

1 **August 25, 2020**

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

4 President Luevano 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, Luevano, Munson and Van Doorn.

9 **Late:** Director Harris (after initiation of Closed Session).

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/Cs  
12 Krumwiede, F/M Fieri and members of the public and Association.

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14 **PUBLIC ACTIVITIES AGENDA**

15 1. **PUBLIC COMMENT:** President Luevano addressed the audience and inquired whether  
16 there were any public comments regarding items not on the Agenda. There being no  
17 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 JULY 2020**

22 3. **REVIEW AND ACCEPT FINANCIAL REPORT FOR JULY 2020**

23 4. **REVIEW AND ACCEPT POLICIES & PROCEDURES**

24 President Luevano inquired whether there were any questions on Consent Items 2-4. There  
25 being no discussion, President Luevano asked for a motion to approve the Consent Agenda.  
26 On a motion by Director Hoffman, seconded by Vice President Van Doorn the motion to  
27 approve the Consent Agenda as presented passed unanimously.

30 **ACTION ITEMS:**

31 1. **PUBLIC HEARING DATE AND TIME CERTAIN, AUGUST 25, 2020, AT 4:15 P.M. TO REVIEW**  
32 **AND RATIFY DISTRICT COUNSEL'S RECOMMENDATIONS, MAKING DETERMINATION THAT**  
33 **"AMENDMENTS TO THE CODE ARE NECESSARY" AND APPROVING RESOLUTION 2020-10**

34 **AMENDING THE CODE — CHIEF ABBOTT AND B/S STEPHEN-PORTER:** B/S Stephen-Porter  
35 presented the Conflict of Interest Code to the Board for review and approval, noting that  
36 there were several suggested changes to the Code, which have been reviewed and  
37 approved by District Counsel. The changes involved the following updates: [1] renumbering  
38 of columns from Roman to Numeric, [2] adding the position of Finance Manager, [3] revising  
39 reporting categories for the Board Secretary, HR/Finance Specialist and Mechanic  
40 Supervisor and [4] revision of statement regarding where the original 700 Form submissions  
41 may be retained. On a motion by Director Hoffman, seconded by Vice President Van Doorn,  
42 the motion determining that amendments to the Code are necessary, to ratify the  
43 recommendations and to approve Resolution 2020-10 with necessary amendments to the  
44 Code as presented, passed unanimously.

45 5. **REVIEW AND APPROVE ALTERNATIVE REVENUE IMPLEMENTATION PLAN — CHIEF ABBOTT:**

46 Chief Abbott presented his implementation plan for various means of cost recovery as  
47 discussed at the July Board meeting. He noted the various items that could be  
48 implemented by approval of the Plan, while other require further approval after  
49 hearing. Chief Abbott estimated that under the Plan presented, programs may  
50 recover between \$300-500,000 in ongoing recovery revenue. In-depth discussion  
51 ensued regarding what other jurisdictions are doing, how to best implement some of  
52 the recovery measures and the phase-in rate. There are a number of items that  
53 required hearings, including the ambulance rates and fire prevention fees. It would  
54 require the hearings to be set at the September meeting with the hearings at the  
55 October meeting. It was suggested that if it could be accomplished by the end of the  
56 year, then implementation of the fire fees could be immediate. Ambulance fees would  
57 be phased in with two-thirds implementation by the end of the year and the remainder  
58 to be accomplished by no later than October of 2021, with modification to be made

59 by the Board depending upon the hearing cycle. On a motion by Director Hoffman,  
60 seconded by Vice President Van Doorn, the motion to support set the necessary hearings  
61 at the September meeting for the hearing at the October meeting, with the implementation  
62 as discussed or amended at hearing passed unanimously.

## 63 **DISCUSSION AGENDA**

64 6. There were no Discussion Agenda Items for the August 25, 2020, Board Meeting.

### 65 **STANDING DISCUSSION ITEMS:**

67 ● **LEGAL COUNSEL REPORT:** Counsel James presented his report “The CCPA’s  
68 Impact on Public Agencies.” Brief discussion ensued with it being noted that the District  
69 needs to protect itself from these types of problems by requiring appropriate insurance and  
70 indemnity clauses in its contracts. This is informational only, no action required at this time..

71 ● **WRITTEN COMMUNICATIONS:** Brief discussion ensued regarding the items,  
72 Informational only, no action required.

73 ● **BOARD RECOGNITION PROGRAM**

74 ● **NEWS ARTICLES:** Brief discussion ensued regarding articles with Vice President  
75 Van Doorn noted the Village News article was outstanding. This is informational only, no  
76 action required.

77 ● **COMMENTS:**

78 ● **STAFF REPORTS/UPDATES:**

79 ● **STEPHEN ABBOTT, FIRE CHIEF/CEO:** Chief Abbott updated the Board on the overhead  
80 sharing discussions, noting that the District counterparts have decided to hold off on  
81 determinations until after the November elections. Chief Abbott reported that the Dispatch  
82 UAL was 40% of expected. He noted that MSO Murphy has been working with the Health  
83 Care District on COVID testing, with three test dates this month. He informed the Board our  
84 test sites are the most active in the County. Chief Abbott noted the District will be working  
85 on a Request for Proposal for new living quarters for Station 3 with dedicated funds for  
86 Rainbow. Chief Abbott updated the Board on the election, noting that of the three open  
87 seats, only one is contested with two candidates. Chief Abbott updated the Board on the

88 LAFCO work on reorganizing CA 135, including the County Fire Authority into a dependent  
89 fire district. Our District still has not heard from LAFCO regarding the pending Municipal  
90 Service Review. Chief Abbott updated the Board on the predictive fire outlook. He also  
91 updated the Board on other changes in fire agreements and Trump action on fire funding in  
92 California. Chief Abbott thanked the Staff for all their extra work during the busy fire season.  
93 Informational only, no further action required.

94 ● **CHIEF OFFICERS AND OTHER STAFF: DFC MAROVICH:** DFC Marovich informed the  
95 Board that the final budget will be presented next month. Ms. Juul, who assumes the  
96 Finance Manager position at the end of the month will be making the presentation, while he  
97 shadows her until his retirement. **D/C MAHR:** D/C Mahr noted that the call volume that had  
98 been down during the initial stages of COVID, has returned to normal. No staff are out at  
99 this time with COVID, after the initial ten and Staff are maintaining COVID guidelines  
100 throughout the District. D/C Mahr updated the Board on staffing out on fires. **D/C**  
101 **MCREYNOLDS:** D/C McReynolds informed the Board the District will be hosting a North Zone  
102 drill in Bonsall for a Technical Rescue Rope Drill and invited the Board to attend. There will  
103 be testing for FF/PM in the first week of September. D/C McReynolds informed the Board  
104 B/C MacMillan will assume more training responsibilities as he assumes more Human  
105 Resources responsibilities. **FM Fieri:** FM Fieri updated the Board on the outstanding  
106 inspections, noting a re-inspection rate of 78%. He opined the District should be caught up  
107 by the September meeting. **B/S STEPHEN-PORTER:** B/S Stephen-Porter thanked Counsel  
108 James for the assistance on the Conflict of Interest Code and will work with him and Chief  
109 McReynolds on the CCPA as necessary.

110 ● **BOARD: PRESIDENT LUEVANO:** President Luevano thanked FM Fieri and staff for their  
111 work on the weed abatement and inspection issues. He also thanked everyone for their  
112 prayers during his recent procedure. **VICE PRESIDENT VAN DOORN:** Vice President Van  
113 Doorn noted he was looking forward to the fund raiser and hill climb by the Association. He  
114 inquired whether the District was looking at intersection and railing control on two areas  
115 where recent accidents had occurred. Brief discussion ensued.

116 ● **BARGAINING GROUPS:** No comments.

117 ● **PUBLIC COMMENT:** No comments.

## 118 **CLOSED SESSION**

119 ● **OPENING CLOSED SESSION:**

120 At 5:17 p.m., President Luevano inquired whether there was a motion to adjourn to Closed  
121 Session. There being no objection, President Luevano read the items to be discussed in  
122 Closed Session and the Open Session was closed. A short break ensued after the reading  
123 of the Closed Session Items. At 5:25 p.m., and the Board entered Closed Session to hear:

124 CS-1. **ANNOUNCEMENT —PRESIDENT LUEVANO:** *An announcement regarding the items to be*  
125 *discussed in Closed Session will be made prior to the commencement of Closed Session.*

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

128 NCFPD MANAGEMENT GROUP DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT  
129 COUNSEL JAMES, SPECIAL COUNSEL ROGERS

130 CS-3. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — NON-SAFETY**  
131 **GROUP NEGOTIATIONS – CHIEF ABBOTT:**

132 FFA NON-SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT  
133 COUNSEL JAMES, SPECIAL COUNSEL ROGERS

134 CS-4. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — SAFETY GROUP**  
135 **NEGOTIATIONS – CHIEF ABBOTT:**

136 FFA SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT  
137 COUNSEL JAMES, SPECIAL COUNSEL ROGERS

138 CS-5. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE**  
139 **§ 54956.8 — DFC MAROVICH AND CHIEF ABBOTT:**

140 PROPERTY LOCATION: 4157 Olive Hill Road, Fallbrook, CA 92028;

141 PARTIES: North County Fire Protection District (Seller);

142 UNDER NEGOTIATION: Terms of Purchase;

143 DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James

144 CS-6. **REPORT FROM CLOSED SESSION — PRESIDENT LUEVANO**

145 ● **REOPENING OPEN SESSION:**

146 On a motion by Director Harris, which was seconded by Director Munson and which passed  
147 unanimously, the Board returned Open Session 6:55 p.m., the following items were reported  
148 out to the public:

149 CS-2. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — MANAGEMENT  
150 GROUP NEGOTIATIONS – CHIEF ABBOTT: No reportable action.

151 CS-3. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — NON-SAFETY  
152 GROUP NEGOTIATIONS – CHIEF ABBOTT: No reportable action.

153 CS-4. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — SAFETY GROUP  
154 NEGOTIATIONS – CHIEF ABBOTT: No reportable action.

155 CS-5. CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE  
156 § 54956.8 — DFC MAROVICH AND CHIEF ABBOTT: No reportable action.

## 158 ADJOURNMENT

159 A motion was made at 6:58 p.m. by Director Munson and seconded by Director Hoffman to  
160 adjourn the meeting and reconvene on September 22, 2020, at 4:00 p.m. The motion carried  
161 unanimously.

162 Respectfully submitted,

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165 Loren Stephen-Porter

166 Board Secretary

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168 Minutes approved at the Board of Director's Meeting on: September 22, 2020

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