

**MICA KIDD ISLAND FIRE PROTECTION DISTRICT
BOARD OF COMMISSIONERS
REGULAR MEETING
April 24, 2018 6:00 PM**

PRESENT:

Chairman Mundt - larrysub3mki@aol.com
Commissioner Arhutick - marhutick@gmail.com
Commissioner Hauser - gretchensub2mki@frontier.com
Chief Sneve - dsneve@worleyfire.com
Deputy Chief Maines - bmaines@worleyfire.com
Carmen Saranto - admin@mkifire.com

CALL TO ORDER

Meeting was called to order at 6:00 pm.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTARY

None

APPROVAL OF MINUTES FROM THE PRIOR MEETING (S) 00:01:05

Regular Monthly Meeting of March 27, 2018

COMMISSIONER ARHUTICK requested a correction to his name on page 3.

CHAIRMAN MUNDT moved to approve the minutes as revised. COMMISSIONER HAUSER 2nd: **Motion Carried.**

APPROVAL OF BILLS AND FINANCIAL REPORTS

CHECK DETAIL 00:4:15

COMMISSIONER HAUSER asked about the utilities; spectrum. CARMEN stated that one of the spectrums is the office the other one is the station. We did get the lines transferred over and canceled two phone lines and one Internet line. We should be receiving a credit for the phone lines that we cancel. COMMISSIONER ARHUTICK asked if the station will be Internet and the office phones. CARMEN stated that we will have one phone line and one Internet line; the office invoice will go away. COMMISSIONER HAUSER: Okay well that's not what I heard you say I was confused.

CHAIRMAN MUNDT asked if the Jones and Bartlett was for the EMT class, CARMEN stated that it was. COMMISSIONER HAUSER: That's the EMT why is it only \$600? CARMEN stated it was for just the books, we ordered six books and had one person dropped out so I sent one book back and we should be receiving a credit for. COMMISSIONER HAUSER: Who dropped out? CARMEN: I don't know you'd have to ask Devon.

COMMISSIONER ARHUTICK asked who Lombardi was. CARMEN stated it was a restaurant in Las Vegas. She was there for HIPAA training, The Lombardi's and Starbucks receipt.

COMMISSIONER HAUSER asked where the cell phone bills were, CARMEN stated she had not received them yet. The reason I asked about the cell phone is because of the minutes and some other document that I read that you sent us. About recognizing Fire District incurred cost for each minute of air time. CARMEN stated we have an unlimited plan.

COMMISSIONER ARHUTICK inquired about the Interstate bill on the 11th and the 16th for exactly the same amount, CARMEN stated she would look into it but it look like it might be a duplicate, she would correct it if it was.

COMMISSIONER HAUSER asked about the Inland Empire Brothers in Battle - Mastin and Populus went to? Chief Maines stated that Brothers in Battle is a company that does fire training. Devon was signed up but once we entered the management agreement, one person has to be in the district at all times so one of the volunteers went with Chad.

COMMISSIONER HAUSER asked about the Cafferty bill. Now I have your email explaining what happened with the bill of \$68.00. It says per my request, I'm sure I did request that because he requested it. He had told us it was free for him to review the agenda. CARMEN stated that's what I thought you had told me. COMMISSIONER HAUSER: That's what he had said. CARMEN: When I asked him about the invoice; because I had not called him for any reason. He said that's what it was for. He was replying because we included him in the email of the agenda in the minutes and he was commenting. CHAIRMAN MUNDT: Wasn't there a change on the agenda that we now need to add "Action Item" to the agenda. COMMISSIONER HAUSER: But you didn't send him the agenda this time. CARMEN: I accidentally did and he commented on it. COMMISSIONER HAUSER: Okay, when was that. CARMEN: I sent it to him when I sent it to you and the community. I took him out of my email list at MKI but I forgot to take him out of my email list at Worley and that is where I sent it from. He commented that everything was fine and he was glad to see the minutes were actual minutes and not transcriptions. COMMISSIONER HAUSER: And I'm trying to get it straight. I'd like to understand, so he called you? CARMEN: No, he emailed. He replied to the email that I sent him. COMMISSIONER HAUSER: So this was April's? CARMEN: I sent those out Thursday or was it Friday morning. COMMISSIONER HAUSER: You sent them out a couple of times. CARMEN: Yes, the second time. COMMISSIONER HAUSER: I got very confused; you kept sending a whole bunch of stuff and changes. You changed these and you change the BVA, so I got very confused. CARMEN: Sorry about that. COMMISSIONER HAUSER: Well it's hard for me I'm not saying it is for these two but it's hard for me to set aside the time to look at them and when I do and the changes come in it confuses me. CARMEN: So how can I make it less confusing for you? Because I'm not perfect and they're going to be changes? COMMISSIONER HAUSER: I'm not saying you need to be perfect okay I'm commenting that I was very confused. You sent out a 3/26 BVA, 4/16 BVA and 4/20 BVA. CARMEN: I didn't send out that many. COMMISSIONER HAUSER: Oh yeah. CHAIRMAN MUNDT: I didn't get that many. COMMISSIONER ARHUTICK: I didn't either. CARMEN: So the date of receiving the email would indicate the most recent; is there something else I could do to indicate the newest one? COMMISSIONER HAUSER: Well first of all I have to print them out to read them so I print them out and then another one comes in and then I print it out. They all appear to have different dates on the report. What I think would be helpful is if you would put the date that it actually goes through. CARMEN: The ending dates not the end of the fiscal year? COMMISSIONER HAUSER: That would make it easier to understand which one was the most current. CARMEN: Okay I can do that. COMMISSIONER HAUSER: I just got really confused, I try and get organized but it doesn't always work that way. CARMEN: If there is a way that I can do it to help you. So if the original was done we received a couple of invoices that I thought would be good if they were included in this month's expensive which would constitute running another report. COMMISSIONER HAUSER: Then if you would change the ending date of that report that would easily indicate that was the most recent one. CARMEN: I can do that.

COMMISSIONER HAUSER: I see you also added signage at the end. CARMEN: That was recommended by Mary Richter CPA. CHAIRMAN MUNDT: We use to do that years ago.

CHAIRMAN MUNDT moved to approve the Check Detail Report as submitted. COMMISSIONER ARHUTICK 2nd: **Motion Carried**

PROFIT AND LOSS BUDGET VS ACTUAL 00:20:30

COMMISSIONER HAUSER: I still don't know which one. It's going to be the one with the most recent print date. CARMEN: Yes. COMMISSIONER ARHUTICK: Our next disbursement from the county will be in June? CARMEN stated that it would be July; June is the tax collection date we'll get our payment in July. COMMISSIONER HAUSER: What are the interest income and reimbursable incomes? Where are we getting all that interest from? CARMEN: The LGIP account. COMMISSIONER HAUSER: Why did we put only 500 in the budget when we have 2,500? COMMISSIONER ARHUTICK: Because we haven't been making that much in the past, that's why. COMMISSIONER HAUSER: Yeah but why are we making more? COMMISSIONER ARHUTICK: They must have invested better. We don't tell them how to invest it you know. COMMISSIONER HAUSER: I was just curious; it's not a bad thing. CHAIRMAN MUNDT: We have more money in there too. COMMISSIONER ARHUTICK: Because historically we have not gotten that much that's why it's \$500. COMMISSIONER HAUSER: Right that's why I was wondering because interest rates have not gone up that much. CARMEN: Not in the public sector. COMMISSIONER HAUSER: Good I'm not complaining, I'm just asking. CARMEN: The reimbursed dividend is the rebate check that we received for installing the bay lights from Kootenai Electric. COMMISSIONER ARHUTICK: Are we buying a lot of extra in 6055 District Supplies? I'm just asking because we're going to run out of money pretty quickly. CARMEN: Yes, prior to clamping down on the expenditures, yes they were buying a lot of stuff. A lot of that is Costco for their monthly family meal, suppling food for the volunteers, a little of that goes to paper towels, toilet paper and paper plates. COMMISSIONER ARHUTICK: So we are going to run out of money before the end of the budget year. CARMEN: Yes.

COMMISSIONER ARHUTICK: Are utilities are up a little bit? Is that because it was a cold winter and it should slack off for the rest of the year? CARMEN: Yes hopefully.

COMMISSIONER HAUSER: I noticed in the check detail; the MOU is in "Professional Other"? CARMEN: Where would you like it to be? COMMISSIONER HAUSER: Carmen I'm just asking, and if I did before I apologize. I'm just trying to collect data. CARMEN: That's where it is because it is a professional contract. If it's better suited someplace else, let me know. COMMISSIONER HAUSER: Okay, the other thing is I haven't been here for a month so I don't know what's going on. I don't know if there's been a change made and that's why I'm asking.

COMMISSIONER HAUSER: We have lots of money left in the rental line item. COMMISSIONER ARHUTICK: We'll have to move it later.

COMMISSIONER HAUSER: Now what was the deal about the boots? COMMISSIONER ARHUTICK: They were on the check register but they were not reflected in the BVA. They are a uniform expense correct.

CHAIRMAN MUNDT: Is there any outstanding vehicle maintenance? We're sitting at 98%. Is there stuff pending? CHIEF SNEVE: We've pretty much turned off all the spending. The only trucks that have gone through the Worley shop have been your brush trucks, we're going to hold off on everything else until after fiscal then we'll start running the engines and tenders through. There is ongoing, we have a fuel issue on one of the trucks that we're working on. I can almost guarantee we're going to bust that line item. CHAIRMAN MUNDT: We don't have to do a pump test or anything? CHIEF SNEVE: Larson Pump comes up and does our pump testing; he usually comes up into North Idaho and does everybody's. I'm assuming you did that as well. CARMEN stated that we did. CHIEF SNEVE: That will be an expense that comes through. It's not required that you do a pump test but it's highly recommended that you do for your ISRB rating. CHAIRMAN MUNDT: Does that have to be done annually? CHIEF SNEVE: Yes, and also your

ladders. There is an annual certification on those as well. COMMISSIONER HAUSER: If there is stuff that we need to do, don't we just need to do it? CHIEF SNEVE: I'm not going to expend the money until after I ask you guys first, I need to give you an estimate. To give you how much is going to cost because we don't have that money in the budget line item. Do you want to proceed? Yes or No. CHIEF MAINES: I think she's asking there's a difference between frontline and reserve. Front line will always be fixed no matter what. COMMISSIONER HAUSER: Okay that's what I was asking and again I'm not a fire person I'm just trying to gather the information. When you talk about their past due it's a problem. CHIEF MAINES: No. COMMISSIONER HAUSER: Okay because in my mind it would be best anything you want do what we need to do. CHIEF SNEVE: If it's your reserve tender or brush trucks something we don't really need to have fixed we can limp by with it we'll put that off.

CHAIRMAN MUNDT: My point is I don't want to pass if they're making a trip through, rather than bring them up special for us. CHIEF SNEVE: If it comes in before commissioners meeting I will contact each of you by phone. COMMISSIONER ARHUTICK: If that happens I think you can call the chairman on that you don't need to contact me. COMMISSIONER HAUSER: He's on the golf course. COMMISSIONER ARHUTICK: You might have trouble finding me. I trust his judgment. COMMISSIONER HAUSER: Yes and I can say the same thing you could find me because I'm always at my desk but yes that's fine with me too. COMMISSIONER ARHUTICK: It's a waste of your time to call all three of us when one of us would suffice. COMMISSIONER HAUSER: It's nice to know, you can always shoot us an email. COMMISSIONER ARHUTICK: "KISS Principle" keep it simple stupid. COMMISSIONER HAUSER: So I'm stupid. COMMISSIONER ARHUTICK: No I'm saying that's what it stands for. COMMISSIONER HAUSER: Compared to you guys I am in this venue. I freely admit it. I'm trying to learn, I'm trying to understand, I'm not ashamed of it. It's just not my thing. COMMISSIONER ARHUTICK: You're doing great. COMMISSIONER HAUSER: Quick Books is my thing. CHAIRMAN MUNDT: Plenty of things that all of the need to have explained to us in detail.

BALANCE SHEET 00:31:30

COMMISSIONER ARHUTICK: I have probably asked this question before but on the credit cards do we have a separate visa card just for utilities? CARMEN: Yes. COMMISSIONER ARHUTICK: Are these visa cards through our current bank? CARMEN: Yes.

CHAIRMAN MUNDT: When we made our changes with regard to benefits; for years we try to avoid any carryover because that was actually a liability carried into the future. I assume that's changed now; part of the problem was we wanted them to use or lose their vacation but what that does is they have to leave right when we need them the most right in the middle of fire season; which is asinine. So we change that; I assume that's going to create a liability and to me it's has to be worth it but I'm not sure how that's reflected. CARMEN: I'm not sure if that would reflect on the balance sheet or not, I know there's a journal entry adjustment for the audit. CHAIRMAN MUNDT: I know it exists; not sure how it's reflected.

CHAIRMAN MUNDT moved to approve the Budget vs Actual and Balance Sheet as submitted. COMMISSIONER ARHUTICK 2nd: **Motion Carried**

CHIEF SNEVE'S REPORT 00:35:06

See attached

DEPUTY CHIEF MAINES'S REPORT 00:50:15

See attached

DEPUTY CHIEF RISKE'S REPORT 01:00:15

See attached

OLD BUSINESS 01:04:00

a. None

EXECUTIVE SESSION: 01:05:00

CHAIRMAN MUNDT moved to go into Executive Session for: Discussion of personnel Pursuant to the Provisions of Idaho Code 74-206, subsection (1)(b) To consider the evaluation, dismissal or disciplining of, or to hear complaints or charges brought against, a public officer, employee, staff member or individual agent. COMMISSIONER ARHUTICK 2nd. **Motion Carried.**

CHAIRMAN MUNDT called for roll call vote:

CHAIRMAN MUNDT:	Yes
COMMISSIONER ARHUTICK:	Yes
COMMISSIONER HAUSER:	Yes

Entered Executive Session at 7:05

End of Audio file: Apr 24, 2018-1.MP3

Returned from Executive Session at 7:50

Start of Audio file: Apr 24, 2018-2.MP3

CHAIRMAN MUNDT moved to end Executive Session. COMMISSIONER HAUSER 2nd. **Motion Carried.**

CHAIRMAN MUNDT called for roll call vote:

CHAIRMAN MUNDT:	Yes
COMMISSIONER ARHUTICK:	Yes
COMMISSIONER HAUSER:	Yes

NEW BUSINESS

a. Deputy Chief Job Description – ACTION ITEM 00:00:24

CHAIRMAN MUNDT moved to approve the Deputy Chief Job Description as submitted. COMMISSIONER ARHUTICK 2nd:

Discussion:

COMMISSIONER HAUSER: Bottom of page 3 “If serving as a Duty Officer and the employee does not live within the Fire District boundaries, said employee shall be required to staff a station for the term of his/her Shift period.” What does that mean? CHIEF SNEVE: If you hire a deputy chief and they live in Coeur d’Alene and that person is on shift and they change out Tuesday morning that person has to be here to respond to calls. COMMISSIONER HAUSER: Where? So set up a cot? CHIEF SNEVE: Basically, this is a generic to fit not necessarily what your situation is currently but also in the future. COMMISSIONER ARHUTICK: It also says in there that we can make exceptions. COMMISSIONER HAUSER: I could’ve sworn I saw that the commission has decided what it is. CHIEF SNEVE: That was in the full-time exempt employee.

CHAIRMAN MUNDT called for roll call vote:

CHAIRMAN MUNDT:	Yes
COMMISSIONER ARHUTICK:	Yes
COMMISSIONER HAUSER:	Yes

Motion Carried

b. Deputy Chief Exempt Employee Agreement – ACTION ITEM 00:06:30

CHAIRMAN MUNDT moved to approve the Deputy Chief Exempt Employee Agreement as submitted starting April 23, 2018 with a base salary of \$47,344.00. COMMISSIONER ARHUTICK 2nd:

Discussion:

COMMISSIONER HAUSER: Any receipt lost over the two allowed will be deducted from the employee's paycheck. CHIEF SNEVE: That's part of the credit card policy which is separate. CHAIRMAN MUNDT asked for any further discussion hearing none.

CHAIRMAN MUNDT called for roll call vote:

CHAIRMAN MUNDT:	Yes
COMMISSIONER ARHUTICK:	Yes
COMMISSIONER HAUSER:	No

Motion Carried

c. Change Budget Hearing Date – Wed Sept 26, 2016 ACTION ITEM 00:09:30

CARMEN stated the day should be August 28, 2018. CHIEF SNEVE stated that one of our concerns is the management team has their meeting on the same date, right now it's working out okay because our commissioners meetings last half hour and we're done. We start at 4:30 and were done by 5:00 and then we can come up here. COMMISSIONER HAUSER: Well you obviously don't have somebody like me. COMMISSIONER ARHUTICK: Do we want to put it a week before then? CARMEN suggested moving it to the next day Wednesday, August 29, 2018. COMMISSIONER HAUSER stated the week before was not good because of the fair.

CHAIRMAN MUNDT moved to change the budget hearing/BOC meeting date to August 29, 2018. COMMISSIONER HAUSER 2ND: **Motion Carried.**

d. Secretary / Treasurer Position – ACTION ITEM 00:13:53

CHIEF SNEVE stated currently Commissioner Hauser serves as the treasurer and Carmen serves as the secretary. Does it work is my question? COMMISSIONER HAUSER: The problem is there's been a lot going on and with the move and everything Carmen has always said when the other treasure was doing it that she wished she could just do everything, so I have deferred to her a couple of times but I really want to get back into it and keep my nose in it. With the Fridays; not working on Fridays that created an issue, moving the office and not having the computer set up; all of it. So I said okay let's just wait until all that smooths out; I just don't want to be thrown out, no. CHAIRMAN MUNDT: It is a requirement that one of us does it. So consequently if you don't have time to do it then one of us has to. COMMISSIONER HAUSER stated it's not that I don't have time it's just there's been so many conflicts. CARMEN stated scheduling has been difficult and not having an office or a desk has made it more difficult. COMMISSIONER HAUSER: I get up at 5 o'clock and show up here at 530 our biggest problem is we just talk too much and time flies by. CARMEN stated her schedule at Worley Fire changed to her working 4/10's so she leaves MKI by 6:30am so that kind of messed things up too. COMMISSIONER HAUSER asked Carmen if she was wanting to change she stated she just felt bad because she had to leave by 6:30 and that Gretchen would have to schedule even earlier in the morning or a different time. COMMISSIONER HAUSER stated "I don't want to not do it" CARMEN stated we'll work it out. CHAIRMAN MUNDT: I'm glad you're still willing to do it. COMMISSIONER HAUSER: Well it's been pretty easy lately; you can take the money to the bank I don't care about that and you go downtown. CARMEN stated she does the deposits for Worley so it's easy to take MKI's at the same time. CHIEF SNEVE stated that CARMEN serves as Worley's secretary-treasurer. COMMISSIONER HAUSER stated she knows that it's not that I don't trust her. I mean I haven't done it for months and I haven't questioned that. The only problem that I had was that I was confused with too many

reports and that was nothing personal against the work she did it was just how can we make this easier for Gretchen to not lose her mind. CHAIRMAN MUNDT: Okay so then can we move on? COMMISSIONER HAUSER stated yes, but I just want her to know that I'm not, not trusting her. I don't think she ever got that impression from me.

e. Credit card policy - ACTION ITEM 00:17:41

COMMISSIONER HAUSER asked her previous question of any receipt lost over the two allowed will be deducted from the employee's paycheck. Is it legal to do that? CHIEF SNEVE: According to our legal, yes. The template is from our department and we haven't had an issue. COMMISSIONER HAUSER: So you've never done this yourself. You've never had this happen? CHIEF SNEVE: We've never had an issue, if I lose a receipt I try to make out an explanation and give to the board of what was on the receipt, but if I continue to do that there needs to be something to jog my memory. COMMISSIONER HAUSER: I have no problem with that and if you were my kid I would have no problem with that I'm just talking about is it legal. CHIEF SNEVE: This went through our legal. COMMISSIONER HAUSER: And that brings me to another question, is everything going to go through your legal from now on and not our legal? CHAIRMAN MUNDT: It's not on the agenda. CHIEF SNEVE: I'm trying to expedite some of your policy updates. This stuff has been in our existing policy and been through our legal, Larry Beck, Randall Adams and Chuck Lempesis; because he reviews our policy manuals. Three different attorneys have gone through the stuff that we're doing. COMMISSIONER HAUSER: Asked if they went through it recently or in the past. CHIEF SNEVE: It was probably about three years ago. COMMISSIONER HAUSER: Okay so it's not a recent thing then. CHIEF SNEVE: No. COMMISSIONER HAUSER: Okay well that was kind of my understanding about it because I emailed Carmen and said has the attorney looked at it and she said yes an attorney has looked at it but she didn't talk about the timing of it. CHIEF SNEVE: It's on our existing policy manual I want to say it was about three years ago. We review and revise and change all the time. You're supposed to do it annually; we're all guilty we don't do it. The only one that has recently been done is the exempt employee. COMMISSIONER HAUSER: How recently? That was just done? CHIEF SNEVE: That was my Chiefs report the 18th. COMMISSIONER HAUSER: Okay so it was just done for this. CHIEF SNEVE: It was done for Mica Kidd Island and for this position. CHAIRMAN MUNDT: And we can expect a bill. CHIEF SNEVE: Yes. CHIEF SNEVE: What we're trying to do is update your existing policies as cost-effectively as we can. Know if there's going to be in big issue legality wise, exempt employees, hiring and firing of personnel, stuff like that that could be a sticky wicket it's going to go too review. But the bread-and-butter policies, credit card policies, use of district vehicles that kind of stuff the template is already there you can go to any like department and get it. That's where we get them, change the headings, change the dates look at them and you're done.

CHAIRMAN MUNDT moved to approve the credit card policy and procedure as submitted, COMMISSIONER HAUSER 2nd the motion: **Motion carried**

TAKE ACTION ON EXECUTIVE SESSION: 00:22:10

None

PUBLIC INPUT 00:22:16

None

COMMISSIONERS COMMENTS AND/OR CORRESPONDENCE 00:22:22

CHAIRMAN MUNDT: I would like to put on the next meeting's agenda, Personnel Review - Chad Mastin. COMMISSIONER HAUSER: So that would be executive session right? COMMISSIONER ARHUTICK: We can go into executive session if you want we don't have to. COMMISSIONER HAUSER: Stated we should shouldn't we? CHAIRMAN MUNDT: You can meet with the person if you would like to in executive session.

That's all that I have, if there is nothing more.

ADJOURNMENT 00:22:59

CHAIRMAN MUNDT moved to adjourn the meeting; COMMISSIONER HAUSER stated she had a comment. CHAIRMAN MUNDT: Sorry, that's why I said if there's nothing more. COMMISSIONER HAUSER: Sorry, I didn't grasp that. It's not been a good day. I think we need to talk about the lawyer thing too, that needs to go on next month's agenda. And it's not just because of my personal experience with your lawyer, it's because I think I need to know what's going on or how everybody else feels. To me by not letting John Cafferty know what's going on I'm being dishonest. That's just how I feel that's my personal opinion. However anybody votes. But we hired him as our lawyer and all of a sudden we hire you guys and now there's a new lawyer. I'm not comfortable with that. COMMISSIONER ARHUTICK: I am comfortable with Chuck Lempesis because he was our attorney for years and years. COMMISSIONER HAUSER: Well I am not! COMMISSIONER ARHUTICK: Well I am! And I get to make my comment now. COMMISSIONER HAUSER: What I'm talking about doesn't have to do with Chuck Lempesis it has to do with John Cafferty was hired we've talk to him and now all of a sudden we fall off the face of the earth I don't think that's right. COMMISSIONER ARHUTICK: We haven't fallen off the face of the earth; we've gotten a second opinion. CHAIRMAN MUNDT: On a specific topic. COMMISSIONER HAUSER: On a specific topic, but now like I said are we going to continue only to go to your guy's guy and not our guy's guy?

COMMISSIONER ARHUTICK: I don't believe that's the intent, is it? COMMISSIONER HAUSER: But we can't talk about it. CHAIRMAN MUNDT: We can put that on next month agenda. COMMISSIONER HAUSER: But I'm trying to get my point across as to what I want to talk about. CHAIRMAN MUNDT: I think having dissenting opinions is actually very common we even see it in the Supreme Court. If they were all in perfect agreement then there wouldn't; and so consequently is not surprising to me. COMMISSIONER HAUSER: It's not even the dissenting opinion that I have a problem with it's that I have a problem with somebody not telling him that if this is what we're going to do, this is what we're going to do. And I don't know if this is what we're going to do. CHAIRMAN MUNDT: Well we can share with him what we just did. COMMISSIONER HAUSER: Well yeah but what does it mean for the future? COMMISSIONER ARHUTICK: For the future it means if we run into the same type; this was a onetime very specific situation. It was for a second opinion on one item. One item, that's it. COMMISSIONER HAUSER: No it's not it's because they're talking about other things that the lawyers have seen but our lawyer has not seen. COMMISSIONER ARHUTICK: Here if you want to send these things to Mr. Cafferty send them and have them reviewed. COMMISSIONER HAUSER: I have my own copies. No I would not do that because we've already taken care of business on that. It's already gone through a lawyer; I'm talking about for the future. Because you mention other things that are going forward had already been seen by the lawyer so does that mean everything from now on is going to be... CHIEF SNEVE: We can run it through your attorney if you want. I would rather; I believe your attorney is a lot cheaper; Chuck Lempesis is \$300 an hour. COMMISSIONER HAUSER: No kidding! CHIEF SNEVE: Cafferty is probably a lot cheaper so basic stuff policies, the basic stuff of the department until comfortable running it through Cafferty. We start getting into employment stuff I have to kind of question his expertise. CHAIRMAN MUNDT: If you have a policy that's already been approved and all we need to do is change the title block I have great confidence in that. Because basically what we're doing as you've already spent the money and we're actually getting the benefit. CHIEF SNEVE: There is a lot of existing policies that all we're going to do is change a little bit, tweak a little bit. Some of it says "the chief" and it should say "the chief and or his/her designee. COMMISSIONER HAUSER: And I don't have any problem with that. I don't think anybody's getting it. CARMEN: You don't want Cafferty to find out that we used a different attorney without telling him? COMMISSIONER HAUSER: Yes, exactly he needs to know that. CHAIRMAN MUNDT: And I don't have a problem with that. COMMISSIONER ARHUTICK: I don't either, if you're uncomfortable call him and have a conversation with him. CARMEN: Tell him we got a second opinion. COMMISSIONER HAUSER: I'm going to. COMMISSIONER ARHUTICK: And tell him what we did, that's fine. COMMISSIONER HAUSER: That's fine. There's money in the budget for it. COMMISSIONER ARHUTICK: He will say that we... He'll use his standard thing that "you can do whatever you want" that is the answer every time. I'm only here to advise you. COMMISSIONER HAUSER: That's not his answer to me. COMMISSIONER ARHUTICK:

That's what he said to me on more than one occasion. And in that meeting that I went to that Hawley Troxell put on and all the entities were there... COMMISSIONER HAUSER: Okay, you know what this is about for me? This is about being loyal. Okay, and that's all. And that's what we talked about with Devon, and that's what we talked about with all of us together. This is about ...and I do not want to... he may not care. But I do. COMMISSIONER ARHUTICK: And he's also said get a second opinion if you don't agree with what I say. COMMISSIONER HAUSER: Fine, but I want to tell him about it and I don't care if it cost me money. COMMISSIONER ARHUTICK: I said go talk to him. COMMISSIONER HAUSER: I'm going to, I'm going to. CHAIRMAN MUNDT: Nobody is suggesting... COMMISSIONER HAUSER: But it's not just all about that "I don't like Chuck Lempesis". CHAIRMAN MUNDT: I didn't even suggest that. COMMISSIONER HAUSER: No, he did. COMMISSIONER ARHUTICK: I did not. CHAIRMAN MUNDT: I think it's important that the commissioners have free access to the attorney because what if your complaint to the attorney is about one of us. It's not my job to try and prevent you from seeking counsel that you feel is appropriate. And yes I'll help pay the bill. COMMISSIONER HAUSER: Well and again obviously the board has taken the advice of a different attorney against the advice of the attorney that we originally... COMMISSIONER ARHUTICK: No he's still our attorney Gretchen. I have never agreed; I'm kind of with Larry, I've never agreed that the volunteers are not employees. That was his and I'm very happy to have a second opinion. And if you want why don't we get a third opinion? COMMISSIONER HAUSER: I don't want a third opinion. COMMISSIONER ARHUTICK: Well maybe it will ease your pea brain. COMMISSIONER HAUSER: Watch it Buster. CHAIRMAN MUNDT: I've got work to do, are we good? COMMISSIONER HAUSER: No! No! COMMISSIONER ARHUTICK: Adjourn this meeting, I'm going home. CHAIRMAN MUNDT: Ok. COMMISSIONER HAUSER: You can adjourn it, you can adjourn it but no we're not good. That was a shitty thing to say. COMMISSIONER ARHUTICK: I'm tired of listening to you Gretchen. COMMISSIONER HAUSER: Oh boy, who's not tired of listening to you? CARMEN: We haven't adjourned the meeting. COMMISSIONER HAUSER: I don't care. CHAIRMAN MUNDT: This is inappropriate. Will you 2nd the adjourn? COMMISSIONER HAUSER 2nd: **Motion carried 8:21 P.M.**

Respectfully Submitted,

Exec. Asst. Carmen Saranto

Approved,

Chairman Larry Mundt

Approved,

Commissioner Gretchen Hauser

Approved,

Commissioner Mike Arhutick