



**Prompt, Skillful, Caring**

**POUDRE FIRE AUTHORITY  
BOARD of DIRECTORS MEETING AGENDA  
August 23, 2022  
Hybrid Meeting  
8:30 a.m.**

**\*Requires Board Action**

The August 23, 2022 Poudre Fire Authority (PFA) Board meeting will be a hybrid meeting open to the public as well as virtually. Instructions to join the meeting virtually follow. Individuals who wish to make comments regarding items scheduled on the agenda or wish to address the PFA Board during public comment on items not specifically scheduled on the agenda must use the Q&A option within the meeting or send comments to [publiccomment@poudre-fire.org](mailto:publiccomment@poudre-fire.org). Individuals must be recognized by the Board Chair. If speaking in person, please sign in at the table. The Chair will allow five minutes or less, depending on the number of speakers, for each individual.

Please click the link below to join the Board meeting: <https://tinyurl.com/4hf56f4r>

Or join by phone: US: +1 719 359 4580 or +1 669 900

Webinar ID: 891 0831 5765

Passcode: 538330

**PLEDGE OF ALLEGIANCE**

**PUBLIC COMMENT**

**DISCUSSION ITEM**

1. Poudre Fire Authority Board Agenda Planning Calendar

**CONSENT AGENDA**

2. July 26, 2022 Poudre Fire Authority Board of Directors Minutes\*
3. Authorizing the Fire Chief to enter contracts for one Type 6 Apparatus and two Battalion Chief Vehicles \*
4. Authorizing the Fire Chief to enter contracts for bunker gear, boots, and uniforms for recruits in the Fall 2022 Firefighter Academy \*

**STAFF REPORT**


5. Senior Leadership Update
6. Legislative Update

**DISCUSSION ITEMS**

7. Election of 5<sup>th</sup> Board Member, Board Officers, and Secretary\*
8. Chief's Spending Limit

**BRIEFING PAPERS/OTHER BUSINESS**

9. Briefing Papers/Other Business
  - a. Fire Chief Monthly Report
  - b. PFA Monthly Financials
  - c. PVFPD July 2022 Minutes

 <p>Poudre Fire Authority Fort Collins Colorado Prompt, Skillful, Caring</p>	<b>DISCUSSION AGENDA ITEM SUMMARY</b> Item #: 1 Meeting Date: 8/23/2022 PFA Staff: Patti Forsythe
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**SUBJECT:**

Poudre Fire Authority Board Agenda Planning Calendar

**EXECUTIVE SUMMARY**

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The Poudre Fire Authority Board Agenda Planning Calendar is attached for Board review and comment.

**STAFF RECOMMENDATION**

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Item for information and discussion.

**FINANCIAL / ECONOMIC IMPACTS**

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None.

**ATTACHMENTS**

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- a. PFA Board Agenda Planning Calendar

# PFA Board Agenda Planning Calendar

Work Session
Cancelled Meeting
Special Meeting
Executive Session
Change to Agenda
City Council Meeting
Revised: 8/18/2022

Month	Type	Detail
September 27, 2022	Regular	<ul style="list-style-type: none"> <li>• 2023 Preliminary Budget</li> <li>• Family and Medical Leave Insurance "FAMLI" Program (Proposition 118)</li> <li>• Station 6 Tour</li> <li>• Chief's Monthly Update</li> <li>• Capital Expansion IGA with PFA</li> <li>• Proclamation Declaring Fire Prevention Week</li> </ul>
October 25, 2022	Regular	<ul style="list-style-type: none"> <li>• Resolution Setting 2023 Meeting Dates</li> <li>• Chief's Monthly Update</li> </ul>
November 15, 2022	Regular	<ul style="list-style-type: none"> <li>• Approval of 2023 Budget</li> <li>• Chief's Monthly Update</li> </ul>
December 13, 2022	Regular	<ul style="list-style-type: none"> <li>• 2023 Budget Adoption</li> <li>• Election of 5<sup>th</sup> Board Member, Board Officers, and Secretary</li> <li>• Chief's Monthly Update</li> <li>• Fire Chief's Year-End Performance Review</li> </ul>
December 19, 2022	Special Event	<ul style="list-style-type: none"> <li>• Rescue 4 goes into Service at Station 4, 1945 West Drake Road, Fort Collins, CO</li> </ul>
January 24, 2023	Regular	<ul style="list-style-type: none"> <li>• Designation of 2023 Board Meeting Posting Location</li> <li>• Chief's Monthly Update</li> </ul>
February 28, 2023	Regular	<ul style="list-style-type: none"> <li>• Prior Year Encumbrance Appropriation</li> <li>• Legislative Update</li> <li>• Chief's Monthly Update</li> <li>• Fire Chief's 2023 Compensation Review</li> </ul>
March 28, 2023	Regular	<ul style="list-style-type: none"> <li>• Legislative Update</li> <li>• Chief's Monthly Update</li> </ul>
April 25, 2023	Regular	<ul style="list-style-type: none"> <li>• Legislative Update</li> <li>• Chief's Monthly Update</li> <li>• Strategic Plan</li> <li>• 2022 Annual Report Preview</li> </ul>
May 23, 2023	Regular	<ul style="list-style-type: none"> <li>• Legislative Update</li> <li>• Chief's Monthly Update</li> </ul>
June 27, 2023	Regular	<ul style="list-style-type: none"> <li>• Chief's Monthly Update</li> </ul>
July 25, 2023	Regular	<ul style="list-style-type: none"> <li>• 2022 Annual Financial Report (Audit)</li> <li>• Chief's Monthly Update</li> <li>• Fire Chief's Mid-Year Performance Review</li> </ul>



## **CONSENT AGENDA ITEM SUMMARY**

**Item #: 2**

**Meeting Date:** 8/23/2022

**PFA Staff:** Patti Forsythe

### **SUBJECT:**

July 26, 2022 Poudre Fire Authority Board of Directors Minutes

### **EXECUTIVE SUMMARY**

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The purpose of this item is to approve the minutes from the July 26, 2022 regular meeting of the Poudre Fire Authority Board of Directors.

### **STAFF RECOMMENDATION**

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That the Board approve the minutes as presented.

### **FINANCIAL / ECONOMIC IMPACTS**

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None.

### **ATTACHMENTS**

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- a. 7-26-22 PFA Minutes Final



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## BOARD OF DIRECTORS MEETING July 26, 2022

The Poudre Fire Authority (PFA) Board of Directors met at 102 Remington Street on July 26, 2022, at 8:30 a.m. Directors Emily Francis, Dave Pusey, Susan Gutowsky, Kelly DiMartino, and Mike DiTullio were present. Also present were Fire Chief Derek Bergsten, Administrative Specialist II Patti Forsythe, Planning and Analysis Battalion Chief Sean Jones, Support Division Chief Rick Vander Velde, Budget and Administration Manager Kirsten Howard, Human Resources Manager Janet Miller, Community Risk Reduction Division Chief Jerry Howell, and Health & Safety Battalion Chief Bob Root. Training Battalion Chief Tyson Barela and Recording Secretary Shawn Williams were present virtually.

### **PLEDGE OF ALLEGIANCE**

Emily Francis called the meeting to order at 8:30 a.m.

### **PUBLIC COMMENT**

There was no public comment.

### **DISCUSSION ITEMS**

#### **1. 2021 Comprehensive Annual Financial Report**

Kerri Ishmael introduced Anna Thigpen with FORVIS. FORVIS was created by the 2022 merger between Poudre Fire Authority's auditor BKD, and Dixon Hughes accounting firm. Anna presented the 2021 Comprehensive Annual Financial Report and Audit to the Board.

*Dave Pusey made a motion to Approve the 2021 Comprehensive Annual Financial Report. Susan Gutowsky seconded the motion. The motion passed by unanimous vote of the Board.*

#### **2. Poudre Fire Authority Board Agenda Planning Calendar**

No discussion – planning calendar included in packet materials.

### **CONSENT AGENDA**

#### **3. June 28, 2022, Poudre Fire Authority Board of Directors Meeting Minutes**

#### **4. Resolution Authorizing Fire Chief to Enter Contract for Personal Protective Equipment Purchases "TechGen Gear"**

#### **5. Resolution Appropriating \$150,000 toward TechGen Gear"**

*Dave Pusey made a motion to approve the Consent Agenda. Kelly DiMartino seconded the motion. The motion passed by unanimous vote of the Board.*



## **STAFF REPORT**

### **6. Senior Leadership Update**

Derek Bergsten provided the Senior Leadership Update to the Board per the information and documents in the Board packet.

Derek Bergsten advised the PFA and Local 1945 Island Picnic will be held on August 3 from 5 p.m. to 9 p.m. at NOCO Islands. Derek invited all Board members to attend.

Derek Bergsten advised he will meet with State Representative Boesenecker on July 27<sup>th</sup> to discuss ditch burning.

### **7. Facility Maintenance Update**

Rick Vander Velde updated the Board on Facility Maintenance.

## **DISCUSSION ITEMS**

### **8. Election of 5<sup>th</sup> Board Member, Board Officers, and Secretary**

The Board congratulated Kelly DiMartino on her appointment as City Manager of Fort Collins.

*Dave Pusey made a motion to appoint Kelly DiMartino as the 5<sup>th</sup> board member. Susan Gutowsky seconded the motion. The motion passed by unanimous vote of the Board.*

## **BRIEFING PAPERS / OTHER BUSINESS**

### **9. Briefing Papers / Other Business**

Derek Bergsten provided his Chief's Monthly report to the Board.

## **CORRESPONDENCE**

### **10. Correspondence**

## **DISCUSSION ITEM**

### **11. Executive Session for the Fire Chief's Mid-Year Performance Review**

*Emily Francis made a motion that the Board go into executive session pursuant to Section 24-06-402(4)(f) of the Colorado Revised Statutes, to review the Fire Chief's mid-year performance. Susan Gutowski seconded the motion. The Board entered executive session at 10:00 a.m.*

The regular meeting reconvened at 10:46 a.m. No action was taken.

The meeting adjourned at 10:47 a.m.



## **CONSENT AGENDA ITEM SUMMARY**

**Item #:** 3  
**Meeting Date:** 8/23/2022  
**PFA Staff:** Kerri Ishmael

### **SUBJECT:**

Resolution Authorizing Fire Chief to enter into contracts for Battalion Chief vehicles and a new Type 6 Brush apparatus.

### **EXECUTIVE SUMMARY**

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The purpose of this agenda item is to request that the Poudre Fire Authority (PFA) Board authorize the Fire Chief, or his designee, to enter into contract with (1) Ken Garff Ford for purchase of two Battalion Chief vehicles and (2) BFX Fire Apparatus for purchase of a Type 6 Brush Apparatus.

### **DISCUSSION/BACKGROUND**

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Considering the age and mileage on the current Battalion Chief vehicles and need to replace a Type 6 Brush apparatus, PFA evaluated underspend projected for current year 2022, noting funds available for these replacements.

Based on the needs of the organization for these vehicles and apparatus and considering the projected underspend for fiscal year 2022, PFA staff proposes entering into a contract with (1) Ken Garff Ford for both Battalion Chief vehicles, totaling in upwards of \$230,000, and (2) BFX Fire Apparatus for a Type 6 Brush Apparatus, totaling \$234,000.

Staff requests that the PFA Board authorize the Fire Chief, or his designee, to enter a contract with (1) Ken Garff Ford for purchase of two Battalion Chief vehicles and (2) BFX Fire Apparatus for purchase of a Type 6 Brush apparatus, both contracts for which exceed the Chief's spending limit of \$85,134.

### **STAFF RECOMMENDATION**

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That the PFA Board Approve Resolution 22-25

### **FINANCIAL / ECONOMIC IMPACTS**

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Both contacts totaling \$464,000 will be from funds appropriated by the Board for current fiscal year 2022.

## **ATTACHMENTS**

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Resolution 22-25

**Resolution 22-25**

**Authorizing the Fire Chief, or his Designee, to Execute contracts for over \$85,134, not to Exceed (1) \$230,000, to purchase two Battalion Chief Vehicles and (2) \$234,000, to purchase a Type 6 Brush Apparatus**

Whereas, upon review of budgeted to actual spend in current fiscal year 2022 and anticipated underspend in personnel costs, senior leadership for Poudre Fire Authority evaluated needs in relation to vehicle and apparatus replacement, while also considering the continued impact on availability of these items based on impact of COVID-19 on supply chains, and

Whereas, considering the projected amount in underspend for fiscal year 2022 and the need to have two of the in-use Battalion Chief vehicles replaced based on being in use for more than ten years, as well as the need for replacement of a Type 6 Brush apparatus, senior leadership is recommending use of 2022 underspend funds in part for purchase of both vehicles and apparatus, and

Whereas, costs for both Battalion Vehicles is projected at \$230,000, with costs of the Type 6 Brush apparatus being \$234,000, and

Whereas, since the total contract with each vendor is more than the Fire Chief's spending limit (greater than \$85,134) staff requests the Board authorize the Fire Chief to enter a contract with (1) Ken Garff Ford for purchase of both Battalion Chief vehicles, not to exceed \$230,000 and (2) BFK Fire Apparatus for purchase of a Type 6 Brush apparatus, not to exceed \$234,000.

Now therefore, the PFA Board of Directors authorizes the Fire Chief, or his designee, to enter a contract over \$85,134 with (1) Ken Garff Ford but not to exceed \$230,000 for purchase of two Battalion Chief vehicles and (2) BFK Fire Apparatus but not to exceed \$234,000, for purchase of a Type 6 Brush apparatus.


Approved this 23<sup>rd</sup> day of August 2022, by the Poudre Fire Authority Board of Directors.

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PFA Board Chair

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Attest

	<p><b><u>CONSENT AGENDA ITEM SUMMARY</u></b></p> <p><b>Item #: 4</b>  <b>Meeting Date:</b> 8/23/2022  <b>PFA Staff:</b> Kerri Ishmael</p>

**SUBJECT:**

Resolution Authorizing Fire Chief to enter into a contract for bunker gear, boots and uniforms for recruits in the Fall 2022 Firefighter Academy.

**EXECUTIVE SUMMARY**

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The purpose of this agenda item is to request that the Poudre Fire Authority (PFA) Board authorize the Fire Chief, or his designee, to enter into contract with Municipal Emergency Services (MES) for bunker gear, boots, and uniforms for the recruits entering the Fall 2022 firefighter academy.

**DISCUSSION/BACKGROUND**

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There are 29 PFA recruits participating in the fall 2022 firefighter academy, each of which require bunker gear, a set of boots, and uniform apparel. Based on a competitive bid process in accordance with purchasing policies MES was selected as PFA’s service provider for subject bunker gear, boots, and uniforms. Total costs for properly fitting the fall 2022 recruits is approximately \$190,000.

Considering that the proposed \$190,000 in bunker gear, boots, and uniform apparel exceeds the Fire Chief’s spending limit of \$85,134, staff requests that the PFA Board authorize the Fire Chief, or his designee, to enter into a contract with MES for bunker gear, boots, and uniform apparel for the 29 PFA recruits participating in the upcoming fall 2022 firefighter academy.

**STAFF RECOMMENDATION**

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That the PFA Board Approve Resolution 22-26

**FINANCIAL / ECONOMIC IMPACTS**

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The \$190,000 will be from funds appropriated by the Board for current fiscal year 2022.

**ATTACHMENTS**

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- a. Resolution 22-26

**Resolution 22-26**

**Authorizing the Fire Chief, or his Designee, to Execute a Contract for over \$85,134, not to Exceed \$190,000 for Bunker Gear, Boots, and Uniforms**

Whereas, there are 29 Poudre Fire Authority (PFA) recruits participating in the fall 2022 firefighter academy that will be administered solely by PFA.

Whereas, considering the costs to outfit a recruit for bunker gear, boots, and uniform apparel, combined with the fall 2022 academy consisting of 29 recruits, costs are projected at \$190,000 in outfitting all 29 recruits.

Whereas, Municipal Emergency Services (MES), is the organization's service provider for such bunker gear, boots, and uniform apparel.

Whereas, since the total contract with vendor, MES, is more than the Fire Chief's spending limit (greater than \$85,134) staff requests the Board authorize the Fire Chief to enter a contract with MES for \$190,000.

Now therefore, the PFA Board of Directors authorizes the Fire Chief, or his designee, to enter a contract over \$85,134 with MES but not to exceed \$190,000 for purchase of bunker gear, boots, and uniform apparel for the 29 fall 2022 firefighter recruits.

Approved this 23<sup>rd</sup> day of August 2022, by the Poudre Fire Authority Board of Directors.

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PFA Board Chair

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Attest



## **STAFF REPORT AGENDA ITEM SUMMARY**

**Item #:** 5  
**Meeting Date:** 08/23/2022  
**PFA Staff:** Derek Bergsten

**SUBJECT:**

Senior Leadership Update

### **EXECUTIVE SUMMARY**

The purpose of this agenda item is to keep the Poudre Fire Authority (PFA) Board updated on activities within the PFA's Senior Leadership Team. Following is a bulleted list of activities outlining recent updates.

### **DISCUSSION/BACKGROUND**

- Senior Leadership continues to meet to discuss and plan for the 29 recruits beginning, the rank structure and bidding changes, as well as the implementation of the new rescue company all occurring at the end of 2022/beginning of 2023.
- Three Authority firefighters have been deployed to Henderson, Texas to respond to new fires starting in that area. The initial deployment period is for two weeks, and they can be requested for a longer time period if necessary.
- A conditional job offer has been extended for the Warehouse Logistics/Cache Technician.
- A dedication ceremony is being scheduled for new Engine 7, including a bell dedication in honor of Earlie Thomas, former Poudre Valley Fire Protection District Board member on September 16, 2022 at 3:00 p.m. at Station 7 (2817 N. Overland Trail, LaPorte).
- The Inlet Bay Marina annual poker run was held on July 29, 2022, with proceeds going to PFA Volunteer Station 9 (4914 Shoreline Drive, Horsetooth CO).
- Introductory meeting with Brad Rhoda, Director Outreach Fort Collins, and Rupa VenKatesh, Assistant City Manager.
- Timnath Citizen Academy scheduled for October 6 at the PFA Training Center.
- A PFA crew assisted in a trench rescue/recovery incident in Greeley on August 13, 2022.

### **STAFF RECOMMENDATION**

Item for Information.

### **FINANCIAL / ECONOMIC IMPACTS**

Any financial impacts associated with the bulleted list, and not included in the 2022 budget, will come before the PFA Board of Directors.



## **STAFF REPORT AGENDA ITEM SUMMARY**

**Item #:** 6  
**Meeting Date:** 08/23/2022  
**PFA Staff:** Patti Forsythe, Kirsten Howard

**SUBJECT:**

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2022 Legislative Update

### **EXECUTIVE SUMMARY**

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The 2022 Colorado legislative session has ended and many new laws that will impact Colorado special districts, authorities, and public agencies have been enacted. Poudre Fire Authority (PFA) staff continues to work closely with City staff, Poudre Valley Fire Protection District Board of Directors, and the PFA Board. Some of the new laws that were enacted are unique and staff is diligently working with legal counsel to fully understand the impacts to PFA. More information on the impacts will be provided in September as part of the budget discussions.

### **STAFF RECOMMENDATION**

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Item for Information.

### **ATTACHMENTS**

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- a. Ireland Stapleton letter 8-9-2022
- b. 2022 Colorado Legislative Tracker



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**Special Districts Practice Group:**

Dino A. Ross, Esq.  
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Robin McReynolds, Legal Assistant

August 9, 2022

**VIA EMAIL AT:**

Board of Directors  
Poudre Fire Authority

Re: New Laws Resulting from the 2022 Colorado Legislative Session

Dear Board of Directors:

The 2022 Colorado legislative session ended on May 11, 2022. A number of new laws were enacted that will impact Colorado's special districts, authorities, and other public agencies. Some of these laws are already in effect, while others will become effective soon. As part of our legal advisement services, this letter provides a general overview of the more significant laws that are most likely to affect your agency.

**1. Senate Bill 22-238: 2023 and 2024 Property Tax**

**Effective:** May 11, 2022

**Applies To:** All Special Districts

**a. Adjustments to Assessed Value Rates**

SB22-238 makes adjustments to the assessed value rates for all residential property for tax year 2023 (collected in 2024) and tax year 2024 (collected in 2025). It also makes adjustments in those years to the assessed value rates for all non-residential properties, except for a) oil and gas, which remains at 87.5%; and b) renewable energy production and agricultural property, which remain at 26.4% as set by last year's SB21-293. SB22-238 is a complicated bill that builds on the adjustments to assessed value rates for non-residential and residential property made by the Colorado Legislature in 2021 through the enactment of SB21-293. The following charts show the adjustments to the assessed value rates made by SB22-238. In tax year 2025 (collected in 2026), the assessed value rates return to their percentages prior to the enactment of SB21-293, which is 29% for all non-residential property (except oil and gas, which is 87.5%), and 7.15% for all residential property.

Type of Property		Assessed value rates for tax year 2023 (collected in 2024)	Assessed value rates for tax year 2024 (collected in 2025)
Non-residential	Lodging property (i.e., hotels, motels and B&Bs)	27.9% Actual value of a lodging property is reduced by \$30,000, but in no event less than \$1,000	29%
	Commercial, vacant, and industrial property	27.9% Actual value of <i>improved commercial property only</i> is reduced by \$30,000, but in no event less than \$1,000	29%
	Renewal energy production and agricultural property	26.4%	26.4%
	Oil and gas property	87.5%	87.5%
Residential	Multi-family housing property (i.e., apartments)	6.765% The actual value of the property is reduced by \$15,000, but in no event less than \$1,000	6.8%
	All other residential property	6.765% The actual value of the property is reduced by \$15,000, but in no event less than \$1,000	Tax Administrator sets at a percentage that will result in a total revenue reduction of \$700 million in property tax years 2023 and 2024

**b. Replacement of Lost Tax Revenue**

SB22-238 also requires the State to replace the tax revenue lost by certain local governments in tax year 2023 (collected in 2024). The following chart shows the State's tax revenue replacement obligations.

Local Government* Reimbursements in Counties with a Population of 300,000 or fewer			
<b>Amount of Reimbursement</b>	In Counties with an increase of <b>less than 10%</b> in the assessed value of real property from 2022 to 2023:	<b>OR</b>	In Counties with an increase of <b>10% or more</b> in assessed value of real property from 2022 to 2023:
	<b>100%</b> of the property tax revenues lost by each local government		<b>90%</b> of the property tax revenues lost by each local government

\*Excludes school districts

<b>Local Government* Reimbursements in Counties with a Population Greater than 300,000</b>			
<b>Type of Local Government</b>	Local governments <b>other than</b> a municipality, fire district, health service district, water district, sanitation district, and library district	<b>OR</b>	Municipalities, fire districts, health service districts, water districts, sanitation districts, and library districts
	<b>Amount of Reimbursement</b>		<b>65%</b> of the property tax revenues lost  <b>90% of the aggregate reduction</b> of a local government's property tax revenue in 2023
			Had an <b>increase of 10% or more in assessed value</b> of real property:  <b>100% of the aggregate reduction</b> of a local government's property tax revenue in 2023

**\*Excludes school districts**

By April 15, 2024, the State Treasurer shall pay to each County Treasurer the total amount owed to the local governments within that County based on the formulas set forth above. Each County Treasurer must distribute to each local government the total amount owed as if the revenues had been regularly received as taxes. A County Treasurer must include with each distribution a statement of the amount distributed.

There are also unique considerations for any district that previously received voter authorization to increase its mill levy to offset revenue it otherwise would have lost as a result of a reduction in the assessed value rate for commercial or residential property – commonly referred to as "revenue stabilization" or "de-Gallagherizing" ballot questions. Please contact us to discuss this further.

**2. Senate Bill 22-225: Ambulance Service Sustainability and State Licensing**

**Effective:** July 1, 2024

**Applies To:** Fire Districts and Authorities Providing Ambulance Services

SB22-225 establishes a new statewide ambulance licensure and permitting structure that removes county authority for licensing and permitting ambulance services, and instead consolidates ambulance service licensure and permitting within the Colorado Department of Public Health and Environment ("CDPHE"). The stated purpose of the law is to establish standardization in Colorado's ambulance services system, in order to enhance medical and operational benefits and consumer protections.

Under SB22-225, beginning on July 1, 2024, all ambulance services **must** receive a license from CDPHE prior to operating within the State, and only CDPHE has the authority to conduct vehicle inspections for ambulance permitting. CDPHE will issue an initial license on July 1, 2024 to any ambulance service then holding a valid license from a Colorado county, and ambulance service licenses expire after two years. Failure to obtain a State license prior to operating an ambulance service is a petty offense and subject to imprisonment of up to 10 days and a fine of up to \$500 per violation, or \$500 per day for continuing violations.

Counties (including the cities and counties of Denver and Broomfield) can continue to maintain control over the ambulance services within their jurisdictions by requiring an ambulance service to also receive a prior local authorization from the county prior to operation. Further, counties can limit the number of ambulance services authorized to operate within their jurisdictions, establish ambulance service areas, enter into contracts for ambulance services, and establish other "necessary requirements". That said, counties may elect to opt out of the local authorization process, in which case an ambulance service need only obtain State licensure in order to operate within the county's jurisdiction.

On or before July 1, 2024, CDPHE is directed to adopt rules establishing the minimum statewide standards for the operation of an ambulance service, including, among others:

- Minimum equipment to be carried on an ambulance;
- Vehicle standards;
- Staffing requirements;
- Medical oversight and quality assurance;
- Education, training, and experience standards for the administrator of an ambulance service;
- Patient safety;
- Mandatory incident reporting;
- Data collection and reporting; and,
- General liability and motor vehicle insurance.

Additionally, SB22-225 places certain obligations on the "owner or operator" of an ambulance service; however, the term "owner or operator" is not defined and it is unclear how these obligations will apply to fire districts and fire authorities, where there is no clear "owner or operator" of the ambulance service. For example, SB22-225 requires the "owner or operator" of an ambulance service to submit a complete set of fingerprints to the Colorado Bureau of Investigations and to pay fees associated with conducting a criminal history background check. Further, SB22-225 specifies that an ambulance service license may be denied if the results of the criminal history background check demonstrate that the "owner or operator" has been convicted of conduct that could pose a risk to patient safety and welfare. We hope that these issues will be addressed in future statutory amendments or CDPHE rulemaking related to the State licensure and permitting of ambulance services.

### **3. House Bill 22-1367: Updates to Employment Discrimination Laws**

**Effective:** August 10, 2022

**Applies To:** All Special Districts and Authorities

As relevant to special districts and authorities, HB22-1367 amends the Colorado Anti-Discrimination Act ("CADA") to extend the time period to file a charge of discrimination with the Colorado Civil Rights Division ("CCRD"), and to provide for additional remedies for age discrimination claims.

HB22-1367 provides that employees now have up to 300 days from the date of any adverse employment action to file charges of discrimination with the CCRD. This time period echoes the time period for filing a charge of discrimination with the CCRD's federal counterpart, the Equal Employment Opportunity Commission ("EEOC"). Additionally, prior to enactment of HB22-1367, the CCRD retained jurisdiction over charges of discrimination for up to 270 days, during which time, the CCRD could investigate the charges and issue findings. However, after the 270 days, the CCRD lost jurisdiction and was required to issue a Notice of Right to Sue, allowing the employee to then bring a lawsuit related to their

claim within 90 days of receiving the Notice. HB22-1367 extends this timeframe to provide that the CCRD will now have up to 450 days from the filing of a charge to conduct its investigation and issue findings. If the CCRD issues a Notice of Right to Sue, the employee will still have 90 days to file a lawsuit.

Further, HB22-1367 expands the remedies available to employees claiming age discrimination. Prior to HB22-1367, employees alleging age discrimination were limited to remedies available under the federal Age Discrimination in Employment Act ("ADEA"), which expressly prohibits compensatory or punitive damages. However, under HB22-1367, successful plaintiffs alleging age discrimination in Colorado are now entitled to compensatory and punitive damages. The Colorado Supreme Court has determined that the Colorado Governmental Immunity Act ("CGIA") does not bar recovery of compensatory damages related to discrimination claims; therefore, local governmental employees who are successful in bringing an age discrimination claim under the CCRD may now be awarded compensatory damages, though punitive damages against local governmental entities remain barred. *See Elder v. Williams*, 477 P.3d 694 (Colo. 2020).

#### **4. House Bill 22-1112: Workers' Compensation Injury Notices**

**Effective:** August 10, 2022

**Applies To:** All Special Districts and Authorities

HB22-1112 modifies the notice requirements workers must give their employers in order to recover workers' compensation insurance benefits. Workers must now provide written notice of any on-duty injury within ten days of the occurrence of the injury, rather than the previous four-day requirement. HB22-1112 also provides new language that must be posted or provided to injured workers regarding their obligations and rights under the Colorado Workers' Compensation Act ("CWCA"). If the employer fails to provide the worker with information regarding the process of providing this notice, or fails to post the notice required by the CWCA, then the time period in which the worker must submit written notice to the employer is delayed for the duration of the time that the employer failed to provide the required information. Furthermore, if the employer already knows about the worker's injury or there is good cause for the worker's failure to give written notice of the injury, then there is no reduction in benefits for failing to report the injury. Employers must include the date and time of receipt on the notice received from the injured employee, and make a copy of the same available to the employee within seven days of receipt.

If an employee contracts an occupational disease, notice of the occupational disease must be given to the employer within 30 days after the first distinct manifestation of the disease. In the event of death due to the occupational disease, written notice of the employee's death must be provided to the employer within 30 days after the death, unless the employer already knows about the employee's death due to the occupational disease. If the employer does not already know about the employee's death and there is no good cause for failing to give the employer notice of the death, then benefits due as the result of the death may be reduced.

#### **5. Senate Bill 22-002: Resources for Volunteer Firefighters**

**Effective:** May 10, 2022

**Applies To:** Fire Districts and Fire Authorities Maintaining Volunteer Firefighter Programs

SB22-002 allows "fire departments" to be reimbursed by the State for the cost of wildland fire suppression activities within the fire department's jurisdiction if: (a) the department relies primarily or solely on volunteer firefighters; (b) the fire exceeds the department's capacity to control or extinguish it; and (c) the period of mutual aid has ended. The definition of "fire department" expressly includes fire

districts, as well as the "duly authorized fire protection organization of a town, city, county, or city and county". It is not clear whether this definition also includes fire authorities, which ordinarily are established by any combination of fire districts, towns, cities, counties, or cities and counties, but are themselves separate legal entities.

If a fire department receives reimbursement funding pursuant to the above, SB22-002 specifies that it must be used to "compensate" volunteer firefighters pursuant to guidelines adopted by the Division of Fire Prevention and Control ("DFPC"). Because the federal Fair Labor Standards Act prohibits the "compensation" of volunteers in a manner that replicates or imitates the compensation of paid employees, any payments to volunteers and their documentation should be carefully reviewed in coordination with qualified human resources personnel or legal counsel.

Additionally, SB22-002 establishes a priority structure for awarding grants from the existing Firefighter Safety and Disease Prevention Fund based on need, the loss of tax revenue as the result of decreased assessed valuations due to wildfire, and the reliance of volunteer firefighters to serve areas affected by wildland fires. Grants must be awarded at least annually, but applications may be submitted throughout the year on an as-needed basis for emergency circumstances.

Additionally, SB22-002 also authorizes the DFPC to use money in the existing Firefighter Safety and Disease Prevention Fund to purchase equipment or replace damaged or obsolete equipment; to pay for firefighter training; and to reimburse a multiple-employer behavioral health trust for the direct costs of providing the program (see below). DFPC may use some of the money in the Firefighter Safety and Disease Prevention Fund to directly purchase or reimburse the cost of protective equipment or training related to firefighter safety and prevention of occupation-related diseases, without requiring a grant application. At this time, it is unclear how such funding requests should be made.

Finally, SB22-002 establishes the new "Firefighter Behavioral Health Benefits Program" ("Behavioral Health Program"), which is similar to the existing Colorado Firefighter Heart and Cancer Benefits Program. All fire districts and fire authorities are required to participate in the Behavioral Health Program so long as the costs of participation are fully funded by the State. If at any time, the State funding is insufficient to cover the costs of participation, then such participation becomes optional. The purpose of the Behavioral Health Program is to plan, organize, operate, and maintain services for paid and volunteer firefighters for the prevention, diagnosis, and initial treatment of emotional, behavioral, or mental health disorders on a primary outpatient and consultative basis. One million dollars is to be appropriated to the Firefighter Safety and Disease Prevention Fund in fiscal year 2022-2023 for uses related to the Behavioral Health Program.

#### **6. Senate Bill 22-153: Internal Election Security Measures**

**Effective:** May 10, 2022

**Applies To:** All Special Districts

SB22-153 establishes numerous new internal election security measures; however, most apply only to county-run elections under the Uniform Election Code. That said, certain new measures also apply to political subdivisions, including special districts, that have a population of 100,000 or more, including:

- Elected officials and candidates may not prepare, maintain, or repair any voting equipment or device to be used in an election; and

- Elected officials, candidates, and the Secretary of State are prohibited from having key card access to a room with components of a voting system, or from being present in a room with components of a voting system without being accompanied by at least one person with authorized access. The only exception is when voting system components have been deployed for use or are stored at a voting service and polling center.

Gaining or facilitating unauthorized access to, or tampering with, electronic voting equipment is a Class 5 felony.

## 7. Other Laws

This advisement is intended as a general overview of those bills passed during the 2022 Colorado legislative session that are most likely to affect special districts, authorities, and other public agencies. However, the Colorado Legislature passed numerous additional bills that may impact your agency or public agencies generally, or that affect a particular industry in which your agency is interested. For your convenience, we have attached a final version of our 2022 Legislative Tracker, which provides details on each bill passed during the 2022 legislative session that might affect your agency.

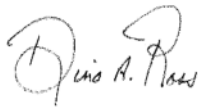
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You can begin the process of ensuring your agency's compliance with each of the new laws as they become effective by first determining which specific laws apply to your agency. You should then review your agency's policies, procedures, and administrative practices to determine whether any changes may be required. You also should consider whether training is necessary to inform your agency's personnel of the requirements of any of the new laws.

Please feel free to contact us if you would like more information regarding the bills addressed in this letter, or any other laws enacted during the 2022 legislative session, or if you would like assistance in reviewing or revising your agency's policies and practices for compliance.

Sincerely,

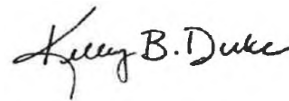
IRELAND STAPLETON PRYOR & PASCOE, PC



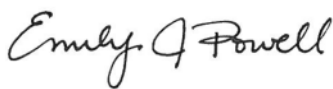
Dino A. Ross



Michelle B. Ferguson



Kelley B. Duke



Emily J. Powell



Sarah H. Abbott

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
<b>PASSED SENATE AND HOUSE</b>							
All Districts/ Property Tax	HB22-1006	Child Care Center Property Tax Exemption	Governor Signed (06/01/2022)	There is currently a property tax exemption for property used solely and exclusively for a charitable purpose and as an integral part of a childcare center. This bill alters the exemption to repeal the requirement that the property must be owned for strictly charitable purposes, and also allows property that is used by a tenant to operate a childcare center to be eligible for the exemption, even if the actual property owner receives private gain or corporate profit.	CSFC:  SDA: Oppose	D. Roberts (D) K. Van Winkle (R)	K. Donovan (D) J. Smallwood (R)
Fire Districts	HB22-1007	Assistance Landowner Wildfire Mitigation	Governor Signed (06/03/2022)	This bill establishes a grant program for wildfire mitigation resources and best practices for special districts and other governmental and nonprofit entities. The Colorado State Forest Service will administer the program and review applications. Grants must be awarded to applicants proposing to conduct outreach among landowners in high wildfire hazard areas. The bill repeals the existing income tax deduction created to offset landowner's costs in performing wildfire mitigation for 2023 and future tax years, and creates a state income tax credit to reimburse landowners for costs incurred in performing wildfire mitigation on their property. The maximum total credit in a year is \$625.	CSFC: Support  SDA: Monitor	D. Valdez (D) M. Lynch (R)	C. Simpson (R) P. Lee (D)
Fire Districts	HB22-1011	Wildfire Mitigation Incentives for Local Governments	Governor Signed (06/03/2022)	This bill establishes a wildfire mitigation incentive grant program for local governments. <u>Only counties and municipalities are eligible recipients.</u> This program would match revenue raised by local governments for forest management and wildfire mitigation at a local level.	CSFC: Support  SDA: Amend	L. Cutter (D) M. Snyder (D)	T. Story (D) P. Lee (D)
Fire Districts	HB22-1012	Wildfire Mitigation and Recovery	Governor Signed (06/03/2022)	This bill establishes a wildfire mitigation and recovery grant program in the Colorado State Forest Service to provide grants <u>to counties</u> for help in ensuring prevention and recovery efforts are undertaken in a manner that reduces carbon. Counties would be required to ensure biomass removed from forests is recycled or disposed of in a manner that reduces carbon entering the atmosphere.	CSFC:  SDA: Monitor	D. Valdez (D) L. Cutter (D)	J. Ginal (D) P. Lee (D)
All Districts/ Employment	HB22-1029	Compensatory Direct Distribution to PERA	<b>Governor Signed (06/07/2022)</b>	This bill requires the State to make a direct distribution to PERA of \$303.57 million on July 1, 2022, to recompense PERA for the cancellation of previously scheduled July 1, 2020 direct distribution of \$225 million.	CSFC:  SDA:	S. Bird (D) S. Sandridge (R)	C. Kolker (D) K. Priola (R)
Fire Districts	HB22-1034	FPPA Statewide Retirement Plan	Governor Signed (03/30/2022)	This bill would merge the following FPPA plans into a single statewide retirement plan: 1) the statewide defined benefit plan, 2) statewide hybrid plan, and 3) the social security supplemental plan. The three plan types would be held as separate components of the merged statewide retirement plan. The bill provides for administration, investment, membership requirements, contribution rates, vesting and retirement eligibility, pension and survivor benefits, etc. It also provides for confidentiality of information in member records.	CSFC:  SDA:	S. Bird (D) S. Sandridge (R)	L. Garcia (D) K. Priola (R)

2022 Colorado Legislative Tracker

Updated: June 23, 2022

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
All Districts/ General	HB22-1070	Special Districts Early Childhood Development	Governor Signed (03/17/2022)	Under existing law, an early childhood development service district must include all of the territory of any special district, municipality, county, or other existing taxing entity within its service area. This bill allows an early childhood development service district to also include a portion of a special district, municipality, county, or other existing taxing entity.	CSFC: SDA: Monitor	J. McCluskie (D)	B. Rankin (R)
All Districts/ Elections	HB22-1086	Vote Without Fear Act	Governor Signed (03/30/2022)	This bill prohibits openly carrying a firearm within a polling location, count facility, or within 100 feet of a ballot drop box while an election or election administrative activity is occurring. An exception exists for persons owning private property within 100 feet of an identified location.	CSFC: SDA: Support	T. Sullivan (D) J. Bacon (D)	R. Fields (D)
All Districts/ General	HB22-1087	Special District Director Retirement Benefits	Governor Signed (03/24/2022)	This bill excludes from PERA membership special district directors who begin service as a director on or after July 1, 2022. This bill is meant to reverse the current requirement that special district directors be considered "employees" of a PERA-participating special district and are therefore mandated to participate in PERA if they receive a director's stipend.	CSFC: SDA: Support	E. Hooton (D)	
All Districts/ General	HB22-1097	Dissolution of Special Districts	Governor Signed (03/17/2022)	This bill grants counties the same authority that currently exists with municipalities to file a petition for dissolution directly with the Board of Directors of a special district within the County's boundaries, and the special district's Board of Directors must take the necessary steps to dissolve the district. Additionally, the bill permits counties and special districts lying wholly within the county to consent to a dissolution by Court Order and without an election, if the special district has no financial obligations or outstanding bonds.	CSFC: SDA: Support	D. Valdez (D)	C. Simpson (R)
Park & Rec Districts	HB22-1104	Powerline Trails	Governor Signed (04/13/2022)	This bill encourages energy transmission providers to enter into written agreements for the construction and maintenance of powerline trails within transmission corridors, and requires transmission providers to notify local governments regarding the potential for such powerline trails when planning for the construction or expansion of transmission corridors.	CSFC: SDA: Monitor	A. Boesenecker (D)	K. Priola (R)
All Districts/ Employment	HB22-1112	Workers' Compensation Injury Notices	Governor Signed (03/24/2022)	This bill extends the time period in which an employee must notify an employer of an on-the-job injury from 4 days to 14 days, repeals provisions reducing compensation for providing notice late, and repeals provisions giving additional notice time if the employer does not adequately post information regarding the notification deadline. The bill also changes the content of the workers' compensation notice an employer is required to post in the workplace.	CSFC: SDA: Amend	L. Daugherty (D)	

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
All Districts/ General	HB22-1119	Colorado False Claims Act	<b>Governor Signed (06/07/2022)</b>	This bill establishes the Colorado False Claims Act, which makes a person liable to the state <u>or a political subdivision of the state</u> for a civil penalty if the person commits, conspires to commit, or aids and abets in committing "false claims." A "false claim" occurs when someone presents a false or fraudulent claim for payment or approval from the state or political subdivision, creates false or fraudulent materials related to the same, defrauding the state or political subdivision in the delivery of less than all money or property owed to it, or other similar acts. The penalty for making a false claim includes treble damages to the harmed state or political subdivision, as well as the costs of investigation and prosecution. The Attorney General, prosecuting authority of a political subdivision, and private individuals may bring a civil action against a person who made a false claim. The bill excludes claims against members of the General Assembly, state judiciary, or an elected official in the executive branch acting in their official capacity and those based on the same allegations in a different civil or administrative proceeding. The bill prohibits retaliation for participating in investigating, prosecuting, or stopping false claims.	CSFC:  SDA: Monitor	M. Gray (D)	F. Winter (D)
Fire Districts	HB22-1132	Regulation and Services for Wildfire Mitigation	Governor Signed (06/03/2022)	This bill requires that a fire department, including fire protection districts, be notified prior to conducting a controlled burn on private property and prohibits a person from conducting a controlled burn under certain conditions. It establishes civil and criminal penalties for failing to provide notice.	CSFC: Monitor  SDA: Monitor	R. Holtorf (R)	L. Liston (R)
Fire Districts	HB22-1139	Home Owners' Associations Cannot Regulate Use of Public Rights-of-way	Governor Signed (05/06/2022)	In general, this bill prohibits homeowners' associations from preventing someone from using a public right-of-way in accordance with local ordinance, resolution, rule, or charter. However, as introduced, the bill also would have repealed certain existing statutes protecting the right of individuals, including firefighters and other emergency services personnel to park their work (or "take-home") vehicle on the street. <u>This bill was amended in committee to undo the repeal of the take-home vehicle protections, which is no longer part of the bill.</u>	CSFC: Monitor  SDA:	E. Hooton (D) T. Geitner (R)	
All Districts/ Elections	HB22-1156	Public Official Reporting Requirements Modifications	Governor Signed (04/18/2022)	Among other changes for state-wide candidates, this bill changes the Fair Campaign Practices Act special district director candidate post-election report filing deadline from 30 days to 35 days. The bill also exempts the personal financial disclosure statement requirement if the candidate has filed a statement within 180 days before January 10 for that year.	CSFC:  SDA:	D. Williams (R) C. Kennedy (D)	J. Bridges (D) R. Gardner (R)
Fire Districts	HB22-1194	Local Firefighter Safety Resources	Governor Signed (03/01/22)	This bill funds and directs DFPC to utilize money within the Firefighter Safety and Disease Prevention Fund to directly purchase protective equipment and pay for training for local and volunteer fire departments or to reimburse departments for such costs <u>without</u> the department being required to submit a grant application or undergo a grant process. DFPC is required to prioritize those departments that it identifies as having the greatest need for assistance to ensure firefighter safety.	CSFC:  SDA: Support	K. Ransom (R) J. McCluskie (D)	B. Rankin (R) C. Hansen (D)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
All Districts/ Property Tax	HB22-1223	Mobile Home Property Tax Sale Notice and Exemption	Governor Signed (06/02/2022)	This bill creates a property tax exemption for mobile homes that have an assessed value of \$2,000 or less.	CSFC:  SDA: Oppose	C. Kipp (D) J. Rich (R)	D. Coram (R) J. Ginal (D)
All Districts/ General	HB22-1240	Mandatory Reporters	Governor Signed (06/02/2022)	This bill creates a mandatory reporter taskforce to analyze best practices and recommend changes to the mandatory reporting of child abuse or neglect. It also updates certain mandatory reporter requirements, including changing the time frame for reporting child abuse from "immediately" to "within 24 hours", requiring reporting of unlawful sexual behavior, requiring employers to notify and provide materials to their employees regarding mandatory reporting responsibilities, and changing the standard for violations of the mandatory reporter statute from "willfully" to "knowingly".	CSFC:  SDA: Monitor	M. Froelich (D) M. Young (D)	R. Fields (D)
All Districts/ Election	HB22-1273	Protections for Elections Officials	Governor Signed (06/02/2022)	This bill makes it unlawful for a person to threaten, coerce, or intimidate an elections official with the intent to interfere with the performance of the official's duties, or from making the personal information of the election official or his/her immediate family publicly available on the internet if the person knows or should know that doing so will pose an imminent and serious threat to the election official or his/her family. "Election official" includes a member of a Board of Directors authorized to conduct elections, as well as any other person contracted for or engaged in the performance of election duties.	CSFC:  SDA: Amend	M. Duran (D) E. Sirota (D)	S. Fenberg (D) B. Pettersen (D)
Fire Districts	HB22-1284	Health Insurance Surprise Billing Protections	<b>Governor Signed (06/08/2022)</b>	This bill changes current state law to align with the federal "No Surprises Act" and to provide additional regulation of "balance billing" patients for the cost of out-of-network services not paid for by the patient's insurance carrier. The federal "No Surprises Act" does not apply to ground ambulance providers; however, this bill is being reviewed for any applicability it may have for publicly operated ground ambulance services.	CSFC:  SDA:	D. Esgar (D) M. Catlin (R)	B. Gardner (R) B. Pettersen (D)
All Districts	HB22-1296	Residential Real Property Classification	Governor Signed (06/02/2022)	Under current law, facilities that provide long-term nursing care or assisted living longer than 30 days are classified as residential property; however, facilities that provide short-term convalescent care and rehabilitative services are classified as nonresidential property. This bill would also classify facilities that provide short-term convalescent care and rehabilitative services as residential property.	CSFC:  SDA: Monitor	K. Mullica (D) K. Van Winkle (R)	K. Priola (R)
All Districts	HB22-1301	Controlled Environmental Agricultural Facility as Agricultural Property	Governor Signed (05/20/2022)	This bill changes the formula for valuing controlled environment agricultural facilities (CEA facility, or greenhouses) for property tax purposes. A CEA facility is a structure of 1,000 square feet or greater that seeks to optimize hydroponic plant growing, plant quality, and food production efficiency for human or livestock consumption.	CSFC:  SDA: Oppose	M. Soper (R) D. Roberts (D)	

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
Fire Districts	HB22-1345	Perfluoroalkyl And Polyfluoroalkyl Chemicals	Governor Signed (06/03/2022)	This bill establishes new consumer sales and other regulations on products containing perfluoroalkyl and polyfluoroalkyl chemicals. As relevant to fire districts, this bill: <ul style="list-style-type: none"> <li>Requires that a person using firefighting foam prohibit a release of the foam into the environment, fully contain the foam during its use, and safely store the foam;</li> <li>Report the use of firefighting foam to the water quality spills hotline within 24 hours after its use; and</li> <li>Authorizes the attorney general to enforce laws regulating firefighting foam containing PFAS chemicals.</li> </ul>	CSFC: SDA:	L. Cutter (D)	M. Bradfield (R)
All Districts	HB22-1347	Workers' Compensation Updates	<b>Governor Signed (06/08/2022)</b>	Among other revisions to the workers' compensation statutes, this bill allows a claimant to request advance reimbursement for travel expenses related to compensable treatments, services, or supplies. It specifies how to determine the benefit amount of medical impairment when the amount for scheduled injuries would exceed the amount for nonscheduled injuries. It increases the benefit payable for funeral and burial expenses, and requires reporting active medical treatments necessary for an injury lasting for more than 180 calendar days.	CSFC: SDA: Monitor	L. Daugherty (D)	R. Rodriguez (D)
Fire Districts	HB22-1352	Stockpile for Declared Disaster Emergencies	Governor Signed (05/18/2022)	This bill requires the division of homeland security and emergency management to stockpile essential materials, such as personal protective equipment, to be available for distribution to state agencies, hospitals, health-care providers, and others that the division determines are in need, after the governor has declared a disaster emergency.	CSFC: SDA:	K. Mullica (D)	S. Jacquez Lewis (D)
Fire Districts	HB22-1353	Public Safety Communications Transfers	<b>Governor Signed (06/08/2022)</b>	This bill creates the office of public safety communications and empowers it to oversee public safety communications with the goal of improving the ability of public safety agencies to communicate with public safety agencies of the federal government, regions, local governments, and other states. The bill relocates existing public safety communications in the new office.	CSFC: SDA:	T. Bennett (D) M. Baisley (R)	J. Bridges (D)
All Districts	HB22-1354	Protected Injured Workers' Mental Health Records	<b>Governor Signed (06/08/2022)</b>	This bill clarifies provisions of the Worker's Compensation Act of Colorado related to mental health records. Among other things, it prohibits an insurer from releasing mental health records to a claimant's employer, limits an insurer's disclosure to only information from mental health records pertaining to work restrictions, and for a self-insured employer, requires the employer to keep mental health records separate from personnel files.	CSFC: SDA:	M. Lindsay (D) D. Michaelson Jenet (D)	F. Winter (D)
All Districts	HB22-1367	Updates to Employment Discrimination Laws	<b>Governor Signed (06/08/2022)</b>	This bill amends the Colorado Anti-Discrimination Act to 1) expand the definition of "employee" to include individuals in domestic services, 2) extend the time limit to file a charge with the Colorado Civil Rights commission from 6 months to 300 days after the alleged discriminatory or unfair employment practice occurred, and 3) for age discrimination cases only, repeals the prohibition against relief and recovery of certain damages so the remedies available in all employment discrimination claims are consistent.	CSFC: SDA: Monitor	S. Lontine (D) M. Gray (D)	F. Winter (D) B. Pettersen (D)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
Fire Districts	HB22-1379	Wildfire Prevention Watershed Restoration Funding	Governor Signed (06/02/2022)	This bill would use funds from the economic recovery and relief cash fund to 1) support implementation of risk mitigation treatments focused on watershed resilience, 2) support wildfire mitigation and fuel reduction projects, 3) support watershed restoration and flood mitigation grants, 4) provide assistance to political subdivisions and other entities applying for federal Infrastructure Investment and Jobs Act money related to water funding opportunities, and 5) for grants to political subdivisions for hiring temporary employees and contractors to assist with applying for federal Infrastructure Investment and Jobs Act money and other federal natural resource management money.	CSFC: SDA:	K. McCormick (D) M. Catlin (R)	K. Donovan (D) C. Simpson (R)
All Districts	HB22-1392	Contaminated Land Income Tax & Property Tax Credit	<b>Governor Signed (06/07/2022)</b>	Under current law, affordable housing developers can qualify for property tax exemptions for 15 years. This bill would extend the period to 30 years. Additionally, under current law, certain entities are allowed a transferable expense amount for expenses incurred in connection with environmental remediation. This bill would expand the definition of a "qualified entity" to include, among other entities, special districts.	CSFC: SDA:	S. Bird (D) M. Lindsay (D)	D. Moreno (D)
All Districts	HB22-1416	Property Tax Administrative Procedures	Governor Signed (05/16/2022)	This bill sets forth certain procedural requirements for the administration of property taxes at the County level, such as requiring notices for amendments to property tax manuals, establishing a process for accelerated consideration of certain appeals, and allowing for correction of errors impacting valuation of a class of property.	CSFC: SDA:	D. Esgar (D) P. Neville (R)	C. Kolker (D) B. Rankin (R)
Fire Districts	SB22-002	Resources for Volunteer Firefighters	Governor Signed (06/03/2022)	This bill allows fire departments, including fire protection districts and volunteer fire departments, to be compensated by the state for wildland fire suppression activities in the department's jurisdiction if the department relies primarily or solely on volunteer firefighters, the fire exceeds the department's capacity to control or extinguish, and the period of mutual aid has ended. The department must use the funding to compensate volunteer firefighters in accordance with guidelines adopted by DFPC in the annual wildfire preparedness plan. BOCCs can reimburse departments from county funds for wildland fire suppression activities under the same circumstances. The bill also amends the existing firefighter safety and disease prevention grant program to allow grants to be spent for access to mental health services for seasonal and volunteer firefighters involved in wildland fire suppression, plus purchasing equipment and provider training. The bill requires \$5 million be appropriated annually for the program with discretion for more. DFPC can also use the funds to reimburse mental and behavioral healthcare providers for services to seasonal and volunteer wildland firefighters.	CSFC: Support SDA: Amend	L. Cutter (D) P. Will (R)	J. Ginal (D) T. Story (D)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
Fire Districts	SB22-007	Increase Wildfire Risk Mitigation Outreach Efforts	Governor Signed (06/03/2022)	This bill requires the Colorado State Forest Service to convene a working group that includes DFPC, US Forest Service, and other local, state, or federal partners engaged in wildfire risk mitigation in the wildland-urban interface. The purpose of the group is to consider how to best conduct wildfire awareness month outreach campaigns in 2023 and 2024 and other outreach efforts to educate residents in the wildland-urban interface. The CSFS will then implement an enhanced wildfire awareness month outreach campaign with DFPC and US Forest Service in 2023 and 2024 along with other outreach efforts.	CSFC: Support SDA: Monitor	L. Cutter (D) M. Snyder (D)	P. Lee (D) T. Story (D)
All Districts/ Property Tax	SB22-026	Oil and Gas Operator Property Tax Procedures	Governor Signed (03/30/2022)	This bill states that oil and gas fractional interest owners are not entitled to separate valuation, notification, review, audit, etc. by the assessor. It designates the operator of each wellsite, or the owner if there is no operator, as the representative of all fractional interest owners.	CSFC: SDA:	A. Boesenecker (D) J. Rich (R)	J. Ginal (D) B. Kirkmeyer (R)
Fire Districts	SB22-036	State Payment Old Hire Death and Disability Benefits	Governor Signed (05/27/2022)	This bill requires the state to deposit \$33.191 million with FPPA for it to deposit into the Old Hire death and disability trust fund to make up for a shortfall in the trust fund. The Old Hire death and disability trust fund provides benefits to firefighters hired before January 1, 1997.	CSFC: SDA:	S. Bird (D) K. Van Winkle (R)	L. Garcia (D) D. Hisey (R)
All Districts	SB22-076	Complaint Occupational License Official Acts	Governor Signed (04/07/2022)	This bill directs the agency that regulates an occupation to dismiss a complaint lodged against the holder of an occupational license, certification, or registration if the complaint is based on words or actions taken as an elected official of Colorado or a political subdivision of Colorado, or as a member of a board or commission established by Colorado or a political subdivision of Colorado. This would include members of a special district Board of Directors.	CSFC: SDA: Monitor	K. Mullica (D)	C. Holbert (R)
All Districts/ Employment	SB22-097	Whistleblower Protection Health & Safety	Governor Signed (05/31/2022)	This bill expands current law protecting whistleblowers who raise concerns about health or safety related to a public health emergency to include all health and safety concerns, regardless of whether there is a declared public health emergency.	CSFC: SDA: Monitor	L. Herod (D) T. Sullivan (D)	B. Pettersen (D) R. Rodriguez (D)
Fire Districts/ Ambulance	SB22-098	Program Allowing Redispensing of Unused Drugs	Governor Signed (06/08/2022)	This bill creates a program allowing members of the public, drug manufacturers, and others entitled to possess prescription and non-prescription drugs (such as hospitals and pharmacies) to donate unused drugs, other than controlled substances, for reprocessing and distribution at no cost to eligible patients. It is unclear whether ambulance providers are among the entities eligible to make donations of drugs.	CSFC: SDA:		R. Rodriguez (D)
All Districts/ Public Safety	SB22-113	Artificial Intelligence Facial Recognition	Governor Signed (06/08/2022)	Among other general provisions, this bill requires a state or local government agency that uses or intends to use a facial recognition service (FRS) to file a notice of intent specifying the purpose for which the FRS will be used with a reporting authority. The agency must then file accountability reports with information and policies regarding the proposed use, and must establish a process for human review and testing of any decisions resulting from the FRS use.	CSFC: SDA:		C. Hansen (D)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
Fire Districts/ Public Safety	SB22-114	Fire Suppression Ponds Water Rights	Governor Signed (06/03/2022)	This bill allows for ponds to be designated as fire suppression ponds. The DFPC must promulgate rules to establish criteria for boards of county commissioners, in consultation with fire protection districts, to identify potential fire suppression ponds. Fire protection districts are required to inspect fire suppression ponds annually and conduct needs assessments.	CSFC:  SDA: Monitor	D. Roberts (D) M. Catlin (R)	D. Hisey (R) T. Story (D)
All Districts/ Elections	SB22-153	Internal Election Security Measures	Governor Signed (06/02/2022)	This bill increases election security measures for the secretary of state's office, election officials, candidates for elected office, and voters. It also adds numerous new obligations on <u>county</u> Designated Election Officials (DEOs), such as a requirement that they complete a certification program provided by the secretary of state; limitations on when an individual is ineligible to serve as a DEO; and rules against actions taken by a DEO to publicize false information regarding the administration of elections. The bill further provides numerous additional safety measures related to the physical and electronic security of voting equipment and election administration. At this time, these measures appear to be limited to County-run elections under the Uniform Elections Code.  However, as applicable to special districts, the bill provides that candidates may not have <u>any</u> contact with voting equipment, as opposed to just physical contact. Additionally, both candidates and elected officials in political subdivisions having a population of 100,000 or more would be prohibited from being in a room with voting equipment without an authorized person present.	CSFC:  SDA: Monitor	S. Lontine (D)	S. Fenberg (D)
All Districts	SB22-208	Condemned Conservation Easement Property Compensation	Governor Signed (06/07/2022)	If property encumbered by a conservation easement in gross in condemned through an eminent domain proceeding, this bill would require just compensation to be determined based on the value of the property as if unencumbered by the conservation easement, and the compensation must be allocated between the fee owner and the holder of the conservation easement based on their respective interests in the property.	CSFC:  SDA: Monitor	M. Lynch (R) D. Roberts (D)	F. Winter (D) C. Simpson (R)
All Districts	SB22-215	Infrastructure Investment and Jobs Act Cash Fund	Governor Signed (06/07/2022)	This bill creates the Infrastructure Investment and Jobs Act cash fund to be used for nonfederal match funding requirements for infrastructure projects eligible to receive federal funding under the federal Infrastructure Investment and Jobs Act.	CSFC:  SDA:	L. Herod (D) J. McCluskie (D)	C. Hansen (D) R. Zenzinger (D)
All Districts	SB22-220	Property Tax Deferral Program	<b>Governor Signed (06/07/2022)</b>	This bill implements prior legislation expanding the existing property tax deferral program that allows the state to make a secured loan to a qualified taxpayer to pay property taxes owed for the taxpayer's homestead. Among other things, it shifts administrative responsibilities from county treasurers to the state treasurer and requires taxpayers to file with the state treasurer and county treasurers to refund overpayments.	CSFC:  SDA:		C. Hansen (D) B. Rankin (R)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
Fire Districts/Public Safety	SB22-225	Ambulance Service Sustainability and State Licensing	Governor Signed (06/01/2022)	Currently, ambulance services are regulated locally. On an after July 1, 2024, this bill requires an ambulance service to obtain a state license from CDPHE, which is authorized to conduct inspections, investigations, hold hearings regarding violations, and take action for violations, including imposition of civil penalties. Before January 1, 2024, the State Board of Health is required to adopt rules for minimum standards for ambulance services. After July 1, 2024, a county or city and county is authorized to grant an ambulance service authorization to operate within its jurisdiction and to enter into service agreements with ambulance services. The bill also creates a task force to make policy recommendations to promote consumer access to emergency medical services in the state.	CSFC:  SDA: Support	D. Roberts (D) M. Baisley (R)	R. Zenzinger (D) L. Liston (R)
All Districts	SB22-234	Unemployment Compensation	Governor Signed (05/25/2022)	Current law provides for a temporary increase in partial unemployment benefits. This bill makes the increase permanent. When the unemployment compensation fund reaches \$1 billion, the bill repeals the requirement that an individual wait 1 week before becoming eligible for compensation. The bill provides for recovery benefits to eligible individuals, regardless of immigration status, who separated from employment through no fault of the individual, received employment income from during a qualifying period, are not currently receiving state wage replacement assistance, are not eligible for state wage replacement assistance related to their authorization to work, and have a pay stub or W-2 to verify their employment and withholding.	CSFC:  SDA:	D. Ortiz (D) M. Snyder (D)	C. Hansen (D) B. Rankin (R)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Category	Bill #	Bill Title	Last Action	Summary	Official Positions	House Sponsors	Senate Sponsors
All Districts	SB22-238	2023 and 2024 Property Tax	Governor Signed (05/16/2022)	<p>SB22-238 is being called the "son of 293", in reference to last year's legislation intended to head-off damaging effects of a proposed ballot initiative. This bill also is intended to avoid or blunt the impacts of property tax initiatives proposed for placement on the 2024 ballot.</p> <p>For tax year 2023, this bill:</p> <ul style="list-style-type: none"> <li>Reduces the assessed valuation of nonresidential property (other than agricultural and renewable energy production) from 29% to 27.9% of actual value;</li> <li>Reduces the assessed valuation of residential property (including multi-family) to 6.765% of actual value; and</li> <li>3) reduces the actual value used for purposes of valuation by \$30,000 for commercial property and \$15,000 for residential (but no less than \$1,000).</li> </ul> <p>For tax year 2024, this bill:</p> <ul style="list-style-type: none"> <li>Continues the assessed valuation of agricultural or renewable energy production property at 26.4% of actual value;</li> <li>Establishes the assessed valuation for residential property (other than multi-family) as a percentage of the actual value based on a specific modification from the property tax administrator; and</li> <li>3) establishes the assessed valuation for multi-family residential property at 6.8% of actual value.</li> </ul> <p>This bill also adjusts the ratio of assessed valuation of residential property (other than multi-family) so that the decrease in property tax revenue during both years equals \$700 million.</p> <p>Finally, the bill requires certain special districts to be reimbursed for their property tax losses, including fire districts but <u>not</u> including metropolitan and park &amp; recreation districts. It appears that the reimbursement will be processed through the counties, and the amount of the reimbursement depends upon the population of the County and the amount of assessed valuation increase (or decrease) experienced in the County during the relevant tax year.</p>	CSFC: SDA:	M. Weissman (D) P. Neville (R)	C. Hansen (D) B. Rankin (R)

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

DEAD							
All Districts/ General	HB22-1033	Constitutional Carry of a Handgun	Postpone Indefinitely (02/08/2022)	This bill grants a person who is at least 21 years old and permitted to possess a handgun the same authority to carry a concealed handgun without a permit as a person who holds a concealed-carry permit. Concealed-carry permits would still be available for individuals desiring to carry a concealed-carry permit in another state that recognizes a Colorado permit. The bill makes a permit valid for the life of the permit holder, instead of the current 5 years. Existing permits would be converted to lifetime permits. <u>The bill repeals local government (including special district) authority to regulate open or concealed carry of a handgun.</u>	CSFC:  SDA:	R. Hanks (R)	
All Districts/ Elections	HB22-1078	Voting Systems Standards Adoption	Postpone Indefinitely (02/14/2022)	This bill requires that all voting systems and equipment satisfy the latest standards promulgated by the Federal Election Assistance Commission. The bill allows the Secretary of State to impose additional requirements. This would become effective January 1, 2023.	CSFC:  SDA: Monitor	M. Baisley (R)	
All Districts/ Elections	HB22-1085	Paper Ballot Fraud Countermeasures	Postpone Indefinitely (02/14/2022)	This bill requires that the paper used for ballots in <u>primary, general, coordinated statewide, and statewide recall elections</u> have certain fraud countermeasures and be provided by vendors with accreditations. State funds would be appropriated to the Department of State to pay county clerk and recorders for costs related to complying with the bill. As currently drafted, this bill would not apply to special district independent mail ballot or polling place elections.	CSFC:  SDA: Oppose	R. Hanks (R)	
All Districts/ General	HB22-1100	Prohibit Discrimination COVID-19 Vaccine Status	Postpone Indefinitely (04/06/2022)	This bill prohibits an employer from taking adverse action against an employee or applicant based on the employee's or applicant's COVID-19 vaccination status. The bill also prohibits governmental agencies and private businesses from discriminating against clients, patrons, or customers based on their COVID-19 vaccination status.	CSFC:  SDA: Monitor	K. Ransom (R) S. Sandridge (R)	
All Districts/ General	HB22-1105	Deadly Force Against Intruder at a Business	Postpone Indefinitely (02/28/2022)	This bill extends the right to use deadly physical force against an intruder under certain conditions to include owners, managers and employees of a place of business. "Place of business" is not defined; accordingly, it is unclear to what extent facilities operated by special districts may be considered a "place of business" under the bill.	CSFC:  SDA:	S. Sandridge (R)	
All Districts/ Employment	HB22-1130	Exception to Employer Sick Leave Requirement	Postpone Indefinitely (02/07/2022)	In 2020, SB20-205 was passed and required employers to provide sick leave benefits to their employees. That bill included a time-limited exception until January 1, 2022 for employers with fewer than 16 employees. This bill reinstates into perpetuity the exception to providing sick leave benefits for employers with fewer than 16 employees.	CSFC:  SDA: Support	R. Bockenfeld (R)	
Fire Districts	HB22-1148	Wildfire Camera Pilot Program	House Committee Lay Over Unamended – Amendments Failed (05/12/2022)	This bill requires the water conservation board to establish one or more remote wildfire camera technology pilot programs. The program would require a system of pan-tilt-zoom cameras to provide a live feed to detect, locate, and confirm ignition of fire in the wildland-urban interface.	CSFC: Monitor  SDA:	M. Catlin (R) D. Roberts (D)	

2022 Colorado Legislative Tracker

Updated: June 23, 2022

- Passed
- Newly introduced
- Updated status (change in bold)
- Dead


All Districts/ Employment	HB22-1152	Prohibit Employer Adverse Action Marijuana Use	Postpone Indefinitely (03/24/2022)	<p>This bill prohibits an employer from taking adverse action against an employee, including an applicant for employment, who engages in the use of:</p> <ul style="list-style-type: none"> <li>• Medical marijuana on the premises of the employer during working hours; or</li> <li>• Medical or recreational marijuana off the premises of the employer during non-working hours</li> </ul> <p>An employer is permitted to impose restrictions on employee use under specified circumstances, including if the restrictions is related to employment activities and responsibilities of a particular employee or particular group of employees, but <u>not</u> the occupational requirements or employment activities of all of the employer's employees.</p>	CSFC:  SDA: Oppose	E. Hooton (D) B. Titone (D)	
All Districts/ Employment	HB22-1200	Employee Exemption COVID-19 Vaccine Requirements	Postpone Indefinitely (03/03/2022)	This bill requires an employer that imposes a COVID-19 vaccine requirement to grant an employee an exemption if the employee submits a written request stating that compliance with the requirement would endanger the employee's or household member's health and well-being, or would violate sincerely held religious beliefs.	CSFC:  SDA:	K. Van Winkle (R)	
All Districts/ Employment	HB22-1201	Standards for Immunization Requirements	Postpone Indefinitely (03/03/2022)	This bill allows individuals who are required to receive an immunization for any purpose to claim an exemption if the immunization has not been approved by the FDA, has only received emergency use authorization, the immunization manufactures are not liable for injury or death caused by the immunization, or the immunization was not studied in a trial for at least one year after immunization was first administered. CDPHE is directed to post on its website criteria that must be met for an individual to claim an exemption.	CSFC:  SDA:	T. Van Beber (R)	
All Districts/ Elections	HB22-1204	Election Systems	Postpone Indefinitely (03/14/2022)	This bill changes the election system to require in-person voting (unless a voter has requested an absentee ballot on the basis of a specifically enumerated basis), paper voting, counting ballots by hand, requirements for designating precincts and polling places, and other election and registration changes.	CSFC:  SDA:	R. Hanks (R)	
All Districts/ General	HB22-1277	Authorize Credit Unions to Hold Public Money	Postpone Indefinitely (03/24/2022)	Under current law, public money may be deposited or invested with banks and savings & loan associations that are FDIC insured. This bill would also permit the deposit or investment of public money with an FDIC-insured credit union.	CSFC:  SDA: Support	P. Neville (R) K. Mullica (D)	J. Gonzales (D)
Fire Districts	HB22-1293	Medical Record Requests by Attorneys	House Second Reading Laid Over to 05/12/2022 (05/12/2022)	This bill includes attorneys among the individuals who are subject to reasonable fee limitations associated with obtaining copies of medical records in the custody of health-care facilities.	CSFC:  SDA:	L. Daugherty (D) K. Van Winkle (R)	R. Zenzinger (D) J. Smallwood (R)
All Districts	HB22-1363	Accountability to Taxpayers Special Districts	Postpone Indefinitely (05/05/2022)	This bill was substantially amended in committee. As revised, it limits the ability of developers to purchase debt issued by a metropolitan district during a time that developer-affiliated individuals served on the metropolitan district's board of directors. We continue to monitor this bill for any further amendments that may impact non-developer controlled special districts.	CSFC:  SDA: Oppose	M. Weissman (D) A. Boesenecker (D)	

2022 Colorado Legislative Tracker

Updated: June 23, 2022

	Passed
	Newly introduced
	Updated status (change in bold)
	Dead

Fire Districts	SB22-080	Wildland Fire Investigations	House Committee Lay Over Unamended – Amendments Failed (05/12/2022)	This bill established DFPC as the state agency having responsibility to conduct investigations of wildland fires. The bill provides funding to DFPC for the costs of conducting wildland fire investigations.	CSFC: SDA: Support	D. Roberts (D)	K. Donovan (D)
All Districts/ Property Tax	SB22-093	Expand Senior and Veteran Property Tax Exemptions	Postpone Indefinitely (02/10/2022)	Starting in property tax year 2022, this bill: (1) increases the amount of actual value of a property qualifying for the senior and veteran property tax exemption from \$200,000 to \$400,000; and (2) expands the definition of a qualifying senior to include seniors who have owned their primary residence for less than 10 years if they meet other certain qualifications based on medical necessity.	CSFC: SDA:	T. Carver (R)	L. Liston (R)
All Districts/ Employment	SB22-109	Prohibit Labor Actions Against Public Employers	Postpone Indefinitely (02/15/2022)	This bill prohibits every public employee and every employee organization (union) from directly or indirectly inducing, instigating, encouraging, authorizing, ratifying, or participating in picketing, a strike, work stoppage, or work slowdown against any public employer, and prohibits a public employer from consenting to or condoning such action.	CSFC: SDA: Monitor	A. Pico (R)	R. Gardner (R)
All Districts	SB22-136	Special District Governance	Postponed Indefinitely (03/01/2022)	As applicable to all special districts, this bill extends the powers of initiative and referendum to the electors of special districts. It permits the electors of special districts to petition the Board of Directors for, or to protest against, actions taken or to be taken by the Board. If such a petition is received, the Board must implement the action proposed, or rescind the action protested against, or otherwise submit the proposed action to the electors of the special district at a special election. The costs of the initiative or referendum process and the election are to be born by the special district.	CSFC: SDA:	M. Weissman (D) A. Boesenecker (D)	T. Story (D)
All Districts	SB22-175	Mobile Electric Devices and Motor Vehicle Driving	House Committee Lay Over Unamended – Amendments Failed (05/12/2022)	This bill would prohibit all persons from using a mobile electronic device while driving unless they are using a hands-free accessory. Certain exceptions to the prohibition exist, including use by a first responder when performing official duties, or by any person when the vehicle is lawfully parked.	CSFC: SDA: Monitor	C. Hansen (D)	R. Fields (D)

 <p>Prompt, Skillful, Caring</p>	<p><b>DISCUSSION AGENDA ITEM SUMMARY</b></p> <p><b>Item #:</b> 7  <b>Meeting Date:</b> 08/23/2022  <b>PFA Staff:</b> Patti Forsythe</p>
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**SUBJECT:**

Election of 5th Board Member, Board Officers, and Board Secretary

**EXECUTIVE SUMMARY**

The Amended and Restated Intergovernmental Agreement between the City of Fort Collins and Poudre Valley Fire Protection District Establishing the Poudre Fire Authority (PFA) dated July 15, 2014, states, “The Authority shall be administered by a governing body of five (5) members, hereinafter referred to as the “Board”. The City shall appoint two (2) members and the District shall appoint two (2) members. The fifth member shall be appointed annually at the first regular meeting of the Board in August of each year by majority vote of the four other members as appointed by the City and District.” All appointees and terms of appointment shall be at the discretion of the appointing entity. All vacancies on the Board shall be filled by the appointing entity.

In August 2021, the Interim-City Manager, Kelly DiMartino, was appointed to the PFA Board until such time the City hires a new City Manager. In June, 2022, Kelly DiMartino was selected as the City of Fort Collins City Manager. The PFA Board, at its July 22, 2022, Board meeting appointed Kelly DiMartino, Fort Collins City Manager, as the 5<sup>th</sup> Board member.

The PFA Board bylaws specify that “a chair and vice chair from the members of the Board shall be elected annually by a majority vote of the Board at the first regular meeting in August of each year.” In addition, the PFA Board Bylaws specify that “the Board shall appoint a secretary who may, but need not, be a member of the Board.” The secretary shall keep or cause to be kept minutes of each Board meeting, conduct all official correspondence, attest to all contracts signed on behalf of the Authority and generally supervise the clerical and technical work of the Board.

Historically, the Chair and Vice Chair have been represented by one position from the District and the other position from the City.

The current Officers are:

- Chair – Emily Francis
- Vice Chair – Dave Pusey
- Secretary – Patti Forsythe

## **STAFF RECOMMENDATION**

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That the PFA Board make a motion to appoint the fifth member to the PFA Board, elect new officers, and appoint a secretary.

## **FINANCIAL / ECONOMIC IMPACTS**

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None.

## **ATTACHMENTS**

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## **DISCUSSION ITEM AGENDA ITEM SUMMARY**

**Item #:** 8  
**Meeting Date:** 08/23/2022  
**PFA Staff:** Derek Bergsten, Kirsten Howard

**SUBJECT:**

Consideration to Increase the Fire Chief's Spending and Disposal Limits

### **EXECUTIVE SUMMARY**

Poudre Fire Authority's (Authority) Intergovernmental Agreement (IGA) currently limits the Fire Chief's spending limit to \$85,134 and disposal limit to \$56,768 without prior Board approval. This limit was last adjusted in 2019 on Resolution 19-19 (attached). At the July 2022 Board meeting, members of the Authority Board recommended looking at the Chief's spending and disposal limits. Board members mentioned that the spending limit seems low and could slow down the PFA purchasing process because purchases over the limit must first be approved by the Board at its monthly meeting.

Staff has outlined recent resolutions approved by the Board due to the Fire Chief's spending limit and provided background on spending and disposal limitations within the IGA for the Board's consideration to increase the Fire Chief's spending and disposal limits.

### **DISCUSSION/BACKGROUND**

Article II of the IGA establishing the Authority, Section 2.2 B states, "To execute any contract for capital costs, costs of special services, equipment, materials, supplies, maintenance, or repair that involves any expenditure by the Authority of less than \$85,134, providing such expenditure is within budget. This expenditure limit will be increased or decreased every five years according to the cumulative Denver-Boulder Consumer Price Index for Urban Consumers, as published by the Bureau of Labor Statistics. Such adjustment will be made by the Board."

Article II of the IGA establishing the Authority, Section 2.2 F states, "To dispose of by sale any personal property of the Authority with a value of less than \$56,768. This sale limit shall be increased or decreased every five years according to the cumulative Denver-Boulder Consumer Price Index for Urban Consumers, as published by the Bureau of Labor Statistics. Such adjustment shall be made by the Board."

Per the Bureau of Labor Statistics Consumer Price Index calculator (All urban consumers U.S. city average series for all items), the Fire Chief's spending limit could be increased to \$100,000 and the disposal limit to \$67,000.

The following table reflects recent resolutions that have come before the Board for approval due to the purchases being over the Chief's spending limit.

<b>Resolution</b>	<b>Dollar Amount</b>	<b>Purpose</b>
22-4	\$678,000	Land Purchase
22-5	\$92,300	Schematic Design Station 7
22-7	\$322,000	Station Alerting
22-13	\$500,000	Facility Maintenance Projects
22-14	\$115,000	Station fire sprinkler system repairs
22-22	\$1.5 to \$1.6 million	New aerial truck
22-23	\$160,000	TechGen Personal Protective Equipment
21-10	\$137,000	Tractors – lawn care and snow removal
21-21	\$1,003,000	Two Type 1 Engines and a Tender
21-15	\$122,000	Haz Mat Apparatus Conversion
21-18	\$195,765	Station 6 Shop Remodel

If the Fire Chief's spending limit had been \$100,000, only one of the resolutions above would not have had to come before the Board. If the Fire Chief's spending limit had been \$200,000 then six of the resolutions above would not have had to come before the Board for approval.

## **STAFF RECOMMENDATION**

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That the PFA Board provide direction to staff regarding the Fire Chief's spending and disposal limits. Based on Board direction, staff will be prepared to bring a resolution forward at the September Board meeting.

## **FINANCIAL / ECONOMIC IMPACTS**

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Increasing the Fire Chief's spending and disposal limits for purchases within budget, will reduce the number of resolutions to come before the Board and will speed up the purchasing process for items within the Fire Chief's spending and disposal limits.

## **ATTACHMENTS**

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Resolution 19-19 (Background Information)

**Resolution 19 – 19  
Increasing the Fire Chief’s  
Execution of Contract Spending Limit to \$85,134  
and the Fire Chief’s Asset Disposal Limit to \$56,768  
as outlined in the 2014 Intergovernmental Agreement Between  
the City of Fort Collins and the Poudre Valley Fire Protection District**

Whereas, the 2014 Poudre Fire Authority Intergovernmental Agreement (IGA) sets a spending limit for the Fire Chief at \$75,000 and a limit for the sale of personal property of more than \$50,000 value; and

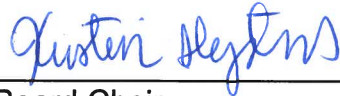
Whereas, Article II, 2.2, B and F of the IGA state that the Chief’s spending limit and disposal limits can be “increased or decreased every five years according to the cumulative Denver-Boulder Consumer Price Index (CPI)”; and

Whereas, the Colorado Fiscal Institute provides a calculator for estimating the impact of the Denver-Boulder (now called the Denver-Aurora-Lakewood Index) CPI on costs; based on the calculator, the Chief’s limits will change from \$75,000 of spending to \$85,134 and \$50,000 of property disposal to \$56,768; and

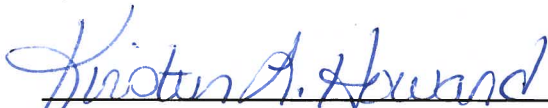
Whereas, at the November 12, 2019 Poudre Fire Authority Board work session, staff discussed the possible adjustment of the Fire Chief’s spending and asset disposal limits for inflation and were directed to move forward with the increases.

Now Therefore, The Poudre Fire Authority Board of Directors adjusts the Fire Chief’s spending limit from \$75,000 to \$85,134 and the Fire Chief’s asset disposal limit from \$50,000 to \$56,768.

Approved this 17<sup>th</sup> day of December, 2019 by the Poudre Fire Authority Board of Directors.



\_\_\_\_\_  
PFA Board Chair



\_\_\_\_\_  
Attest



## **BRIEFING PAPERS/OTHER BUSINESS**

**Item #:** 9  
**Meeting Date:** 08/23/2022  
**PFA Staff:** Patti Forsythe

**SUBJECT:**

Briefing Papers/Other Business

### **EXECUTIVE SUMMARY**

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- a. Fire Chief Monthly Report – Chief
- b. PFA Monthly Financials – Kerri
- c. PVFPD July 2022 Minutes – Patti

# Poudre Fire Authority

## Monthly Chief's Report

July 2022





# STRATEGIC PLAN

2022-2025

## VISION

The Poudre Fire Authority’s 2025 vision is to be an internationally accredited organization known as a diverse, forward-thinking organization committed to saving lives, protecting property, and prioritizing the safety of our community.

The installation of contemporary interoperable technology will strengthen our organizational effectiveness. Our focus on enhanced emergency medical service delivery will provide a bridge to ever-changing community needs. Recognizing our greatest resource of human investment, we will make every effort to develop, support, mentor, and prepare our members to be the best they can be. Our concept is to achieve this through an appropriate staffing model, positioning them to safely answer any challenge that may be encountered.

We envision a future Poudre Fire Authority that recruits, welcomes, and retains new, inventive members with expertise and a demonstrative principle of service above self. We will be an initiative-focused organization that builds a collaborative environment of excellence through individual and organizational accountability to deliver our mission, live our values, and make this vision a reality.

## GOALS

Provide the highest appropriate level of emergency medical care and an effective bridge to community health by developing an effective, integrated, and collaborative EMS system.

Provide technology that is reliable, interoperable and that supports our mission.

Attract and retain a diverse, engaged, and well-trained workforce to serve our community through our guiding principles.

Establish and maintain optimal staffing levels that will allow us to fulfill the PFA mission and guiding principle.

Expand the Authority’s rank structure to provide an improved span of control, enhance accountability, and improve internal growth opportunities. This will lead to increased safety, optimization of service, and organizational resiliency.

## MISSION

To serve our community by saving lives and protecting property through collaboration, innovation, and commitment to excellence.

## VALUES

### Guiding Principle

“Service above Self”

- Demonstrate exemplary character
- Do what is right
- Act courageously with empathy, accountability, and respect

INTERNAL STAKEHOLDER INPUT

EXTERNAL STAKEHOLDER FEEDBACK



# Contents

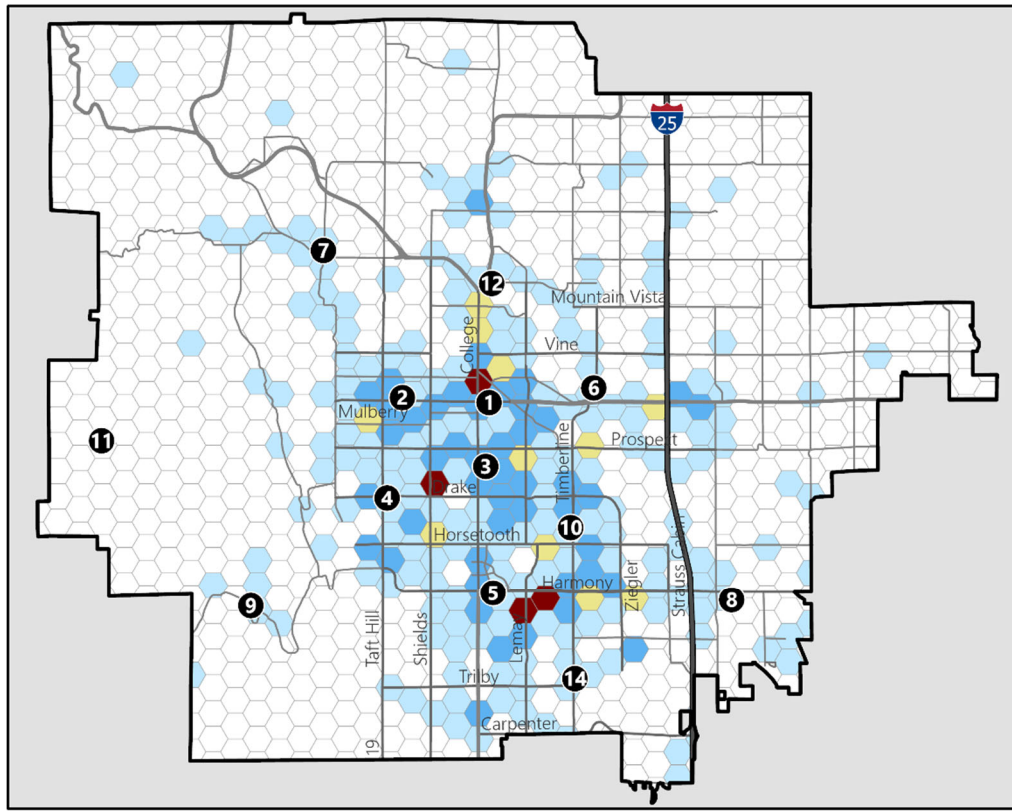
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# EMS & Search and Rescue Incidents

EMS Incidents Map June 2022

All EMS Incidents



Incident Count



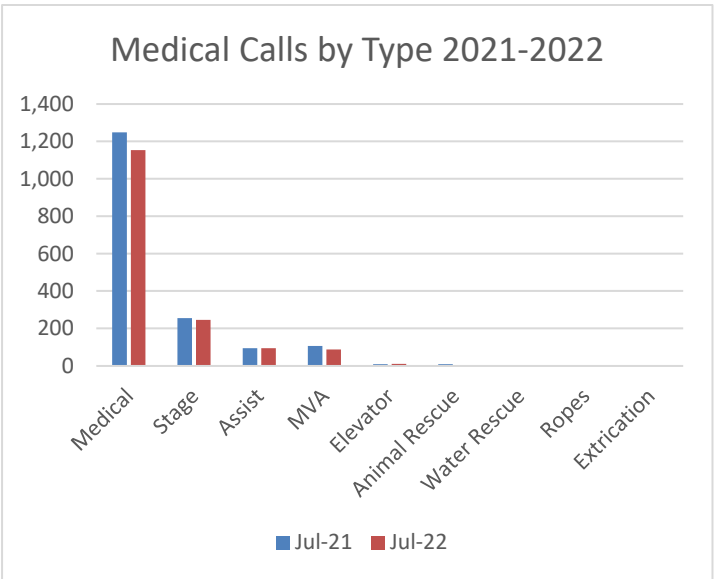
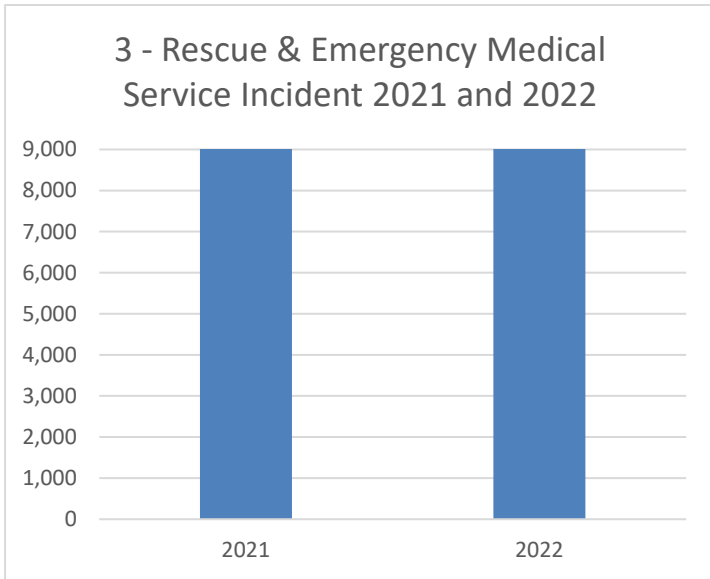
EMS Incidents by NFIRS Incident Type Category

<b>NFIRS Incident Type Category</b>	<b>July 2021</b>	<b>July 2022</b>	<b>Percent Change</b>
3 - Rescue & Emergency Medical Service Incident	1,613	1,495	-7.32%

EMS/Rescue YTD with following categories: (Includes assist invalid and lift assists in private residence and assisted living facilities)

<b>Medical Type</b>	<b>YTD 2021</b>	<b>YTD 2022</b>	<b>Percent Change</b>
Medical	7,291	7,534	3.33%
Stage	1,666	1,647	-1.14%
MVA	532	614	15.41%
Assist	554	537	-3.07%
Elevator	35	35	0.00%
Animal Rescue	21	17	-19.05%
Extrication	15	19	26.67%
Water Rescue	20	12	-40.00%
Other Rescue	4	0	-100.00%
Ropes Rescue	2	3	50.00%
<b>Total</b>	<b>10,140</b>	<b>10,418</b>	<b>2.74%</b>

EMS/Rescue with following categories: (Includes assist invalid and lift assists in private residence and assisted living facilities)



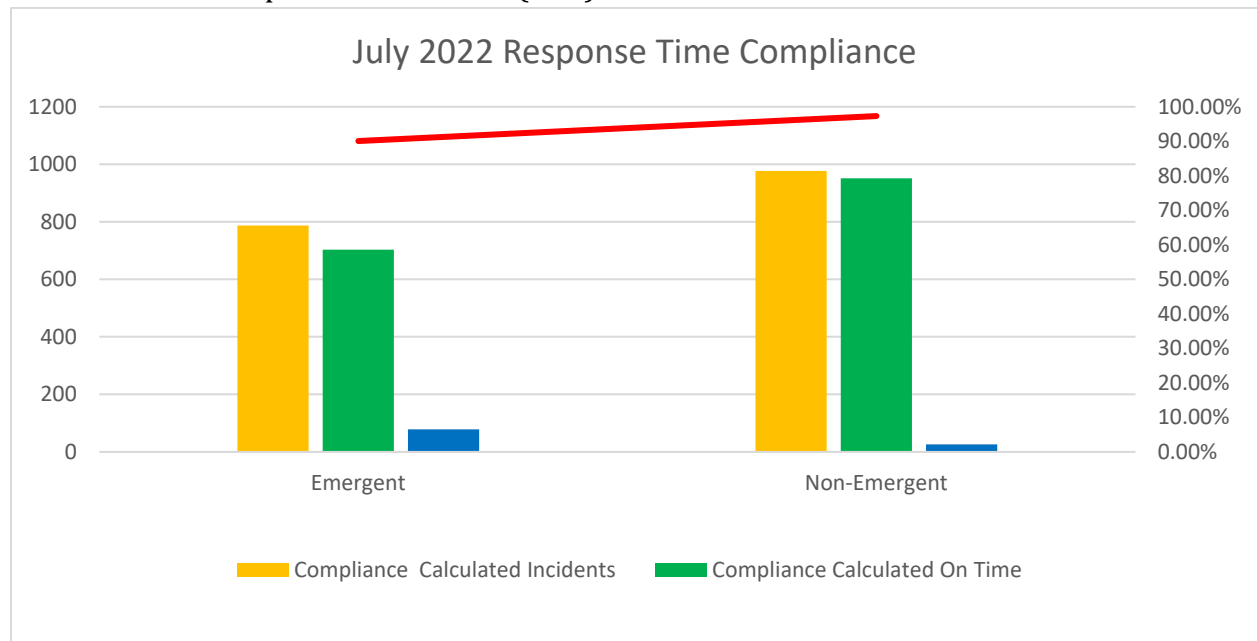
<b>Medical Type</b>	<b>July-21</b>	<b>July-22</b>	<b>Percent Change</b>
<i>Medical</i>	1,248	1,153	-7.61%
<i>Stage</i>	255	246	-3.53%
<i>Assist</i>	94	94	0.00%
<i>MVA</i>	106	87	-17.92%
<i>Elevator</i>	9	10	11.11%
<i>Animal Rescue</i>	9	4	-55.56%
<i>Extrication</i>	2	4	100.00%
<i>Water Rescue</i>	0	2	200.00%
<i>Ropes</i>	1	0	-100.00%
<b>Total</b>	<b>1,724</b>	<b>1,600</b>	<b>-7.19%</b>

# UCH Response Data

## UCH Ambulance Responses for Zone 1 (PFA)

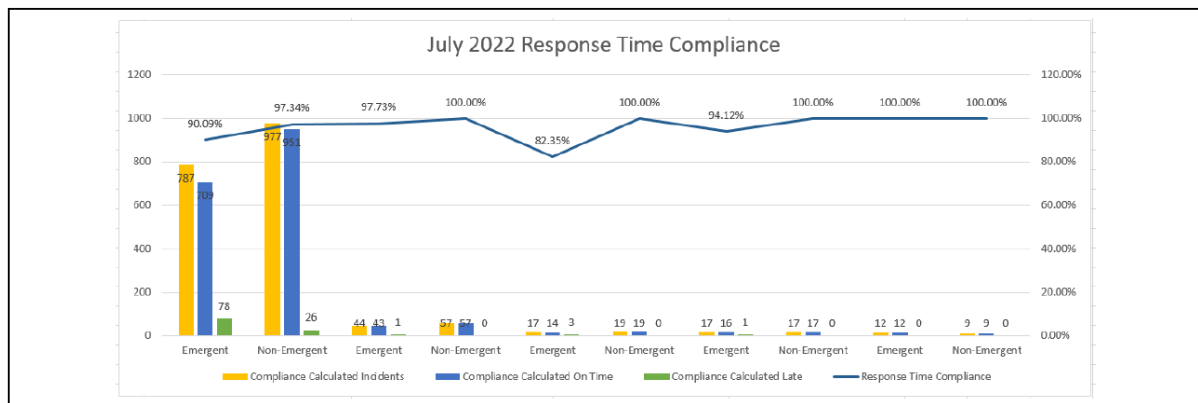
Priority	Calls For Service	Calls For Service % by Zone	Cancel Enroute	Cancel AtScene	Calls Resulting in Transport	% Calls Resulting in Transport	Transport % by Zone	Total # Units Transporting
Emergent	789	40.28%	24	198	567	71.86%	46.74%	574
Non-Emergent	978	49.92%	77	356	545	55.73%	44.93%	555

## UCH Contract Compliance for Zone 1 (PFA)



## UCH Clinical Quality for Cardiac Arrests

### Ambulance Response



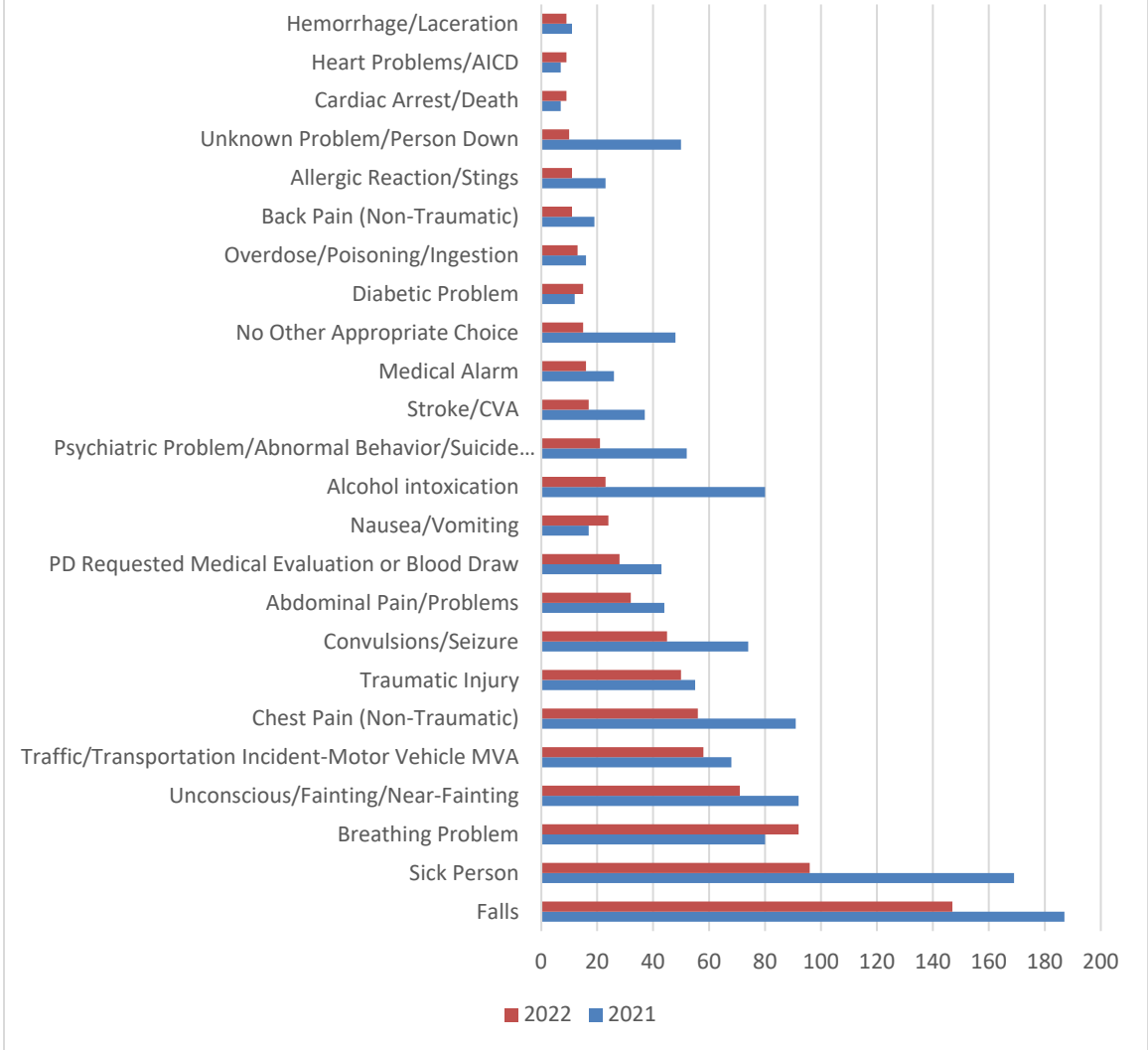
Please contact [Aaron.Leonard@uchealth.org](mailto:Aaron.Leonard@uchealth.org) with questions regarding Ambulance Response.

## Top Patient Symptoms Reported to Dispatch

This data represents the top medical chief complaints as reported by the caller to dispatch. The data shown here is only for individuals where PFA provided patient care.

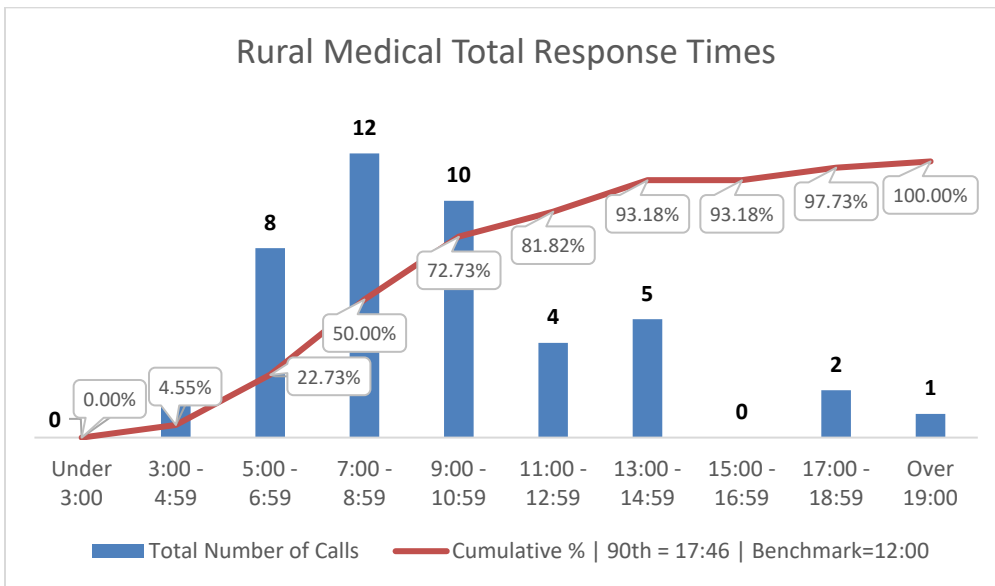
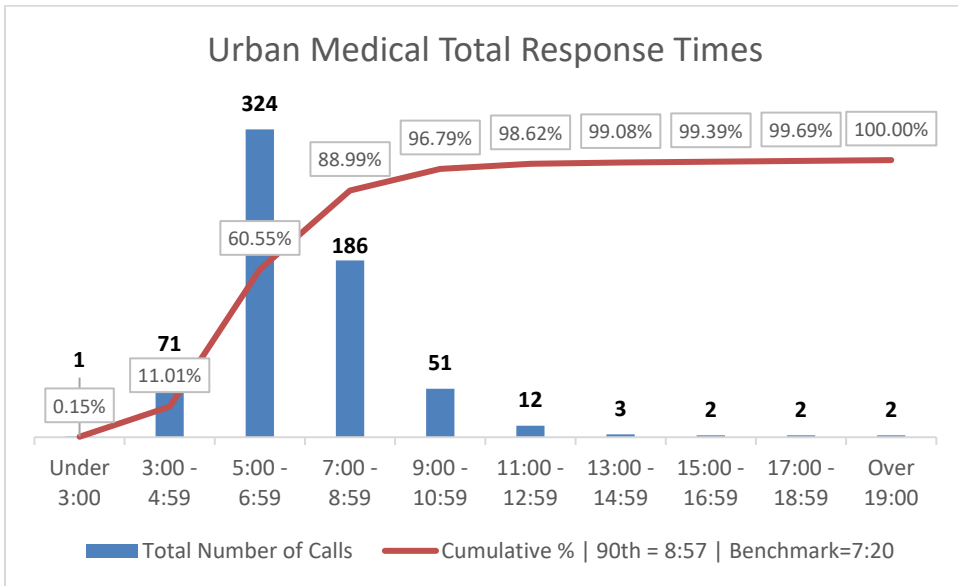
	July 21	July 22
<i>Falls</i>	187	147
<i>Sick Person</i>	169	96
<i>Breathing Problem</i>	80	92
<i>Unconscious/Fainting/Near-Fainting</i>	92	71
<i>Traffic/Transportation Incident-Motor Vehicle MVA</i>	68	58
<i>Chest Pain (Non-Traumatic)</i>	91	56
<i>Traumatic Injury</i>	55	50
<i>Convulsions/Seizure</i>	74	45
<i>Abdominal Pain/Problems</i>	44	32
<i>PD Requested Medical Evaluation or Blood Draw</i>	43	28
<i>Nausea/Vomiting</i>	17	24
<i>Alcohol intoxication</i>	80	23
<i>Psychiatric Problem/Abnormal Behavior/Suicide Attempt</i>	52	21
<i>Stroke/CVA</i>	37	17
<i>Medical Alarm</i>	26	16
<i>No Other Appropriate Choice</i>	48	15
<i>Diabetic Problem</i>	12	15
<i>Overdose/Poisoning/Ingestion</i>	16	13
<i>Back Pain (Non-Traumatic)</i>	19	11
<i>Allergic Reaction/Stings</i>	23	11
<i>Unknown Problem/Person Down</i>	50	10
<i>Cardiac Arrest/Death</i>	7	9
<i>Heart Problems/AICD</i>	7	9
<i>Hemorrhage/Laceration</i>	11	9

### Top Patient Symptoms Reported to Dispatch July 2021 and July 2022



90<sup>th</sup> percentile response times for medical calls.

		July 2021 90 <sup>th</sup> Percentile Medical	July 2022 90 <sup>th</sup> Percentile Medical	PFA Benchmark	Thirteen Month 90 <sup>th</sup> Percentile Trend
<i>Dispatch</i>	Urban	00:02:40	00:02:47	0:01:00	
	Rural	00:02:51	00:02:51	0:01:00	
<i>Turnout</i>	Urban	00:01:59	00:01:50	0:01:00	
	Rural	00:01:43	00:02:21	0:01:00	
<i>Travel</i>	Urban	00:05:36	00:05:52	0:05:20	
	Rural	00:14:47	00:10:37	0:10:00	
<i>Total Response Time</i>	Urban	00:08:53	00:09:09	0:07:20	
	Rural	00:17:20	00:14:01	0:12:00	



Average call duration for calls with patient contact by PFA:

	Emergent-UCH	Non-Emergent-UCH	Emergent-PFA	Non-Emergent-PFA
<i>Transport Zone 1</i>	0:36:24	0:27:45		
<i>Non-Transport Zone 1</i>	0:08:30	0:09:02		
<i>PFA Assisted Transport</i>			00:40:45	00:36:50
<i>PFA Did Not Assist Transport</i>			00:30:11	00:23:55

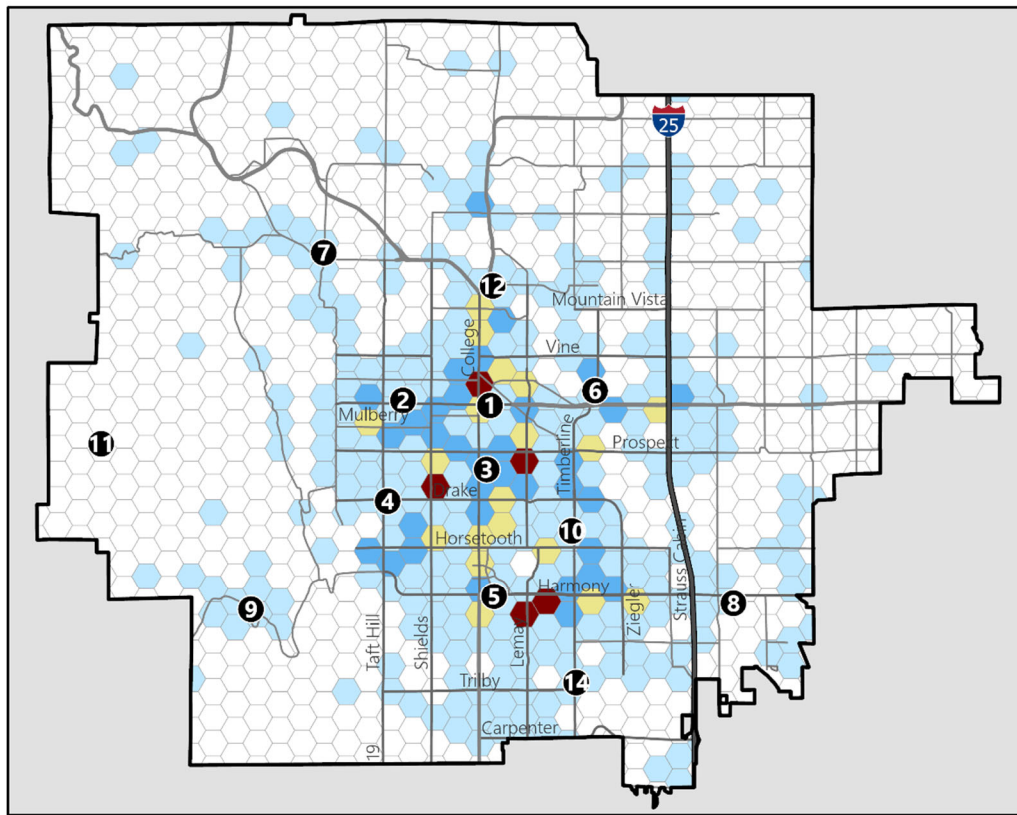
Five most frequently visited addresses for medical calls

<b>Address</b>	<b>Number of Calls</b>
<i>2405 Midpoint FORT COLLINS CO 80525 (Detention Facility)</i>	18
<i>316 Jefferson FORT COLLINS CO 80524 (Shelter)</i>	10
<i>300 Remington FORT COLLINS CO 80524 (Senior Affordable Housing)</i>	10
<i>2127 East Harmony FORT COLLINS CO 80528 (Urgent Care)</i>	9
<i>2211 West Mulberry FORT COLLINS CO 80521 (Manufactured Home Community)</i>	9

# All Incidents

All Incidents Map June 2022

All Incidents



Incident Count



Total incidents by month

<b>Incident Category</b>	<b>July 2021</b>	<b>July 2022</b>	<b>Percent Change</b>
<i>Total</i>	2,271	2,209	-2.73%









Incident count by incident type group

<b>Incident Category</b>	<b>July 2021</b>	<b>July 2022</b>	<b>Percent Change</b>
<i>Pending</i>	0	23	
<i>1 - Fire</i>	26	39	50.00%
<i>2 - Overpressure Rupture, Explosion, Overheat (No Fire)</i>	1	1	100.00%
<i>3 - Rescue &amp; Emergency Medical Service Incident</i>	1,613	1,495	-7.32%
<i>4 - Hazardous Condition (No Fire)</i>	46	38	-17.39%
<i>5 - Service Call</i>	198	200	1.01%
<i>6 - Good Intent Call</i>	283	274	-3.18%
<i>7 - False Alarm &amp; False Call</i>	102	136	33.33%
<i>8 - Severe Weather &amp; Natural Disaster</i>	0	2	200.00%
<i>9 - Special Incident Type</i>	2	4	100.00%
<b>Total</b>	<b>2,271</b>	<b>2,209</b>	<b>-2.73%</b>

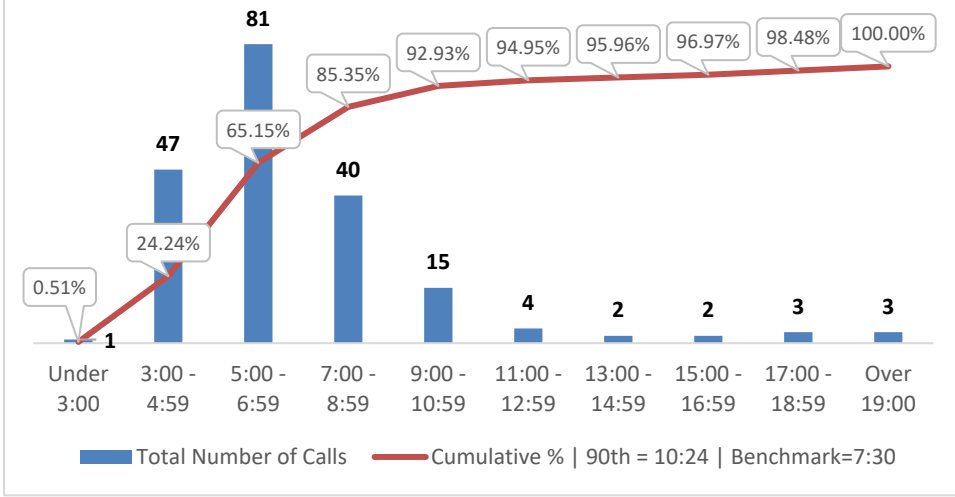
Unit responses

<i>Unit</i>	July-21	July-22	Percent Change	Average per Day July-21	Average per Day July-22
<i>BC01</i>	36	56	55.56%	1	2
<i>BC02</i>	30	47	56.67%	1	2
<i>E01</i>	337	321	-4.75%	11	10
<i>TW01</i>	176	146	-17.05%	6	5
<i>R01</i>	3	1	-66.67%	0	0
<i>E02</i>	173	159	-8.09%	6	5
<i>E03</i>	204	218	6.86%	7	7
<i>E04</i>	265	219	-17.36%	9	7
<i>E05</i>	338	350	3.55%	11	11
<i>L05</i>	141	143	1.42%	5	5
<i>E06</i>	195	200	2.56%	6	6
<i>E07</i>	58	47	-18.97%	2	2
<i>E08</i>	98	98	0.00%	3	3
<i>E10</i>	217	220	1.38%	7	7
<i>E12</i>	161	144	-10.56%	5	5
<i>E14</i>	112	127	13.39%	4	4
<i>RAM01</i>	95	119	25.26%	5	7

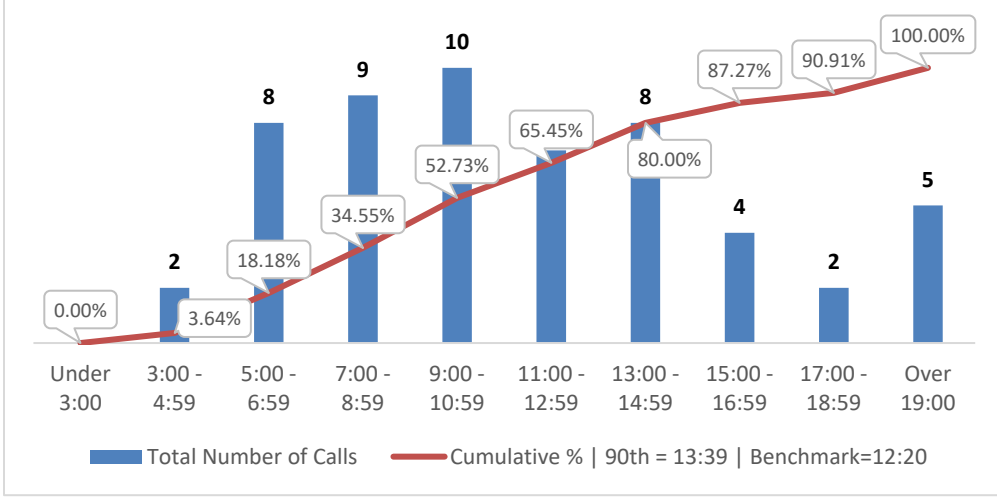
90th percentile response times for non-medical calls.

		June 2021 90th Percentile Non-Medical	June 2022 90th Percentile Non- Medical	PFA Benchmark	Thirteen Month 90 <sup>th</sup> Percentile Trend
<i>Dispatch</i>	Urban	00:02:37	00:02:15	0:01:00	
	Rural	00:02:15	00:02:52	0:01:00	
<i>Turnout</i>	Urban	00:02:03	00:02:09	0:01:20	
	Rural	00:02:29	00:02:07	0:01:20	
<i>Travel</i>	Urban	00:05:41	00:06:34	0:05:10	
	Rural	00:11:25	00:14:49	0:10:00	
<i>Total Response Time</i>	Urban	00:09:07	00:09:38	0:07:30	
	Rural	00:15:38	00:18:01	0:12:20	

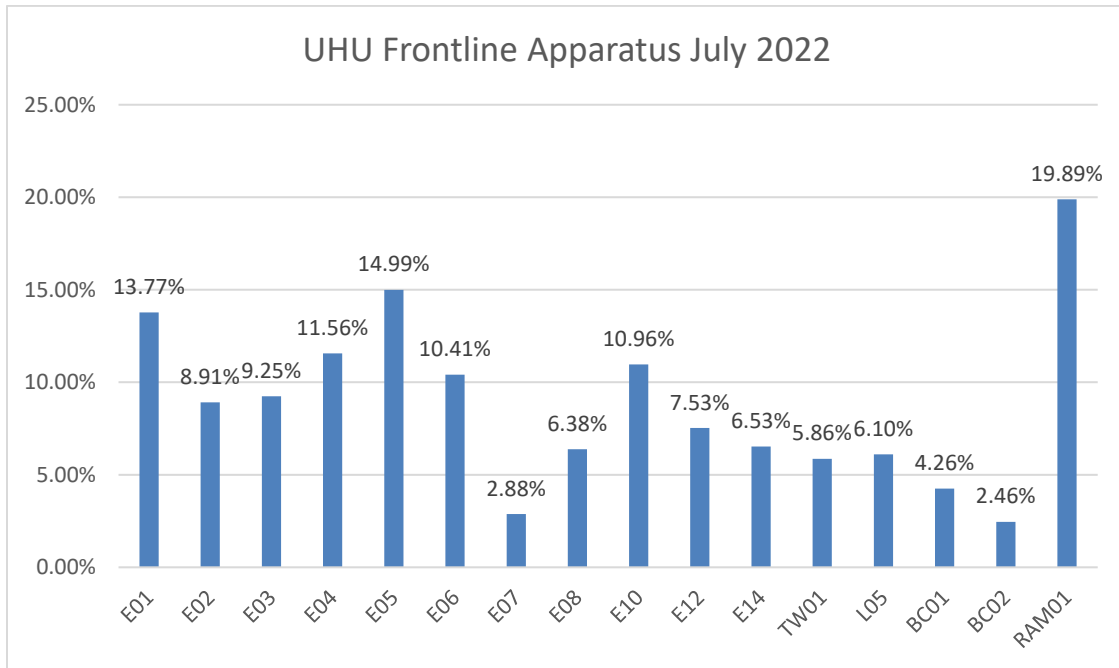
### Urban Non-Medical Total Response Times



### Rural Non-Medical Response Times



## Unit Hour Utilization

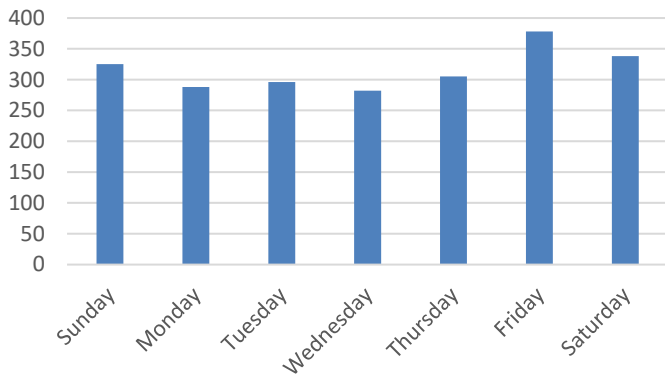


Unit hour utilization calculations gives important information when looking at workloads and reliability. It represents the aggregate time a unit spent on calls for a given time frame. In this instance the UHU looks at the sum of time each unit spent on calls during a month and divides that time by the time the unit worked. The higher the UHU percentage the greater the amount of time that unit is spending on calls and thus unable to respond to other calls.

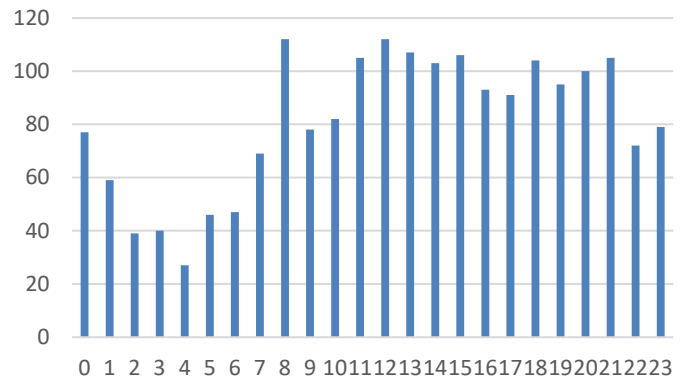
## Agency First Onscene

	July 2021	Percent of Total	July 2022	Percent of Total
<i>Poudre Fire Authority</i>	1,325	58.34%	1,309	59.20%
<i>UC Health</i>	788	34.70%	760	34.37%
<i>No Arrival</i>	120	5.28%	123	5.56%
<i>Loveland Fire Rescue Authority</i>	17	0.75%	8	0.36%
<i>Windsor Severance Fire Rescue</i>	9	0.40%	1	0.05%
<i>Other Agency</i>	7	0.31%	6	0.27%
<i>Larimer County Sheriff's Office</i>	3	0.13%	1	0.05%
<i>Wellington Fire Protection District</i>	2	0.09%	3	0.14%
<b>Total</b>	<b>2,271</b>	<b>100.00%</b>	<b>2,211</b>	<b>100.00%</b>

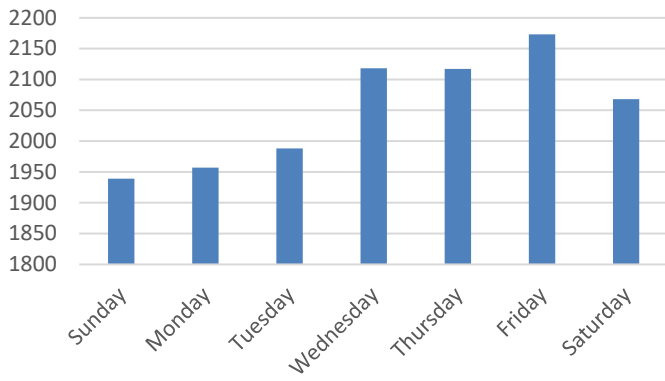
### Total Calls by Day July 2022



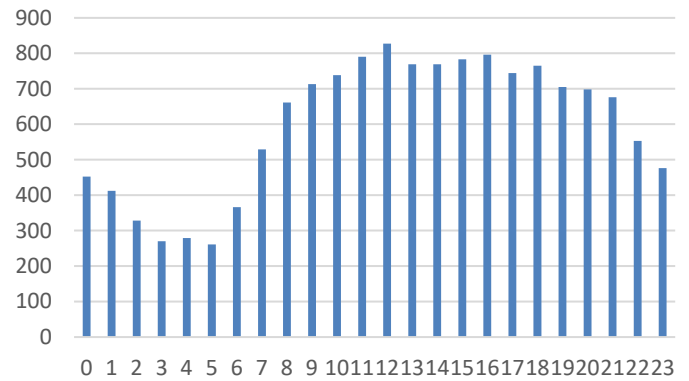
### Total Calls by Hour July 2022



### Total Calls YTD 2022

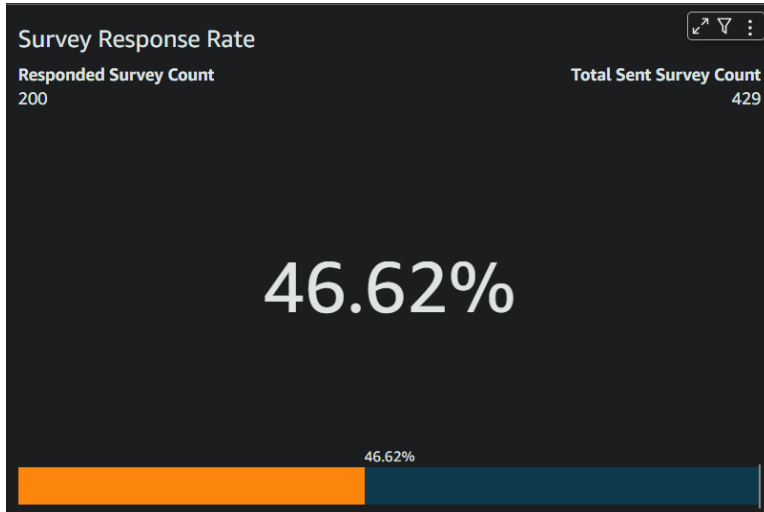


### Total Calls by Hour YTD

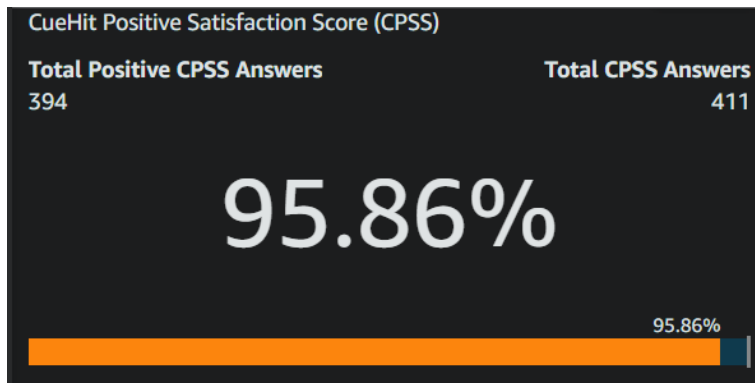


# CueHit Citizen Survey Monthly Report

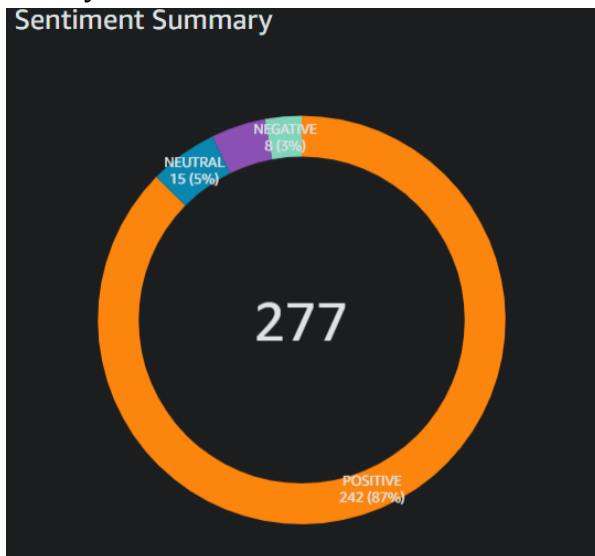
## Survey Response Rate



## CueHit Positive Satisfaction Score



## Survey Sentiment: Positive to Neutral to Negative Responses



**They were extremely professional, understanding of the situation and treated me with the utmost respect. They're service and response time was the fastest I've ever received in my life and greatly appreciated! Thank you for your dedication and service to the community!**

**They were very helpful and pleasant**

**All were kind and professional.**

**They were helpful, professional, attentive**

**They were very kind and extremely hopeful. Without them, I would not have been able to help my father. I can't say enough kind words and plan on telling everyone about my very positive experience.**

**They were all very pleasant and quick to respond**

**Definitely a 5! The service arrived promptly and quietly. They addressed the situation right next to where our church service was happening and no one in the service was aware or disrupted. The crew that arrived was professional, efficient and notably kind. Definitely a 5! Not sure how the 911 is connected to PFA but the responder was also very helpful, professional and calm. Thank you all for your service.**

**They were all awesome!**

**They were excellent in being concerned, polite, kind and helpful. We thank their compassionate effort.**

**Well done!**

**Very polite and helpful. Thank you for all you guys do!!!**

**We only interacted with UC HEALTH EMT'S. They arrived within minutes. They were incredibly kind as always.**

**Very professional, thoughtful and responsive. I appreciated their willingness to explain protocol and next steps. Thank you!**

**They were all very nice and caring. We thank them very much for their service!**

**Supportive. Helpful. Kind. Informed.**

**I live in Texas and could hear something was wrong when I called her and that's why I called for a wellness check. They were kind to my mom. They made her a sandwich, and stayed with her until her blood sugars were normal. I am so grateful because had she went to sleep like that she might not have woken up. Thank you to all the firefighters who helped her.**

**They all were very professional & personal & gave me comfort at a time when it was needed. I thank them for a job well done.**

**They were awesome!**

**Thanks for helping me**

# Fire Prevention and Community Risk Reduction

<u>Initial Reviews</u>	<u>Number</u>	<u>Average Days in Review</u>	<u>Plan Review/Permit Fees Collected</u>
<i>New Building Plan</i>	2	8.52	\$1,333.62
<i>Tenant Finish Plan</i>	19		\$21,181.97
<i>Sprinkler</i>	11	24.69	\$13,466.77
<i>Fire Alarm</i>	11		
<i>Alternative Extinguishing Systems</i>	1		
<i>Gas Detection Systems</i>	4		
<i>Smoke Control Systems</i>	0		
<i>Underground Fire Lines</i>	2	12.66	\$1,275.00
<i>Fuel Storage and Tank Installation</i>	2		
<i>ERRC/PV</i>	4		
<i>Development Reviews</i>	39		(Collected by City) From Larimer and Timanth \$350.00
<i>Tent Permits</i>	5	0	\$300.00
		<b>Total July 2022 Fees Collected</b>	<b>\$37,907.36</b>
<b><u>Inspections</u>***</b>			
<i>Completed Construction Inspections</i>	152		
<i>General Safety</i>	377		

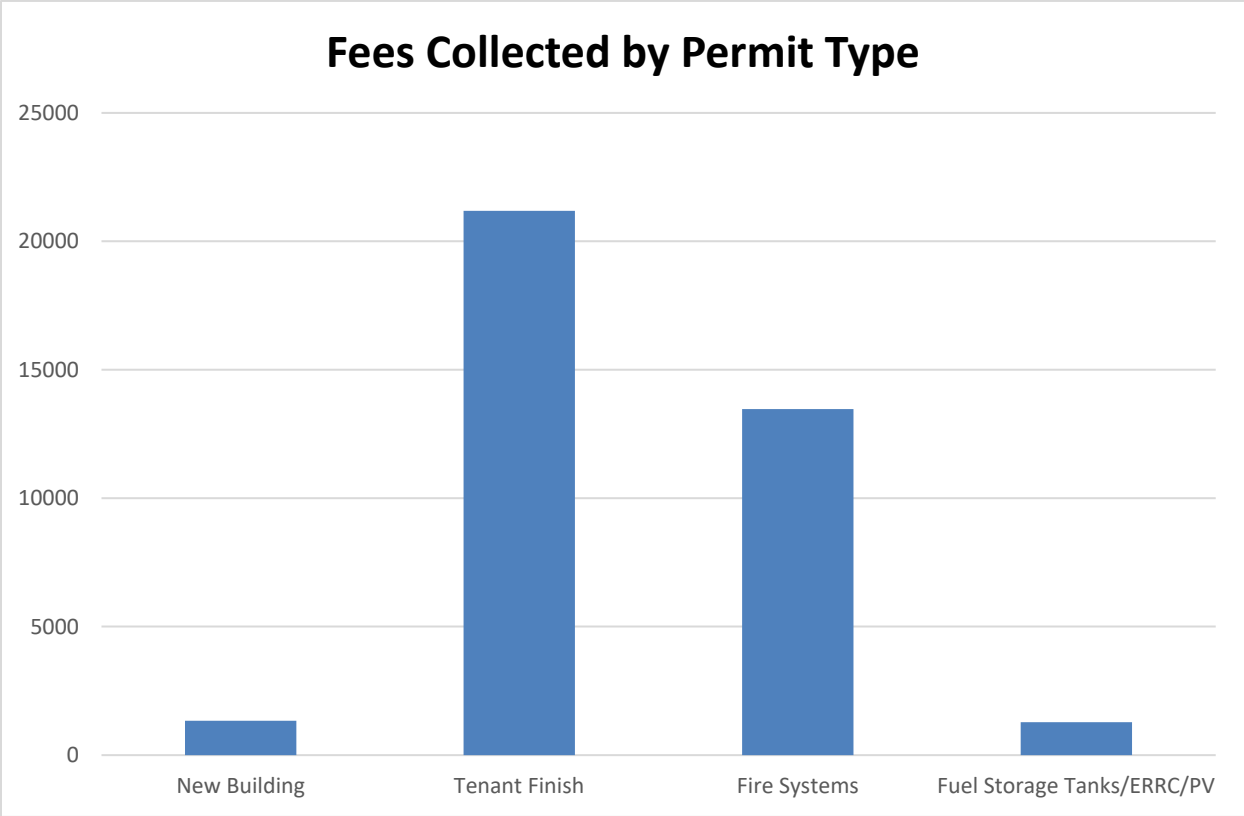
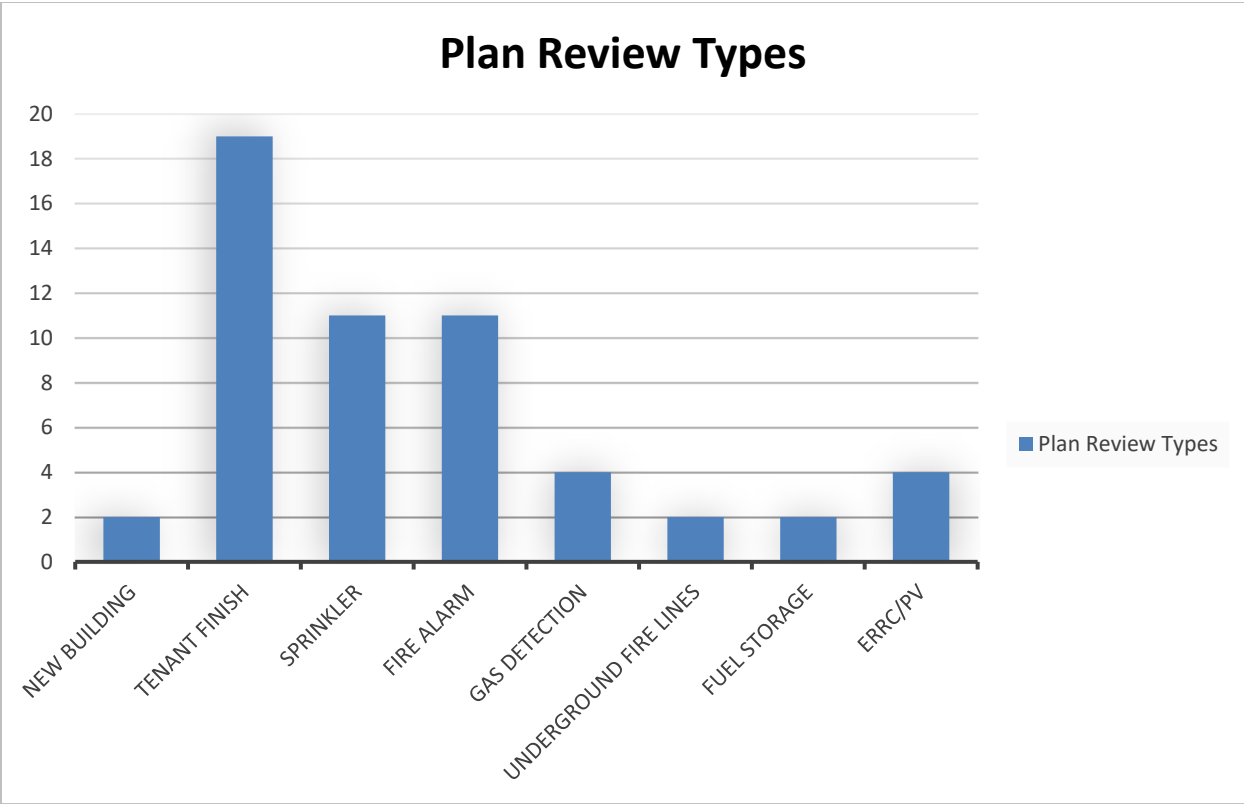
\* ERRC – Emergency Responder Radio Communication

\*\* PV – Photovoltaic

\*\*\*(These are on-going inspections—sometimes 6-15 inspections per project)

## Large construction projects finalized

<b><i>Large Projects Finalled:</i></b>
<b><i>Large Projects Finalled:</i></b>
143 W Mountain – Rio patio and basement
2602 Conquest – Mosaic Condo
701 W Laurel – Parmalee Hall Photovoltaic System
2510 Donella Court – Station 6 Shop Expansion
317 Carpenter – Pathways Hospice
3636 Manhattan – AMC Theaters (phase 1)
3125 Rampart – CSU Chiller Plant
3500 S College Avenue – Party City



## Public Education Monthly Report

<i>Public Education</i>	<b>Total</b>	<b>Number of Individuals served (17 and under)</b>	<b>Number of Individuals served (18 and older)</b>	<b>Total Hours</b>
<i>Car seat installs/checks</i>	9	0	1	4.5
<i>Home Safety Visits</i>	8	0	14	13
<i>Station Visits</i>	2	25	6	2
<i>Apparatus requests/tours</i>	1	8	2	1
<i>FireSafety/Extinguisher class</i>	3	5	160	9
<i>Life Safety Class</i>	1	13	1	10
<i>Ready, Set, Go! Class</i>	1	2	35	1
<i>Community events</i>	0	0	0	0
<i>Youth Firesetter Intervention</i>	3	3	3	6
<b>2022 July Totals</b>	<b>28</b>	<b>56</b>	<b>222</b>	<b>48.5</b>

## Fire Investigations Program Monthly Report

### Fire Incidents and Property Loss

<b>Incident Type</b>	<b>Count</b>	<b>Property Loss</b>	<b>Contents Loss</b>
<b>Brush or brush-and-grass mixture fire</b>	4		
<b>Building fire</b>	7	546,700	75,850
<b>Camper or recreational vehicle (RV) fire</b>	2	1,000	0
<b>Cold building fire</b>	2	10,000	100
<b>Cooking fire, confined to container, inside a structure</b>	2	0	1,500
<b>Cultivated grass fire (back yard, cared for plots of land)</b>	4		
<b>Dumpster or other outside trash receptacle fire</b>	1	500	500
<b>Fire, other</b>	2		
<b>Forest, woods or wildland fire</b>	7		
<b>General confined fire in a structure, contained</b>	1		
<b>Grass fire</b>	3	0	0
<b>Outside rubbish, trash or waste fire</b>	3		
<b>Passenger vehicle fire</b>	1		
<b>Total</b>	<b>39</b>	<b>\$558,200.00</b>	<b>\$77,950.00</b>

## Fire Cause and Case Status

Fire Cause of Ignition	Count
Equipment	4
Incendiary	1
Natural source	2
Other cause	2
Undetermined	7
Cause under investigation	3
Cause undetermined after investigation	3
Failure of equipment or heat source	2
Intentional	4
Unintentional	9
<b>Total</b>	<b>37</b>

## Investigation Activity Log

Incident Date Time	Incident Full Address	Incident Type	Property Use	Fire Cause of Ignition
7/5/2022 20:36	6616 North Garfield LARIMER LOVELAND CO 80538	Cultivated grass fire (back yard, cared for plots of land)	Outside material storage area	Cause under investigation
7/2/2022 8:57	4131 East PROSPECT Southeast FORT COLLINS CO 80525	Passenger vehicle fire	Street or road in commercial area	Unintentional
7/3/2022 12:17	East Trilby FORT COLLINS CO 80525	Grass fire	Street or road in commercial area	Undetermined
7/4/2022 6:14	2415 COMPASS FORT COLLINS CO 80526	Building fire	1 or 2 family dwelling	Cause under investigation
7/4/2022 11:51	432 Cajetan FORT COLLINS CO 80524	Camper or recreational vehicle (RV) fire	Residential street, road or residential driveway	Unintentional
7/4/2022 21:04	4321 East COUNTY ROAD 48 LARIMER FORT COLLINS CO 80524	Outside rubbish, trash or waste fire	1 or 2 family dwelling	Intentional
7/5/2022 0:34	4412 East Mulberry LARIMER FORT COLLINS CO 80524	Grass fire	1 or 2 family dwelling	Undetermined
7/5/2022 18:50	4470 South LEMAY FORT COLLINS CO 80525	Illegal, unauthorized, or unattended outside fire pit	Graded and cared-for plots of land	Intentional
7/5/2022 21:14	3502 Green Spring FORT COLLINS CO 80528	Cold building fire	1 or 2 family dwelling	Intentional

<b>7/6/2022 15:30</b>	311 West Mulberry FORT COLLINS CO 80521	Cultivated grass fire (back yard, cared for plots of land)	Graded and cared-for plots of land	Undetermined
<b>7/7/2022 3:32</b>	321 West MULBERRY FORT COLLINS CO 80521	Building fire	1 or 2 family dwelling	Cause under investigation
<b>7/8/2022 20:03</b>	6481 Engh TIMNATH CO 80547	Building fire	1 or 2 family dwelling	Unintentional
<b>7/9/2022 21:48</b>	1712 Heritage A38 FORT COLLINS CO 80526	Outside rubbish, trash or waste fire	Outside material storage area	Unintentional
<b>7/10/2022 19:44</b>	5220 Boardwalk FORT COLLINS CO 80525	Building fire	Multifamily dwelling	Cause undetermined after investigation
<b>7/11/2022 1:20</b>	Remington FORT COLLINS CO 80524	Outside rubbish, trash or waste fire	Street, other	Cause undetermined after investigation
<b>7/12/2022 13:19</b>	Four Star LARIMER FORT COLLINS CO 80524	Brush or brush-and- grass mixture fire	Open land or field	Equipment
<b>7/12/2022 17:22</b>	4355 EAGLE South LARIMER FORT COLLINS CO 80524	Brush or brush-and- grass mixture fire	Open land or field	Equipment
<b>7/15/2022 21:06</b>	4701 Strauss Cabin 109 FORT COLLINS CO 80528	Building fire	Multifamily dwelling	Failure of equipment or heat source
<b>7/19/2022 17:08</b>	2929 Ross P43 FORT COLLINS CO 80526	Building fire	Multifamily dwelling	Unintentional
<b>7/20/2022 11:45</b>	1509 Coral Sea FORT COLLINS CO 80526	Cooking fire, confined to container, inside a structure	1 or 2 family dwelling	Unintentional
<b>7/20/2022 12:37</b>	273850-274379 INTERSTATE 25 SB LARIMER FORT COLLINS CO 80524	Brush or brush-and- grass mixture fire	Graded and cared-for plots of land	Equipment
<b>7/21/2022 13:50</b>	1601 Serramonte LARIMER FORT COLLINS CO 80524	Brush or brush-and- grass mixture fire	Graded and cared-for plots of land	Incendiary
<b>7/21/2022 22:09</b>	205 North College FORT COLLINS CO 80524	Fire, other	Restaurant or cafeteria	Cause undetermined after investigation
<b>7/22/2022 17:34</b>	Kyle FORT COLLINS CO 80525	Grass fire	Graded and cared-for plots of land	Equipment
<b>7/23/2022 0:23</b>	1742 Heritage FORT COLLINS CO 80526	Cold building fire	Laundry, dry cleaning	Intentional
<b>7/23/2022 8:51</b>	Cameron FORT COLLINS CO 80525	Forest, woods or wildland fire	Open land or field	Undetermined

<b>7/23/2022 15:22</b>	2-2320 Tower Access LARIMER FORT COLLINS CO 80526	Forest, woods or wildland fire	Forest, timberland, woodland	Natural source
<b>7/23/2022 15:35</b>	4505 West 40&#176;39&#39;N LARIMER FORT COLLINS CO 80512	Forest, woods or wildland fire	Open land or field	Natural source
<b>7/23/2022 16:50</b>	4701 Strauss Cabin FORT COLLINS CO 80528	Cultivated grass fire (back yard, cared for plots of land)	Graded and cared-for plots of land	Undetermined
<b>7/23/2022 18:03</b>	4701 Strauss Cabin 10-111 FORT COLLINS CO 80528	Cultivated grass fire (back yard, cared for plots of land)	Graded and cared-for plots of land	Undetermined
<b>7/25/2022 5:32</b>	1981 JESSUP FORT COLLINS CO 80525	Dumpster or other outside trash receptacle fire	Vehicle parking area	Unintentional
<b>7/25/2022 20:08</b>	West Harmony FORT COLLINS CO 80526	Camper or recreational vehicle (RV) fire	Residential street, road or residential driveway	Unintentional
<b>7/26/2022 6:14</b>	107 North Hollywood LARIMER FORT COLLINS CO 80521	Forest, woods or wildland fire	Graded and cared-for plots of land	Other cause
<b>7/26/2022 18:38</b>	6550 West County Road 38e LARIMER FORT COLLINS CO 80526	Forest, woods or wildland fire	Forest, timberland, woodland	Undetermined
<b>7/27/2022 12:11</b>	3665 Canal LARIMER FORT COLLINS CO 80524	Fire, other	Funeral parlor	Failure of equipment or heat source
<b>7/30/2022 4:15</b>	710 City Park C313 FORT COLLINS CO 80521	Building fire	Multifamily dwelling	Unintentional
<b>7/30/2022 9:34</b>	6641 West Trilby LARIMER FORT COLLINS CO 80526	Forest, woods or wildland fire	1 or 2 family dwelling	Other cause

#### Other Program Activity

Reviews/Requests/Inspections	Count
<b>Burn Permit Reviews</b>	2
<b>Special Event Reviews</b>	22
<b>Records Request</b>	17
<b>Tent Permits</b>	5
<b>Fireworks Display Permits</b>	3
<b>Fireworks Sales Permits</b>	22
<b>Explosives Permits</b>	1
<b>Flame Effect Use Permits</b>	1

# Support Division & Health and Safety

## Physical Therapy Visits

<b>2022</b>	<b>July</b>	<b>YTD</b>
<i>Physical Therapy Visits</i>	53	321

## Exposures and Injuries

<b>2022</b>	<b>July</b>	<b>YTD</b>
<i>Exposure Only</i>	1	4
<i>Injury / Treated</i>	0	15
<i>Injury / No Treatment</i>	2	25

## Work related Modified duty hours

<b>2022</b>	<b>July</b>	<b>YTD</b>
<i>Injury leave (in hours)</i>	80	209
<i>Number of members on MD</i>	1	17
<i>Modified Duty hours worked (in hours)</i>	16.5	1,482.5

## Sick Leave

<b>2022</b>	<b>July</b>	<b>YTD</b>
<i>Hours Used</i>	1,498.25	8,355.5



Poudre Fire Authority Headquarters  
 102 Remington St.  
 Fort Collins, CO 80524  
 (970) 416-2892; www.poudre-fire.org

TO: Poudre Fire Authority Board of Directors  
 FM: Kerri Ishmael, Budget Analyst  
 DT: August 23, 2022  
 RE: **July 31, 2022, Financial Reports**

Capital Projects Fund – Table 1

The Excess or (Deficiency) of Revenues Over or Under Expenditures is shown because these are non-lapsing projects, with appropriations for spending and fund balances being carried year over year. Therefore, while a (deficiency) of revenues under expenditures exist for current year, available fund balance is positive based on more revenues applied year over year in comparison to incurred expenditures.

Contributions from the City of Fort Collins for Apparatus Replacement projects serve as source of revenues, which is offset by the continued unrealized (loss) on investments held on behalf of PFA within the City's pooled investments.

Finance staff continues to realign apparatus projects to provide more transparency in the ERP system for budget to actual transactions by corresponding apparatus project. There is presently one ongoing apparatus project being tracked as Fleet Maintenance Capital, demonstrating basis to budgeted expense and revenues for fiscal year being moved to newly established Apparatus Replacement. Expenses continue to increase for the Station 6 Shop, with an increase of \$246,000 in costs from only last month-end, which is based on the project in the final stage with final payment to contractors in September 2022.

**Table 1**

**Actual and Budget  
 For the Month Ended  
 7/31/2022**

	Year-to-Date Actual	Annual Budget
<b>REVENUES</b>		
Fleet Services – Capital	(\$42,365)	\$0
Apparatus Replacement	1,343,036.80	1,921,189.66
Engine 1	-	-
Engine 5	-	-
Tender 12	-	-
Hazmat	-	-
Station 7	(57,788.92)	-
Station 6 Shop	(37,642.29)	-
<b>Total Revenues</b>	<b>\$1,205,241</b>	<b>\$1,921,190</b>
<b>EXPENDITURES</b>		
Fleet Maintenance Capital	\$894,655	\$150,332
Apparatus Replacement	-	-
Engine 1	13,907.30	753,907.30
Engine 5	7,259.18	747,259.18
Tender 12	110,708.18	270,259.18
Hazmat	-	149,764.00
Station 7	131,521.66	-
Station 6 Shop	1,419,751.70	-
<b>Total Expenditures</b>	<b>\$2,577,803</b>	<b>\$2,071,522</b>
<b>Excess or (Deficiency) of Revenues Over or Under Expenditures</b>	<b>(\$3,783,044)</b>	<b>(\$3,992,711)</b>
Fund Balance 1/1/2022	\$10,325,542	
Fund Balance as of 7/31/2022	\$6,542,498	

# General Fund

**GENERAL FUND**  
**Statement of Revenues, Expenditures and Changes in Fund Balances - Budget to Actual Comparison**  
**For the Month Ending July 31, 2022**

	July Actual	YTD Actual	YTD Budget	% YTD	
<b>REVENUES</b>					
Poudre Fire District Contribution	-	4,406,784	4,406,784	100.0%	
Contrib - City of Ft Collins	2,704,163	18,951,257	18,954,969	100.0%	
FE MA Office of Emergency Mgmt	25,210	230,350	-		Covid-19 allowable costs from 2021 & 2022
CO Dept Public Safety	-	89,284	-		
USDA - CO State Forest Service	-	6,498	-		
<b>INTERGOVERNMENTAL</b>	<b>2,729,373</b>	<b>23,684,172</b>	<b>23,361,752</b>	<b>101.4%</b>	
Special Inspections Fees	11,563	26,318	-		
Fire Systems Plan Check	53,229	102,753	-		
Hazardous Materials Fees	1,635	7,240	5,833	124.1%	
Misc Bureau Fees	135	796	-		
Permit Plan Review Fees	21,409	607,771	431,607	140.8%	
Other Plan & Dev Charges	7,300	36,183	17,500	206.8%	
Other Charges for Services	32,770	115,963	64,167	180.7%	
<b>CHARGES FOR SERVICE</b>	<b>128,040</b>	<b>897,024</b>	<b>519,107</b>	<b>172.8%</b>	Continued increase in Bureau's charges for services for fire inspections and plan reviews
Existing Fire Protection	-	939	78,376	1.2%	
<b>LICENSES AND PERMITS</b>	<b>-</b>	<b>4,689</b>	<b>78,376</b>	<b>6.0%</b>	
Interest on Investments	22,775	103,996	23,333	445.7%	
Unrealized Gain/Loss on	45,059	(712,675)	-		
<b>EARNINGS ON INVESTMENTS</b>	<b>67,834</b>	<b>(608,680)</b>	<b>23,333</b>	<b>-2608.6%</b>	Unrealized loss on pooled investments held with the City
Contribution/Donation Private	(1,091)	(591)	-		Expenses incorrectly allocated to revenue account, needing reclass
Insurance Recovery & Damages	-	86,200	41,228	209.1%	
Repair Charges	-	15,648	11,667	134.1%	
PFA Entry System Lock Box	(100)	(100)	2,917	-3.4%	Reimbursement to a lock box customer. This is incorrectly allocated as an offset to revenue, needing reclass.
Other Miscellaneous Reve	23,279	153,189	155,442	98.6%	
<b>MISCELLANEOUS</b>	<b>22,088</b>	<b>254,346</b>	<b>211,253</b>	<b>120.4%</b>	Increase associated with final insurance proceeds for roof damage combined with funds from Larimer County Long Term Recovery Group awarded in 2021, earned in 2022
Sale of Capital Assets	12,150	83,870	-		
Other Financing Sources	12,150	83,870	-		
<b>TOTAL REVENUES</b>	<b>2,959,484</b>	<b>24,315,420</b>	<b>24,193,821</b>	<b>101%</b>	
<b>EXPENSES by DIVISION</b>					
<b>Operations</b>					
Personnel Costs	2,601,572	12,910,207	14,509,597	89.0%	
Purchased Prof & Tech Services	150	4,192	24,638	17.0%	
Purchased Property Services	8	42	1,167	3.6%	
Other Purchased Services	4,135	15,362	26,949	57.0%	
Supplies	89,542	149,572	172,794	86.6%	
Capital Outlay	2,142	40,368	67,682	59.6%	
<b>Support</b>					
Personnel Costs	323,563	1,656,748	1,532,424	108.1%	Overspend associated with recruitment and hiring of Firefighters that was underbudgeted for 2022
Purchased Prof & Tech Services	60,104	170,403	281,524	60.5%	
Purchased Property Services	187,291	651,382	789,115	82.5%	
Other Purchased Services	(19,229)	16,855	173,275	9.7%	(Credit) is for services provided by Training Facility personnel in support of firefighter recruits participating in the spring 2022 recruit academy, offset by cost of PFA recruits
Supplies	213,759	988,382	1,214,436	81.4%	
Capital Outlay	35,447	1,122,993	1,341,113	83.7%	
Other	-	-	-		
<b>Fire Prevention &amp; Community Risk Reduction</b>					
Personnel Costs	268,401	1,400,895	1,651,107	84.8%	
Purchased Prof & Tech Services	2,610	32,223	30,048	107.2%	Corresponds to banking service charges for credit cards, which is in-line with underbudgeted revenue
Purchased Property Services	-	-	-		
Other Purchased Services	7,453	49,977	39,830	125.5%	Associated with increased conference and travel costs in Q1
Supplies	4,825	35,178	39,906	88.2%	
Capital Outlay	-	-	-		
Other	-	-	-		
<b>Administration</b>					
Personnel Costs	247,301	1,200,627	1,419,762	84.6%	
Purchased Prof & Tech Services	12,270	193,489	130,668	148.1%	Additional costs for Lexipol services \$51k not included in original budget
Purchased Property Services	302	90,215	64,948	138.9%	Annual parking garage permits with City paid upfront at beginning of year
Other Purchased Services	(3,978)	1,115,656	745,569	149.6%	Insurance premiums paid upfront at beginning of year
Supplies	28,517	176,704	193,372	91.4%	
Capital Outlay	-	-	-		
Other	(39,420)	674	243,588	0.3%	(Credit) for July associated with reclass of expenses associated with Repair & Maintenance charges
<b>Grants</b>					
Personnel Costs	-	-	-		
Purchased Prof & Tech Services	-	-	-		
Purchased Property Services	-	-	-		
Other Purchased Services	-	-	-		
Supplies	-	-	-		
Capital Outlay	-	-	-		
Other	-	-	-		
<b>TOTAL EXPENSE</b>	<b>4,026,766</b>	<b>22,022,142</b>	<b>24,693,510</b>	<b>89.2%</b>	
<b>Fund Balance January 1, 2022</b>		<b>18,536,768</b>			
<b>Fund Balance July 31, 2022</b>		<b>20,830,046</b>			

As a measure to demonstrate revenues generated as part of business-related activities, specifically in relation to charges for services provided by the many programs within the Fire Prevention & Community Risk Reduction Division, combined with newer services provided by Fleet Services in relation to apparatus related work provided to third-party fire districts, as well as the Training facility in relation to classes provided to other area fire districts, the following demonstrates revenue generated from these programs as of July 31, 2022.

**PFA FP&CRR Revenue - as of July 31, 2022**

Description	YTD Budget	YTD Actual	% YTD
Existing Fire Protection	\$78,375.50	\$938.55	1.20%
Pyrotechnic Permits	-	3,750	
Misc Bureau Fees	-	796	
Special Inspections Fees	-	26,318	
Fire Systems Plan Check	-	102,753	
Hazardous Materials Fees	5,833	7,240	124.11%
Permit Plan Review Fees	431,607	607,771	140.82%
Other Plan & Dev Charges	17,500	36,183	206.76%
<b>Total FP&amp;CRR Revenue</b>	<b>\$533,315</b>	<b>\$785,749</b>	<b>147.33%</b>

**Fleet Services Revenue - as of July 31, 2022**

Description	YTD Budget	YTD Actual	% YTD
Windsor Severance Fire Rescue	32,083	109,944	343%
Wellington Fire Protection Dis	32,083	240	1%
<b>Total Fleet Services Revenue</b>	<b>64,167</b>	<b>110,184</b>	<b>172%</b>

**Training Revenue - as of July 31, 2022**

Description	YTD Budget	YTD Actual	% YTD
Training Center Classes	-	3,465	
<b>Total Training Revenue</b>	<b>-</b>	<b>3,465</b>	



**POUDRE VALLEY FIRE PROTECTION DISTRICT  
BOARD OF DIRECTORS MEETING &  
VOLUNTEER FIREFIGHTER PENSION FUND  
BOARD OF DIRECTORS MEETING  
July 25, 2022**

The Poudre Valley Fire Protection District (PVFPD) Board of Directors and the Volunteer Firefighter Pension Fund Board met concurrently at 102 Remington Street, at 8:30 a.m. on July 25, 2022. Present were PVFPD Board members Tess Heffernan, Mike DiTullio, Dave Pusey, and Martina Wilkinson. Present were Volunteer Firefighter Pension Fund Board members Mike McBride and Tom Harty. Present were Fire Chief Derek Bergsten, District Board Coordinator Patti Forsythe, Support Chief Rick Vander Velde, Human Resources Manager Janet Miller, Planning and Analysis Chief Sean Jones, Budget and Administration Manager Kirsten Howard, Community Risk Reduction Division Chief Jerry Howell, and Health & Safety Battalion Chief Bob Root. Recording Secretary Shawn Williams was present virtually.

**PLEDGE OF ALLEGIANCE**

**1. OATH OF OFFICE**

*Martina Wilkinson made a motion to appoint Ed Rupert to the Board of Directors of the Poudre Valley Fire Protection District. Dave Pusey seconded the motion. The motion passed by unanimous vote of the Board.*

Ed Rupert was sworn in as a Board member of the PVFPD by District Board Coordinator Patti Forsythe.

**2. 2021 Poudre Valley Fire Protection District Annual Financial Report**

Patti Forsythe introduced Jimmy Rae, Rae & Co., LLC, who reviewed the 2021 Poudre Valley Fire Protection District Annual Financial Report and Audit with the Board.

Tess Heffernan recognized Mike McBride and Tom Harty who represent the Volunteer Firefighter Pension Fund Board.

Tess Heffernan advised she would like to have a more in-depth conversation on the recommendations made in the Audit. Patti Forsythe will provide a recap in the Board packet for next month's Board meeting and include discussion as a line item.

*Dave Pusey made a motion to approve the 2021 Poudre Valley Fire Protection District Annual Financial Report and Audit. Martina Wilkinson seconded the motion. The motion passed by unanimous vote of the Board.*

**PUBLIC COMMENT**

## **CONSENT AGENDA**

### **3. Consideration and Possible Action to Approve the Minutes of the June 27, 2022, Regular Meeting**

*Mike DiTullio made a motion to Approve the Minutes of the June 27, 2022, Regular Meeting Minutes. Dave Pusey seconded the motion. The motion passed by unanimous vote of the Board.*

### **4. Consideration and Possible Action Approve the Volunteer Firefighter Pension Board Meeting Minutes from May 24, 2021.**

*Mike DiTullio made a motion to Approve the Volunteer Firefighter Pension Board Meeting Minutes from May 24, 2021. Tom Harty seconded the motion. The motion passed by unanimous vote of the Board.*

## **DISCUSSION ITEMS**

### **5. Consideration and Possible Action to Reorganize the Volunteer Firefighter Pension Board**

*Tom Harty made a motion to approve the current officers of the Volunteer Firefighter Pension Board. Mike McBride seconded the motion. The motion passed by unanimous vote of the Board.*

### **6. Adjourn Volunteer Firefighters Pension Board**

*Mike McBride made a motion to adjourn the Volunteer Firefighters Pension Board. Tom Harty seconded the motion. The motion passed by unanimous vote of the Board.*

The Volunteer Firefighters Pension Board adjourned at 9:15 a.m.

### **7. Consideration and Possible Action to Approve Second Quarter Financial Statements.**

Patti Forsythe reviewed the Second Quarter Financial Statements with the Board.

*Dave Pusey made a motion to approve the Second Quarter Financial Statements. Martina Wilkinson seconded the motion. The motion passed by unanimous vote of the Board.*

## **STAFF REPORTS**

### **8. Senior Leadership Update**

Derek Bergsten provided the Senior Leadership Update to the Board per the information and documents in the Board packet.

Dave Pusey advised former Board member Earlie Thomas passed away. Earlie Thomas' services will be held August 1<sup>st</sup> at the Summit View Church in Fort Collins.

## **BRIEFING PAPERS**

### **9. Chief's Monthly Report**

Derek Bergsten provided the Chief's Monthly Report to the Board.

Derek Bergsten advised the Poudre Fire Authority (PFA) and Local 1945 Island Picnic will be held on August 3 from 5 p.m. to 9 p.m. at NOCO Islands. Derek invited all Board members to attend.

**10. Poudre Fire Authority Agenda Review**

Derek Bergsten reviewed the PFA agenda with the Board.

**11. 2022 Special District Association (SDA) Conference**

Patti Forsythe advised the 2022 Special District Association (SDA) Annual Conference will be held at the Keystone Conference Center, Keystone, CO on September 13-15, 2022. The Conference is a hybrid format, both in-person and livestreaming options will be available.

Board members who are interested in attending should let Patti Forsythe know to coordinate registration and reservations.

**12. Hero Fest**

Derek Bergsten advised Hero Fest is a free community festival to honor and celebrate Colorado First Responders in the community. The 9/11 Memorial at Spring Park is a fundraising recipient of the October 1<sup>st</sup> event at Front Range Village Shopping Center from 10:00 a.m. to 2:00 p.m.

**OTHER BUSINESS/CORRESPONDENCE**

**13. Other Business/Correspondence**

The meeting adjourned at 9:45 a.m.