

SPECIAL MEETING

MINUTES

LEHIGH ACRES FIRE CONTROL AND RESCUE DISTRICT

September 10, 2008

The September 10, 2008 Special Meeting of the Lehigh Acres Fire Control and Rescue District Board of Commissioners was opened at 4:00pm by President Berndt. Present were: Commissioners, Berndt, Adams, Guzman, Barrett and Hemingway; Chief Adams, Assistant Chief's Haugh and Duncan, and Secretary Jill Marcolini. Attorney Richard Pringle arrived at 4:20 pm.

After the Pledge of Allegiance, Commissioner Berndt asked Chief Don Adams to give the invocation.

Commissioner Berndt stated the purpose of the special meeting is to discuss the bay floor at Station #105 and any other construction projects issues.

Chief Adams started the meeting by stating he would like direction from the Board regarding the resolution of the Apparatus Bay Floor. He stated that he has not been happy with the floor surface and the Floor System Epoxy wearing surface. He handed out to all Board members a letter from Fowler Construction he had received at the end of August, with pictures of the wearing of the floor surface showing the sample of what the floor should look like and what it does look like now. He has is dissatisfied with the floor, firefighters may slip and fall. No major injuries as of yet.

Commissioner Berndt asked Rob Fowler, Jr., who was in attendance, to address the Board on this major concern and explain his view point.

Rob Fowler, Jr. commented that the company installed the floor correctly but he would do whatever it takes to make the Board happy, and make this problem go away. Much discussion with Rob Fowler, Jr. and the Board concerning the holding back of funds from Station #104. Chief Adams also stated that at one point Fowler Construction owed the District a credit on tile from Station #104. Rob Fowler, Jr., stated that he does not recall that statement regarding the tile.

Commissioner Berndt and Commissioner Hemingway agreed that at a previous Fire Board Meeting the architect, Dan McGahey acknowledged that the floor was wrong and they would fix it. The Commissioners do not feel the District should pay a share of the cost which is \$3,750, (1/4 of the cost) to fix the floor.

Chairman Berndt addressed Chief Adams and the Board suggesting the District not pay the \$3,750 part of the floor, (overlook the issue about the credit owed to the District), release \$200,000 of the \$260,000 owed to them from Station #104 and for Fowler Construction to take care of the floor.

Attorney Pringle stated that a motion needed to be made because of the changing of the contract between the Fowler Co. and the District. Attorney Pringle also stated that Rob Fowler, Jr., being here in attendance, he is in agreement with the modification of the contract.

Commission Guzman made a motion to release the \$200,000 to Fowler Construction and retain the \$60,000 until the completion of the Bay Floor at Station #105. Commissioner Barrett second. Motion Passed.

Meeting Adjourned at 4:45 pm.