

MINUTES

Central Arizona Fire and Medical Authority
Central Yavapai Fire District Board of Directors
CY Regular Meeting
Monday, August 27, 2018, 6:00 pm - 6:30 pm
Chino Valley Town Hall, 202 N. State Route 89, Chino Valley, Arizona

In Attendance

Darlene Packard; Jeff Wasowicz; Laura Mowrer; Matt Zurcher; Nicolas Cornelius; Susanne Dixon; Tom Steele; ViciLee Jacobs

Not In Attendance

Dave Tharp; Scott A Freitag

NOTICE OF MEETING

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Central Yavapai Fire District Board of Directors and the general public that the **Central Yavapai Fire District** will hold a meeting open to the public on **Monday, August 27, 2018 at 6:00 p.m.** The meeting will be held at the **Chino Valley Town Hall, 202 N. State Route 89, 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

Chair Packard called the Central Yavapai Fire District Board meeting to order on August 27, 2018 at 6:00 p.m.
Chief Bliss attended as Acting Fire Chief, and Attorney Cornelius attended telephonically.

2. PLEDGE OF ALLEGIANCE

Chair Packard led the Pledge of Allegiance.

3. CALL TO THE PUBLIC

In accordance with A.R.S. §38-431.01(H) and as a matter of policy, the Central Yavapai Fire District Board has decided to allow public comments as time permits. Therefore, those wishing to address the Board regarding an issue within the jurisdiction of this public body may do so in an orderly manner that includes completing a Call to the Public Form and submitting it to staff for the record. If a written statement is being read, please provide a copy to ensure it is entered into the record accurately. Individuals will be limited to speak for three (3) minutes and Call to the Public shall not exceed 30 minutes per meeting.

Chair Packard opened the meeting for public comments.

Larry Jacobs voiced his interpretation of the letter he received from the Attorney General's Office, Unit Chief Counsel Mr. Skinner regarding Mr. Jacobs' open meeting law complaint of February 26 and his and Chris Kuknyo's complaint of March 26. He explained that per State statute, he may present potential criminal issues to the Board. He stated that it's his plan to bring those two matters back to this Board next month so that the Board will have a clear understanding of the issues. He continued and stated that if the Board elects not to take action, he has already proceeded with other avenues with the Attorney General's Office, and he will continue to do that until these matters are addressed.

Chris Kuknyo repeated his concern with Attorney Cornelius representing all three Boards

due to a conflict of interest, and his opinion that the attorney is providing bad advice to the Board.

4. CONSENT AGENDA

All matters listed under consent agenda are considered to be routine by the Central Yavapai Fire District Board and will be enacted by one motion. There will be no separate discussion on these items. Any item may be removed by a Board member and will be considered separately for motion, discussion and action.

- A. Approve Regular Session Minutes - July 23, 2018
- B. Approve General Fund Financial Statements
- C. Approve Bond Debt Service Financial Statements
- D. Transfer July Revenues from Central Yavapai Fire District to Central Arizona Fire and Medical Authority in the Amount of \$53,919.23
- E. Approve Annual Renewal for Audit Assistance, Preparation, and Accounting Services for SC Audit and Accounting Solutions, LLC

Director Steele asked that Item D be removed from the consent agenda.

Director Jacobs stated that it would be inappropriate for her to vote on the minutes as she was not in attendance and asked that they be removed from the consent agenda.

Motion to approve Items B, C, and E on the consent agenda

Move: Jeff Wasowicz Second: Tom Steele Status: Passed

Yes: Darlene Packard, Tom Steele, Jeff Wasowicz, Matt Zurcher, ViciLee Jacobs

Motion to approve Item A. Regular Session Meeting Minutes from last month

Move: Jeff Wasowicz Second: Matt Zurcher Status: Passed

Yes: Darlene Packard, Tom Steele, Jeff Wasowicz, Matt Zurcher

Abstain: ViciLee Jacobs

Motion to approve Item D of the consent agenda

Move: Jeff Wasowicz Second: Matt Zurcher Status: Passed

Director Steele stated that he is sticking by his original complaint that it might be legal, but he does not think the creation of CAFMA is proper which interferes with the property tax rights and the amount that citizens in CYFD have to pay; they pay 84% of the cost in supporting Chino Valley. He stated that he is opposed to this and will not vote in favor of transferring the money to CAFMA.

Yes: Darlene Packard, Jeff Wasowicz, Matt Zurcher

No: Tom Steele, ViciLee Jacobs

5. VOTE TO GO INTO EXECUTIVE SESSION

- A. Legal Advice Pursuant to A.R.S. §38-431.03(A)(3) and Instruction to District Legal Counsel Pursuant to A.R.S. §38-431.03(A)(4) Re: Training Center Drainage

Executive Session was not required.

6. OLD BUSINESS

A. Motion, Discussion, and Action Related to Training Center Drainage Issues

Attorney Cornelius advised the Board that the documents that were revised to address his and Ken Januszewski's concerns were submitted to the Corps; we are now waiting for the Corps' response. The proposed contract for ACE / BlueScope is being revised to properly capture State statute and the Attorney General's requirements; that should be completed soon. There is an upcoming court hearing that Attorney Cornelius and Ken Januszewski will be attending. Attorney Cornelius is continuing to move forward.

7. NEW BUSINESS

A. Discussion and Direction to Set an Open Meeting Law Training Date with the Ombudsman's Office of the Arizona Attorney General Pursuant to Their Order That it Must be Completed Withing 60 Days of the Attorney General's Office Letter

Attorney Cornelius advised the Board that this is in regard to the letter that Mr. Jacobs referenced. Attorney Cornelius contacted the Ombudsman's office, both by telephone and email, to arrange for the required training; Attorney Cornelius has not received a response. Attorney Cornelius will continue to follow-up and will email staff for Board distribution to obtain the Board's guidance for dates for the training once he receives that information. Attorney Cornelius confirmed that the training has to be completed within 60 days of the date of the letter.

8. ADJOURNMENT

Motion to adjourn at 6:16 p.m.

Move: Matt Zurcher Second: Jeff Wasowicz Status: Passed

Yes: Darlene Packard, Tom Steele, Jeff Wasowicz, Matt Zurcher, ViciLee Jacobs

Clerk / Date

Signature indicating approval on next page.

**Signature Page For: 2018 08 27 Central Yavapai Regular Minutes-Approved.pdf - Central Yavapai
Fire District Board of Directors - CY Regular Meeting - 9/24/2018**



Jeff Wasowicz , Board Clerk 09/26/2018