August 28, 2018

REGULAR MEETING OF THE BOARD OF DIRECTORS OF
THE NORTH COUNTY FIRE PROTECTION DISTRICT

President Munson called the meeting to order at 5:00.

THE INVOCATION GIVEN BY DFC MAROVICH.

ALL RECITED THE PLEDGE OF ALLEGIANCE.

ROLL CALL:

Present: Directors Munson, Hoffman, Luevano and Munson.

Absent: Director Thuner.

Staff Present: Fire Chief/CEO Abbott, Attorney James and Board Secretary Stephen-Porter. In the audience were: DFC Marovich, D/C Mahr, B/Cs McReynolds and Wilson, FM Koch and members of the public and Association.

PUBLIC ACTIVITIES AGENDA

1. **Public Comment:** President Munson addressed the audience and inquired whether there were any public comments regarding items not on the Agenda. There being no comments, the Public Comment Section was closed.

2. **Civilian Recognition for Service To Community — Chief Abbott:** Chief Abbott introduced Dorothy Roth to accept the award for Mr. Vega, who joined Fire Safe Council as a volunteer, just after the 2002 Gavilan Fire. Mr. Vega has been very active in Fire Safe Council activities including organizing and working events that provide older residents in need of assistance and disabled veterans with maintenance to the defensible space around their homes. He has also applied for grant funding and has worked public events to educate the community and distribute preparedness information. The District presented Mr. Vega with a recognition award.

3. **Employee Badge Pinning — Chief Abbott:** Chief Abbott introduced Honorio Gomez and Grant Medica to the Board, both who have been hired as Single Role Paramedics. Introductions of family members were made. After swearing in by Chief
Abbott, both individuals were pinned. They were welcomed and congratulated by the Board and Staff.

4. **CONSIDERATION OF RECOGNITION PROGRAM AWARD MODIFICATIONS — CHIEF ABBOTT:**

Chief Abbott presented members with options for providing awardees with a tangible and memorable award as recommended by Directors Luevano and Harris. Chief Abbott presented members with options for providing awardees with a tangible and memorable award. He noted that prices will vary depending on the number of items purchased, inscriptions and size of the award. There was a recommendation from Staff to offer several selections, one including an engraved pen set, an engraved vacuum insulated stainless steel water bottle. Each would have the District name and/or custom logo. On a motion by Vice President Luevano, seconded by Director Harris, the motion to allow two options to awarded individuals passed unanimously.

**ACTION AGENDA**

**CONSENT ITEMS:**

5. **REVIEW AND ACCEPT REGULAR BOARD MEETING FOR JULY 2018**

6. **REVIEW AND ACCEPT FINANCIAL REPORT FOR JULY 2018**

7. **REVIEW AND ACCEPT POLICIES & PROCEDURES - NONE**

President Munson inquired whether there were any questions on Consent Items 5-7. There being no discussion, President Munson asked for a motion to approve the Consent Agenda. On a motion by Director Harris, seconded by Director Hoffman, the motion to approve the Consent Agenda Items as presented passed unanimously.

**ACTION ITEMS:**

8. **REVIEW AND APPROVE RESOLUTION 2018-17 APPROVING FILING OF GRANT AND AUTHORIZING INDIVIDUALS TO EXECUTE GRANT DOCUMENTS — CHIEF ABBOTT:**

The Chief Abbott informed the Board the District currently owns a Bauer Air Compressor System for filling of Self-Contained Breathing Apparatus that is over 28-years-old, which is well past its manufacturer recommended life span of 15 years. The total cost for the desired Bauer Air
Compressor System is $66,326 which includes tax, shipping and installation. There is an opportunity for the District to apply for the County’s Neighborhood Reinvestment Grant Program, for which there is no required cost share. There is an approximate cost of $2,000 to pay for any additional costs associated with licensing/permits as well as electrical station improvements. These costs can be borne from our existing Facilities Program line item.

On a motion by Director Harris, seconded by Vice President Luevano, the motion to approve Resolution 2018-17 and to apply for the NRG as presented passed unanimously.

9. **Review and Approve Resolution 2018-18 Approving Filing of Grant and Authorizing Individuals to Execute Grant Documents — Chief Abbott:** Chief Abbott informed the Board the District currently owns a Microwave Radio System that ties all of our facilities’ network communications together. This system is 10-years-old and at the end of its useful service life. Over the last several years the District has spent thousands of dollars to repair this system; however, our new bandwidth needs exceed the capabilities of this current System. The total cost to upgrade this system is $75,090, of which the District has already received a State Homeland Security Grant Program (SHSGP) award in the amount of $32,520. The District is seeking to obtain Neighborhood Reinvestment Grant Funds for the balance of this System replacement, in the amount of $42,570. On a motion by Director Hoffman, seconded by Vice President Luevano, the motion to approve Resolution 2018-18 and to apply for the NRG as presented passed unanimously.

10. **Set Public Hearing Date/Time Certain October 23, 2018 — For Adoption of Updated Fire Prevention Fees and Resolution/Ordinance (5:15 P.M.) and For Adoption of Updated Ambulance Fee Schedule and Resolution (5:25 P.M.) — FM Koch, D/C Mahr, and Chief Abbott:** Chief Abbott requested the Board set two public hearing, time and date certain for Fire Prevention and Ambulance Fees. Fire Prevention Fees are based upon actual costs incurred by the District. There may be increases to the Fire Prevention Fees based on the outcome of the ongoing negotiations and additional costs for particular fire prevention activities. Setting a public hearing to review and approve Ambulance Fees will ensure the District is recovering expenses to offset the cost of providing emergency medical and ambulance services. Documentation supporting the fee schedules for these two schedules will be presented at the October 23, 2018
meeting. On a motion by Director Harris, seconded by Director Hoffman, the motion to approve setting the public hearing dates and times certain as presented passed unanimously.

**Review and Ratify District Counsel’s Recommendation that the Code of Conflict Does Not Require Amendment and Make Determination that “Amendments to the Code Are Not Necessary”—Chief Abbott:** B/S Stephen-Porter presented the Biennial review of the District’s Code, which requires that the disclosures assigned to those positions accurately requires the disclosure of all investments, business positions, interests in real property and sources of income which may foreseeably be affected materially by the decisions made by those designated positions. Counsel James recommended that no changes were required to bring our Code into compliance with Government Code §87302 as our current Code is appropriate as adopted in Resolution 2017-11. Therefore, it is recommended the Board make a find that “no amendments to the Code are required.” On a motion by Vice President Luevano, seconded by Director Hoffman, the motion to make the finding that no amendment is required and to direct staff to file the required paperwork with the County passed unanimously.

**Discussion Agenda**

12. There were no Discussion Agenda Items for the August 28, 2018 meeting.

**Standing Discussion Items:**

- **Legal Counsel Report:** Counsel James presented his report “New California Law Has Immediate Impact On Public Works Projects, Part 1.” Brief discussion ensued. This is informational only, no action required.

- **Written Communications:** Brief discussion ensued regarding the items, informational only, no action required.

- **Board Recognition Program:** See Item #4.

- **News Articles:** Brief discussion ensued regarding articles. This is informational only, no action required.
COMMENTS:

STAFF REPORTS/UPDATES:

STEVEN ABBOTT, FIRE CHIEF/CEO: Chief Abbott informed the Board happenings around the District and briefly discussed movement on the negotiation, which will be discussed in depth in Closed Session. He noted the 9/11 events that will be held at the District and invited Board participation. Informational only, no further action required.

CHIEF OFFICERS AND OTHER STAFF: CHIEF MAHR: Chief Mahr discussed developing a District recognition program and challenge coin for citizens who intervene in emergencies, noting several recent events that would qualify for such a program. B/C McREYNOLDS: B/C McReynolds invited Board members to the September 22nd active shooter training at Bonsall.

BOARD: DIRECTOR HARRIS: Director Harris informed the Board of happenings in the Bonsall area, including the next Sundowner and Fall Festival in October. DIRECTOR HOFFMAN: Director Hoffman informed the Board that the owner of River Village had passed away suddenly. DIRECTOR MUNSON: Director Munson informed the Board that three individuals were running for the Board in November. In addition, he noted an event at Station 4 that he witnessed wherein the Staff acted with great alacrity and professionalism.

BARGAINING GROUPS: No comments.

PUBLIC COMMENT: No comments.

CLOSED SESSION

OPENING CLOSED SESSION:

At 6:55 p.m., President Munson inquired whether there was a motion to adjourn to Closed Session. On a motion to adjourn to Closed Session by Director Hoffman, seconded by Director Harris, President Munson read the items to be discussed in Closed Session and the Open Session was closed. A short break ensued after the reading of the Closed Session Items. At 7:00 p.m., and the Board entered Closed Session to hear:

CS-1. ANNOUNCEMENT — PRESIDENT MUNSON: An announcement regarding the items to be discussed in Closed Session will be made prior to the commencement of Closed Session.
CS-2. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 —**

**MANAGEMENT GROUP NEGOTIATIONS – CHIEF ABBOTT:**

NCFPD MANAGEMENT GROUP

DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES

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

FFA NON-SAFETY GROUP NEGOTIATORS

DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES

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

FFA SAFETY GROUP NEGOTIATORS

DISTRICT NEGOTIATORS: CHIEF ABBOTT, DISTRICT COUNSEL JAMES

CS-5. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — UNREPRESENTED INDIVIDUALS — CHIEF ABBOTT:**

EXECUTIVE ASSISTANT/BOARD SECRETARY AND FIRE MARSHAL

DISTRICT NEGOTIATORS:

CHIEF ABBOTT, DISTRICT COUNSEL JAMES

CS-6. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE § 54956.8 — CHIEF ABBOTT:**

PROPERTY LOCATION: 4157 Olive Hill Road – Station 3, Fallbrook, CA 92028;

PARTIES: North County Fire Protection District (Seller);

UNDER NEGOTIATION: Terms of Sale;

DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James

CS-7. **CONFERENCE WITH DISTRICT COUNSEL REGARDING PENDING LITIGATION — GOVERNMENT CODE § 54956.9 (d)(4) — DISTRICT COUNSEL JAMES:**

TO BE DISCUSSED: Whether or not a basis exists for anticipated litigation.

DISTRICT COUNSEL: District Counsel James

CS-8. **REPORT FROM CLOSED SESSION — PRESIDENT MUNSON**
● **REOPENING OPEN SESSION:**

On a motion by Director Hoffman, which was seconded by Director Harris and which passed unanimously, the Board returned Open Session at 7:20 p.m., the following items were reported out to the public:

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

NCFPD MANAGEMENT GROUP

**DISTRICT NEGOTIATORS:** CHIEF ABBOTT, DISTRICT COUNSEL JAMES

No reportable action.

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

FFA NON-SAFETY GROUP NEGOTIATORS

**DISTRICT NEGOTIATORS:** CHIEF ABBOTT, DISTRICT COUNSEL JAMES

No reportable action.

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

FFA SAFETY GROUP NEGOTIATORS

**DISTRICT NEGOTIATORS:** CHIEF ABBOTT, DISTRICT COUNSEL JAMES

No reportable action.

CS-5. **CONFERENCE WITH LABOR NEGOTIATOR — GOVERNMENT CODE § 54957.6 — UNREPRESENTED INDIVIDUALS — CHIEF ABBOTT:**

EXECUTIVE ASSISTANT/BOARD SECRETARY AND FIRE MARSHAL

**DISTRICT NEGOTIATORS:**

CHIEF ABBOTT, DISTRICT COUNSEL JAMES

No reportable action.

CS-6. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE § 54956.8 — CHIEF ABBOTT:**

PROPERTY LOCATION: 4157 Olive Hill Road – Station 3, Fallbrook, CA 92028;

PARTIES: North County Fire Protection District (Seller);
UNDER NEGOTIATION: Terms of Sale;

DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James

No reportable action.

CS-7. CONFERENCE WITH DISTRICT COUNSEL REGARDING PENDING LITIGATION—

GOVERNMENT CODE § 54956.9 (D)(4) — DISTRICT COUNSEL JAMES:

TO BE DISCUSSED: Whether or not a basis exists for anticipated litigation.

DISTRICT COUNSEL: District Counsel James

No reportable action.

ADJOURNMENT

A motion was made at 7:25 p.m. Director Harris and seconded by Vice President Luevano to adjourn the meeting and reconvene on October 23, 2018, at 17:00. The motion carried unanimously.

Respectfully submitted,

Loren Stephen-Porter
Board Secretary

Minutes approved at the Board of Director’s Meeting on: September 25, 2018