



## Yucca Fire Department

12349 Frontage Road

Yucca, AZ 86438

### Special Session Minutes

May 5, 2020

**Call to order:** Meeting called to order at 3:00 pm.

**Roll call of Board Members:** Present: Karon Lamkin, Richard Knowles, Terry Underhill

**Pledge of Allegiance:** Karon Lamkin

#### **Contract and Resignation of Fire Chief: PER A.R.S. 38-431.03.A.1**

William Leflet deferred going into closed session for discussion on his contract and resignation.

#### **Discussion of Contract:**

Richard Knowles – Was brought to the board's attention at last meeting that his contract lacked some of the requirement to be a legitimate Contract

No Beginning Date, No End Date, No Salary

William was given time to think if he wanted to have a contract or not.

William Leflet – Does not want a contract, that contract was only put into effect because of what Matt Young did.

Terry Underhill motioned that we void the contract with William Leflet

Richard Knowles 2<sup>nd</sup> the motion

Votes:

Karon Lamkin – Yea; Richard Knowles – Yea; Terry Underhill – Yea

No Nays: motion carried

#### **Resignation – Fire Chief William Leflet**

William Leflet – Statement summary, He submitted his letter of resignation to Chairperson Lamkin as of May 1, 2020 de to his stress within the department also from outside stuff that has been going on by people trying to get him out. He decided to go and accept job with Arizona State. It is full time, full benefits, retirement. Has put in 2 weeks' notice, will be taking PTO time. Instead of cashing out 200 hours of PTO as all other former employees have in the past, he would prefer to take the time and leave on good faith and go onto his next job.

Richard Knowles – Doesn't see that there is a problem with anything he's done, has looked into what he stated he is exactly correct. A copy of letter of resignation and letter will be attached to minutes and copy in his files.

Richard Knowles motion to accept William's resignation as he has submitted.

Terry Underhill 2<sup>nd</sup>



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Vote:

Karon Lamkin – Yea; Richard Knowles – Yea; Terry Underhill – Yea

No Nays, motion carried

**Discussion of Department equipment/inventory issued** – Terry Underhill asked that everything that was issued to him to include the vehicle be turned in/inventoried except for his badge, with the board's permission he can keep.

Richard Knowles added we could attach to the minutes the inventory for documentation.

William Leflet replied, there is no inventory list, he cited anything the department has issued to him is in the vehicle now. He also has personal gear such as the wildland stuff that is his personal possessions. He'll remove those items when he turns in the gear and vehicle. Mike Schmidt works on Friday, he can have Mike to go through it and do an inventory, he'll sign it.

Terry Underhill motioned that all the equipment that was issued to William be inventoried by Mike Schmidt when comes in on duty and when verified and signed, it be submitted into record. All the equipment listed on the inventory, with the exception of his badge and personal items, and those items and the vehicle stay at the station.

Richard Knowles 2<sup>nd</sup>.

Vote:

Karon Lamkin – Yea; Richard Knowles – Yea; Terry Underhill – Yea

No Nays, motion carried

### **Agenda Resolution Ratification for Date correction: per A.R.S. 38-431D**

Terry Underhill asked the board to move the April 24<sup>th</sup>, 2020 Agenda and the February 10, 2020 minutes date correction as agenda items at the May 19, 2020 regular board meeting. She has been sick and this meeting was moved up a week, she has had not enough time to prepare the documents to act on them.

Richard Knowles motioned to table the April 24<sup>th</sup>, 2020 agenda and the February 10<sup>th</sup> 2020 minutes correction for this meeting and add it as an agenda item for the 19 May 2020 meeting, Karon Lamkin 2<sup>nd</sup>.

Vote:

Karon Lamkin – Yea; Richard Knowles – Yea; Terry Underhill – Yea

No Nays, motion carried

### **Fingerprint Compliance Requirement of Board Members and Staff per A.R.S. 48-805. A.3**

Karon Lamkin stated that as of the 22<sup>nd</sup> we are still in compliance when we turned into DPS. Still waiting from the lady at DPS to get in touch with her regarding when the test and get verified to do fingerprinting, if we had waited till after May, we would have had to start everything all completely over. We still have our OCA number. Now just a matter of someone doing the test, do the fingerprinting and complete submissions to DPS.



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Richard Knowles asked who is the governing body over this? Is it DPS or is it the state governing body since it's a state statute? Karen replied DPS, they are the ones bringing us into compliance. As long as we are taking steps toward completing the process before deadline.

#### **Continuance of Attorney General Letter Compliance:**

Karen Lamkin stated documents just need to be copied and assembled for response.

Richard Knowles – Has couple of questions that he'd like to get answered today. We got some situations that we have documentation that has been on our website at one time, then it's not on the website anymore. Now been changed to something else, don't know who's done it or how they did it or why.

1. At one-point budget was online on our website under notifications that was pulled off the website.

William Leflet explained, when he was notified that budget also needed to be added he posted what he thought was the budget. District Attorney informed him it wasn't a budget, he pulled it off, located the correct one and posted it.

2. Ratification Agenda that you guys posted, there are two ratifications of exactly the same ratification number. One is signed and sealed. The other does not have the signatures from the second page that has the exact same resolution number but has a different date and a different page.

Karen Lamkin explained, first you are missing a page, on which it has where there is a notation at the bottom of the page. We should have addressed that at the last meeting because the date was incorrect. She had intended to Address that at the March meeting but it slipped her mind. There are not two separate ratifications, only one. The original submission and a correction to the original. She is learning and clerical errors do happen.

Richard Knowles expressed his thoughts that this stuff is going to be sent to the Attorney General , also have two sets of minutes for the December 10<sup>th</sup>, then posted at one time or another and those were posted under minutes.

Karen Lamkin responded that one is the original one and the second is an amended one. After researching found can't do it that way and was informed the correct procedure. Remember she is learning.

Richard Knowles advised when we send those to the Attorney General a cover letter explaining what and why should be attached to them.

Richard Knowles wanted to know about the January 10 minutes. It was posted under agenda, now it say regular session minutes, but when you go to the agenda there is no agenda for that date it states no January meeting.



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Karon Lamkin said we found the January Agenda it was in included in the response to Mr. Whittington's email. We made those corrections to the posting this morning to the website. There is a lot of clean up and corrections. As stated before, learning. From this point on no more removal, we'll do the correct paperwork and post the corrected document.

Richard Knowles – As bad as it looks, it's better to give the whole documents with explanations as to why it's was done. It's better to show that we screwed up and for the appearance of a cover up.

Richard Knowles stated that he'd just wish they would just come and look at the stuff up themselves. We can figure out how they could do the research, taking the burden of us..

Terry Underhill stated that the "Stay at Home" expires on the 15<sup>th</sup> of May. We could look at that, we did offer Kayla to come and assist before the COVID-19. She did not respond, instead we got more requests for documents.

Richard Knowles proposed that we find a way to contact them maybe by a letter from the board saying we are willing to let them come, we'd open our books and doors to them and an investigator to come and figure this out for us or for themselves.

Karen Lamkin replied we need to address that with our attorney before we do anything on that, but we can ask. Richard asked he thought Attorney won't work with us till we pay him. Karen replied and said no he'll work for us we just need a payment plan. Waiting on his return call. He tried calling just as we were coming into meeting.

Terry Underhill asked to address the board – Submitted her letter of resignation, stated multiple issues she has had to address. Has asked the public to address in a format, give us a chance to address their concern's before going straight to Attorney General which incurs higher legal bill, reiterated her frustration at the lack of patience. Expressed distaste for blood. Said we agree that wrong is wrong, as we find evidence we have been forwarding to appropriate agency. Frustration at personal agenda's because they don't like so – n – so, not giving this new board time to fix, resolve, investigate etc...

Richard Knowles motioned to accept Terry's resignation with reservation.

Karen Lamkin 2<sup>nd</sup>

Vote:

Karen Lamkin – Yea; Richard Knowles – Yea; Terry Underhill – Abstain

2 Yeas, No Nays, 1 abstain, motion carried

A copy of the resignation letter will be filed with the minutes of this meeting.

Richard Knowles stated he has a notations meeting that might hilp s in the future to avoid any future issues.



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Karen Lamkin – Interrupted, Stating stop, please. With her resignation she is submitting hers. Citing she's had so much stress added to her life it's unreal. Does not regret resigning, came to fix problems and to bring this community back together after it was torn apart. Unfortunately, there are people who don't want to do that, so therefore I'm Done.

Adjournment: Meeting adjourned at 4:32 pm.

I, William Leflet, Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing minutes were posted at the District website, and water tower located in Yucca on Frontage Road, District's Fire Station #1 on Frontage Road, "R" Burger Joint and the Yucca Fire Department web site [www.yuccafire.com](http://www.yuccafire.com) on May 7<sup>th</sup>, 2020 before 4:30 pm.