

1 **July 28, 2020**

2 **REGULAR MEETING OF THE BOARD OF DIRECTORS OF**
3 **THE NORTH COUNTY FIRE PROTECTION DISTRICT**

4 Vice President Van Doorn called the meeting to order at 4:00.

5 **THE INVOCATION GIVEN BY CHAPLAIN HELMAN.**

6 **ALL RECITED THE PLEDGE OF ALLEGIANCE.**

7 **ROLL CALL:**

8 **Present:** Directors Hoffman, Munson and Van Doorn.

9 **Absent:** Directors Harris and Luevano.

10 **Staff Present:** Fire Chief/CEO Abbott, Attorney James and Board Secretary Stephen-
11 Porter. In the audience were: DFC Marovich, D/Cs Mahr and McReynolds, B/C Mann, F/M
12 Fieri, A/C DeCamp, members of the public and Association.

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14 **PUBLIC ACTIVITIES AGENDA**

15 1. **PUBLIC COMMENT:** Vice President Van Doorn addressed the audience and inquired
16 whether there were any public comments regarding items not on the Agenda. There being
17 no comments, the Public Comment Section was closed.

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19 **ACTION AGENDA**

20 **CONSENT ITEMS:**

- 21 2. **REVIEW AND ACCEPT REGULAR BOARD MEETING MINUTES FOR JUNE 2020**
- 22 3. **REVIEW AND ACCEPT FINANCIAL REPORT FOR JUNE 2020**
- 23 4. **REVIEW AND ACCEPT POLICIES & PROCEDURES**
- 24 5. **REVIEW AND ACCEPT EMERGENCY SERVICE OVERTIME TRACKING REPORT FOR THE**
25 **FOURTH QUARTER 2019/2020**
- 26 6. **REVIEW AND ACCEPT CUSTOMER SATISFACTION SURVEY PROGRAM RESULTS — SECOND**
27 **QUARTER 2020**
- 28 7. **REVIEW AND ACCEPT ANNUAL FLEET SERVICES REPORT**
- 29 8. **REVIEW AND ACCEPT ANNUAL TRAINING REPORT FOR 2020**

30 Vice President Van Doorn inquired whether there were any questions on Consent Items 2-
31 8. There being no discussion, Vice President Van Doorn asked for a motion to approve the
32 Consent Agenda. On a motion by Director Hoffman, seconded by Vice President Van Doorn
33 the motion to approve the Consent Agenda as presented passed unanimously.

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35 **ACTION ITEMS:**

36 9. **REVIEW AND APPROVE SALE OF SURPLUS VEHICLES — D/C MAHR AND CHIEF ABBOTT:** D/C
37 Mahr informed the Board after an evaluation by District staff, four vehicles in the reserve
38 fleet were deemed unused or unable to meet the needs of the District. He requested the
39 approve surplus of a 2000 Ford Crown Victoria, a 2005 Ford Explorer, 2011 Leader
40 Ambulance and a 1966 Allis Chalmers Forklift. The anticipated surplus value is estimated
41 to be approximately \$10,000.00. On a motion by Director Hoffman, seconded by Director
42 Munson, the motion to deem the items as surplus and approve sale by approved methods
43 passed unanimously.

44 10. **PUBLIC HEARING DATE/TIME CERTAIN JULY 28, 2020 (4:15 P.M.) — FOR ESTABLISHMENT**
45 **OF MULTI-YEAR FACILITIES AND EQUIPMENT PLAN FOR THE FIRE MITIGATION FEE PROGRAM WITH**
46 **ADOPTION OF RESOLUTION 2020-09 — FM FIERI AND CHIEF ABBOTT:** Vice President Van Doorn
47 read the Resolution title and opened the Public Hearing, inquiring whether there was any
48 public comment or testimony. There being neither, the Public Hearing was closed. FM Fieri
49 presented the Plan and Resolution to the Board outlining the Fire Mitigation Program and
50 Plan and the District's compliance. Chief Abbott noted the District remains upside down in
51 the Program and for that reason, the District will continue to utilize the "pay back" option.
52 On a motion by Hoffman, which was seconded by Vice President Van Doorn, the Board
53 unanimously approved Resolution 2020-09 with the following roll call votes: **Ayes:** Directors
54 Hoffman, Munson and Van Doorn; **Noes:** None; **Absent:** Directors Harris and Luevano.

55 11. **REVIEW AND APPROVE FIXED CHARGE SPECIAL ASSESSMENT FOR WEED ABATEMENT — FM**
56 **FIERI AND CHIEF ABBOTT:** FM Fieri presented the Fixed Charge Special Assessment for Weed
57 Abatement to the Board for the second reading. The costs for the abatement was \$4600.00,
58 with administrative costs of \$887.00, totaling \$5487.00. The owner has received all the

59 required notices both prior to the forced abatement and after the abatement, including a
60 notice after the last meeting. Notice of the Fixed Charge Assessment was posted as required
61 on June 10, 2020. The owner has until July 31, 2020 to pay the amounts due. Thereafter, it
62 will be submitted to the County for addition to the owner's property taxes. On a motion by
63 Director Hoffman, seconded by Vice President Van Doorn, the motion to approve
64 submission of the fixed charge assessment to the County passed unanimously.

65 **12. REVIEW AND APPROVE RESOLUTION 2020-08 ACCEPTING THE REPORT ON STATE**
66 **MANDATED INSPECTIONS – CHIEF ABBOTT:** FM Fieri reported on the status of the mandated
67 inspections, noting there were 15 educational facilities and 132 congregate residential
68 facilities, all of which 100% of initial inspection were inspected Fiscal Year 2019/2020.
69 However, due to the COVID pandemic shut down, there are 58% of the R occupancies are
70 completed at this time. The District is currently working toward completing the re-inspections
71 of the R occupancies in order to fulfill its inspection and reporting obligations in accordance
72 with SB 1205. On a motion by Director Hoffman, seconded by Vice President Van Doorn,
73 the motion to approve the report and Resolution 2020-08 passed unanimously.

74 **DISCUSSION AGENDA**

76 **13. PRESENTATION AND DISCUSSION ON DISCLOSURE RESPONSIBILITIES UNDER FEDERAL**
77 **SECURITIES LAW – CHIEF ABBOTT AND STRADLING, YOCCA, CARLSON & RAUTH PRESENTERS:**
78 Chief Abbott introduced the presenters who gave a lengthy presentation on the disclosure
79 responsibilities under Federal Securities laws. The presenter outlined the initial, continuing
80 and annual reporting requirements, as well as the annual educational requirements. The
81 Board suggested making the training part of the Board orientation.

82 **14. DISCUSSION ON RECOMMENDATIONS FROM CSUSM PROGRAM ON REVENUE**
83 **ENHANCEMENTS – CHIEF ABBOTT:** Chief Abbott presented the lengthy study from the CSUSM
84 Senior Experience Program, which offered suggestions for revenue recovery in the wake of
85 the failure of Proposition 'A.' He noted the District is searching ways to address the
86 District's deferred facility maintenance challenges, as 4 of the 5 fire stations are
87 reaching the end of their useful life. Chief Abbott is seeking direction from the Board

88 so Staff may utilize these recommendations and more fully develop, with consultant's
89 assistance, a financial model that will serve as the foundation for a facilities
90 replacement plan. Thereafter, the Board would then be presented with
91 implementation plans as those options are more fully developed and tailored to the
92 District's circumstances. Chief Abbott noted the District already had implemented
93 some of the cost recovery measures outlined in the report, although some could be
94 expanded. After a lengthy discussion, the Board requested that pursuant to the
95 discussions, Chief Abbott bring back a plan for implementation of the
96 recommendations at the next Board meeting.

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98 **STANDING DISCUSSION ITEMS:**

99 ● **LEGAL COUNSEL REPORT:** Counsel James presented his report "Families First
100 Coronavirus Response Act – Part 2." Brief discussion ensued, with Counsel James noting
101 the categories of leave and circumstances that apply. This is informational only, no action
102 required.

103 ● **WRITTEN COMMUNICATIONS:** No discussion regarding the items. Informational
104 only, no action required.

105 ● **BOARD RECOGNITION PROGRAM**

106 ● **NEWS ARTICLES:** No discussion regarding articles. This is informational only, no
107 action required.

108 ● **COMMENTS:**

109 ● **STAFF REPORTS/UPDATES:**

110 ● **STEPHEN ABBOTT, FIRE CHIEF/CEO:** Chief Abbott noted that with the implementation
111 of the COVID shut down orders again, staff in Admin are at reduced hours, working some in
112 office, some from home. Chief Abbott informed the Board there was a recent agreement
113 between San Diego Fire Authority and Riverside for mutual aid. Chief Abbott gave an
114 overview of COVID and its effects on the District staff. Vice President Van Doorn requested
115 an updated on how COVID is affecting call status at the next Board meeting. Informational
116 only, no further action required.

117 ● **CHIEF OFFICERS AND OTHER STAFF: HR/FS JUUL:** HR/FS Juul informed the Board of
118 the GEMT audit status and its effect on the District. **D/C MAHR:** D/C Mahr informed the
119 Board that the District has been participating in COVID testing, along with the County and
120 Fallbrook Regional Health District. Because of the active participation, Fallbrook has one of
121 the highest number of tests taken at test sites in the County. **FM FIERI:** FM Fieri noted the
122 Bureau has been limiting its contact hours to half days on Tuesday and Thursday. Other
123 days, Staff is in the field performing inspections. **A/C DECAMP:** A/C DeCamp noted he is
124 winding down the Volunteer program. In addition, he is working on bringing the Policy &
125 Procedure project to a close. He is also actively involved in a project will increase the
126 number of fire cameras availability. This will provide real-time information to fire managers,
127 allowing them to respond more rapidly and appropriately.

- 128 ● **BOARD:** No comments.
- 129 ● **BARGAINING GROUPS:** No comments.
- 130 ● **PUBLIC COMMENT:** No comments.

132 **CLOSED SESSION**

133 At 5:50 p.m., Vice President Van Doorn inquired whether there was a motion to adjourn to
134 Closed Session. There being no objection, Vice President Van Doorn read the items to be
135 discussed in Closed Session and the Open Session was closed. A short break ensued after
136 the reading of the Closed Session Items. At 6:00 p.m., and the Board entered Closed
137 Session to hear:

138 CS-1. **ANNOUNCEMENT — VICE PRESIDENT VAN DOORN:** An announcement regarding the items
139 to be discussed in Closed Session will be made prior to the commencement of Closed
140 Session.

141 CS-2. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — MANAGEMENT**
142 **GROUP NEGOTIATIONS – CHIEF ABBOTT:**

143 NCFPD MANAGEMENT GROUP **DISTRICT NEGOTIATORS:** CHIEF ABBOTT, DISTRICT COUNSEL
144 JAMES

145 CS-3. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — NON-SAFETY
146 GROUP NEGOTIATIONS – CHIEF ABBOTT:
147 FFA NON-SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT
148 COUNSEL JAMES
149 CS-4. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — SAFETY
150 GROUP NEGOTIATIONS – CHIEF ABBOTT:
151 FFA SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL
152 JAMES
153 CS-5. CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE § 54956.8 —
154 DFC MAROVICH AND CHIEF ABBOTT:
155 PROPERTY LOCATION: 4157 Olive Hill Road, Fallbrook, CA 92028;
156 PARTIES: North County Fire Protection District (Seller);
157 UNDER NEGOTIATION: Terms of Purchase;
158 DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James
159 CS-6. CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION — GOVERNMENT CODE §
160 54956.9 — CHIEF ABBOTT: Initiation of litigation pursuant to paragraph (4) of subdivision (d)
161 of Government Code § 54956.9 – one case.
162 CS-7. **REPORT FROM CLOSED SESSION — VICE PRESIDENT VAN DOORN**
163 ● REOPENING OPEN SESSION:
164 On a motion by Director Hoffman, which was seconded by Director Munson and which
165 passed unanimously, the Board returned to Open Session at 6:55 p.m. and the following
166 items were reported out to the public:
167 CS-2. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — MANAGEMENT
168 GROUP NEGOTIATIONS – CHIEF ABBOTT: No reportable action.
169 CS-3. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — NON-SAFETY
170 GROUP NEGOTIATIONS – CHIEF ABBOTT: No reportable action.
171 CS-4. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — SAFETY
172 GROUP NEGOTIATIONS – CHIEF ABBOTT: No reportable action.

173 CS-5. CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE § 54956.8 —
174 DFC MAROVICH AND CHIEF ABBOTT: No reportable action.

175 CS-6. CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION — GOVERNMENT CODE
176 § 54956.9 — CHIEF ABBOTT: No reportable action.

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178 **ADJOURNMENT**

179 A motion was made at 7:00 p.m. by Director Hoffman and seconded by Vice President Van
180 Doorn to adjourn the meeting and reconvene on August 25, 2020, at 4:00 p.m. The motion
181 carried unanimously.

182 Respectfully submitted,

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185 Loren Stephen-Porter

186 Board Secretary

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188 Minutes approved at the Board of Director's Meeting on: August 25, 2020

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