



Wellington Fire Protection District

REGULAR BOARD MEETING MINUTES

The **Regular Board Meeting** of the Wellington Fire Protection District on **January 19th, 2024**. The meeting was held at **Station 16** located at 8130 3rd St, Wellington, CO 80549 at **5PM**

Pledge of Allegiance

Roll Call : Bollinger, Gaiter, Lopez (on zoom off and on dropped 17:34), Standing,
M/S Gaiter/Standing - Hunter and Lopez absence unexcused.

Additions/Deletions to the Agenda

Conflicts of Interest

Correspondence

Chief's Report

Public Comment

Any property owner, business owner, or resident of the District that would like to comment on items not listed on the agenda may be restricted to a 3-minute limit per person.

Employee Recognition

Consent Agenda

Guests or Presentations

Monthly financial report – David Green

District Business

1. Bank account discussion
M/S Gaiter/Standing - Move impact fees to Colo Trust - Voice votes unanimous.
2. Chief Recruiting Firm
M/S Gaiter/Standing - Table Chief recruiting firm discussion to 1/26/24 special meeting - Voice votes unanimous.

Station 16
8130 3rd Street
Wellington, CO 80549



Station 17
108 E County Road 66
Fort Collins, CO 80524

Wellington Fire Protection District

3. Chief Recruiting committee to discuss qualifications
4. Grant Contractor
M/S Standing/Gaiter - Accepting proposal adding a cap of \$12,000, Change due date to 30 days with 45 days for late charge - Voice votes unanimous.
5. Rubric for Chief performance review
6. Packet timeline
M/S Standing/Gaiter - Board submits packet information one week before a regular meeting and admin will post and provide to the board 5 days before. - Voice votes unanimous.
7. Honor Guard
M/S Bollinger/Standing - Provide the honor guard with a budget up to \$4000.00

Adjournment

M/S Standing/Bollinger 18:55

Job Position Raises

100.1 INTRODUCTION

The District has established a policy of raises for job positions. This policy states the basic requirements and expectations for how raises are given. Since salaries and wages are open to the public, and since this Board believes in transparency to the public, the District shall present the yearly salary for all employee positions by title to the public in an open meeting during the budget process each year.

100.2 REQUIREMENTS

The Board of Directors must approve all raises in a public meeting before any positions are given a raise. First, the raise must be in the Salaries & Wages line item of the budget. Second, the Chief must present the raise to the Board of Trustees in a public meeting with the following 4 pieces of information:

1. Position title and rank if applicable
2. Yearly salary rate before the raise
3. Yearly salary rate after the raise
4. Percent change between the two rates.

An Act

HOUSE BILL 21-1110

BY REPRESENTATIVE(S) Ortiz, Bacon, Caraveo, Duran, Michaelson Jenet, Roberts, Titone, Woodrow, Amabile, Benavidez, Bennett, Bird, Boesenecker, Cutter, Esgar, Exum, Froelich, Gonzales-Gutierrez, Gray, Hooton, Jackson, Jodeh, Kennedy, Kipp, Lontine, McCluskie, McCormick, McLachlan, Mullica, Ricks, Sirota, Tipper, Weissman, Young, Garnett, Herod, Valdez A., Valdez D.;
also SENATOR(S) Danielson, Bridges, Buckner, Coram, Donovan, Fenberg, Fields, Ginal, Gonzales, Hansen, Kolker, Lee, Moreno, Pettersen, Priola, Rankin, Story, Winter, Zenzinger, Garcia.

CONCERNING ADDING LANGUAGE TO RELEVANT COLORADO STATUTES RELATED TO PERSONS WITH DISABILITIES TO STRENGTHEN PROTECTIONS AGAINST DISCRIMINATION ON THE BASIS OF DISABILITY, AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. In Colorado Revised Statutes, 24-34-301, **amend** (5.4) as follows:

24-34-301. Definitions. As used in parts 3 to 8 of this article 34, unless the context otherwise requires:

Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.

(5.4) "Public entity" ~~has the same meaning as set forth in Title II of the federal "Americans with Disabilities Act of 1990", 42 U.S.C. sec. 12131, and its related amendments and implementing regulations.~~ MEANS:

(a) ANY STATE OR LOCAL GOVERNMENT; OR

(b) ANY DEPARTMENT, AGENCY, SPECIAL DISTRICT, OR OTHER INSTRUMENTALITY OF A STATE OR LOCAL GOVERNMENT.

SECTION 2. In Colorado Revised Statutes, 24-34-802, **amend** (1), (2)(a) introductory portion, and (2)(a)(III); and **add** (5) as follows:

24-34-802. Violations - penalties - immunity. (1) (a) It is a discriminatory practice and unlawful for any person, AS DEFINED IN SECTION 24-34-301, to discriminate against ~~any~~ AN individual or group OF INDIVIDUALS because ~~such~~ THE person ~~or group~~ has opposed any practice, made a discriminatory practice based on disability pursuant to part 5, 6, or 8 of this ~~article~~ ARTICLE 34, or because ~~such~~ THE person ~~or group~~ has made a charge, testified, assisted, or participated in any manner in an investigation, proceeding, or hearing conducted pursuant to part 5, 6, or 8 of this ~~article~~ ARTICLE 34.

(b) AN INDIVIDUAL WITH A DISABILITY, AS DEFINED IN SECTION 24-34-301 (5.6), MUST NOT, BY REASON OF THE INDIVIDUAL'S DISABILITY, BE EXCLUDED FROM PARTICIPATION IN OR BE DENIED THE BENEFITS OF SERVICES, PROGRAMS, OR ACTIVITIES PROVIDED BY A PUBLIC ENTITY, AS DEFINED IN SECTION 24-34-301, OR A STATE AGENCY, AS DEFINED IN SECTION 24-37.5-102, OR BE SUBJECTED TO DISCRIMINATION BY ANY SUCH PUBLIC ENTITY OR STATE AGENCY.

(c) DISCRIMINATION PURSUANT TO THIS SECTION INCLUDES THE FAILURE OF A PUBLIC ENTITY OR STATE AGENCY, AS THOSE TERMS ARE DEFINED IN SECTION 24-34-301, TO DEVELOP AN ACCESSIBILITY PLAN USING THE ACCESSIBILITY STANDARDS ESTABLISHED PURSUANT TO SECTION 24-85-103 (2.5) AND FULLY COMPLY, ON OR BEFORE JULY 1, 2024, WITH THE ACCESSIBILITY STANDARDS FOR INDIVIDUALS WITH A DISABILITY ESTABLISHED BY THE OFFICE OF INFORMATION TECHNOLOGY PURSUANT TO SECTION 24-85-103 (2.5). LIABILITY FOR NONCOMPLIANCE AS TO CONTENT LIES WITH THE PUBLIC ENTITY OR STATE AGENCY THAT MANAGES THE

CONTENT. LIABILITY FOR NONCOMPLIANCE OF THE PLATFORM HOSTING THE CONTENT LIES WITH THE PUBLIC ENTITY OR STATE AGENCY THAT MANAGES THE PLATFORM.

(2) (a) ~~A qualified~~ AN individual with a disability, as defined in section 24-34-301 (5.6), who is subject to a violation of subsection (1) of this section or of section 24-34-502, 24-34-502.2, 24-34-601, or 24-34-803 based on ~~his or her~~ THE INDIVIDUAL'S disability may bring a civil suit in a court of competent jurisdiction and, EXCEPT AS PROVIDED IN SECTION 24-85-103, is entitled to any of the following remedies:

(III) A statutory fine ~~not to exceed~~ OF three thousand five hundred dollars, PAYABLE TO EACH PLAINTIFF FOR EACH VIOLATION.

(5) AN AGENCY IN THE STATE WITH THE AUTHORITY TO PROMULGATE RULES RELATED TO PROTECTIONS FOR PERSONS WITH DISABILITIES SHALL NOT PROMULGATE A RULE THAT PROVIDES LESS PROTECTION THAN THAT PROVIDED BY THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AS AMENDED.

SECTION 3. In Colorado Revised Statutes, **amend** 24-85-101 as follows:

24-85-101. Legislative declaration. The general assembly ~~hereby~~ finds that the state needs to improve ~~nonvisual~~ access to information, ~~whether by speech, Braille, or other appropriate means~~ INCLUDING ELECTRONIC INFORMATION, FOR INDIVIDUALS WITH A DISABILITY.

SECTION 4. In Colorado Revised Statutes, 24-85-102, **amend** the introductory portion; and **add** (1.5), (2.3), (2.7), (5.3), and (5.5) as follows:

24-85-102. Definitions. As used in this ~~article~~ ARTICLE 85, unless the context otherwise requires:

(1.5) "ACCESSIBLE" OR "ACCESSIBILITY" MEANS PERCEIVABLE, OPERABLE, AND UNDERSTANDABLE DIGITAL CONTENT THAT ENABLES AN INDIVIDUAL WITH A DISABILITY TO ACCESS THE SAME INFORMATION, ENGAGE IN THE SAME INTERACTIONS, AND ENJOY THE SAME SERVICES OFFERED TO OTHER INDIVIDUALS, WITH THE SAME PRIVACY, INDEPENDENCE, AND EASE OF USE AS EXISTS FOR INDIVIDUALS WITHOUT A DISABILITY.

(2.3) "DISABILITY" HAS THE SAME MEANING AS SET FORTH IN THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AND ITS RELATED AMENDMENTS AND IMPLEMENTING REGULATIONS.

(2.7) "INDIVIDUAL WITH A DISABILITY" HAS THE SAME MEANING AS "QUALIFIED INDIVIDUAL WITH A DISABILITY" AS DEFINED IN SUBSECTION (5.5) OF THIS SECTION.

(5.3) "OFFICE OF INFORMATION TECHNOLOGY" MEANS THE OFFICE OF INFORMATION TECHNOLOGY CREATED IN SECTION 24-37.5-103.

(5.5) "QUALIFIED INDIVIDUAL WITH A DISABILITY" OR "INDIVIDUAL WITH A DISABILITY" HAS THE SAME MEANING AS SET FORTH IN THE FEDERAL "AMERICANS WITH DISABILITIES ACT OF 1990", 42 U.S.C. SEC. 12101 ET SEQ., AND ITS RELATED AMENDMENTS AND IMPLEMENTING REGULATIONS.

SECTION 5. In Colorado Revised Statutes, **amend** 24-85-103 as follows:

24-85-103. Accessibility standards for individuals with a disability. (1) The chief information officer in the office of information technology ~~created in section 24-37.5-103~~; shall maintain ~~nonvisual access~~ ACCESSIBILITY standards FOR AN INDIVIDUAL WITH A DISABILITY for information technology systems employed by state agencies that:

(a) Provide ~~blind or visually impaired individuals~~ AN INDIVIDUAL WITH A DISABILITY with access to information stored electronically by state agencies by ensuring compatibility with adaptive technology systems so that ~~blind and visually impaired individuals have~~ AN INDIVIDUAL WITH A DISABILITY HAS full and equal access when needed; and

(b) Are designed to present information, including prompts used for interactive communications, in formats intended for both visual and nonvisual use, such as the use of text-only options.

(1.5) THE CHIEF INFORMATION OFFICER IN THE OFFICE OF INFORMATION TECHNOLOGY SHALL, CONSISTENT WITH THE RESPONSIBILITIES OF THE OFFICE, PROMOTE AND MONITOR THE ACCESS STANDARDS FOR INDIVIDUALS WITH A DISABILITY IN THE STATE'S INFORMATION TECHNOLOGY

INFRASTRUCTURE, INCLUDING BUT NOT LIMITED TO ARCHITECTURE. EACH STATE AGENCY IS DIRECTED TO COMPLY WITH THE ACCESS STANDARDS FOR INDIVIDUALS WITH A DISABILITY, ESTABLISHED BY THE OFFICE OF INFORMATION TECHNOLOGY PURSUANT TO SUBSECTION (2.5) OF THIS SECTION, IN THE CREATION AND PROMULGATION OF ANY ONLINE CONTENT AND MATERIALS USED BY SUCH STATE AGENCY.

(2) The chief information officer in the office of information technology ~~created in section 24-37.5-103~~, shall consult with state agencies and representatives of individuals ~~who are blind or visually impaired~~ WITH A DISABILITY in maintaining the ~~nonvisual access~~ ACCESSIBILITY standards FOR INDIVIDUALS WITH A DISABILITY described in subsection (1) of this section and the procurement criteria described in section 24-85-104.

(2.5) THE CHIEF INFORMATION OFFICER IN THE OFFICE OF INFORMATION TECHNOLOGY SHALL ESTABLISH ACCESSIBILITY STANDARDS FOR INDIVIDUALS WITH A DISABILITY USING THE MOST RECENT WEB CONTENT ACCESSIBILITY GUIDELINES PROMULGATED AND PUBLISHED BY THE WORLD WIDE WEB CONSORTIUM WEB ACCESSIBILITY INITIATIVE OR THE INTERNATIONAL ACCESSIBILITY GUIDELINES WORKING GROUP, OR ANY SUCCESSOR GROUP OR ORGANIZATION, OR ANY SUBSEQUENT UPDATES OR REVISIONS TO SUCH GUIDELINES BY ANY SUCCESSOR GROUP OR ORGANIZATION.

(3) (a) The head of each state agency, AS THAT TERM IS DEFINED IN SECTION 24-37.5-102, shall establish a written plan, as part of its annual information technology plan, and develop any proposed budget requests for implementing the ~~nonvisual access~~ ACCESSIBILITY standards FOR INDIVIDUALS WITH A DISABILITY for its agency at facilities accessible by the public. EACH SUCH STATE AGENCY SHALL FOLLOW UP ON THE PLAN AS FOLLOWS:

(I) ON OR BEFORE JULY 1, 2022, THE STATE AGENCY SHALL SUBMIT ITS WRITTEN ACCESSIBILITY PLAN TO THE OFFICE OF INFORMATION TECHNOLOGY. THE OFFICE OF INFORMATION TECHNOLOGY SHALL WORK COLLABORATIVELY WITH THE STATE AGENCY TO REVIEW THE SECTIONS OF THE AGENCY'S PLAN RELATED TO ACCESSIBILITY STANDARDS FOR INDIVIDUALS WITH A DISABILITY AND ESTABLISH IMPLEMENTATION METHODOLOGY; AND

(II) ON OR BEFORE JULY 1, 2024, EACH STATE AGENCY SHALL FULLY IMPLEMENT THE SECTIONS OF THE AGENCY'S PLAN RELATED TO ACCESSIBILITY STANDARDS FOR INDIVIDUALS WITH A DISABILITY. ANY STATE AGENCY NOT IN COMPLIANCE AFTER JULY 1, 2024, IS IN VIOLATION OF SECTION 24-34-802 AND IS SUBJECT TO THE REMEDIES FOR NONCOMPLIANCE SET FORTH IN SECTION 24-34-802.

SECTION 6. In Colorado Revised Statutes, **amend** 24-85-104 as follows:

24-85-104. Procurement requirements - criteria - implementation. (1) The office of information technology ~~created in section 24-37.5-103~~; shall approve minimum standards and criteria to be used in approving or rejecting procurements by state agencies for adaptive technologies for nonvisual OR OTHER DISABILITY access uses.

(2) Nothing in this ~~article shall require~~ ARTICLE 85 REQUIRES the installation of software or peripheral devices used for ~~nonvisual access~~ ACCESSIBILITY FOR AN INDIVIDUAL WITH A DISABILITY when the information technology is being used by individuals who are not ~~blind or visually impaired~~ DISABLED. Nothing in this ~~article shall be construed to require~~ ARTICLE 85 REQUIRES the purchase of ~~nonvisual~~ adaptive equipment by a state agency.

(3) Notwithstanding ~~the provisions of~~ subsection (2) of this section, the applications, programs, and underlying operating systems, including the format of the data, used for the manipulation and presentation of information ~~shall~~ MUST permit the installation and effective use of and ~~shall be compatible~~ BE COMPATIBLE with ~~nonvisual access~~ software and peripheral devices THAT PROVIDE ACCESSIBILITY TO AN INDIVIDUAL WITH A DISABILITY.

(4) Compliance with the procurement requirements of this section ~~with regard to information technology purchased prior to July 1, 2001, shall~~ MUST be achieved at the time of procurement of an upgrade or replacement of existing information technology equipment or software.

SECTION 7. Appropriation. For the 2021-22 state fiscal year, \$312,922 is appropriated to the office of the governor for use by the office of information technology. This appropriation is from the general fund and

is based on an assumption that the office will require an additional 0.9 FTE. To implement this act, the office may use this appropriation for enterprise solutions.

SECTION 8. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, or safety.



Alec Garnett
SPEAKER OF THE HOUSE
OF REPRESENTATIVES



Leroy M. Garcia
PRESIDENT OF
THE SENATE

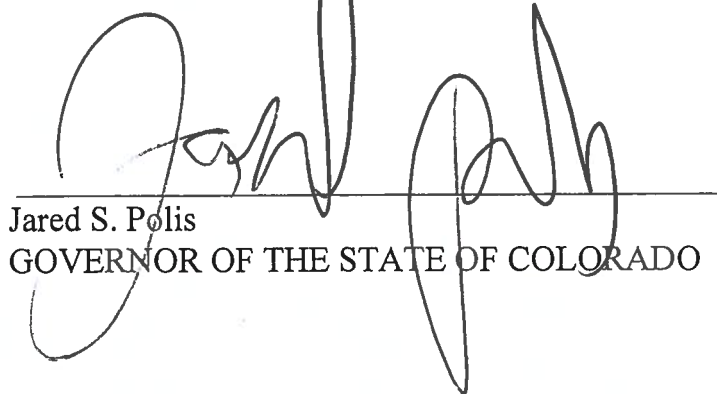


Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES



Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED June 30, 2021 at 6:45 pm
(Date and Time)



Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO