



**DEER MOUNTAIN FIRE PROTECTION DISTRICT  
SPECIAL BOARD MEETING MINUTES  
JANUARY 22, 2018**

**Monday January 22, 2018 at 1030**

**CALL TO ORDER:** Gary Pickens at 10:30 am.

**Directors present:** Gary Pickens, Patti Myers & Sunny Pressler

**PLEDGE of ALLEGIANCE** - lead by Gary Pickens

**Gary motioned** to move item number 2 after item number 5. Patti seconded. Motion carried.

**This meeting was called to address the following:**

**1) Acceptance of Larry Kincaid's Resignation**

Gary Motioned to Accept Larry "Jake" Kincaid's Resignation. Sunny Seconded. Motion carried.

**2) Plan to get District Property, Records & Passwords from Larry Kincaid (topic was addressed and took place after item number 5)** J.R. suggested a certified letter with a certain amount of time to return District property. J.R. made a motion to get District property & passwords back. Gary seconded. Motion passed.

**3) Interview and Appoint New Board Members**

Gary stated that it was brought to his attention that Patti was not a legal board member. She was never voted on by the board and her Oath of office was never filed with DOLA. He went on to point out that Patti lied to the Board and the public at the last board meeting. Since early September no checks over \$500 have had two signatures as the District By-Laws specify. Over 90 checks have gone out without signatures! Gary said that, both Patti and Sunny cashed Director's checks for meetings which they did not attend. Sunny did this for the November meeting, and Patti in December. According to the assistant DA in Denver, this is against the law. It is that law that board members can only be paid for properly announced public meetings that they attend.

Patti Myers stepped down from the board. Sunny returned her January board check to compensate for the check she cashed for November.

Gary Motioned to interview new board members. Sunny Seconded. Motioned passed.

Rob Adams, Darcy Themel, Karen Fritsche, Fred Gehrke, J.R. Niblett & Patrick Smith presented themselves (goals and qualifications) to the remaining board (Gary and Sunny). Applicant, Sarah Killough, was absent. Sunny read Sarah's resume to the board and public. Gary read Sarah's cover letter, indicating that she could not make this meeting due to surgery. Public members were permitted to ask questions of the candidates along with the board members.

Gary acknowledged all the good candidates for the 3 vacant positions and stressed that candidates should be chosen based on their qualifications and desire to work for the citizens of the Deer Mountain Fire Protection District.

Gary gave his opinion of J.R. with his many years of experience in fire service. Gary motioned to appoint J.R. Niblett as a board member. The community encouraged Sunny to vote for what is best for the community. Sunny seconded. Motion carried. J.R. Niblett was given his Oath of Office by Gary Pickens. Gary motioned to appoint Patrick Smith as a board member. J.R. seconded. Motion passed 2-1 (Sunny voted no.) Gary gave the oath of Office to Patrick Smith.

J.R. motioned to appoint Sarah Killough as a board member. Gary seconded. Motioned passed 3-1. (Sunny voted no.) Motion to be administered within 30 days.

Patti Myers mentioned that these people are in place until the May election, and that all positions are up for election. She pointed out that if anyone is unhappy with these board members, they have the opportunity to run for election, vote and help make a change.

Elaine Foster thanked Gary for taking a stand to enforce the laws and his efforts in correcting previous errors to help the District move forward as should be done.

Joe Watts requested that the board is fully honest and transparent with the community and to remember what they (the new board members) committed to today.

**4) Assign Board Members' Roles/Positions**

Gary motioned to appoint J.R. Niblett chairman. Patrick seconded. No discussion occurred. Motioned carried 3-1. (Sunny voted no.) J.R. made a statement reminding everyone that the board works for the citizens, to follow the laws and to work together. J.R. stated that he has an open door policy, phone him, drop in or give him a call.

Gary motioned to appoint Patrick Smith in the communications position and Sarah Killough as the board treasurer. No one had discussion. Motioned seconded. Motion carried.

**5) Approve Resolution 20180122-01 to Change Names on Bank Accounts**

J.R. motioned to remove Paul Rasmussen, Larry Kincaid, Patti Myers and Sunny Pressler from the bank accounts and add himself as Chairman and Sarah Killough as Treasurer. Gary seconded. By-laws state that Chairman, Vice-Chairman and Treasurer are to be on the bank accounts. Motion passed.

J.R. Motioned to approve resolution 20180122-01. Patrick seconded.

No one had discussion. Motion carried.

**6) Purchase of New Vehicle**

Sunny said the vehicle desired is a 1988 fire truck with SCBA and ladders. There was confusion about the details and seemed to be something very similar to what was recently sold by this District. Gary made a motion to table the topic. J.R. seconded. Discussion: This needs further investigation and study and a chief's input. J.R. wants to investigate. Motion carried. Sunny abstained.

**Gary Motioned to dismiss the meeting. Patrick seconded. Motion passed. Meeting adjourned at 12:02 pm**