

YUCCA FIRE DISTRICT

Ratification Resolution No. 10-2021-01

WHEREAS, on **October 13, 2021** the Governing Board of the Yucca Fire District (the “Governing Board”) met in special session at 4:00 p.m. at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438, with the following members being present:

Richard Knowles

Kayla Carr

Jim Fox

WHEREAS, those present were advised that the Governing Board met on August 20, 2019, September 17, 2019, October 8, 2019, December 10, 2019, January 7, 2020, and January 10, 2020 for purposes of addressing certain items of District business as more fully described on the Agendas for each of the above meetings, attached hereto as Exhibit “A” ; and

WHEREAS, certain legal actions may have been taken at the above-referenced meetings in violation of the open meeting laws; and

WHEREAS, the current Board wishes to ratify those actions taken at the above-referenced Board meetings; and

The following resolution was thereafter introduced in written form, and pursuant to motion duly made by Richard Knowles and seconded by Jim Fox was adopted by the following vote:

	Yea	Nay	Abstain
<u>Richard Knowles</u>	<u>X</u>	_____	_____
<u>Kayla Carr</u>	<u>X</u>	_____	_____
<u>Jim Fox</u>	<u>X</u>	_____	_____

The resolution was then signed by the Governing Board and recorded by the Board Clerk. The resolution is as follows:

- 1) NOW THEREFORE, BE IT RESOLVED, ratifying the vote to go into executive session during the Board meeting held on August 20, 2019.
- 2) FURTHER RESOLVED, ratifying the vote to approve the regular meeting minutes of the August 20, 2019 meeting taken at the meeting held on September 17, 2019.
- 3) FURTHER RESOLVED, ratifying the decision to maintain the current District response boundaries made at the September 17, 2019 meeting.
- 4) FURTHER RESOLVED, ratifying the vote to go into executive session during the Board meeting held on September 17, 2019.

- 5) FURTHER RESOLVED, ratifying the vote to instruct William Leflet, Interim Fire Chief, to review financial information relating to possible misappropriation taken at the September 17, 2019 Board meeting.
- 6) FURTHER RESOLVED, ratifying the vote to approve the regular meeting minutes of the October 8, 2019 meeting taken at the December 10, 2019 Board meeting.
- 7) FURTHER RESOLVED, ratifying the vote to accept Karon Lamkin as a Board member taken at the December 10, 2019 Board meeting.
- 8) FURTHER RESOLVED, ratifying the vote to accept William Leflet's appointment as Fire Chief taken at the October 8, 2019 Board meeting.
- 9) FURTHER RESOLVED, ratifying the decision to accept the cancellation of the sale of Fire Station #2.
- 10) FURTHER RESOLVED, ratifying the decision to take title back to Fire Station #2.
- 11) FURTHER RESOLVED, ratifying the vote to contact legal counsel relating to Spray Systems of Arizona Inc. vs. Yucca Fire District #1 taken at the January 7, 2020 Board meeting.
- 12) FURTHER RESOLVED, ratifying the vote to contact law enforcement regarding the possible misappropriation of funds, possible pay fraud issues, and possible unlawful purchase of medications, taken at the January 7, 2020 Board meeting.
- 13) FURTHER RESOLVED, ratifying the vote to go into executive session at the January 10, 2020 Board meeting.
- 14) FURTHER RESOLVED, ratifying the vote to authorize legal counsel to proceed as instructed in executive session taken at the January 10, 2020 Board meeting, relating to possible litigation with Spray Systems of Arizona Inc. vs. Yucca Fire District #1.

ADOPTED AND APPROVED this 13th day of October, 2021.



Board Chairman

ATTEST:



Board Clerk

This Ratification Resolution and Agendas for each of the above meetings are available on the Yucca Fire District website at www.yuccafiredistrict.com.

EXHIBIT "A"

AGENDAS (Attached)

(August 20, 2019; September 17, 2019; October 8, 2019; December 10, 2019; January 7, 2020;
and January 10, 2020)

NOTICE OF BOARD OF OFFICERS MEETING

The Governing Board of the Yucca Fire District will meet in Regular session on **Tuesday, August 20th, 2019 at or about 4:30 p.m.** The meeting will be held at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438. The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. § 38-431.03(A) (3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board members or other participants may attend by telephonic conference. The following topics and any variables there to, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

AGENDA

- **CALL TO ORDER**
- **ROLL CALL OF THE BOARD MEMBERS**
- **PLEDGE OF ALLEGIANCE**
- **APPROVAL OF MINUTES**
 - Regular Session June 124th, 2019
 - Emergency closed meeting July 24, 2019
- **REPORTS AND CORRESPONDENCE**
 - **Fire Chief's Report**
 - Calls: from July to August 14, 2019 (41) 28 EMS, 4 MVA, 6 FIRE, 2 MUTUAL AID, 1 CANCELS
 - Training; Driver training program going well
 - Operations
 - Projects
 - Repairs/ Maintenance
1301 AND 1326
 - Staff / New Poc
 - Activities: FFY has a luau in September
 - Volunteers; New Volunteers: JUSTIN ESCOBAR
 - New Applications

- **Financial Review**
- Current Budget
- **DONATIONS:**

- **Board Chairman's Report**

- **NEW BUSINESS:**

- Golden Valley Fire Department Board Chairman and or PIO to talk about Fire District (JPA) Joint Powers of Authority.

- **EXECUTIVE SESSION:**

ONGOING INVESTIGATION ON CURRENT PASS FIRE CHIEF. 1/5/1

- **OLD BUSINESS:**

Recieved letter from MCFOA

- **ADJOURNMENT:**

I, William Ieflet; Interim Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing notice and agenda at the District's Fire Station #1 on Frontage Road and at the R Burger Joint on **August 24, 2019** before 4:30pm. If any person with a disability needs any type of accommodation, please notify the Yucca Fire District at (928) 766-2300 prior to the scheduled meeting time

NOTICE OF BOARD OF OFFICERS MEETING

The Governing Board of the Yucca Fire District will meet in Emergency board session on Tuesday, September 17th 2019 at or about 4:30 p.m. The meeting will be held at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438. The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. § 38-431.03(A) (3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board members or other participants may attend by telephonic conference. The following topics and any variables there to, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

MEETING Agenda for September 17th, 2019

- **CALL TO ORDER 16:30**
- **ROLL CALL OF THE BOARD MEMBERS BOB MAYO, RONNIE ROBBINS AND TOM RIGBY**
- **PLEDGE OF ALLEGIANCE: BY BOB MAYO**
- **APPROVAL OF MINUTES**
- Regular Session August 20th, 2019

- **REPORTS AND CORRESPONDENCE: NONE**
- **Fire Chief's Report**
- Call: from July to August 14, 2019 (31) 18 EMS, 5 MVA, 7 FIRE, 1 MUTAL AID, 1 CANCELS
- Training; Driver training program going well
- Operations
- Projects NO PROJECTS
- Repairs/ Maintenance

- 1313? 1303 shocks, radiator and brakes were replaced and 1326 is fixed.
- Staff/New Poc
- Activities: FFYIS DOING A LUAU ON SEPTEMBER 21ST, 2019
- Fire Dept did a breakfast on Sunday the 15th
- Volunteers; New Volunteers:
- New Applications: none
- **Financial Review**
- Current Budget: budget shows bills that were paid and county account showed \$1,300 ASPK MOA \$10,000.36. GEO \$10,833.33 AND DONATIONS \$ 700 FOR A TOTAL OF \$22,833.66
- Paid 1,400 to unisorce elec
- Paid internet/phone \$537.12
- Moved \$1,500 from county to payroll
- Bennys tire \$121.00
- Payroll \$8,447.00
- **DONATIONS: \$700 FROM COMMUNITY**
- **Bboard Chairman's Report: NONE**
- **NEW BUSINESS:**
- Talks about trying to get money so that Yucca Fire Dept may keep its door open.
- Talks about selling station 2 area
- Talk about golden valley wanting us to move our response area back on the hwy from mp 39 to mp36.
- **OLD BUSINESS:**
- Golden Valley talks about JPA

- Received letter from MCFOA GEO and State aid that there were no issues.
- **EXECUTIVE SESSION:**
- Ongoing Investigation on current pass Fire Chief.
- **ADJOURNMENT AT:**
- Came back to regular meeting at:
- **ADJOURNMENT FROM REGULAR MEETING AT:**

I, William Leflet; Interim Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing notice and agenda at the District's Fire Station #1 on Frontage Road and at the R Burger Joint on September 17th before 4:30pm. If any person with a disability needs any type of accommodation, please notify the Yucca Fire District at (928) 766-2300 prior to the scheduled meeting time

NOTICE OF BOARD OF OFFICERS MEETING

The Governing Board of the Yucca Fire District will meet in Regular session on **Tuesday, October 8th, 2019** at or about **4:30 p.m.** The meeting will be held at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438. The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. § 38-431.03(A) (3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board members or other participants may attend by telephonic conference. The following topics and any variables there to, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

MEETING Agenda for October 8th, 2019

- **CALL TO ORDER:**
- **ROLL CALL OF THE BOARD PLEDGE OF ALLEGIANCE: BY**
- **APPROVAL OF MINUTES:**
- Regular Session September 17th, 2019

- **REPORTS AND CORRESPONDENCE: NONE**

- **Fire Chief's Report**
- Calls: from September 17th to October 8th, 2019 (21) 11 EMS, 4 MVA, 2 FIRE, 3 MUTUAL AID, 1 CANCELS
- Training: Driver training program going well
- Operations
- Projects NO PROJECTS
- Repairs/ Maintenance
New truck 13.
- Staff / New Poc
- Activities: Fire Department did a pancake breakfast on october 5th
- Volunteers; New Volunteers:
- New Applications: one

- **Financial Review**
- Current Budget: budget shows bills that were paid and county account showed 12,446.30 ASPK MOA \$10,000.36, GEO \$10,833.33 AND DONATIONS \$ 24,860.21, E-1311 \$10,000 Truck 1310 \$20,000 FOR A TOTAL OF \$88,140.20
- Paid \$192.47 repairs for 1313
- Paid internet/phone \$537.12
- Evan Tribbey reimburstment \$1177.18 for travel
- Trash \$193.20
- Payroll \$9,447.00
- New truck \$8,500
- Fuel card \$2,000
- Propan \$300.00
- Mohave County Fire Association \$250.00
- UniSource \$146.88
- **Board Chairman's Report:**
- **NEW BUSINESS:**
- **Thank the community for the donations.**
- **New truck**
- Open to discussion
- Swearing in William Leflet as Fire Chief
- **OLD BUSINESS:**
- Talks about trying to get money so that Yuuca Fire may keep the doors open.
- Tak about selling station 2 area

- Talk about golden valley wanting us to move our response area back on the hwy from mp 39 to mp36.

- **ADJOURNMENT: ADJOURMENT FROM REGULAR MEETING AT**

I, William Ifflet; Interim Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing notice and agenda at the District's Fire Station #1 on Frontage Road and at the R Burger Joint on **October 8th, 2019** before 4:30pm. If any person with a disability needs any type of accommodation, please notify the Yucca Fire District at (928) 766-2300 prior to the scheduled meeting time

NOTICE OF BOARD OF OFFICERS MEETING

The Governing Board of the Yucca Fire District will meet in Regular session on **Tuesday, DECEMBER 10th, 2019** at or about **4:30 p.m.** The meeting will be held at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438. The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. § 38-431.03(A) (3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board members or other participants may attend by telephonic conference. The following topics and any variables there to, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

MEETING Agenda for DECEMBER 10th, 2019

- **CALL TO ORDER:**
- **ROLL CALL OF THE BOARD PLEDGE OF ALLEGIANCE: BY**
- **APPROVAL OF MINUTES:**
- Regular Session October 8th, 2019
- **REPORTS AND CORRESPONDENCE: NONE**
- **Fire Chief's Report**
- Calls: from October 9th to December 16th, 2019 **35 EMS, 9 MVA, 6 FIRE, 2 MUTUAL AID, 4 others**
- Training;
- Operations
- Projects **CLEANED UP AROUND FIRE STATION**
- Repairs/ Maintenance
CHIEF 1301 REWIRE JOB.
- Staff / New Poc
- Activities: **TOY DRIVE**
- Volunteers; New Volunteers: **N/A**
- New Applications: **N/A**

- Tak about selling station 2 area

- **ADJOURNMENT: ADJOURNMENT FROM REGULAR MEETING AT**

I, William Ifflet; Interim Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing notice and agenda at the District's Fire Station #1 on Frontage Road and at the R Burger Joint on **December 10th, 2019** before 4:30pm. If any person with a disability needs any type of accommodation, please notify the Yucca Fire District at (928) 766-2300 prior to the scheduled meeting time

NOTICE OF BOARD OF OFFICERS MEETING

The Governing Board of the Yucca Fire District will meet in Emergency board session **on Tuesday, JANUARY 7TH 2020 at or about 5:00 p.m.** The meeting will be held at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438. The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. § 38-431.03(A) (3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board members or other participants may attend by telephonic conference. The following topics and any variables there to, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

Emergency board meeting AGENDA

- **CALL TO ORDER**
- **ROLL CALL OF THE BOARD MEMBERS**
- **PLEDGE OF ALLEGIANCE**
- **AGENDA**
- **TALK ABOUT ABOUT THE DISTRICT BEING SUED BY SPRAY SYSTEMS AND GETTING A HOLD OF OUR DISTRICT LAWYER MR. WHITTINGTON TO MEET WITH HIM ON THIS.**
- **TALK ABOUT PAST FIRE CHIEF KATHY JENKINS ON FILEING CHARGES WITH MCSO FOR MISAPPROPRIATION OF DISTRICT FUNDS.**
- **ADJOURNMENT:**

I, William Leflet; Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing notice and agenda at the District's Fire Station #1 on Frontage Road and at the R Burger Joint on **January 7th 2020** before 4:30pm. If any person with a disability needs any type of accommodation, please notify the Yucca Fire District at (928) 766-2300 prior to the scheduled meeting time

NOTICE OF BOARD OF OFFICERS MEETING

The Governing Board of the Yucca Fire District will meet in special session on **FRIDAY, JANUARY 10, 2020 at 6:00 P.M.** The meeting will be held at the Fire District Headquarters Annex at 12349 Frontage Road, Yucca, AZ 86438. The Board may vote to go into Executive Session on any agenda item, pursuant to A.R.S. § 38-431.03(A)(3) for legal advice with the District's attorney on matters as set forth in the agenda item. Board members or other participants may attend by telephonic conference. The following topics and any variables there to, will be subject to Board consideration, discussion, approval, or other action. All items are set for possible action.

AGENDA

I. CALL TO ORDER

II. ROLL CALL OF THE BOARD MEMBERS

III. PLEDGE OF ALLEGIANCE

IV. POSSIBLE VOTE TO GO INTO EXECUTIVE SESSION:

A. Possible vote to go into Executive Session for legal advice pursuant to A.R.S. 38-431.03(A)(3) and for instruction to legal counsel pursuant to A.R.S. 38-431.03(A)(4) re: pending litigation re: *Spray Systems of Arizona Inc. v. Yucca Fire District Station #1*; case number S8015CV201901134.

V. NEW BUSINESS:

A. Discussion and possible action re: pending litigation re: *Spray Systems of Arizona, Inc. v. Yucca Fire District Station #1*; case number S8015CV201901134. Possible instructions to legal counsel re: same.

VI. ADJOURNMENT:

I, William Leflet, Fire Chief of the Yucca Fire District, do hereby swear that I posted the foregoing notice and agenda at the District's Fire Station #1 located at 12349 Frontage Road, Yucca, AZ 86438 and at the R Burger Joint located at 12421 Frontage Rd, Yucca, AZ 86438 on January 9, 2020 before 6:00 pm.

If any person with a disability needs any type of accommodation, please notify the Yucca Fire District at (928) 766-2300 prior to the scheduled meeting time

Motion to accept by B. Mayo and 2nd by R. Robbins. All approved. Motion carried.

Open to discussion:

Old Business: None

Discussion about selling Station 2: The Fire Board has discretion to buy or sell all properties including land, buildings and vehicles. 30 day notice not needed nor advertisement. Sale of Station 2 will save monies. Contract will include access to water and water pumps. Including first choice for buy back. Buyer would pay closing cost. Ongoing at this time. Black SUV has been replaced a White SUV. Truck 1313 gone and replaced by a Federal Excess Equipment Truck. Free. Wild land capable as well as structural.

Adjourned: 5:10 PM

This meeting was held at Fire District Headquarters Annex at 12349 Frontage Road, Yucca, Az. 86438. The next meeting will be held January 21, 2020 at 4:30 PM. Notices will be posted at District's Fire Station #1 on Frontage Rd. and R-Burger Joint.