

**KIOWA FIRE PROTECTION DISTRICT  
BOARD OF DIRECTORS MEETING  
July 12, 2023**

The Board of Directors for the Kiowa Fire Protection District met in a regular scheduled meeting on the 12<sup>th</sup> day of July 2023, with the roll call of members as follows:

Debbie Ullom	Present
Andrew Koldeway	Present
Karen Hart	Present
Lee Montgomery	Present
Mitch Sturm	Present

The Board of Directors convened at 1800 hours.

**Approval of Agenda:**

Andrew Koldeway made a motion to approve the Agenda for July 12, 2023. Karen Hart seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Correspondence:**

None.

**Approval of Minutes:**

Karen Hart made a motion to approve Kiowa Fire Board Directors meeting minutes of June 14, 2023. Andrew Koldeway seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

Andrew Koldeway made a motion to approve Kiowa Fire Pension Board Special meeting minutes of June 14, 2023. Karen Hart seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Approval of Checks:**

Karen Hart made a motion to approve Kiowa Fire District check #8752 through #8757 and void #8754, and all ACH disbursements, as reviewed by the Board. Andrew Koldeway seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Public Comment:**

Chief Lamansky asked that people follow the Kiowa Fire facebook page.

**Report of Officers, Professional Consultants & Committees:**

***Fire Chief Gerald Lamansky came before the Board to discuss the following items:***

**Call Volume:** For the past month there were 70 calls. YTD calls for 2023 are 280. In June 2023, the volunteers logged 1073 shift hours for 59.6 hours per volunteer firefighter. For the 70 responses, there was an average of 2.3 responders per call. Additionally, 76 training hours were logged. Call volume 6% increase from 2022.

**AFG Grant:** Chief Lamansky reported that the AFG grant for SCBA units has been awarded. This grant will purchase 20 SCBA units and 40 bottles. An SCBA grant was budgeted and this grant match is in the amount of \$226,000. Karen Hart made a motion to accept the AFG grant for SCBA units. Mitch Sturm seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**EMTS Ambulance Grant:** Chief Lamansky reported that the EMTS grant for a new ambulance was awarded in the amount of \$98,000. This grant match was budgeted in the 2023 budget. Andrew Koldeway made a motion to accept the EMTS grant for a new ambulance. Mitch Sturm seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**EC West/EC East Development:** Chief Lamansky shared a map of the proposed EC West and EC East developments by the developer, Tim Craft. These developments are in the concept phase at this time.

**Full-Time FF/Paramedic Position:** Chief Lamansky reported that Corey Nyholm resigned his position as a FF/Paramedic effective July 14, 2023. Corey will stay as a part-time FF/Paramedic with the District.

**Monthly Summary Report:** The Board had no further questions on the Chief's monthly report.

***Admin/Finance Officer Geri Scheidt came before the Board to discuss the following items:***

**Special District Association:** Geri reported that she enrolled Kiowa Fire District as a member with the Special District Association. Benefits for this membership are legislative tracking, classified ads to post job openings and District items for sale, etc.

**CO EMS Supplemental Payment Cost Report:** Geri reported that she has not heard what the reimbursement amount is for this program.

**Statewide Internet Portal Authority:** Geri reviewed the agreement and talked to staff at SIPA. The Kiowa Fire District confirms that they are a local government agency and understand that there is no cost to the District for website hosting, software updates and security and basic setup of the District's website. Geri will also apply for Micro grant to SIPA in the amount of \$6,500 for additional setup work on the website. This grant is a 100% grant with no matching funds. Moving to SIPA and having the website setup through the State allows Kiowa Fire to be ADA compliant with House Bill 21-1110 requiring that certain guidelines for digital content be compliant by July 1, 2024. Mitch Sturm made a motion to approve entering into an agreement with the Statewide

Internet Portal Authority for the District's website. Lee Montgomery seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**2024 Budget Committee:** Geri reminded the Board that a budget committee for the 2024 budget year needs to be appointed. The Board agreed that the 2024 budget committee is Andrew Koldeway, Karen Hart, Gerry Lamansky and Geri Scheidt.

**Monthly Summary Report:** The Board had no questions regarding Geri's monthly summary - report that was submitted.

***Attorney Bob Tibbals came before the Board to discuss the following items:***

**Volunteer Pension Letter:** Bob reported that the letter to the volunteer pensioners that the volunteer pension fund will remain with FPPA has been sent to them individually.

**Senate Bill 23-303:** Bob discussed the Referendum HH ballot question and that the Supreme Court will rule if this matter goes to the public for a vote. SB 23-303 is a temporary property tax relief and special districts with 20% assessed value increases will likely be ineligible for any backfill funding.

**ECCA Board Representative Report:** Bob reported that the new radios have been purchased and are in the replacement program process.

**Volunteer Representative Report:** None.

**Unfinished Business:**

**Out of District Response Fee:** Chief Lamansky discussed the issue of the out-of-district mutual aid calls that Kiowa Fire is responding to is increasing leaving Kiowa Fire District to rely on Elizabeth or Rattlesnake Fire to respond to Kiowa Fire District calls.

Karen Hart made a motion to approve Out-of-District Tier 1 fee schedule in the amount of \$500, in addition to the normal billing rate, effective on July 21, 2023, for the benefit of health, safety and welfare of the District residents. Andrew Koldeway seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

Karen Hart made a motion to approve Out-of-District Tier 2 remote fee schedule in the amount of \$1,000, in addition to the normal billing rate, for any call that is further than 10 travel miles from the point of response for the health, safety and welfare of the District residents subject to the consensus of the Elbert County Fire Chiefs. Andrew Koldeway seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Xcel Energy Letter:** The Board discussed the proposed Xcel Energy high tension power line route. Town of Kiowa and Kiowa School District have sent letters to Xcel opposing the route of the transmission line. Andrew Koldeway made a motion to send a letter to Xcel that the Kiowa Fire District is not in favor the route for the proposed transmission line. Mitch Sturm seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**New Business:**

**Ambulance Accounts:** Outstanding A/R as of 6/30/2023 is \$66,627.18. The breakdown is: 0-30 days – \$41,240.80; 31-60 days - \$7,416.64; 61-90 days - \$3,230.00; 91-120 days - \$6,182.78; 121-150 days - \$3,535.00; 151+ - \$5,021.96.

**Impact Fee Study:** The Board discussed having BBC Research & Consulting conduct an impact fee for the District. The current impact fee study is 20+ years old and it is time to obtain a current study. It was agreed that this would be a 2024 budget expenditure line item.

**Public Comment:**

None.

The meeting was recessed at 8:15 pm until Tuesday, July 18, 2021 at 6:30 pm., with the agenda item being the Executive Session to discuss legal matters dealing with Fire District Chief contract and general personnel matters.

The Kiowa Fire District Board of Directors reconvened the July 12<sup>th</sup> meeting on July 18<sup>th</sup> at 6:35 pm.

**Approval of Agenda:** Andrew Koldeway made a motion to approve the agenda of July 18, 2023. Mitch Sturm seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Public Comment:** None

**Executive Session to Discuss Legal Matters Dealing with Fire District Chief Contract and General Personnel Matters:**

Andrew Koldeway made a motion to go into Executive Session **for a conference with the District’s attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b); and the following additional details are provided for identification purposes: Fire Chief’s contract and general personnel matters.** Karen Hart seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Presiding Officer Announcement:** It’s July 18, 2023 and the time is 6:37pm. For the record I am the presiding officer Debbie Ullom. By the open meetings law, I note that the Executive Session may not be electronically recorded as attorney-client matters will be discussed. Also present at this Executive Session are the following persons: Fire Chief Gerry Lamansky and Robert L. Tibbals, attorney for the District. This is an Executive Session for the following purposes, conference with the District’s attorney for the purpose of receiving legal advice on specific legal matters under C.R.S. 24-6-402(4)(b) and the following additional details are provided for identification purposes: Fire Chief’s contract and general personnel matters. I caution each participant to confine all discussion to the stated purpose of the Executive Session and that no formal action may occur in the Executive Session. If at any point in the Executive Session any

participant believes that the discussion is going outside the proper scope of the Executive Session, please interrupt the discussion and make an objection.

**Attorney Announcement:** As attorney for the District, it is my opinion that discussion of matters announced in the motion to go into Executive Session constitutes privileged attorney/client communication and therefore recommending that no further record be kept of this Executive Session.

**Presiding Officer Announcement:** the attorney for the District has recommended that no further record be kept of this Executive Session. It is now 6:38pm and I am turning off the recorder at this time.

**Presiding Officer Announcement:** It is now 7:22pm and the Executive Session has been concluded. The participants in the Executive Session were Board of Directors, Fire Chief Gerry Lamansky and Robert L. Tibbals, attorney for the District. For the record, if any person who participated in the Executive Session believes that any substantial discussion or any matters not included in the motion to go into Executive Session occurred during the Executive Session or that any improper action occurred during the Executive Session in violation of the open meetings law, I would ask that you state your concerns for the record. Seeing none, I would entertain a motion to come out of Executive Session.

Mitch Sturm made a motion to come out of Executive Session, no decisions were made or votes taken during the Executive Session. Karen Hart seconded the motion. The roll having been called, the Chair declared the motion unanimously carried and so ordered.

**Public Comment:** None.

No further business coming before the Board, the meeting was adjourned at 1924 with the next regular scheduled meeting to commence at approximately 1800 on Wednesday, August 9, 2023.

**KIOWA FIRE PROTECTION DISTRICT BOARD OF DIRECTORS  
KIOWA, COLORADO**

**APPROVED BY:**

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**REVIEWED BY:**

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**ATTEST: SECRETARY**

**BY:** \_\_\_\_\_  
**Secretary for the Board of Directors**