

**Animas Fire Protection District  
Post Office Box 3820  
Durango, CO 81302**

Elected Officials

Greg Drover, Chairperson  
Claude E. Deering, Jr., Treasurer  
Tony Whittle, Member

Bill Warren, Secretary  
Jim Barrett, Member

Special Board Meeting Minutes  
January 12, 2012  
5:00 P.M.  
Station 1, Training Room

**ATTENDANCE:**

X	Greg Drover, Chairperson
X	Claude Deering, Treasurer
X	Tony Whittle, Member

X	Bill Warren, Secretary
	Jim Barrett, Member

**OTHERS**

Several DFRA Employees  
Sandra Goodell  
Dave Jackson  
Mike Murray  
Bill Meiers

**OPEN MEETING AND ROLL CALL**

Meeting called to order by Greg Drover at 5:03 pm  
Roll was taken by District Administrator  
Present at roll call were Members – Drover, Deering, Warren & Whittle  
*A motion to excuse Director Barrett due to a time conflict was made by Director Warren and seconded by Director Deering. The motion unanimously passed.*  
A quorum was declared by Greg Drover

**ADDITIONS AND APPROVAL OF THE AGENDA**

Director Deering added the following:  
1. New Business - Personnel Issue

*A motion was made by Director Warren and seconded by Director Whittle to accept the agenda as modified. Motion unanimously approved.*

**CONFIRMATION OF CONFLICTS BY BOARD OF DIRECTORS**

Chairperson Drover asked for Directors with a conflict of interest to identify it.  
No Director identified a conflict.

## EXECUTIVE SESSION

*Director Deering made a motion that was seconded by Director Warren to move into Executive Session. Motion unanimously passed.*

Chairperson Drover announced the District Board would enter into Executive Session to receive advice of legal counsel regarding specific legal questions concerning mediation with contracting parties and other issues related to the operation of the Animas Fire Protection District and its contractual arrangement with Durango Fire and Rescue Authority; pursuant to Colorado Revised Statute 24-6-402(b).

Pursuant to Colorado Revised Statute 26-6-402(2)(d.5) and the Colorado Rules of Professional Conduct, Rule 1.6, Mr. Ross attested that tonight's Executive Session constituted protected attorney-client privilege discussions and therefore it will not be recorded.

*Director Whittle made a motion that was seconded by Director Warren to close the Executive Session.*

## EXECUTIVE SESSION CLOSED

*Chairperson Drover called the Special Meeting back to order at 6:40 pm*

Chairperson Drover explained the discussion in the Executive Session and made the following announcement to the public

- The District is moving forward with items of negotiations to the other funding partners
- Counsel has been directed to set-up mediation sometime in February
- Requested that the public forward any concerns that they want mediated and to provide their requests to a District Director and it would be forwarded to the District's counsel to be mediated.
- Current points of mediation are not being disclosed because the other funding partners have not agreed to them

It was further discussed that a mediator named Mr. Snodgrass was agreed to by the partners.

## NEW BUSINESS

*Resolution to designate District meeting time and place and posting of 72-hour notices pursuant to C.R.S. 32-1-903-(1)-(2)*

Chairperson Drover read the resolution designating the District's meeting time and place for 72-hour notice.

Director Warren discussed varying the meeting places so more constituents would be able to attend District meetings. Director Deering suggested that notices to the newspaper should also be scheduled if different meeting places would be used.

*Resolution for designating District posting place of the 24-hour agenda notice pursuant to C.R.S. 24-6-402(2)(c)*

Chairperson Drover read the resolution designating the District's meeting time and place for 24-hour notice.

*Director Deering made a motion to accept the resolution for both designations. The motion was seconded by Bill Warren. Resolution passed unanimously.*

*Approval of Request for Auditor RFP*

Chairperson Drover stated that his review of the proposal did not bring up any challenges for him. Chairperson Drover requested, "To entertain a motion, to accept the Auditor RFP as proposed".

Discussion ensued regarding the need to move swiftly in getting the RFP published and sent out. Further discussion included who the RFP could be sent too. An Audit Search Committee was formed to make the selection, made up of Treasurer Deering, Director Warren and Director Drover.

*A motion was made by Director Whittle authorize the Audit Search Committee to select the auditor from the properly received proposals. The motion was seconded by Director Warren. Motion unanimously passed.*

*A motion was made by Director Warren and seconded by Director Deering to approve the Auditor Request for Proposal and move forward with sending out to potential audit firms.*

*Discussion of District meeting places – Bill Warren*

This issue was discussed under the meeting resolutions

*Personnel Issue*

*Director Deering made a motion to replace the District's representative on the DFRA Board, by replacing Mr. Drover and Mr. Barrett with himself and Mr. Whittle. The motion was seconded by Director Warren.*

Director Deering informed the Board that in an effort to try smoothing out "bumps in the road" and continue in negotiations with the District's contracting parties; he believes it would be in the best interest of the District to replace the existing representatives on the DFRA Board. He explained that it was important because there is a split in the Board regarding the negotiations and desire to leave DFRA; it is important that the representative to DFRA represent the Board's majority. The longevity of the current representatives, need for new opinions, and opportunities for other Directors were additional reasons mentioned for making the change. The Board agreed that in the past the representatives did not always bring forward District Board's majority interests and its will. Director Whittle discussed his ability to vote and act upon the will of the District Board; despite personal feelings, and his willingness to be objective during this transition period.

