



BOULDER CREEK FIRE PROTECTION DISTRICT

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Board of Directors
Minutes of the Board of Directors Meeting
Regular Board Meeting
October 10th, 2023

- 1.0 Convene Meeting/Roll Call
- The Regular Board meeting of the Board of Directors of the Boulder Creek Fire Protection District was called to order by Chairman Rogers on October 10th, 2023 at 9:00 A.M. Present were Director Rogers, Director Locatelli, Director Presswood, Director Currier, Director Robustelli, Fire Chief Bingham and Admin Aileigh McCormack. Three Public Members were present.
- 2.0 Additions and Deletions to Agenda:
- None
- 3.0 Oral Communications:
- Public member Bruce Holloway asked about the lease agreement between Boulder Creek Fire and the Boulder Creek Recreation District and that he made a public request back in June of this year to receive a copy. Chief Bingham cannot find it after checking files and the safety deposit box. Director Locatelli mentioned Catherine Philipovitch might have a copy, so Chief Bingham will follow up with her later this week.
- 4.0 Approval of Minutes
- .01 Regular Board Meeting August 8th, 2023
- Motion made by Dir. Presswood to approve the minutes from the Regular Meeting August 8th, 2023, seconded by Dir. Locatelli. Vote was unanimous. Motion carries.
 - Director Robustelli and Director Currier abstained due to being absent for the August 8th, 2023 meeting.
- 5.0 Approval/Payment of Bills
- .01 Approval/Payment of Bills
- 7/29/23- 8/25/23
 - Director Robustelli asked who Cross Connections Emergency Services were and Chief Bingham explained they are a company that supplies and fixes radios and pagers.
 - Director Locatelli asked why SLV Water office bill is higher than the station bill and Chief Bingham explained that due to the landscaping on the side of the office and hosing off the back parking lot after events might have caused the bill to rise.
 - Director Locatelli brought up the CDTFA payment and asked Chief Bingham if this was already paid beforehand and if we can get a reimbursement because we use Flyers Energy for our gas and diesel. Chief Bingham has a follow up call with CDTFA to find out more answers.

- Motion made by Dir. Currier to approve the 7/29/23- 8/25/23 payment of bills \$54,623.35 seconded by Dir. Robustelli. Vote was unanimous. Motion carries.
- Director Locatelli wants Chief Bingham to find out if it is our responsibility to pay the full invoice for Allards Septic Service and pay for the Sheriff's sub-station to get the septic emptied. Director Robustelli informed us that the Fire Station does in fact use that septic tank as well so it is our responsibility to pay for the services.
- Director Locatelli asked for clarification on the new printer we received from MBS. MBS gifted us the second machine and it was placed in the fire station so BCFD personnel have easier access to use the equipment.
- Motion made by Dir. Presswood to approve the 8/26/23- 9/22/23 payment of bills of \$37,976.72 seconded by Dir. Locatelli. Vote was unanimous. Motion carries.
- Director Robustelli abstained due to absence.

6.0 Correspondence

- None

7.0 Unfinished Business

.01 NFIRS / First Due report

- No comment for the August or September call percentages.

.02 Remodel of the fire station kitchen

- Chief Bingham spoke with FF Band and BC Wise to settle on a meeting time that works for everyone. Mondays at 4:30pm or Tuesdays at 6:00pm are the two times suggested as of now.
- Director Robustelli is looking to gather rough estimates for the remodel so the committee can have a better idea of how much everything will cost.

.03 Station generator replacement

- Chief Bingham is still looking for someone to do this job. He has reached out to multiple companies and has had no response yet.

.04 FEMA payout to Chief Bingham

- Director Rogers spoke to Cal OES on October 4th and they informed him that Chief Bingham may not be eligible for CZU Fire overtime pay and the money should be returned to FEMA.
- Director Robustelli wants to make sure that all laws and regulations are being followed and is asking that Chief Bingham bring in documentation that may show he may qualify to receive overtime pay. Director Robustelli expresses his concern about finding a clear answer from FEMA and getting a definitive answer one way or the other.
- FEMA and Cal OES recommended that Chief Bingham added his name to the roster for reimbursement but it is still unclear if he legally qualifies and the Board of Directors are looking for documentation to either pay out or return the money.
- Chief Bingham spoke to Auditor Zach Phelling about other agencies and if those Chiefs were paid out with the FEMA reimbursement and he informed us that yes, they received money.
- Director Locatelli spoke with two public members before the meeting and asked their opinions on this matter and both of them said they believe in 'morals, legal and ethical' and they think it needs to be paid out to the Chief as he earned it and worked alongside everyone else that was there during the fire.

- Director Rogers brings up Chief Bingham's contract and within the contract it states he is exempt from overtime, however Director Rogers believes Chief Bingham regularly works overtime. He expresses his concerns about going against the employment contract, but is open to reevaluating. Director Rogers thinks that giving Chief Bingham a bonus is appropriate as it is not stated in the contract.
- Director Currier brings up that every other Chief in the county received a payout from FEMA and he feels that Chief Bingham deserves the payout as well.
- Director Presswood believes that Chief Bingham deserves some sort of compensation, whether it be a bonus or a raise. He recognizes that the money needs to be moved sooner than later as there is a timeline on it sitting in the account.
- Motion made by Dir. Locatelli to approve the payout of the total amount and interest paid by FEMA to Fire Chief Bingham, seconded by Dir. Currier. Vote was passed. Motion carries. Director Robustelli and Director Rogers oppose.
- Public member Bruce Holloway made a comment on paying out the funds that are already provided rather than sending it back to FEMA and using funds in another account.
- Public member Travis Martin asked Director Rogers if he believes that Chief Bingham's information he received from FEMA is wrong or he is being misled and Director Rogers said yes.
- Director Robustelli asked for the names of the FEMA employees who approved Chief Bingham's overtime reimbursement. The names are Grant Andrew, Caveny Christopher, Emily Benzt, and Gary Melvin.
- Director Robustelli asked Chief Bingham to get in writing that he was eligible for overtime payout and none of the listed individuals provided it when asked.

8.0 New Business

.01 Measure N Resolution 23-05

- Motion made by Dir. Locatelli to approve Resolution No. 23-05, seconded by Dir. Robustelli. Vote was unanimous. Motion carries.
- Public member Bruce Holloway asked if there was written confirmation that we received a submission extension and Chief Bingham will provide the document after the meeting. Quynh Nguyen, who works with Edith Driscolle at Santa Cruz County worked with Chief Bingham on giving us the extension until after our October meeting and the approval of Resolution No. 23-05.

.02 Surplus Funds FY End 2022

- \$925,588 is the final number of excess revenues and expenditures
- Director Presswood would like to pull some of the excess funds for building maintenance and mobile equipment.
- Chief to return to the November or December meeting with a Resolution to move \$200,000 into Building and Grounds reserve account and \$700,000 into Mobile Equipment reserve from surplus funds.
- Motion made by Dir. Presswood to create a Resolution to approve movement of committed funds, seconded by Dir. Robustelli. Vote was unanimous. Motion carries.

.03 FY 2023/2024 Budget Resolution 23-06

- Motion made by Dir. Locatelli to approve Resolution No. 23-06, Adoption of Budget for Fiscal Year 2023-2024, seconded by Dir. Presswood. Vote was unanimous. Motion carries.
- Due to another obligation at 1100, Director Rogers had to leave and Director Presswood took over for Board Chairman.

.04 Santa Cruz County Contract for Services

- Public member Bruce Holloway asked about the discussion of contracts and the laws surrounding the payroll processing.
- Motion made by Dir. Locatelli to approve the Independent Contractor Agreement, seconded by Dir. Robustelli. Vote was unanimous. Motion carries.

.05 Strategic Plan update

- Due to illnesses and schedule conflict, there has been no update.

9.0 Chief's Report

- Find the Rec Dist lease for the November meeting or we may need to create a new one.

10.0 Adjournment at 11:55am.