

COLDEN FIRE DISTRICT

Board of Fire Commissioners

Minutes – September 14, 2010

Regular Meeting of the Colden Fire District Board at 7:00 pm,
Station One, 8448 Gutekunst Road, Colden, New York 14033

1. Call to Order @ 7:00 P.M. The regular monthly meeting of the Commissioners of the Colden Fire District was called to order by the Chairman Jeffrey Shelley in compliance with Article 7 - Open Meetings Law.

2. Pledge of Allegiance to the Flag of the United States of America Led by Chairman Jeffrey Shelley.

3. Roll Call and Affirmation of Quorum: Yes

<u>Board Member</u>	<u>Present</u>
Chairman Jeffrey Shelley	Yes
Commissioner James Walter	Yes
Commissioner Michael Butler	Excused
Commissioner Joseph Murray	Yes
Commissioner Charles Kramer	Yes
Treasurer Michael Schneider	Yes

4. Public Attendance: Fire Chief Douglas Hyde, Assistant Fire Chief Ronald Smith, Gerald Pietraszek, Suzanne Pietraszek, Patrick Murphy

5. Consent Calendar:

a. Adoption of Agenda (Additions and/or Deletions)

Commissioner Joseph Murray made a motion to approve the Agenda as printed and Commissioner James Walter seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion to accept the agenda was approved.

b. Approval of Minutes from Previous Meetings

- Minutes from regular meeting held on July 13, 2010
- Minutes from special meeting held on July 27, 2010
- Minutes from regular meeting cancelled on August 10, 2010

Commissioner Joseph Murray made a motion to approve the Minutes as printed and Commissioner Charles Kramer seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion to accept the Minutes was approved.

c. Approval of Treasurer's Report (Monthly Financial Report)

- Treasurer's Report as of August 4, 2010
- Treasurer's Report as of September 14, 2010

Commissioner Joseph Murray made a motion to approve the Treasurer's Report as printed and Commissioner Charles Kramer seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion to approve the Treasurer's Report was approved.

d. Approval of Bills (Ratification of District Accounts Payable)

- Ratification of Accounts from the meeting held on September 14, 2010

WHEREAS, the Colden Fire District received certain invoices against it by way of vouchers received during the period ending September 14, 2010; and

WHEREAS, the Colden Fire District has reviewed said claims,

NOW, THEREFORE, BE IT RESOLVED, by the Colden Fire District that the following claims be certified by the Treasurer for approval and payment.

Commissioner Joseph Murray made a motion to approve the All Accounts Payable and Commissioner James Walter seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion to approve payment of bills was approved for the months of August and September 2010.

Abstract for the month of August

Year Funds Obligated	Claim Number	Date	Description of Transaction	Cost	Account Line
2010	3002	8/1/2010	Glatfelter Brokerage Service (Workers' Comp Fee)	\$ 3,978.80	A630
2010	3003	8/1/2010	National Fuel (District Office and Station 2)	\$28.96	A400-07b
2010	3004	8/1/2010	Metro Group, Inc. (Legal Notice – RAD 57)	\$74.77	A400-06
2010	3005	8/10/2010	Emergency Medical Products	\$2,170.22	A200-3
2010	3006	8/10/2010	OCCUSTAR (Physical)	\$60.00	A636
2010	3007	8/1/2010	Verizon Wireless (Ambulance phone)	\$10.03	A400-07d
2010	3008	8/1/2010	Verizon	\$30.15	A400-07e
2010	3009	8/10/2010	Dival (Dry Hydrant Parts)	\$1,697.50	A400-15 (\$1000) A400-19 (\$697.50)
2010	3010	8/10/2010	Brown & Stromecki (Liability Insurance)	\$17,975.96	A400-12
2010	3011	8/10/2010	Colden Fire Company (August Lease)	\$2,000.00	A400-16
2010	3012	8/10/2010	Brown & Stromecki (Workers' Comp Mgmt Fee)	\$1,250.00	A400-12
2010	3013	8/10/2010	NYSEG (District Office)	\$20.12	A400-07a

Year Funds Obligated	Claim Number	Date	Description of Transaction	Cost	Account Line
2010	3014	8/10/2010	NYSEG (Station 2)	\$201.46	A400-07a
2010	3015	8/10/2010	Town of Colden (Apparatus Fuel 1/1 – 6/30/2010)	\$1,060.09	A400-10
2010	3016	8/10/2010	M&T Credit Card (\$77.41)	-	n/a
2010	3016	8/10/2010	WG Arthur (Hooks for Station #2)	\$1.79	A400-08a
2010	3016	8/10/2010	Office Max (Office Supplies)	\$49.56	A400-01
2010	3016	8/10/2010	Home Depot (Sales Tax Refund)	\$(3.26)	Refund
2010	3016	8/10/2010	Lowes (Fire Company Expense)	\$29.32	Fire Company
2010	3017	8/10/2010	Masimo Americas, Inc. (RAD 57 CO-Oximeter)	\$5,429.00	Unrestricted Acct.
			Total	\$36,064.47	

Abstract for the month of September

Year Funds Obligated	Claim Number	Date	Description of Transaction	Cost	Account Line
2010	3018	9/1/2010	National Fuel	\$ 52.38	A400-07b
2010	3019	9/1/2010	Verizon Wireless (Ambulance Phone)	9.94	A400-07d
2010	3020	9/1/2010	Verizon	30.28	A400-07e
2010	3021	9/14/2010	NYSEG (District Office)	21.10	A400-07
2010	3022	9/14/2010	Emergency Medical Products	222.85	A200-3
2010	3023	9/14/2010	Fleet Maintenance (Eng 3)	186.50	A400-09
2010	3024	9/14/2010	Grainger (Red Flares)	92.52	A200-4
2010	3025	9/14/2010	Bielli Professional Black Top Maintenance	800.00	A400-08b
2010	3026	9/14/2010	Colden Fire Company (Sept Lease)	2,000.00	A400-16
2010	3027	9/14/2010	Colden Fire Company (Rehab Fluids)	245.30	A200-2
2010	3028	9/14/2010	Robert Chilson (Custodian)	332.46	A100-1
2010	3029	9/14/2010	Michael Schneider (Sec/Trea)	920.30	A100-2
2010	3030	9/14/2010	DiVal (Turn Out Gear Helmets and SCBA)	49,173.15	ISO/Grant
2010	3031	9/14/2010	Gorman Enterprises (Repair to Eng 3)	3,242.13	A400-09
2010	3032	9/14/2010	Southtowns Tireman (Eng 3 Batteries)	742.00	A400-09
2010	3033	9/14/2010	Cardmember Service (\$342.11)		
2010	3033	9/14/2010	* US Postal Service (Stamps)	88.61	A400-01
2010	3033	9/14/2010	* DLX For Business (Checks)	93.95	A400-01
2010	3033	9/14/2010	* Rapid Refill Ink (Ink for Station 1 Printer)	43.98	A400-01
2010	3033	9/14/2010	* All Safety Products (Eye Wash Station)	110.58	A400-08b
2010	3033	9/14/2010	* Dibble True Value (Eye Wash Hardware)	4.99	A400-08b
2010	3034	9/14/2010	Suburban Oxygen Supply	71.00	A200-3
2010	3035	9/14/2010	Dival (Fire Ext Insp and Gas Det Calib)	153.97	A400-08b
2010	3036	9/14/2010	Saia Communication (Radio Batteries)	375.00	A200-2
2010	3037	9/14/2010	RC Fire Equipment, Inc (17 pairs of Bunker Boots)	2,205.75	ISO/Grant
			Total	\$61,218.74	

e. Refund

Agency	Credit Description	Refund
Colden Fire Co.	Reimbursement	\$ 29.32
IRS	Refund for an Overcharge	\$560.00
	Total	\$589.32

WHEREAS, during the month of September, a credit of \$589.32 was reimbursed to the Fire District; and

NOW, THEREFORE, BE IT RESOLVED, by the Colden Fire District that the funds will be deposited into the General Fund.

Commissioner Joseph Murray made a motion to approve the reimbursement of funds in the amount of \$589.32 and Commissioner Charles Kramer seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion was approved.

6. Correspondence and communications received:

a. Letter from Western NY Fire District Officers Legislative Association announcing their Legislative Workshop September 25, 2010 in Stafford, NY.

b. The State Insurance Fund Payroll Report 7/09 – 7/10. Mailed back 7/29.

c. Certificate of Insurance received for Bank of Holland – Ron Smith will investigate why we received this notice.

d. Letter from NYS Insurance Fund assisting in Hazard Identification efforts.

e. Letter from NYS Public Entities Safety Group containing the current Workers' Compensation Loss Run Statement.

f. "EC Fire Service Mutual Aid Plan" received and needs a response by September 1, 2010.

g. NY Fire District Officers Guide (NYFD4) Revised 13 Aug 2010(Returned - Fire District will rescind membership form organization).

- h. NY State Retirement System Final Contribution Rates, Due 12/31/2010
- i. Erie County Polling Location Lease Agreement (\$175.00 per event – Sept 14 and Nov 2).
- j. US Dept of Transportation Pipeline & Hazardous Materials Safety Admin DOT-SP 10915 eighteenth revision.
- k. NYS Public Entities Safety Group 497 Memo station that Compensation Insurance Rates may decrease by 8.7% next year but VFBL policies will increase by 5.3% to 7.3%.
- l. Letter from the Town of Colden Inviting the Fire Company to participate in the Bi-Centennial Parade – Sunkist Hills Festival.
- m. NYS Public Entities Safety Group 497 meeting notice for 2 Oct 2010.
- n. NYS Insurance Fund Information Page Payroll Report received.
- o. Letter from the Town of Colden concerning Fire Company Access.
- p. NYS Comptroller office requesting information on personnel update.
- q. Letter from KME introducing Doug Kelley as our Sale Engineer for the new mini pumper.

7. Committee Reports

- Personnel Committee – No report.
- Finance Committee – Commissioners will receive a working copy of the proposed 2011 Budget this month.
- Capital Improvement Committee – No report.
- Insurance Committee – Discrepancies noted during the safety inspection are being corrected (i.e. eye wash station, etc.).
- Legal Committee – No report.

- Apparatus, Driver Certification, Communications, and Maintenance Committee – Jeffery Shelley/Michael Butler - With 252 days into the 2010, we spent \$7,570.57 on unscheduled repairs (69% of our maintenance budget for 2010). Maintenance report follows:

Colden 1 (Engine) – Mission Capable
Colden 2 (Engine) – Mission Capable (Acid drip under control)
Colden 3 (Engine) – Mission Capable (Voltage gage being replaced,
Discharged gage (3-2) reported as not working at Monday's Drill.
Colden 7 (Rescue) – Mission Capable
Colden 8 (Ambulance) – Mission Capable

Commissioner Butler turned in his report on Personnel Trained to drive the Ambulance. During 2011, the goal will be to complete all annual training before the end of August of each year.

- Executive Board Committee – No report.
- Service Award Committee – No report.
- Hazardous Materials Committee – No report.
- Training Committee – A new program called “Chief’s Cabinet” was introduced so that the Commissioners and Chiefs can develop training programs for the next couple of months.
- Foreign Fire Insurance Monies 2% Funds Committee – No report.
- Grants Committee – SCBA Air Pack and helmets received. Turn-out gear measured, and invoice received. Boots approved but a question of the change in boot approved will be looked into to be sure the item to order is what the Company is expecting. Wording on invoice different from past orders.
- Public Protection Classification (PPC) Committee – No report.
- Medical Readiness – No report.

8. Reports

- a. Fire Chief - Number of Fire Calls: July 5, August 7

Call/Drill sign-in sheets received for July and August 2010

Support of Special Events: 911 Memorial Service 9/11/2010
 Colden Bicentennial 9/11-12/2010
 Car Cruise Fund Raiser 9/12/2010
 One Eng to Springville Home Coming 10/8/2010

- b. EMS Chief - Number of First Aid Calls: July 7, August 13
- c. Safety Officer – No report.
- d. President of the Auxiliary – No report.
- e. Fire Police – No report.
- f. President of the Fire Company: President submitted one application for membership and one for a change of duty status.

Resolution # 2010- 058 – Membership to the Colden Fire District

WHEREAS, the Fire District has received an application from the Colden Fire Company for appointment of Richard Ducote to said Company as a Volunteer; and

WHEREAS, the application has been reviewed and recommended by Fire Chief Doug Hyde;

NOW, THEREFORE, be it RESOLVED that Richard Ducote is hereby appointed as a Volunteer Member of the Colden Fire Company effective 8/10/2010.

Commissioner Joseph Murray made a motion to accept Membership Application pending an acceptable Medical Examination and Commissioner Charles Kramer seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion to accept the Membership Application pending satisfactory Arson Check & Medical Examination was approved.

Resolution # 2010- 059 – Change of Status - Firefighter Michael Marinaccio

WHEREAS, Volunteer Firefighter Michael Marinaccio status within the Fire District has change from Inactive due to Medical reasons to Active, and

WHEREAS, Fire Chief Douglas Hyde, recommends we accept the change in status of volunteer Firefighter Michael Marinaccio,

NOW THEREFORE, be it RESOLVED, that this Board of Fire Commissioners officially approves the personnel status change of Michael Marinaccio with an effective date of 9/14/2010.

Commissioner Joseph Murray made a motion to place Firefighter Michael Marinaccio in an active status effective 9/14/2010 pending an acceptable medical examination, and Commissioner James Walter seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion was approved

9. Purchase Requests (Equipment / Services):

a. **Fire Service Purchases:** Essential Items needed to support Fire Protection Operations provided by the Colden Fire Company.

Description of Items	Account	Cost
1" Forestry Hose, 800 feet	A200-2 (\$200.00)/A400-19 (\$1,000.00)	\$1,200.00
1" Forestry Hose Nozzles (4 ea)	A200-2	400.00
Portable Backpack Pumps (Collapsible)	A200-2	800.00
	Total Cost	\$2,400.00

Resolution # 2010- 060 – Purchase of Fire Protection Equipment / Supplies

Commissioner Joseph Murray made a motion to approve the purchases and Commissioner James Walter seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

BE IT FURTHER RESOLVED, that the Colden Fire District will acquire the above listed items pursuant to the Fire District's Procurement Policy and in accordance with New York State Purchasing Guidelines.

A vote was taken and the motion to authorize the purchases was approved.

b. Emergency Medical Services Purchases: Essential Items needed to support Emergency Medical Services provided by the Colden Fire Company.

Description of Items	Account	Cost
B/Braum Sodium Chloride	A200-3	\$ 68.10
Vasopressin	A200-3	26.36
Amiodarone	A200-3	119.94
Hospira 10% Dextrose IV	A200-3	8.45
12 ea Adult Nasal Cannula	A200-3	50.00
3 Boxes of Large Gloves	A200-3	30.00
3 Boxes of X-Large Gloves	A200-3	30.00
3 Boxes of Medium Gloves	A200-3	30.00
2 Boxes of Band-Aids	A200-3	5.15
	Total Cost	\$368.00

Resolution # 2010- 061 – Purchase of Emergency Medical Equipment / Supplies

Commissioner Joseph Murray made a motion to approve the purchases and Commissioner Charles Kramer seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

BE IT FURTHER RESOLVED, that the Colden Fire District will acquire the above listed items pursuant to the Fire District's Procurement Policy and in accordance with New York State Purchasing Guidelines.

A vote was taken and the motion to authorize the purchases was approved.

c. **Fire District Purchases:** Essential Items needed to support the Colden Fire District.

Description of Items	Account	Cost
Checks for M&T Bank Checking Account	A400-01	\$ 93.95
Ink for Epson Printer	A400-01	100.00
10 Each Plastic Tote Tubs for file storage	A400-01	65.00
2 Each Vehicle Cleaning Brushes	A400-08a	25.00
1 each Floor Squeegee	A400-08a	30.00
2 Gallons Vehicle Cleaning Soap	A400-08a	52.00
	Total Cost	\$365.95

Resolution # 2010- 062 – Fire District Purchases

Commissioner Joseph Murray made a motion to approve the purchases and Commissioner James Walter seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

BE IT FURTHER RESOLVED, that the Colden Fire District will acquire the above listed items pursuant to the Fire District's Procurement Policy and in accordance with New York State Purchasing Guidelines.

A vote was taken and the motion to authorize the purchases was approved.

10. Unfinished Business (Open Issues):

a. Quotes are being solicited for the repairs of the fire alarm system at Station # 2. Commissioner Butler will solicited quotes from ADT, Simplex, Broadview, and Fire Safety to address the repairs of the Fire Alarm system at Station #2. Pursuant to NYS FC 901.7, Commissioners Shelley and Butler will make daily visits to Station # 2 to conduct a safety inspection (fire watch) to ensure the building is safe until the fire protection system can be is repaired or replaced in kind. ADT cannot service the current panel. Commissioner Murray will contact Simplex and AFP Group.

b. Annual Preventive Maintenance RFQ for the Emergency Generator will be developed and quotes will be solicited.

c. Dry Hydrants: Land use agreements are being coordinated with the following addresses: Colden Lakes, 7751 Irish Road, 7438 Lewis Road, and 10818 Crump Road

d. Commissioner Shelley is developing inventory checklists for each apparatus.

11. New Business:

Discussion item # 1 – Erie County Fire Service Mutual Aid Plan dated January 2, 2003 as revised May 27, 2010.

Resolution # 2010- 063 – Ratification of the Erie County Fire Service Mutual Aid Plan

Commissioner Charles Kramer made a motion to accept the proposed Erie County Fire Service Mutual Aid Plan as printed and Commissioner Joseph Murray seconded the motion

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion was approved

Discussion item # 2 – A Resolution declaring certain fire hoses to be unserviceable property and authorizing disposal thereof

Resolution # 2010- 064 – A Resolution declaring unserviceable property and authorizing disposal thereof

WHEREAS, it is the policy of the Colden Fire District to promote economy, efficiency, and effectiveness in the management of Fire District assets; and

WHEREAS, it is hereby determined that the property sought to be disposed of can no longer be effectively used for the benefit of fire protection, and no substantial purpose will be served in the future by having such property on hand; and

WHEREAS the Board of Fire Commissioners deems the best interest of the Colden Fire District will best be served by disposing of the unserviceable property as municipal waste;

BE IT RESOLVED that pursuant to Section 176(23) of the Town Law, the Colden Fire District does hereby declare the following property is no longer useable by the Fire District and is hereby declared unserviceable property.

Inventory Number	Type of Hose	Length (Feet)	Width (Inches)	Destruction Date
HSE-127	Attack	50	2 ½"	9/14/2010

NOW THEREFORE, be it hereby resolved by the Board of Fire Commissioners, Colden Fire District, County of Erie, New York, that the listed item will be properly disposed of and rendered useless to prevent unauthorized use after disposal.

Commissioner Joseph Murray made a motion to dispose of the defective hose (HSE-127) and Commissioner Charles Kramer seconded the motion

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion was approved

Discussion item # 3 – Need to update the Red Alert computer program to the new millennium version (NMX with CAD Interface). The new version is a true window's update and will be compatible with Hamburg Dispatch for downloads. Funds will be allocated from the ISO Capital Reserve Account.

Resolution # 2010- 065 – Upgrade Red Alert to the New Millennium Version

Commissioner Joseph Murray made a motion to Purchase the upgrade for the Red Alert Program not to exceed a cost of \$6,000.00 and Commissioner James Walter seconded the motion

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

The following Resolution was adopted by the Board of Fire Commissioners on September 14, 2009 by the affirmative vote of all the voting strength of the said Board.

WHEREAS, the Board of Fire Commissioners of the Colden Fire District is desirous of expending monies from ISO Capital Reserve Fund of the Colden Fire District for the purpose of upgrading its fire reporting software system that will be utilized by the Colden Volunteer Fire Company of the Town of Colden, and

WHEREAS, there is presently the sum of \$35,618.52 dollars within said Unrestricted Capital Reserve Fund, and

BE IT FURTHER RESOLVED that this resolution is subject to permissive referendum pursuant to the provisions of Section 6(g) of the General Municipal Law and other applicable laws of the State of New York, and

BE IT FURTHER RESOLVED that pursuant to Section 6(g) of the General Municipal Law that within (10) days from the date of this Resolution the Treasurer shall post and publish a notice which shall set forth the date of the adoption of the Resolution, shall contain an abstract of said Resolution concisely setting forth the purpose and effect thereof, shall specify that this Resolution was adopted subject to a permissive referendum; and shall publish such notice in the Springville Journal, a newspaper published in Erie County having a general circulation in the Town of Colden, and in addition thereto the Treasurer shall post or cause to be posted on the sign board of the Town of Colden, a copy of such notice within ten (10) days after the date of adoption of this Resolution. Said Resolution was offered by Commissioner Murray and seconded by Commissioner Walter.

NOW THEREFORE, be it RESOLVED by the Commissioners of Colden Fire District, in the Town of Colden, County of Erie, as follows:

Section 1 - The District is hereby authorized to purchase the software upgrades plus affiliated services with the maximum cost of \$6,000.00, utilizing the ISO Capital Reserve Account.

Section 2 - The Chairman of the Board of Fire Commissioners is hereby authorized to take such actions and execute such documents as may be necessary to complete the procurement action.

Section 3 - This Resolution shall be subject to a Permissive Referendum.

Special Instructions: Treasurer will post the following Legal Notice in the Springville Journal for thirty days and post a copy at the Town Hall. Springville Journal will provide back to the Fire District a notarized copy of the posting.

<p>LEGAL NOTICE</p> <p>COLDEN FIRE DISTRICT NOTICE OF ADOPTION OF RESOLUTION SUBJECT TO PERMISSIVE REFERENDUM</p> <p>Notice is hereby given that the Board of Fire Commissioners of the Colden Fire District, Town of Colden, New York, at a meeting held on the 14th day of September, 2010, duly adopted a Resolution subject to a permissive referendum, pursuant to the provisions of Section 6(g) of the General Municipal Law and other applicable laws of the State of New York; an abstract of this Resolution is as follows:</p> <p>The Resolution authorizes the Commissioners of the Colden Fire District to appropriate from the ISO Capital Reserve Fund a sum not to exceed \$6,000 to acquire a software upgrade for its fire reporting program (Red Alert).</p> <p>This Resolution shall not take effect until thirty (30) days after its adoption, or until approved by an affirmative vote of the majority of the duly qualified voting electors of this Fire District if a petition, as prescribed by Section 6(g) of the General Municipal Law, is duly filed with the Secretary of this District protesting against such Resolution and requesting a referendum as is prescribed in said section of said law.</p> <p>Michael Schneider, Secretary Board of Fire Commissioners Colden Fire District September 14, 2009</p>
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Discussion item # 4 – Committee to select a new Apparatus repair contract recommend that the Commissioners accept the bid from Gorman Enterprises of Elma, NY.

Resolution # 2010- 066 – Award Gorman Enterprises the Contract to repair Colden Fire District Apparatus

Commissioner Joseph Murray made a motion to accept the Gorman Enterprises repair contract on a quarterly basis for the rest of the current year and Commissioner Charles Kramer seconded the motion

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion was approved

Discussion item # 5 – The following guidance was provided to the Fire Chief in regards to firefighters leaving incidents without being properly release.

- All members reporting to the scene in their personal vehicles shall report directly to the officer in charge at the scene. Firefighters will remain under the direction of the officer with whom they responded unless they are released by that officer to another detail.
- When released from the scene all members shall return to the station to assist in the cleaning and reloading of hose and other tasks required returning the apparatus to an "IN SERVICE" condition.
- Any person who wishes to leave the scene must notify the ranking Officer in charge (highest-ranking officer on the scene). Upon being released, the firefighter is no longer covered by District insurance policies.
- On scene firefighters will not cross the line, relative to an MVA or any other type of call that would involve a firefighter's participation in some type of function that is not firematic, without the firefighter being released by the "Officer in Charge". Once released, the firefighter is no longer covered by District insurance policies.

Discussion item # 6 – Pursuant to SOG # II-02 (Fire District Membership Requirements), all recruits shall have a criminal background check, arson check, driving record check, and a pre-employment physical conducted prior to being accepted into the Fire District. Recruits who have admitted, pled guilty to, or been found guilty of any felony or a Class A misdemeanor will not be accepted into the Fire District.

Discussion item # 7 – Posting of Legal Notice – Treasurer will coordinate with the Springville Journal and post the following Legal Notice for the upcoming election on December 14, 2010. Notice will be published in the Springville Journal after November 4th and will run four weeks.

Legal Notice

Notice is hereby given that the Board of Fire Commissioners of the Colden Fire District shall hold an election of one (1) Fire Commissioner for a term of five years pursuant to the laws of the State of New York regarding the operations of the Fire District. Said election will be held on the 14th day of December 2010 between the hours of 6 P.M. and 9 P.M. at the Fire District Office, 8511 Center Street, Colden, New York 14033.

Candidates for said election shall file their names with the Secretary of the Fire District by November 17, 2010, in writing, to Secretary, Colden Fire District, PO Box 34, Colden, New York 14033

Secretary
Colden Fire District

PUBLIC NOTICE IS HEREBY GIVEN that at the regular meeting of the Colden Fire District held on September 14, 2010, the following resolution was proposed by Commissioner Joseph Murray and seconded by Commissioner James Walter and adopted by a unanimous vote:

WHEREAS that Annual Election for Fire Commissioner will be held on Tuesday, December 14, 2010, and;

WHEREAS no person shall be entitled to vote in the District Election whose name does not appear on the list of eligible registered voters from the Erie County Board of Elections;

NOW THEREFORE BE IT RESOLVED that the Annual Fire District Election will be held at the Fire District Office Building on 8511 Center Street, Colden, New York on Tuesday, December 14, 2010 between the hours of 6:00 p.m. and 9:00 p.m.

Discussion item # 8 – Absentee Ballot Applications will be available until December 1, 2010. An applicant for an absentee ballot must submit an application to the Fire District Secretary at least seven days before the election if the ballot is to be mailed to the voter. Absentee Ballots can be hand delivered to the Secretary. During the election, the list of persons to whom an absentee ballot has been sent, must be posted in a conspicuous place so that any qualified voter may challenge the acceptance of the absentee ballot of any person on the list. Anyone making such a challenge must inform the Election Inspectors of the challenge and the reasons therefore before the close of the polls. The Election Inspectors may require any person to appear before them in order to determine the validity of the challenge.

Discussion item # 9 – Petitions for elective office must be received not later than 12:00 PM on November 17, 2010.

Discussion item # 10 – Secretary will request the list of eligible registered voters from the County Board of Elections.

Discussion item # 5 – Posting of Legal Notice – Treasurer will coordinate with the Springville Journal and post the following Legal Notice prior to September 30, 2010

LEGAL NOTICE OF PUBLIC HEARING ON THE BUDGET

NOTICE IS HEREBY GIVEN that the Proposed Budget of the Colden Fire District in the Town of Colden, State of New York, will be presented to the Board of Fire Commissioners of the Colden Fire District, for its consideration.

A PUBLIC HEARING will be held at 7:00 p.m. at the District Office Building, 8511 Center Street, Colden, New York 14033, in the Town of Colden, State of New York on the 19th day of October, 2010.

Pursuant to Town Law §105, the Board of Fire Commissioners must hold a public hearing on the budget, make the proposed budget available to the public prior to the public hearing, allow the public to comment on the budget at the public hearing. This public hearing must be held to allow maximum public participation in the hearing.

The purpose of the public hearing is to allow any person to be heard in favor of or against the proposed budget as it is submitted, or for or against any item or items contained in the proposed budget, and hearing all persons interested in the subject concerning same.

That a copy of the proposed budget is available at the Office of the Town Clerk of the Town of Colden at 8812 State Road, Colden, New York 14033 where it may be inspected by any interested person during office hours (9:00 AM through 4:00 PM)

Board of Fire Commissioners
Colden Fire District
8511 Center Street
Colden, New York 14033

13. Public Comments: None

14. Next Regular Board Meeting: Tuesday, October 12, 2010 at 7:00 PM at the District Office.

15. Adjournment @ 9:05 P.M. With no further business to conduct, Commissioner Joseph Murray made a motion to adjourn the meeting and Commissioner Jeffery Shelley seconded the motion.

Board Member	AYES	NAYS	ABSTAIN	ABSENT
Chairman Jeffrey Shelley	X			
Commissioner James Walter	X			
Commissioner Michael Butler				X
Commissioner Joseph Murray	X			
Commissioner Charles Kramer	X			
Vote Tally	4			1

A vote was taken and the motion to adjourn the meeting was approved.

COLDEN FIRE DISTRICT

MEETING AGENDA

1. Meeting Call to Order
2. Pledge of Allegiance to the Flag of the United States of America
3. Roll Call and Affirmation of Quorum
4. Consent Calendar
 - Adoption of Agenda
 - Approval of Minutes from Previous Meetings
 - Approval of Treasurer's Report (Monthly Financial Report)
 - Approval of Bills (Ratification of District Accounts Payable)
5. Correspondence
6. Committee Reports
7. Reports (Fire Company)
8. Purchase Requests (Fire Company/District)
9. Unfinished Business (Open Issues):
10. New Business
11. Executive Session (If Required)
12. General Counsel's Report (If Required)
13. Public Comment
14. Adjournment

PUBLIC MEETING RULES

Order of Agenda - Items listed on the Agenda may be taken out of order.

Accommodations – Colden Fire District Office Building is accessible to individuals with disabilities. Reasonable efforts will be made to accommodate persons with special needs. Please contact the Fire Board one week in advance of the meeting.

Manner of Addressing the Fire Board - In order to conduct orderly, efficient, effective and dignified meetings that promote a governmental purpose with a governmental process, public comment may address any agenda item or other public issue that the Fire Board has the authority to effectuate or exercise control over. Public comment on matters beyond the Fire District's scope of authority is not relevant, does not invoke a governmental process nor serve a governmental purpose and is contrary to the effective, efficient and orderly business conducted by the Colden Fire District. Each person addressing the Fire Board shall stand up, shall give his/her name and shall limit the time of his/her presentation to three (3) minutes. All public comment remarks shall be addressed to the Fire Board as a body, and not to any member thereof. No person, other than members of the Fire Board and the person having the floor shall be permitted to enter into any discussion. No questions shall be asked of the Board Members, except through the presiding chairman. Speakers shall avoid undue repetition of points previously presented to the Fire Board.

Disruptive Conduct - Any person who willfully disrupts a meeting to the extent that its orderly conduct is made impractical may be removed from the meeting by order of the presiding chairman. A person willfully disrupts a meeting when he/she (1) uses physical violence, threatens the use of physical violence or provides the use of physical violence or (2) continues to use loud, boisterous, unruly or provocative behavior after being asked to stop, which behavior is determined by the presiding Chairman, or a majority of the Fire Board present, to be disruptive to the orderly conduct of the meeting or (3) fails to comply with any lawful decision or order of the presiding Chairman or of a majority of the Fire Board relating to the orderly conduct of the meeting.

Use of Recording Equipment - All members of the public and all public officials are allowed to tape or video record public meetings. Recording is not allowed during executive sessions. The recording (tape/video) is permissible as long as the device is unobtrusive and will not distract from the true deliberative process of the Board.

Register of 2010 Resolutions		
Resolution Number	Date	Description of Resolution
2010-001	Jan 7, 10	Appointment of Chairman for Calendar Year 2010
2010-002	Jan 7, 10	Appointment of Vice-Chairman for Calendar Year 2010
2010-003	Jan 7, 10	Adoption of Agenda
2010-004	Jan 7, 10	Adoption of Robert's Rules of Order
2010-005	Jan 7, 10	Appointment of Treasurer/Secretary
2010-006	Jan 7, 10	Appointment of Records Managers
2010-007	Jan 7, 10	Appointment of District Custodian
2010-007	Jan 7, 10	Authorizing Appointment of Attorney for Calendar Year 2010
2010-009	Jan 7, 10	Designating Surety Bonding for the Treasurer of the Colden Fire District
2010-010	Jan 7, 10	Authorizing Regular Meeting Schedule for Calendar Year 2010
2010-011	Jan 7, 10	Designation of Official Newspaper for Publications for Calendar Year 2010
2010-012	Jan 7, 10	Authorizing Per Diem and Mileage Reimbursements
2010-013	Jan 7, 10	Authorizing Advance Travel Payments
2010-014	Jan 7, 10	Appointment of Fire District Purchasing Agents
2010-015	Jan 7, 10	Fire District Memberships
2010-016	Jan 7, 10	Renewals of All Fire District Leases and Recurring Contractual Agreements
2010-017	Jan 7, 10	Authorizing Approval and Payment of Claims
2010-018	Jan 7, 10	Designation of Fire District Bank
2010-019	Jan 7, 10	Review of Expenditures (Calendar Year 2009)
2010-020	Jan 7, 10	Fire District Committee Appointments
2010-021	Jan 7, 10	Appointment of Independent Auditor for Calendar Year 2010
2010-022	Jan 7, 10	Open Government Resolution
2010-023	Jan 12, 10	Receive Funds from Erie County and DEC Grant
2010-024	Jan 12, 10	Correct Heating Problems in the District Office (Capital Improvement)
2010-025	Jan 12, 10	Permissive Referendum to purchase SCBA Gear
2010-026	Feb 9, 10	Appointment of Charles Kramer as Fire Commissioner
2010-027	Feb 9, 10	Purchase Fire Protection Equipment/Supplies
2010-028	Feb 9, 10	Fire District Purchases
2010-029	Feb 9, 10	Upgrade the Radio in Assistant Fire Chief's Vehicle
2010-030	Feb 9, 10	2010 Achievement Awards
2010-031	Feb 9, 10	2010 Annual Inspection Dinner
2010-032	Mar 12, 10	Amendment to the Service Award Program
2010-033	Mar 12, 10	Transfer of 2% funds to the Fire Company
2010-034	Mar 12, 10	Purchase of Emergency Medical Supplies
2010-035	Mar 12, 10	Fire District Purchase (Printer Ink Epson 600)
2010-036	Mar 12, 10	Approval of General Elections (Colden Fire Company)
2010-037	Mar 12, 10	Service Awards (Fire Chiefs)

Register of 2010 Resolutions		
Resolution Number	Date	Description of Resolution
2010-038	Apr 13, 10	Resignation of firefighter Jean Brockner
2010-039	Apr 13, 10	Fire Equipment Purchases
2010-040	Apr 13, 10	EMS Purchases
2010-041	Apr 13, 10	Fire Police Purchases
2010-042	Apr 13, 10	Fire District Purchases
2010-043	Apr 13, 10	Lease Agreement with Colden Fire Company
2010-044	May 11, 10	Fire Equipment Purchase
2010-045	May 11, 10	Fire District Purchases
2010-046	May 11, 10	Attendance at NYS Fire Chief's Trade Show
2010-047	Jun 8, 10	EMS Purchases
2010-048	Jun 8, 10	Fire District Purchases
2010-049	Jun 8, 10	Purchase of a Masimo RAD-57 (CO Pulse-Oximeter device)
2010-050	Jul 13,10	Fire Service Purchase
2010-051	Jul 13,10	EMS Medical Service Purchases
2010-052	Jul 13,10	Fire District Purchase
2010-053	Jul 13,10	Disposal of a Length of Hose
2010-054	Jul 13,10	Change SOG on Probationary Individuals
2010-055	Jul 27, 10	Approval of Capital Purchase "Apparatus Account"
2010-056	Jul 27, 10	Approval of Dry Hydrants
2010-057	Jul 27, 10	Fire Service Purchase
2010-058	Sep 14, 10	Membership of Firefighter Richard Ducote
2010-059	Sep 14, 10	Change of Duty Status – Michael Marinaccio
2010-060	Sep 14, 10	Fire Equipment Purchases
2010-061	Sep 14, 10	EMS Purchases
2010-062	Sep 14, 10	Fire District Purchases
2010-063	Sep 14, 10	Ratification of Erie County Fire Service Mutual Aid Plan
2010-064	Sep 14, 10	Equipment Disposal
2010-065	Sep 14, 10	Permissive Referendum – Red Alert Software Upgrades