



MORAGA-ORINDA FIRE DISTRICT BOARD OF DIRECTORS

AGENDA

June 15, 2011

6:00 P.M. – Closed Session

6:30 P.M. – Special Presentation

7:00 P.M. – Business Meeting

*** SARGE LITTLEHALE COMMUNITY ROOM ***
22 ORINDA WAY, ORINDA

1. OPENING CEREMONIES

- 1.1. Call the meeting to Order
- 1.2. Roll Call
- 1.3. Pledge of Allegiance

2. PUBLIC COMMENT

The public is invited to speak on any matter not appearing on the agenda including Closed Session, and within the subject matter jurisdiction of the District. Comments should be limited to three minutes. Please state your name and address for the record.

3. CLOSED SESSION

- 3.1. **Conference with Labor Negotiator**
(Government Code Section 54957.6)
Agency Designated Representative: Bill Avery
Employee Organization: Association of Federated Firefighters IAFF, Local 1230

4. RECONVENE THE MEETING

- 4.1. Call the meeting to Order

5. REPORT OF CLOSED SESSION ACTION

6. PUBLIC COMMENT

The public is invited to speak on any matter not appearing on the agenda and within the subject matter jurisdiction of the District. Comments should be limited to three minutes. Please state your name and address for the record.

7. CONSENT AGENDA

- 7.1. **Board Minutes**
Regular Board Meeting Minutes of May 18, 2011
- 7.2. **Monthly/Annual Incident Summary**
Staff Recommendation: Receive and File
- 7.3. **Monthly Financial Reports**
Staff Recommendation: Receive and File

8. SPECIAL PRESENTATION

- 8.1. New Captain Badge Pinning Ceremony – Mike Rattary
- 8.2. New Engineer Paramedic II Badge Pinning Ceremony – Jon Ford

9. REGULAR CALENDAR

- 9.1. **Board of Appeals Hearing – Fire Apparatus Access Requirement, 120 Moraga Road, Moraga**
Open Appeal Hearing as indicated in Section 108.1 of the California Fire Code, as adopted by Moraga-Orinda Fire District (MOFD) Fire Code Ordinance #10-04, for a modification of the road surface material required by California Fire Code Section 503.2.3 and as defined in MOFD Ordinance 10-04 Section 502.
Staff Recommendation: 1) Receive testimony; 2) Discuss; 3) Deliberate; 4) Maintain the requirements for fire apparatus access road as required in the Fire District Ordinance 10-04 by denying the appeal

- 9.2. **Preliminary General and Special Revenue Fund Budgets for Fiscal Year (FY) 2011/2012**
Staff will present information to the Board regarding the Preliminary General and Special Revenue Fund Budgets for Fiscal Year (FY) 2011/2012.
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve the Preliminary General and Special Revenue Fund Budget for Fiscal Year (FY) 2011/2012
- 9.3. **Resolution 11-06 Establishing the District's Annual Appropriations Limit for Fiscal Year 2011/2012**
Staff will present information to the Board regarding Resolution 11-06, establishing the District's annual appropriations limit for Fiscal Year 2011/2012.
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Adopt Resolution 11-06
- 9.4. **Resolution 11-07 Establishing the 2011/2012 Fire Flow Tax Rates for the Orinda and Moraga Fire Zones**
Staff will present information to the Board regarding Resolution 11-07 establishing the 2011/2012 Fire Flow Tax rates for the Orinda and Moraga Fire Zones.
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Adopt Resolution 11-07
- 9.5. **Second Reading of Ordinance 11-05, An Ordinance of the Moraga-Orinda Fire District Setting Forth Purchasing and Contracting Procedures and Authorities**
Staff will conduct a second reading and request that the Board adopt Ordinance 11-05, an Ordinance of the Moraga-Orinda Fire District setting forth purchasing and contracting procedures and authorities.
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Waive the Second Reading and Adopt Ordinance 11-05

10. COMMITTEE REPORTS

- 10.1. **Finance Committee** (*Directors Weil & Mancinelli*)
10.2. **Ad Hoc Committee Reports**
10.2.1. CCCERA Depooling Ad Hoc Committee (*Directors Weil & Olsen*)

11. ANNOUNCEMENTS

- 11.1. Brief information only reports related to meetings attended by a Director at District expense.
(Government Code Section 53232.3(d))
11.2. Questions and informational comments from Board members and Staff.

12. ADJOURNMENT

The Moraga-Orinda Fire Protection District ("District"), in complying with the Americans with Disabilities Act ("ADA"), requests individuals who require special accommodations to access, attend and/or participate in District Board meetings due to a disability, to please contact the District Chief's office, (925) 258-4599, at least one business day prior to the scheduled District Board meeting to ensure that we may assist you.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Moraga-Orinda Fire District to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspections at 33 Orinda Way during normal business hours.

I hereby certify that this agenda in its entirety was posted on June 10, 2011, at the Moraga and Orinda Fire Administration offices, Stations 41, 42, 43, 44, and 45. Agenda faxed to the Moraga Town Office (Hacienda) and Orinda City Hall.



Grace Santos, Secretary to the Board

**MORAGA-ORINDA FIRE DISTRICT
BOARD OF DIRECTORS
REGULAR BOARD MEETING MINUTES
May 18, 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:

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 adding 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 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 the system 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 explaining what Overall Times meant, and clarifying 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 65 new Self-Contained Breathing Apparatus (SCBAs) to replace the District's current supply, which were out of NFPA compliance and expired past their 15-year lifespan. 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 Fund 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 2011/12 Preliminary Budget to the Committee for 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 for fiscal year 2011/12.

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 no longer existed.

Chief Bradley reported that he spoke to Lou Ann Texeira from LAFCO, who advised him to report out on the Tri-Agency meetings before September. Orinda City Manager Janet Keeter asked Chief Bradley to wait until after the Orinda City Council is briefed by their representative before reporting out to LAFCO. Ms. Texeira is 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 received 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 reported that the next Regular Board meeting, scheduled for June 15, 2011, will take place in the Sarge Littlehale Community Room, located at 22 Orinda Way, Orinda. It will be moved to accommodate the MOFD Badge Pinning Ceremony, which begins at 6:30pm.

Director Olsen reported that Chief Bradley is tracking the AB210 Bill through the Fire Chiefs Association and the Special District Association reports. 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 fire agencies want to ensure that they participate in the process to ensure the fire service transporting rights are protected.

Director Olsen reported that the Contra Costa Special Districts Association is very concerned about an initiative proposed by California Forward, an organization who advocates "smart government". They are promoting a change in the LAFCO laws, which would make consolidations and reorganizations of special districts much simpler. 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 giving cities and counties full authority over the determination of the Prop 13 one percent (1%) tax allocation, taking it away from LAFCO. This will leave special districts at the whim of cities and counties for redistribution of these funds. 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 about private ambulance companies taking over fire department ambulance services and the big push for privatization of fire service. He suggested that the District stay on top of this issue.

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

7 Adjournment

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



Grace Santos
Secretary to the Board

Response Summary by Incident Type and Fire Station for May 2011

Totals represent the distinct count by Incident Numbers - There may be multiple apparatus from fire district stations responding other than the "First Due" apparatus based on the incident type. The average number of Apparatus that respond by Incident Type: Medical or Rescue 2 to 4 / Structure and Wildland Fires up to 5 / Alarms 2 to 4 / Other Types 1-3

Response Totals By Fire Station

	Fire Station 41	Fire Station 42	Fire Station 43	Fire Station 44	Fire Station 45	St. Not Ent.	Total
Total:	71	30	21	30	51	17	219

Response Totals By Incident Type

	Canceled	EMS - Rescue	False Alarm	Fire - Other	Haz. Cond.	Misc. Inc. Types	Public Service	Total
Total:	23	125	21	8	10	23	10	219

Median Response Times by Fire Station and Incident Type (From the time Eng / Amb was dispatched to at scene in shown in minutes(actual))

	Canceled	EMS - Rescue	False Alarm	Fire - Other	Haz. Cond.	Misc. Inc. Types	Public Service	Overall Times
Fire Station 41		4.52	8.53	4.88	6.28		4.29	4.70
Fire Station 42		5.86	7.64	3.30	5.17	1.68		5.78
Fire Station 43	8.68	7.33	7.68	4.52		7.68	3.13	7.32
Fire Station 44	8.40	6.27	5.20			6.38		6.17
Fire Station 45	4.74	5.81	7.58	5.31	8.53		3.40	5.70
St. Not Ent.						6.08		6.08
Overall Times	5.97	5.70	7.32	5.18	6.28	6.13	3.69	5.73

Median "Turnout" Times by Fire Station and Incident Type

("Turnout" is the time from when the incident is dispatched until the Engine / Ambulance begins response to the scene)

	Canceled	EMS - Rescue	False Alarm	Fire - Other	Haz. Cond.	Misc. Inc. Types	Public Service	Overall Times
Fire Station 41	1.32	1.47	2.35	1.08	0.55	0.05	1.97	1.55
Fire Station 42		1.30	2.30	0.87	1.38	0.08		1.30
Fire Station 43	1.88	1.50	1.58	2.58		1.98	1.68	1.67
Fire Station 44	2.05	1.65	1.53			1.10		1.60
Fire Station 45	1.19	1.70	1.67	1.67	1.62		1.43	1.62
St. Not Ent.						1.67		1.67
Overall Times	1.72	1.50	1.77	1.67	1.49	1.67	1.46	1.57

"St. Not Ent." = Incident Report has not been completed at time report was generated.

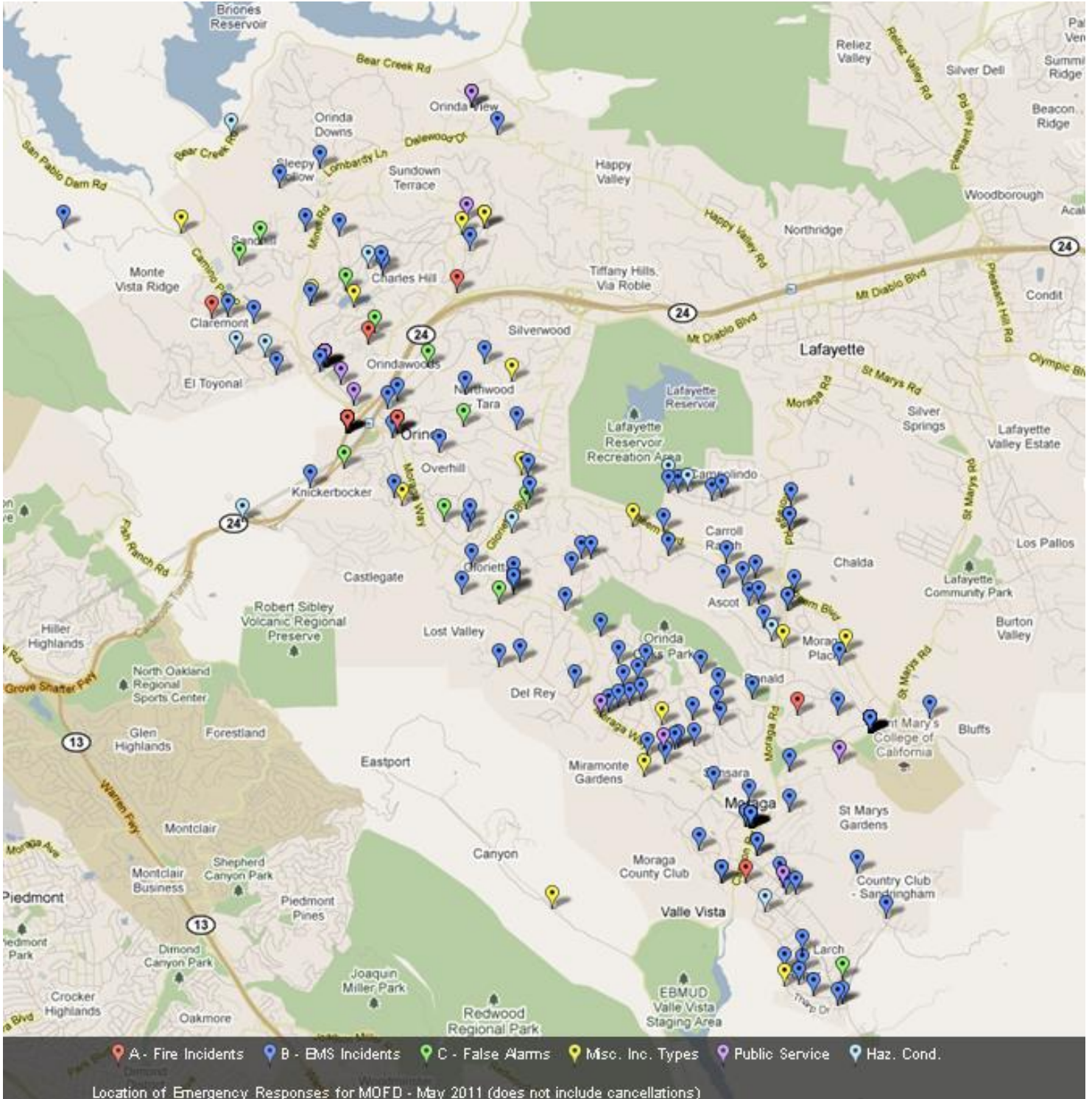
(Canceled Calls = Incidents canceled prior to arrival)

(Fire Other = Vehicle/Trash/Non-Structure/Misc. Category)

Times calculated in percentages of minutes, not minutes and seconds.

Map of MOFD Emergency Responses for May 2011

(Multiple emergency responses to the same location are represented by a single marker. (I.e. St Mary's, 1600 Canyon, 950 Country Club, 20 Irwin Way, Etc...))



(Does not include cancellations prior to arrival at scene)