
**MORAGA-ORINDA FIRE DISTRICT
BOARD OF DIRECTORS
REGULAR BOARD MEETING MINUTES**

May 18, 2011

(Approved June 15, 2011)

1. Opening Ceremonies

The Board of Directors convened in Open Session at 7:00 P.M. on May 18, 2011, at the Moraga-Orinda Fire Administration Building, 1280 Moraga Way, Moraga, California. President Wyro called the meeting to order and led the Pledge of Allegiance. Present were the following Directors and Staff:

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| President Wyro | Randall Bradley, Fire Chief | Darrel Lee, Division Chief |
| Director Olsen | Steve Meyers, District Counsel | Mike Mentink, Fire Marshal |
| Director Sperling | Sue Casey, Administrative Services Director | Matt O'Brien, Fire Captain |
| Director Weil – absent | Grace Santos, Administrative Secretary | |
| Director Mancinelli – absent | Stephen Healy, Division Chief | |

2. Public Comment

There were no comments from the public.

3. Consent Agenda

Directors Sperling and Olsen asked to pull Item 3.1 – Board Meeting Minutes of April 20, 2011, Item 3.2 – Monthly/Annual Incident Summary, and Item 3.5 – Quarterly Treasurer's Report.

It was M/S/C by a vote of 3-0 (Yes: Olsen, Sperling, Wyro; Absent: Mancinelli, Weil) to approve Item 3.3 – Monthly Financial Reports, and Item 3.4 – Quarterly Ambulance Billing Report.

In Item 3.1 – Board Meeting Minutes of April 20, 2011, Director Olsen requested to add the phrase “as it did for the Station 42 and 44 Projects” on page 2, Item 8.1, fourth paragraph, second line, after “facilities committee”. He also asked that on page 3, first paragraph, the words “any enterprise” be replaced with “non-profit organizations”. Staff also presented the Board an amended set of minutes, which included comments made by a Jonathan Goodwin, to review and approve.

It was M/S/C by a vote of 3-0 (Yes: Olsen, Sperling, Wyro; Absent: Mancinelli, Weil) to approve Item 3.1 – Board Meeting Minutes, as amended both by Director Olsen and Staff's additions with Jonathan Goodwin's comments.

In Item 3.2 – Monthly/Annual Incident Summary report, Director Sperling asked what Overall Times were and how they were calculated. Chief Bradley stated that it automatically calculates an average per station and aggregate average of all the times. The Board instructed Staff to include a footnote at the bottom of the Monthly/Annual Incident Summary report to explain what Overall Times mean, and to clarify the wording in the Time Summaries footnote. President Wyro also pointed out a typo on the report, which Staff agreed to correct.

It was M/S/C by a vote of 3-0 (Yes: Olsen, Sperling, Wyro; Absent: Mancinelli, Weil) to receive and file Item 3.2 – Monthly/Annual Incident Summary.

In Item 3.5 – Quarterly Treasurer's Report, Director Olsen asked Staff to correct the Local Agency Investment Fund (LAIF) Interest Rate for 3/31/2011 to read 0.51% instead of 51.00%.

It was M/S/C by a vote of 3-0 (Yes: Olsen, Sperling, Wyro; Absent: Mancinelli, Weil) to receive and file Item 3.5 – Quarterly Treasurer's Report.

4.1 Public Hearing on Exterior Hazard Control Notices (Weed Abatement)

On April 15, 2011, the District mailed approximately 4,000 notices to the owners of properties located within the District. Ordinance 10-04 requires the Board to conduct a public hearing after the notices are

sent and prior to the compliance date for the purpose of receiving comments as to why the order should not be enforced.

President Wyro opened up the public hearing and asked if there were members of the public who wished to speak on weed abatement. After no comment from the public, President Wyro closed the public hearing.

4.2 Self-Contained Breathing Apparatus (SCBA) Presentation

The District recently purchased new Self-Contained Breathing Apparatus (SCBAs). Captain-Paramedic Matt O'Brien is the District's Manager for the SCBA Program and was responsible for the evaluation, recommendation and purchase of the District's new SCBAs. The replacement of SCBAs was approved by the Board as a Special Revenue purchase through the budget approval process. Captain O'Brien provided a presentation to the Board on the selected SCBAs and the selection process.

The Board and Chief Bradley thanked Captain O'Brien for his great presentation.

5.1 Finance Committee

Chief Bradley stated that the Finance Committee met on May 10, 2011, when Staff submitted a Draft Preliminary Budget to the Committee for their review. The Committee provided Staff with some recommendations, which Staff continues to work on. Chief Bradley stated that he felt the District would have a balanced budget.

A Special Work Session is scheduled for June 7, 2011, at 6:30 pm, for Staff and the Board to discuss the Draft Preliminary Budget. President Wyro asked that Staff provide the Board with the final Draft Preliminary Budget as soon as possible after the next Finance Committee meeting on May 31, 2011.

Director Olsen asked District Counsel Meyers if he could sit in the audience and ask questions during the next Finance Committee Meeting on May 31, 2011. District Counsel Meyers stated that he could.

5.2.1 CCCERA Depooling Ad Hoc Committee

Director Olsen asked District Counsel Meyers if he and Director Weil discussed inviting CCCERA's Special Counsel to a meeting with the Board. District Counsel Meyers stated that they have not discussed it yet. Directors Olsen and Sperling would like to bring closure to the issue and think it would be a good idea to have the meeting.

5.2.2 Tri-Agency Ad Hoc Committee

President Wyro and Director Sperling stated that the Tri-Agency Ad Hoc Committee's work was complete and no longer needed.

Chief Bradley reported that he spoke to Lou Ann Texeira from LAFCO and was advised to report out on the Tri-Agency meetings before September. Orinda City Manager Janet Keeter asked Chief Bradley to wait to report out to LAFCO until after their Counsel has been briefed by their representative. Ms. Texeira was in no hurry to receive the report, and believed that the Commission is in no hurry to as well.

6.1 Brief information only reports related to meetings attended by a Director at District expense

There was nothing to report.

6.2 Questions and informational comments from Board members and Staff.

Chief Bradley reported that the City of Orinda was interested in leasing or selling space in City Hall to the District. Orinda City Manager Janet Keeter got approval from the City Council to negotiate, and is currently working with their Bond Counsel to find out under what terms they can sell part of City Hall to the District. No formal discussions have taken place at this time.

Chief Bradley stated that the next Regular Board meeting, scheduled for June 15, 2011, will be in the Sarge Littlehale Community Room, located at 22 Orinda Way, Orinda. It has been moved to accommodate the MOFD Badge Pinning Ceremony, which begins at 6:30pm.

Director Olsen reported that Chief Bradley and Chief Healy are both tracking the AB210 Bill through the Fire Chiefs Association and the Special District. It is a piece of legislation that may take away the 201 Rights and substitute it with other Rights. It is opposed by the Southern California Section of the EMS

Chiefs, and supported by the California Professional Firefighters. The original legislation was written by stakeholders, and the California Fire Chiefs Association is one of those stakeholders. The intent was not to do away with, but to clarify the 201 Rights. In describing the Bill, they said they were going to eliminate the 201 section, which created a lot of concern from transporting agencies within the fire service. Two webinars will be schedule for stakeholders to get together and draft appropriate language to meet the fire service needs. Transporting agencies want to ensure that they are more vocal and that they participate in current discussions on the 201 Rights.

Director Olsen reported that the Contra Costa Special Districts Association is very excited about an initiative by California Forward, who advocates "smart government". They are advocating to change the LAFCO laws to make consolidations and reorganizations much simpler. The plan is to close one firehouse, switch everyone over to Cal Fire, work 72-hour weeks, and get paid at the Cal Fire scale. Director Olsen will be attending a presentation by California Forward before the San Francisco Planning and Urban Research Association (SPUR) on May 27, 2011, after which he will report back to the Board. Chief Bradley stated that California Forward recommended to give cities and counties full authority over determining the Prop 13 1% tax and take that away from LAFCO, which will leave special districts at the whim of cities and counties for redistribution, which is legal under Prop 13. The lobbyist for Special Districts, California Fire Chiefs and Special Fire Districts Associations, will keep the District informed on this issue.

Director Olsen reported that the Fire Rescue Med Conference was on May 9-13, 2011, in Las Vegas. Mike Metro, Deputy Fire Chief for LA County, gave a presentation and talked about private ambulance companies taking over fire department ambulance services and the big push for privatization of fire service. This is an issue to stay on top of.

Director Sperling reported on his tour of the 4th bore of the Caldecott Tunnel. The tour provided insight on MOFD's role in providing emergency support during the tunneling project. Director Sperling highly recommended that the other Directors take the tour.

Director Sperling asked for clarification of the overall facilities enhancement program and asked about the status. Chief Bradley reported that he was still working on negotiating to bring back a final offer on the office building. Meyers Nave suggested revising the procurement procedures before building Station 43 and Staff is in the process of putting out an RFQ to select a project manager. Before the Board approves the project manager selection, they should approve the procurement ordinance.

7 Adjournment

At 8:08 P.M., President Wyro called for adjournment of the regular meeting.



Grace Santos
Secretary to the Board