

MINUTES

**Central Arizona Fire and Medical Authority
Central Arizona Fire and Medical Authority Board of Directors
Regular Meeting
Tuesday, June 27, 2017, 5:30 pm - 7:00 pm
Central Arizona Fire and Medical Authority, Station 61, 1133 W. Road 3 North, Chino
Valley**

In Attendance

Darlene Packard; Dave Dobbs; Dave Tharp; Julie Pettit; Laura Mowrer;
Matt Zurcher; Nicolas Cornelius; Scott A Freitag; Susanne Dixson

Not In Attendance

Jeff Wasowicz

NOTICE OF MEETING

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the **Central Arizona Fire and Medical Authority** Board of Directors and the general public that the Central Arizona Fire and Medical Authority will hold a meeting open to the public on **Tuesday, June 27, 2017 at 5:30 p.m.** The meeting will be held at the **Central Arizona Fire and Medical Authority - Station 61 - 1133 W Road 3 N - Chino Valley, Arizona.** The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. §38-431.03(A)(3) for discussion and consultation for legal advice with Authority's Attorney on matters as set forth in the agenda item. The following topics and any variables thereto, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

1. CALL TO ORDER / ROLL CALL OF BOARD MEMBERS

Board Chair Pettit called the Central Arizona Fire and Medical Authority Regular Session to order on June 27, 2017 at 5:31 p.m.

2. PLEDGE OF ALLEGIANCE

Board Chair Pettit led the recitation of the Pledge of Allegiance.

3. PRESENTATIONS

A. Prescott Valley Town Council Report

Prescott Valley Town Councilman Grossman presented an overview of Prescott Valley's economic development.

B. Information Regarding Correspondence from AMR

Chief Freitag stated that Board Members were in possession of a letter from John Valentine with AMR, and he reviewed recent communications with the local AMR representative.

Prescott Fire Chief Light provided his perspective of the newspaper article that gave the perception that they had contacted the media which was inaccurate. He did indicate they were also experiencing delayed response times.

Chief Freitag reviewed some of the response data and explained a situation in which an ambulance arrived on scene and then left and the engine crew transported the patient which is covered by state law. He mentioned that Prescott Regional Communications Center (PRCC) only has data on about 31% of calls. This data indicates an average response time of 11 minutes 31 seconds. Chief Freitag stated that critical calls may be documented and reported to Department of Health Services. All communications with AMR will be documented. Chief Freitag will be attending a routine meeting with local the AMR representative on June 28.

Chair Pettit asked that AMR responses be placed on next month's agenda. Chair Pettit will meet with EMS Captain and Assistant Chief Polacek and asked that we continue to document response times.

Director Zurcher asked that AMR's representative's unprofessionalism be addressed.

Chief Freitag explained that he had met with DHS to discuss a possible partnership prior; AMR was aware of the discussions.

Chair Pettit stated she would like to review data prior to formal complaints being filed.

C. Board Members' Reports

Chief Freitag stated that we are waiting for PRCC's review of the dispatch agreement, and he mentioned that PRCC replaced the battery backup that had caused the blackout.

Director Zurcher mentioned that the records request are included in the Board packet and asked that legal fees also be included.

Director Packard voiced concern regarding legal fees and taxpayer funds of over \$1,000 being expended on one individual's numerous public records requests.

Director Dobbs stated that he would be attending a labor meeting on Friday.

4. CALL TO THE PUBLIC

Those wishing to address the Central Arizona Fire and Medical Board need not request permission in advance. However, we ask that you complete a Call To Public Form for the record. The Board is not permitted to discuss or take action on any item raised in the Call to the Public due to restrictions of the Open Meeting Law; however, individual Board members may be permitted to respond to criticism directed to them. Otherwise, the Board may direct the staff to review the matter or the matter may be placed on a future agenda. Individuals may be limited to speak for three (3) minutes with a total of 30 minutes allotted for Call to the Public per meeting.

Board Chair Pettit opened the meeting for public comments.

Larry Jacobs criticized Director Packard and accused her of not understanding the law relative to FOIA requests.

Director Packard addressed Mr. Jacobs relative to him representing the Citizen Tax Committee and wasting taxpayer funds for FOIA requests when he already has access to most information.

5. CONSENT AGENDA

All matters listed under consent agenda are considered to be routine by the Central Arizona Fire and Medical Authority Board and will be enacted by one motion. There will be no separate discussion on these items. If discussion is desired, that item will be removed from the consent agenda and will be considered separately for discussion and possible action.

- A. Approve Regular Session Minutes - May 16, 2017
- B. Approve Executive Session Minutes - May 16, 2017
- C. Approve Special Session Minutes - May 23, 2017
- D. Approve Executive Session Minutes - May 23, 2017
- E. Approve Special Session Minutes - June 7, 2017
- F. Approve General Fund Financial Statements
- G. Approve Fire Protection Agreements: Krieger, White
- H. Approve Purchasing Agreements: Blue Ridge Fire District, Buckeye Valley Fire District, Christopher Kohl's Fire District, Sun City Fire and Medical Department, Tonopah Valley Fire District, Williamson Volunteer Fire Department

Motion to accept the consent agenda as presented on the agenda Items A thru H.

Move: Matt Zurcher Second: Dave Dobbs Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

6. CORRESPONDENCE

- A. Letters from the Public

No comments.

- B. Monthly Division Reports from the Fire Chief and staff in regard to current activities of the Fire Authority and the status and progress relating thereto

Chief Freitag noted that his report focuses on behavioral health processes and how traumatic calls impact our personnel. Chief Freitag provided a brief update of the Goodwin Fire, staffing, and weather activity.

Chief Tharp explained that PSPRS delivered the judgment and requested employers issue refunds as of June 26th. PSPRS would cover interest prior to the 26th and the agencies would be responsible for interest after the 26th. Agencies that cannot afford to refund employees will be penalized. He mentioned that PSPRS is considering an interest rate of 5 to 5.5%; CAFMA will be credited eventually. CAFMA will not pay contributions to PSPRS until that credit is depleted. Retirees will also be receiving cost of living funds that they did not receive over the past five years. All members including retirees have been refunded with Chief Tharp verifying PSPRS calculations.

7. NEW BUSINESS

- A. Review and Possible Approval of Fiscal Year 2017-2018 Goals and Objectives as Part of the Strategic Plan

Chief Tharp explained that the Committee including Director Packard has met and have set new goals and timelines for accomplishments.

Motion to approve Fiscal Year 2017-2018 Goals and Objectives as part of the Strategic Plan.

Move: Dave Dobbs Second: Matt Zurcher Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

- B. Approve Sick Leave / Vacation Buyback Fixed Amount and/or Percentage for Post Employment Health Plan (PEHP) for Fiscal Year 2017-2018

Chief Tharp explained that either a dollar amount or percentage can be approved. Employees that are eligible to retire are requesting that 100% of their sick leave and vacation buyback be placed into the PEHP account.

Motion to approve 100% of vacation and sick leave payouts be deposited into the Post Employment Health Plan (PEHP) 06 account.

Move: Darlene Packard Second: Dave Dobbs Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

8. EXECUTIVE SESSION

Motion to go into Executive Session at 6:18 p.m.

Move: Darlene Packard Second: Matt Zurcher Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

- A. Legal Advice Pursuant to A.R.S. § 38-431.03(A)(3) Regarding Attorney Cornelius' Follow-up to Chief Freitag's Complaint and Director Jacobs' Response
- B. Personnel Matter Pursuant to A.R.S. § 38-431.03(A)(1) Related to Chief Freitag's Contract Negotiations

9. OLD BUSINESS

Motion to return to Public Session at 7:00 p.m.

Move: Matt Zurcher Second: Dave Dobbs Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

- A. Discussion and Possible Action Regarding Attorney Cornelius' Follow-up to Chief Freitag's Complaint and Director Jacobs' Response

Chair Pettit explained that direction was given to Attorney Cornelius consistent with the direction given by the Central Yavapai Fire District Board which is to get in touch with Attorney Pilch requesting the presentation of documents that Director Jacobs has alluded to; depending on the response we get, we will move forward on next agenda accordingly.

Motion that the CAFMA Board make training on Board Policies and Procedures

mandatory for all current and future Board members.

Move: Matt Zurcher Second: Darlene Packard Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

Attorney Cornelius recommended the following motions due to a recent article in which Central Yavapai Fire District Director Jacobs stated she intended to file a law suit against the Agency.

Motion that the current requirements as set forth by the CYFD Board regarding communications between Director Jacobs and Chief Freitag should remain in writing and then Chief Freitag should respond in kind to Director Jacobs as well as copy to the CAFMA Board Chair.

Move: Matt Zurcher Second: Dave Dobbs Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

Attorney Cornelius believes that most of the correspondence related to the allegations raised by Director Jacobs and highlighted in Chief Freitag's complaint are public record; however, there may be some items that are not. He therefore recommended a motion to consider whether the correspondence is public record.

Motion to instruct Attorney Cornelius to consider whether correspondence on behalf of the Board between Attorney Cornelius, Director Jacobs and/or Attorney Carol Pilch should be characterized as public record in accordance with the law.

Move: Dave Dobbs Second: Julie Pettit Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

Attorney Cornelius explained that he was originally requested to obtain a third-party investigator; however, the instruction changed and he asked for a motion for clarification.

Motion to instruct Attorney Cornelius to take no action to retain a third party investigator until further instructions from this Board.

Move: Darlene Packard Second: Matt Zurcher Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

B. Discussion and Possible Action Regarding Chief Freitag's Contract Negotiations

Attorney Cornelius explained that the amendments for the severability clause, the indemnification provision related to potential IRS claims arising from the new PSPRS Tier 3 Program, and Chief Freitag's specific requested items need to be verified. The contract will be circulated for Chief Freitag's approval so it may be executed prior to July 1.

Motion to approve contract with amendments for severability clause, indemnification language, and to confirm that Chief's written synopsis of particular levels of contract details should be included in the document.

Move: Darlene Packard Second: Dave Dobbs Status: Passed

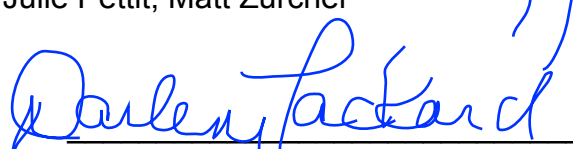
Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher

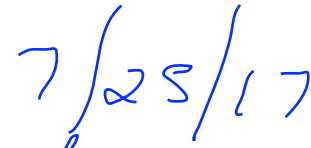
10. ADJOURNMENT

Motion to adjourn at 7:07 p.m.

Move: Darlene Packard Second: Dave Dobbs Status: Passed

Yes: Dave Dobbs, Darlene Packard, Julie Pettit, Matt Zurcher


Board Clerk


Date