



TRI-STATE

FIRE PROTECTION DISTRICT

419 PLAINFIELD ROAD • DARIEN, ILLINOIS 60561 • (630) 323-6445

MINUTES OF THE REGULAR MEETING OF THE BOARD OF TRUSTEES OF THE TRI-STATE FIRE PROTECTION DISTRICT HELD MAY 18TH, 2015 AT FIRE STATION #3.

I. Call to Order

1. The meeting was called to order at 18:30 by Trustee Orrico. On Roll Call: Trustee Jewell, Trustee Habercoss, Trustee Orrico, Chief Mancione, Deputy Chief Gergtis, Deputy Chief Just, Administrative Aide Radek, and Board Attorney Dunn.

II. Minutes

1. No meeting minutes presented from the special meeting.

III. Treasurers Report

1. The Treasurers Report was presented by Trustee Orrico.
2. Trustee Habercoss's first series of inquiries asked: Why the district was \$177,809.54 over budget in legal fees? What the district was doing to reduce legal fees? And if the budget had been revised based on the overages? Trustee Orrico stated he was not sure he would have to get back to Trustee Habercoss. Trustee Habercoss presented two local Fire Districts with much lower legal fees. Habercoss also offered to review the legal fees and make recommendations.
3. Trustee Habercoss's next series of inquiries asked: What the payment of \$26, 910 to Fire Service Incorporated was for? Trustee Orrico said he believed it was for the first payment or balance left for an ambulance purchase. Trustee Habercoss asked in which Meeting Minutes was the purchase of the ambulances approved? Chief Mancione and Trustee Orrico stated that the purchase was approved in the budget under Capital Replacement and not approved in the minutes just the budget. Trustee Habercoss expressed his concern over the fact that such a major purchase was not voted for and approved in the Meeting Minutes.

4. Motion by Trustee Jewell made to accept the Treasurer's Report and expenses as given seconded by Trustee Orrico. Motion approved on roll call: Jewell Aye, Orrico Aye, and Habercoss Nay (2-1-0).

IV. New Business

1. Oath of Office for Trustee Habercoss not administered having been completed prior to meeting lawfully by Notary. Trustee Jewell asked Trustee Habercoss why he had himself sworn in early? Habercoss stated he wanted to be able to participate in the entire meeting as a sworn in Elected Official.
2. Certificate presented and signed to Trustee Habercoss.
3. Swearing in of Commissioner Camden not performed due to his absence.
4. Election of Officers. Trustee Jewell nominated himself for President, seconded by Trustee Orrico. Trustee Jewell nominated Trustee Orrico as Treasurer, seconded by Trustee Habercoss. Trustee Jewell nominated Trustee Habercoss for Secretary, seconded by Trustee Orrico. Motions approved by roll call vote Jewell Aye, Orrico Aye, and Habercoss Aye (3-0-0).

V. Communications

1. Chief Mancione acknowledged that the Emergency Telephone System Board of DuPage County passed a Resolution to establish the week of April 12-18 2015 as National Public-Safety Telecommunications Week.
2. An e-mail was received from Dr. Viera of AMS Wellness thanking the Tri-State Fire Department for participating in a charity event for children with cancer, stating the department went above and beyond.
3. Acknowledgement that at the Hartman Award Ceremony Tri State Personnel will be presented an Award for outstanding service at an EMS call on May 22, 2015 at Good Samaritan Hospital.
4. Notification that the American Heart Association will present Tri State an Award, submitted by Hinsdale Hospital, at June 15, 2015 Board Meeting.
5. Legislative Update from Washington DC from April 17-17, 2015.
6. Notification the new Zodiac Boat would be recognized at the Chicago Fire Academy on May 19th 2015. Recognition was given to Battalion Chief Reynolds for his hard work and dedication in obtaining the grant for the boat via Firehouse Subs.
7. Trustee Jewell questioned Trustee Habercoss on what he hoped to achieve by his 8 FOIA requests? Trustee Habercoss stated he wanted to be fully informed of district business to make educated decisions. Habercoss also stated he had been waiting over a month for some information, prior to his FOIA's, such as Rules and Regulations, Policies

- and Procedures, and By-Laws for the Board of Trustees. It was established the above documents do not exist at this time.
8. Meeting dates were requested from the Trustees by Trustee Jewell to meet and discuss Board functions. Trustee Habercoss requested he obtain his requested document and time for review prior to establishing meeting dates.
 9. Trustee Jewel requested all Trustees requests be directed to him. Trustee Habercoss stated as an elected official it was his right and duty to directly request these items without going to Jewell.
 10. Trustee discussion with Chief Mancione on release of information and records to Trustee Habercoss. Chief Mancione stated that there were oversight procedures regarding review of records and files. Trustee Habercoss stated he has requested the policies and procedures and has never received them. Chief Mancione stated to Trustee Habercoss that he was not entitled to certain items (such as legal) because at the time he requested them he was not a Board Member.
 11. Trustee Habercoss requested that he start reviewing closed meeting tapes. Habercoss was informed by Chief Mancione and Trustee Orrico that the District currently did not have access to the District Safe where closed meeting sessions were being secured. It was established the former Board Secretary was still in possession of the key.
 12. Trustee Orrico informed Trustee Habercoss that he would be not allowed access to the District Safe without another Trustee present
 13. Trustee Habercoss requested it be put on the record that Trustees are not allowed to review the tapes.
 14. Trustee Orrico informed Trustee Habercoss he would have access to a touchpad and that he would be given the only key to the safe where all the confidential records were kept.
 15. Trustee Habercoss stated he believed the Board was irresponsible to allow a civilian to maintain keys and access to a safe where closed meeting tapes were held and taxpayers deserved responsibility.
 16. A plan was put into place that Treasurer Orrico would meet Chief Mancione Tuesday May 19th 2015; with a key he stated he had, to open the room. On Wednesday 20th 2015, Secretary Habercoss, would come in and he and Chief Mancione would access the safe either via a knoxbox or a key if former Trustee Strenzel returned it.

VI. Commissioner's Report

1. The Board is in the final steps in the entry level fire fighter hiring process.
2. Commissioner Camden attended training conference.

3. Battalion Chief testing process has started.
4. The Board is meeting with personnel from the Secretary of State to determine what record should be destroyed and which retained.
5. The Board is in its semiannual review of closed meeting tapes to determine what can be released to the public.
6. Reviewed and submitted 2015-2016 budget.

VII. Old Business

1. Nothing to report

VII. Chief's Report

1. Chief Mancione stated his primary goal is to meet with the Board to determine operations.
2. Trustee Habercoss asked if bids would be sought for upcoming projects and work to be performed at Fire Stations? Chief Mancione stated that the Procurement Policy in place only required the District to seek bids for things over \$20,000. Trustee Habercoss stated he believed all projects should be bid out regardless of policy. Chief Mancione said he would continue to adhere to the Policy but provide trustee Habercoss a copy of the Policy.

IX. Attorney's Report

1. Attorney Dunn made suggestion the Board move to closed session.
2. Trustee Habercoss requested that the Board allow him to meet with the Board Attorney privately. Trustee Orrico denied Trustee Habercoss's request.
3. Trustee Orrico made a motion to go to closed session, seconded by Jewell. Trustee Jewell recited the following: **(5 ILCS 120/2) (Sec. 2 – (c) , (1) The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body or legal counsel for the public body, including hearing testimony on a complaint lodged against an employee of the public body or against legal counsel for the public body to determine its validity, as well as minutes,**

previous session.

(5 ILCS 120/2) (Sec. 2 – (c), (11) Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting.

(5 ILCS 120/2) (c)(21) Discussion of minutes of meetings lawfully closed under the Open Meetings Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.

Motion approved on roll call: Jewel Aye, Orrico Aye, and Habercoss Nay (2-1-0). Meeting moved into closed session at 1913 hours.

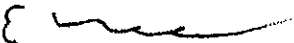
4. At 1943 hours Trustee Jewell made a motion to adjourn from Closed Session and return to the Regular Open meeting, seconded by Trustee Orrico. Motion approved on roll call: Jewell, Habercoss, and Orrico Aye (3-0-0).

X. Audience Comments

1. Linda Painter (Forest Preserve Commissioner District 3 and President of Timber Lake Homeowners association) stated she felt that the Board should be expanded from a three person Board to a five person Board. She was also kind enough to offer help to the board in its endeavors.
2. Trustee Jewell stated he would like to see a Board member question and comment session added to the end of the meeting.

XII. Adjournment

1. Motion made by Trustee Jewell to adjourn the Meeting, seconded by Habercoss. Motion approved on roll call: Jewell, Habercoss, and Orrico Aye (3-0-0).

Respectfully Submitted
Eric Habercoss

Secretary
Board of Trustees