backup, emergency backup on the internet and the phones. He continues to the next item to which he adds “On that, we talked about fire station needs, locations, as I alluded to at the budget hearing, we wrote them a letter of protection and in that letter of protection we would be providing service to the area they’re designating, we do not have the infrastructure or facility to adequately protect it, and they would have to assist us with meeting those needs and we would do a fire service concurrency plan based upon NFPA Chapter 15. He continues to items 5 through the end of the

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Administrative report. He invites questions. Commissioner Griffin asks "Where is that lagoon actually going to be positioned on the Pritchett Project." Chief Nisbet responds "Right before the first curve on the S curves." Captain Underwood clarifies further "You know where the utility grade is, where they have the black silt fence, the utility easement, the pool is going to be the very first item, and then they'll have homes past that all the way around where the current silt fence is." Commissioner Griffin asks "So there won't be any homes back this way?" Captain Underwood responds "yes, that was going to be the original Phase I was to the south of those power lines grades, but as they discussed with me when we were discussing their layouts, it's based on their home builders that buy the project property, the home builders came in and they wanted to develop that area first with the pool and lagoon, so they put the first development order that was to the south on hold and they're working towards that second area." Commissioner Griffin asks "So the homes are going to, so it's going to have the lagoon and the homes are going to start and continue on around all the way to where that big open pasture and stuff is?" Captain Underwood confirms. Chief Nisbet adds "And across the street." Commissioner Griffin asks "They're going to be across the street too, I mean both side of the street the same?" Chief Nisbet confirms "Pritchett is going to get widened with a median down it." Captain Underwood states "Their current Phase I is just the area they have the black silt fence around now. But yeah, there'll be another phase that's to the south of the power line grades, one to the north as well as to the west..." Commissioner Griffin states "Yeah right, the first phase is going to be on the east side there." Chief Nisbet states "One of the gentlemen that was meeting with us was actually from that development, his indications were to that Phase II is going to start pretty quickly behind Phase I because they're going to want to recapture some of the value that's in that pool they're getting ready to put in." Commissioner Griffin asks "What is there at the corner of Rich and Pritchett? Is that part of theirs too, right there on the southeast corner?" Chief responds "No, that's actually a different owner. That's a private individual." Commissioner Griffin was wondering where they put that pond and fence if that was going to be an entrance. Captain Underwood states "Their last entrance will be at Hunters Glen. They'll have an entrance to the right and left of Hunters Glen." Vice-Chairman Griffin calls for any other questions and hearing none calls for Petitions.

Petitions before The Board – Hearing none he calls for Union Petitions.

Union Petitions – None. Hearing no Union Petitions nor discussions Vice-Chairman Griffin calls for Public Input.

Public Input – None. With no public input Vice-Chairman Griffin calls for Old Business.

Old Business –

Bargaining Unit Contract Ratification – Chief Nisbet states no action is required as we are in a status quo year – current agreement stands. Commissioner Ducrou asks Chief to repeat. Chief responds the contract was

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ratified last year and there were no articles that changed, no language that changed and no terms that changed. He states terms remain unchanged until next year when the entire contract is up for negotiation. Commissioner Ducrou asks if there are any Bargaining Unit members that are nearing retirement. Captain Underwood states he is the closest one and he has about 12 years yet to hit 25.

Chief's Contract Ratification - Chief states he wishes Commissioner Hansen was here to go over everything with the Board. He continues; all changes are underlined. Commissioner Ducrou had some concerns that he will go over. Commissioner Ducrou states he saw one thing on verbiage Salary Section 5.1 after the Salary numerical sum of 99,845 he proposes the word "annually" be inserted. Chief agrees to insert the word annually as noted. Vacation Section 10.2 Unused vacation and the Chief's ability to sell back vacation time not to exceed 500 hours. Commissioner Ducrou states "I asked Chief about it tonight and it is in reference to the maximum allowed, you can sell back 500 hours prior to going into the DROP and it will affect your average highest 5 year compensation rate, but you can only do it one time, if you did it in previous years it wouldn't count toward your AFC. Right now, the Bargaining Unit is allowed 2 weeks. I was wondering if you would be ok with the ability to sell back 2 weeks of vacation every year and then the allotment to be able to go up to 500 hours, at your discretion, prior to entering the DROP? Chief agrees he is fine with that as that was the intent of the article. Chief wishes to make it clear as well, he would not exercise such an option would it jeopardize the financial stability of the District, just because it is in his contract to do it. Commissioner Ducrou states that he feels that also for the bargaining unit as well, it is something that needs to be planned for because it does make such a difference in your AFC and under FRS and not a 175 plan, and we have the ability to do that, so we just need to budget for, it's a benefit that has so many years payback that it's worthwhile to make sure that we can plan for it. Chief Nisbet agrees and states that this is most likely his last contract. Commissioner Ducrou moves to adopt as amended. Commissioner Mere seconded the motion and with none opposed and no further discussion offered, motion passes. Chief thanks the Board and states he looks forward to finishing off here and getting everything in place so when someone takes over for him, it'll probably be one of these two guys sitting here...Commissioner Ducrou agrees and adds that yeah, they'll be 2/3 of the Department at that time. Chief states, it won't be easy to choose. Commissioner Ducrou states, it is hard. It is so political. No matter how much you justify it, you're still at the will of whoever is going to award the...and it doesn't look like 2 years will get us securely through to the other side of it. Captain Swindle states the only safe bet is the assessment fee. Captain Underwood states, yeah, it'll be 2 years after which is 3 years from now it'll be pretty close to having significant increases in budget in 3 years. Commissioner Ducrou states, you know, I hope so, but so much else is going to go up in the budget that we can't. Whether its workers comp, insurance, there's so many other things impacting us that you're trying to play catchup on such a huge number. With no further discussion, Vice-Chairman Griffin calls for new business.

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New Business –

Approval to liquidate all CDs to money market – Chief Nisbet draws attention to the letter that was set before the meeting, wherein Capital Bank on finding out that we were being courted by other institutions decided to follow suite and give us some options. One of the reasons we put all the reserves in CDs was, if you recall, back then, they wanted to move us into that CEDAR program, whereby they took our money as a public depository but they shared it amongst the banks to share the cost, and I wasn't comfortable with that, so they asked us to do the CDs, they no longer have that concern, they are willing and able to maintain the funds liquid in the public depository for us, and they said if the Board wished, we could cash in those CDs and deposit the money back into the money market and they will collect a higher interest rate than we are getting on the CDs right now. It is solely up to the Board and what they wish to do. It would appear as though we will get a bit more interest if we liquidated. They also note that they are also able to renew the line of credit at 5% but they are working on that, he feels that it will be a bit closer to 4.5%. Chief states those are about the numbers we were getting from the other financial institutions. Commissioner Ducrou notes that if we borrow it, they want to give us 4.5% but if we give it to them its four tenths of 1%. Chief Nisbet points out that it is an unsecured line of credit. He adds it is cheaper for us to do the line of credit than to do a tax anticipation loan. Commissioner Mere asks if we've checked with other banks. Chief states we have. Commissioner Mere asks if we have checked with the credit union. Chief Nisbet advises we are limited as to who we can place our money with. They have to be a qualified public depository. Suncoast is not a Qualified Public Depository for governmental agencies. Commissioner Mere states that explains why they are paying more for the money market then. Commissioner Griffin asks if that money market rate is guaranteed. Chief Nisbet confirms it is. Commissioner Ducrou moves to liquefy the 4 CDs and move the money to the money market account. Commissioner Mere seconded the motion and with no further discussion and none opposed motion passed.

Approval to Utilize the Line of Credit – Chief Nisbet requests the Board authorize the use of the Line of Credit to carry us until we start seeing Ad Valorem dollars coming in. He reiterates it will only be for line items we are budgeted for and will only be utilized as need be. Commissioner Ducrou asks if we will be using it though. Chief states, we will, and notes that despite permission last month, we did not find it necessary to liquidate a CD as anticipated. He states, yes, we will utilize the LOC because it usually takes until about December before we start seeing Ad Valorem dollars come in. Commissioner Mere asks, when we cash out the CDs will we have the funds available to us. Chief assures we will however he does not wish to see us get the reserves down too low, in case something bad happens. Commissioner Mere asks if that isn't the purpose of the line of credit. Chief Nisbet states the purpose of the line of credit is to cover us until ad valorem funds are received. Commissioner Mere asks if we can't use the line of credit in an emergency. He would rather not pay the 4.5% interest and just use the liquid funds. Chief Nisbet explains that we could do it that way but that it takes us into a problem with the auditors that effectively our

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reserves are a line of credit and not liquid funds. The auditors are going to get a little shaky on that. He states he'd rather us stay clean on that and we've done it for the last 6 or 7 years. It costs us about \$800 to use the line of credit because we pay it off before the first quarter. We use it for about a month and a half. Commissioner Griffin asks about the 5% or less how that's figured. Chief explains that it's based on the cost of money at the time what the stock market is doing that day and it's a floating number. She could say at the time she could guarantee to get us a rate of 5% or less. Commissioner Ducrou states he's not trying to nickel and dime us but if we have three months of reserves and we only use a month and a half of this, is there a harm in using what you have as a line item as a reserve and then putting that money back into that reserve line item in a month and a half. Chief Nisbet states, no, but it's not as clean. Commissioner Ducrou understands that it is not, but with a budget this large, you wouldn't think it would matter, but I'm looking at everything because it seems like we're never coming out of this hole. Chief Nisbet asks for authorization to use the LOC if we need to in the case of something major happens. The Board is more comfortable with that because they do not feel that we can pay unnecessary money to leave money sitting there to "look pretty for the auditors". Chief explains it is our solvency when it gets to the Department of Revenue and the Auditor General. It can translate to notes on the audit and those are flags that must be resolved and have consequences if reflected more than a year or two. Commissioner Mere moves that we have access to the line of credit if we need it, over and above other options to save a little bit of money as opposed to giving it away. Commissioner Ducrou seconded the motion and with no further discussion offered and none opposed, motion passed.

Commissioner Items - Hearing none, Vice-Chairman Griffin calls for Public Input.

Public Input – None

Executive Session (Not required)

Chief Nisbet asks before we end here, while he has Captain Underwood and Captain Swindle, Captain Swindle is the DVP, Chief wishes to note that these guys get where we are at, and wishes to commend these guys for their team play and working toward the same goals of keeping everyone working and respect for the District's position and all their hard work they did to help make this work and they help they continually do to keep cost down. The Board thanks them as well for their efforts. Captain Swindle states they are doing everything in their power to keep everyone happy. Commissioner Ducrou acknowledges that that is just not possible and recognizes the extreme times they are dealing with and the fact that other departments are flourishing again and how it is taking so much longer here. He states they were just seeing the upturn in the last few years before the crash last time and it's going to be a while before you see it, and the problem is that we owe so much for personnel costs that trying to float the SAFER; I think we were all kind of under that false impression that we'd be able to apply and keep getting it until we got out of it, that the one time we didn't was a reality that it

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got really ugly trying to run with two guys. Captain Swindle agrees, it looms over you. Chief Nisbet states they discussed that and his concern was whether it was going to be here, depending on the outcome of the election. But talking to them up there, they said that this budget is already done. This is already been put through. It's already been allocated. It will be the next year that it will be a question. And he expects that SAFER will go back to what it was originally titled to do, eventually to add personnel, to give communities a hand up to get more personnel on the trucks. That's what it was originally designed to do. It was a five year plan with an escalated match. It was President Bush that allowed it to be used to offset potential layoffs.

With no further business to discuss Vice-Chairman Griffin calls for Motion to Adjourn.

Adjournment - Commissioner Ducrou moves to adjourn. Commissioner Mere seconded the motion, and with none opposed, meeting adjourned at 7:51 p.m.