

**MINUTES OF THE  
ONE-THOUSAND FORTY NINTH MEETING  
OF THE  
EUREKA FIRE PROTECTION DISTRICT  
ST. LOUIS AND JEFFERSON COUNTIES  
STATE OF MISSOURI**

**APRIL 9, 2013**

**BE IT REMEMBERED**, that the Board of Directors of Eureka Fire Protection District of St. Louis and Jefferson Counties, Eureka, Missouri met at the office of said District, Boardroom, Central Engine House, 4849 Highway 109 , Eureka, Missouri 63025, on Tuesday, April 9, 2013, at 1930 hours (7:30 p.m.). At the above time and place there were present:

**ROLL**

Patrick Feder	-- Chairman and Director
Francis B. Oberkramer	-- Treasurer and Director
Charles E. Kuhn	-- Secretary and Director

Fire Chief Greg Brown  
District Counsel Patrick Butler

Guests in attendance - various members of the paid and volunteer staff

**QUORUM**

A quorum being present, the Chairman called the meeting to order and announced the Board of Directors meeting to be in session for the transaction of any and all business to be brought before it at this time.

## **AMENDMENTS TO AGENDA**

The Chairman inquired as to whether or not there were any amendments to the Tentative Agenda for the meeting. Chief Brown reported the following additions to the tentative agenda:

**II. Communications:** none.

**III. Public Comments:** none.

**IV. Budget:** none.

**V. Land Agreements:** none.

**VI. Old Business:** none.

**VII. New Business:** none.

On motion made by Director Oberkramer and seconded by Director Kuhn, the Tentative Agenda was accepted as the Final Approved Agenda as per copy attached to these Minutes and with the aforementioned amendments.

### **I. APPROVAL OF PRIOR MINUTES**

The Chairman called for acceptance or rejection of meeting Minutes for the March 26, 2013 meeting.

The Minutes of the March 26, 2013 meeting of the Board of Directors were presented for review, modification, or approval.

Following discussion, and on motion by Director Kuhn, seconded by Director Oberkramer, the following resolution was unanimously approved and accepted:

“RESOLVED, that the Minutes of the Board of Directors’ Meeting of March 26, 2013 are hereby approved as presented.”

The Board of Directors being present and voting affirmatively, the motion was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramcr	- Aye
Director Pat Feder	- Aye
Director Charles E. Kuhn	- Aye

## **II. COMMUNICATIONS**

The Chairman next called for discussion of Communications.

### **A. Thank You from Our Little Haven**

Chief Brown presented a Thank You from Our Little Haven. A copy of the communication is attached hereto and incorporated herein by reference.

### **B. Resignation Letter**

Chief Brown presented a resignation letter from Corley Marler effective April 12, 2013. A copy of the communication is attached hereto and incorporated herein by reference.

### **C. Certification Letter from Jefferson County Clerk**

Chief Brown presented to the Board the letter from the Jefferson County Clerk certifying the April 2 election results. A copy of the communication is attached hereto and incorporated herein by reference.

### **E. Eureka-Wildwood Patch Report**

Chief Brown presented to the Board a copy of a recent news"blog" from a reader that appeared in the Eureka-Wildwood Patch newspaper concerning the District's quick response to a report of a gas leak. A copy of the communication is attached hereto and incorporated herein by reference.

### **III. PUBLIC COMMENTS**

The Chairman next called for Public Comments.

#### **A. Dale Hicks**

Mr. Dale Hicks appeared before the Board to request the Board to review the permit and inspection fees charged by the District. Mr. Hicks stated the building permit and inspection fees for most of the surrounding fire districts were “too high” in his opinion. He stated that the City of Eureka building permit fee was \$150.00 while the District’s building permit fee was \$733.00, and that he did not believe that District staff had to do 5 times the amount of work as compared to the City staff.

After a general discussion, the Board requested Deputy Chief Mullins to review the fee schedule.

#### **B. Wally Wuelling**

Mr. Wuelling appeared and offered congratulations to Director Oberkramer on his recent re-election. Mr. Wuelling requested the Board to continue to work on improving the Fire District, specifically including addressing any staffing issues that were raised during the recent election.

#### **C. Charles E. Kuhn, Jr.**

Director Kuhn announced that he had no plans to retire from the Board, despite a rumor that he had heard to the contrary.

### **IV. BUDGET AND FINANCIAL MATTERS**

#### **A. Treasurer’s Report**

The Chairman next called for a discussion of financial matters. A financial report was presented to the Board of Directors for review of general revenue checking, capital improvement checking fund, medical self-insurance fund, escrow balances, preliminary check register with attachments, and account payable invoices. Following a brief discussion, a motion was duly made by Director Kuhn, and seconded by Director Oberkramer, and the following Resolution was unanimously adopted:

**RESOLUTION  
ADOPTING THE TREASURER'S REPORT  
OF THE  
EUREKA FIRE PROTECTION DISTRICT  
APRIL 9, 2013**

“BE IT RESOLVED, By the Board of Directors of the Eureka Fire Protection District of St. Louis and Jefferson Counties, Missouri, that the Treasurer’s Report submitted to the Board of Directors, April 9, 2013, is hereby approved and accepted, including the payment of bills presented, with corrections if any; and,

RESOLVED, FURTHER, that said Report be appended to these Minutes and incorporated herein by reference, and that the disbursements, payment of bills, and transfers of funds therein approved be made by the appropriate, District Officers.”

The Board of Directors being present and voting affirmatively, the Resolution was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramcr	- Aye
Director Pat Feder	- Aye
Director Charles E. Kuhn	- Aye

**B. Non-binding tax rates**

Chief Brown provided to the Board the breakdown of the 2013 non-binding tax rates sent to St. Louis County. Chief Brown reported that the 2013 non-binding tax rate is \$1.2081 as compared to #1.2080 for 2012.

A general discussion was held.

Following a general discussion, a motion was duly made by Director Kuhn to approve the 2013 non-binding tax rate, and it was seconded by Director Oberkramer, and the motion was unanimously adopted:

The Board of Directors being present and voting affirmatively, the motion was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramcr	- Aye
Director Pat Feder	- Aye
Director Charles E. Kuhn	- Aye

**C. Budget Cutting**

Chief Brown provided a brief update to the Board on recent budget cutting measures at the District. Chief Brown also recommended a new purchasing policy to solicit bids for any purchase greater than \$500.00. After a general discussion, the Board suggested that a draft revision to a District purchasing policy be prepared and submitted back to them for review.

**D. Room Usage Fees**

Chief Brown and Assistant Chief Tomnitz presented a new fee schedule for outside companies to rent the training center. It was proposed that recognized non-profit groups would not be charged any rental fees.

A general discussion was held.

Following a general discussion, a motion was duly made by Director Kuhn to approve the fee schedule, and it was seconded by Director Oberkramer, and the motion was unanimously adopted:

The Board of Directors being present and voting affirmatively, the motion was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramer	- Aye
Director Pat Feder	- Aye
Director Charles E. Kuhn	- Aye

**V. LAND AGREEMENT**

There being no further budgetary matters, the Chairman then requested the presentation of any Land Agreements.

Chief Brown and Fire Marshal Mullins advised the Board of Directors that no Land Agreements were necessary at this time.

## **VI. OLD BUSINESS**

The Chairman then called the next item on the agenda: Old Business.

### **A. Copier Bid**

Chief Brown presented to the Board the report on the copier bids that were reviewed by the committee for the purchase of a new office copier.

Chief Brown reported that the recommendation was to award the bid to the lowest bidder as follows:

- 1) DNT Company – Bid #1 \$8,631.00

It was reported that the bid met all specifications.

A brief discussion was held.

Thereafter, Director Oberkramer made a motion to approve a bid , and the Motion was duly seconded by Director Kuhn.

The Board of Directors being present and voting affirmatively, the Motion was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramcr	- Aye
Director Pat Feder	- Aye
Director Charles Kuhn	- Aye

### **B. Solar Panel Project**

Chief Brown and Deputy Chief Mullins presented an update on the proposed lease from Brightergy Leasing, LLC in connection to a proposed new solar energy system on the roof of each one of the four fire stations. Brightergy Leasing would purchase all of the equipment and perform all of the work to install the solar energy equipment. In return, the District would agree to lease the equipment at the rate of \$200 per month per fire station. The District would retain all reverse metering benefits, while Brightergy would retain all tax credits, rebates, and governmental incentives.

A general discussion was held.

Thereafter, Director Oberkramer made a motion to table discussion of the project in order to allow additional time for District Counsel Butler review the proposed lease and for Director Feder to contact the Parkway School District and/or other customers who have had the solar energy lease for references on the program, and the Motion was duly seconded by Director Kuhn.

The Board of Directors being present and voting affirmatively, the Motion was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramer	- Aye
Director Pat Feder	- Aye
Director Charles Kuhn	- Aye

**C. Committee Assignments**

Chief Brown presented to the Board a written report concerning the individuals assigned to the various District committees.

**VI. NEW BUSINESS**

There being no further Old Business matters, the Chairman then requested the presentation of any New Business.

**A. Quarterly Newsletter**

Chief Brown presented to the Board a proposal to publish a quarterly newsletter to the public on the District.

A general discussion was held.

Director Feder and Oberkramer expressed concern regarding the cost of publishing and mailing such a newsletter 4 times a year. Chief Brown stated that he will research the issue and report back to the Board his findings.

**B. Equine Search & Rescue Candidate Application**

Chief Brown reported to the Board that the District had received two applications for the Equine Search & Rescue program and that the individuals are good candidates.

Following discussion, and on motion by Director Kuhn, seconded by Director Oberkramer, the following resolution was unanimously approved and accepted:

“RESOLVED, that Joshua Hahn and Jason Robert Rose and Susan Dame are hereby added to the District Volunteer staff as a member of the Equine Search & Rescue program.” The Board of Directors being present and voting affirmatively, the Resolution was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramer	- Aye
Director Pat Feder	- Aye
Director Charles Kuhn	- Aye

### **MOTION FOR CLOSED SESSION**

Thereafter, on motion duly made by Director Feder, seconded by Director Kuhn, and unanimously adopted, it was decided that there shall be a closed meeting of the board of directors, with closed records and closed vote, to be held for the discussion pursuant to RSMo. Section 610.021 (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys; RSMo. Section 610.0.021(3), Hiring, Firing, Discipline or Promoting of Particular Employees by a public governmental body when personal information about the employee is discussed or recorded; and RSMo. Section 610.021(23), Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups, to occur immediately after "new business" or at such time during the meeting as convenient to the meeting.

The Board of Directors being present and voting affirmatively, the Motion was adopted and approved. The roll call vote was as follows:

Director Francis B. Oberkramcr	- Aye
Director Pat Feder	- Aye
Director Charles Kuhn	- Aye

Based upon the foregoing vote, the public session of the meeting of the Board of Directors adjourned at 8:18 p.m. and a Closed Meeting was held.

### **RECONVENMENT OF OPEN SESSION**

The public meeting reconvened at 8:28 p.m., after the completion of the closed session.

NOTICE OF VOTE OR ACTION TAKEN IN CLOSED SESSION:

No official vote or official action was taken by the Board in closed session.

**VII. ANNOUNCEMENT OF NEXT MEETING**

Therefore, there being no other or further business to come before the Board, the Chairman stated that the next regular meeting of the Board of Directors shall be held Tuesday, April 23, 2013 at 1930 hours, Training Room, Eureka Fire Protection District, 4849 Highway 109, Eureka, Missouri 63025.

**ADJOURNMENT**

Upon motion duly made, seconded, and unanimously approved, the Chairman adjourned the general public meeting of the Board of Directors at 2030 hours (8:30 p.m.).

Respectfully submitted,

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Charles E. Kuhn, Secretary,  
Board of Directors

Approved:

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Francis B. Oberkramer , Director                      Date

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Patrick Feder, Director                                      Date

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Charles E. Kuhn, Director                                  Date