

"FINAL"

King County Fire Protection District 40

Regular Commissioners' Meeting

September 25, 2008

4:30 p.m.

Commissioner
CRAIG VIOLANTE

Commissioner
MIKE WARFEL

Commissioner
CHARLOTTE RYAN

Commissioner
RUSS PRICE

Commissioner
RONNIE BEHNKE

Deputy Chief
BOB VAN HORNE

Board Secretary
DEANNA GRATZER

CALL TO ORDER:

Commissioner Violante called the regular meeting of the Board of Fire Commissioners for King County Fire Protection District 40 to order at 4:30 p.m. Commissioners present for the Call to Order: Violante, Behnke, Ryan, Price and Warfel. Also attending were Secretary Gratzler, Consultant Paul Witt, Attorney Kinnon Williams, Deputy Chief Van Horne, Battalion Chief Refner and FF Eastwood.

Commissioner Behnke requested an excused absence for the October 30, 2008 meeting.

A **MOTION** was made by Commissioner Price and **SECONDED** by Commissioner Ryan to allow Commissioner Behnke an excused absence for the October 30, 2008 meeting. The **MOTION CARRIED**.

CITIZEN COMMENTS FOR AGENDA ITEMS:

There were no Citizen comments for agenda items.

CORRESPONDENCE:

Correspondence received consisted of a cash transmittal receipt in the amount of \$1,325.00 deposited to the Expense Fund.

FINANCIAL REPORTS:

Financial reports were provided to the Board.

Financial reports are available to the public upon written request.

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FIRE CHIEF'S REPORT - Presented by Deputy Chief Van Horne:

Personnel:

Effective October 1, 2008, Brian McGee will be promoted to Captain. He will continue to work out of Station 13.

The Captains Promotional Test results are as follows: Larry Welch, Kevin Anderson, Erik Wallgren, Neil Samuelsen and Mark Price. Chief Daniels uses the "Rule of 3" for promotions. One of the top 3 is expected to be promoted on approximately December 1, 2008.

Miscellaneous:

Chief Van Horne completed the transfer of assets documentation and presented it to Marty Wine. Attorney Kinnon Williams will meet with Marty Wine on Tuesday, September 30, 2008 to continue the transfer of asset process.

Chief Van Horne inquired if the Commissioners had any feelings and/or concerns with the contract and/or service between the District and City so far.

Commissioner Price stated he had no basis to evaluate the service, however he has been happy with the relationship on minor issues he has dealt with.

Commissioner Warfel stated that when he drives by Station 17 there is 3 apparatus ready to go; the Station 17 repairs were completed in a timely manner; and when the Ham radio group meets the firefighters are very accommodating.

Commissioner Behnke felt the MOU process was done smoothly. She is glad the City is moving on the asset transfer.

Commissioner Ryan is impressed with the contract; the way it was written to include a 4-person engine company and aid unit.

Commissioner Violante reported that he received outstanding service when service was used; he thought Chief Daniels would be present at more commissioner meetings, though Chief Van Horne does an outstanding job; and he is disappointed the District bought into a system that has budget issues resulting in reduced services. This is not a reflection on uniform personnel and/or the administration of the firefighters, but on the elected officials that have not stepped up to the plate.

Chief Van Horne stated that Chief Daniels and Mayor Law will be attending the October 9, 2008 Commissioner meeting. Also at that meeting, Chief Van Horne would like to have the Commissioners tour the area designated to Logistics.

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Significant Incidents:

There were no significant incidents.

UNFINISHED BUSINESS:

Station 17/Repairs:

The Executive Director of King County Housing has agreed to a simple inter-local agreement between King County Housing and the District for a maintenance/repair project at Station 17.

Commissioner Violante and Attorney Kinnon Williams will prepare an agreement detailing the scope of work.

NEW BUSINESS:

Fireworks Ban in Fire District 40:

Chief Van Horne inquired if the District is interested in supporting a fireworks ban.

Attorney Kinnon Williams stated that unless state law is changed, the District does not have the authority to place a ban. Cities can ban fireworks, Districts can not.

Commissioner Price feels the fireworks ban issue should be kept alive.

Commissioner Ryan asked if the Commissioners could assist by writing a letter to the King County Fire Marshal.

Commissioner Violante inquired if the District could take a position on a fireworks ban. Attorney Kinnon Williams stated the District can not take an official position unless there is a proposition to support or oppose.

A **MOTION** was made by Commissioner Price and **SECONDED** by Commissioner Behnke to send a letter to Councilman Dunn stating the Districts support of a fireworks ban. The **MOTION CARRIED**.

Chief Van Horne will ask the Fire Marshal to provide wording for this letter and present the draft at the next meeting.

CONSENT CALENDAR:

- a. Minutes of the Previous Meeting - September 11, 2008
- b. Expense Fund Vouchers No. 2828 through 2839-- Amount \$4,797.89

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A **MOTION** was made by Commissioner Behnke and **SECONDED** by Commissioner Ryan to approve the consent calendar as presented. The **MOTION CARRIED**.

WORKGROUP REPORTS:

Capital Facilities / Equipment:

Commissioners Price and Warfel continue dialogue with Franklin Fire District #5 for the possible acquisition of the Districts surplus equipment.

A letter was received from Franklin #5 informing the Board of their interest in an engine, the brush rig and the SCBA's. They are able to offer a minimal amount.

Consultant Paul Witt inquired of the possibility of the District donating and/or selling the apparatus/equipment for a dollar.

Commissioner Violante inquired if liquidating at a minimal amount could be considered a gift of public funds.

Attorney Kinnon Williams stated the District has the ability to liquidate assets in a commercially reasonable manner. Additionally, it is not considered a gift of public funds when assets are donated to another governmental agency.

Attorney Kinnon Williams stated that asset transfer issues need to be resolved prior to the District liquidating assets. He will work with Marty Wine to draft a resolution to liquidate.

Consultant Paul Witt suggested that an agreement is written with Franklin #5 that apparatus/equipment received from the District can not be sold, it must be donated to another agency.

Community Relations:

There is nothing new to report at this time.

Finance:

Secretary Deanna Gratzner and Consultant Paul Witt presented the workgroup with the initial draft of the 2009 Spending Guidelines.

The Workgroup is scheduled to meet on Monday, September 29 to review the draft.

Policy:

There is nothing new to report at this time.

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Intergovernmental Relations:

There is nothing new to report at this time.

Risk Management:

Life Insurance premiums due from the policy that went in effect March 1, 2008 are due from the Commissioners and District Secretary.

Gordon MacIlvenie is attempting to retroactively cancel those policies due to a misunderstanding on the cost of those premiums.

CITIZEN COMMENTS:

There were no Citizen comments.

ONCE AROUND THE TABLE:

Attorney Kinnon Williams reported that Walgreen's has terminated the purchase/sell agreement with the District. The primary reason is due to the City denying left turn access into the site.

Commissioner Behnke announced the group in support of the Fairwood annexation are meeting on Tuesday, September 30, 2008.

Commissioner Behnke reported on the NAEFO Annual Conference she recently attended. There was a lot of new membership from the prior year conference. Topics discussed include grants, annexations and public meetings. Commissioner Behnke is on the Conference Committee for the 2009 conference to be held September 27-29, 2009. Commissioner Behnke feels the organization is really getting off the ground.

Commissioner Price announced that at the King County Fire Commissioners meeting on September 17, 2008, Commissioner Behnke was nominated for the position of President for 2009. A vote will be held at the King County Fire Commissioners meeting on November 19, 2008.

There were no other Board comments.

EXECUTIVE SESSION:

The Board went into a fifteen minute Executive Session at 5:35 p.m. to discuss disposal of real estate under guidelines of RCW 42.30.110. The Executive Session ended at 5:50 p.m.

The meeting was adjourned at 5:50 p.m.

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The next regular meeting of the Board of Fire Commissioners will be held on **Thursday, October 9, 2008 at 4:30 P.M.**



Craig Violante, Chair


Charlotte Ryan, Commissioner


Ronnie Behnke, Vice Chair


Russ Price, Commissioner


Mike Warfel, Commissioner


Deanna Gratzner, District Secretary

Attachments:

Meeting Agenda
Cash Transmittal
Chief's Report