
**MORAGA-ORINDA FIRE DISTRICT
BOARD OF DIRECTORS
REGULAR BOARD MEETING MINUTES
August 17, 2011
(Adopted October 19, 2011)**

1. Opening Ceremonies

The Board of Directors convened in Open Session at 7:00 P.M. on August 17, 2011, at the Orinda Community Center Founders Auditorium, 28 Orinda Way, Orinda, California. Director Weil called the meeting to order and led the Pledge of Allegiance. Present were the following Directors and Staff:

Director Mancinelli	Randall Bradley, Fire Chief	Steve Meyers, District Counsel
Director Olsen	Darrell Lee, Division Chief	Grace Santos, Administrative Secretary
Director Sperling	Stephen Healy, Division Chief	Sue Casey, Administrative Services Director
Director Weil	Matt O'Brien, Battalion Chief	
President Wyro (via Teleconference)		

2. Special Presentation

In appreciation of their years of service to the District, Staff presented a plaque to Steven Anaya, Kenneth Consiglio, Nancy Daniel and Michael Whitchurch.

3. Public Comment

Jonathan Goodwin, resident of Canyon, stated that there were comments made by a speaker at the last Board meeting. It made him question whether the District is reaching the community with valid information about what is really going on. He stated that there is a persistent campaign to discredit the District and its leadership. He suggested posting a message from the Chief on the District website so that the community gets a clear picture as to how his guidance is anchoring the District.

4. Consent Agenda

Director Olsen asked to pull Item 4.1 – Board Meeting Minutes of July 20, 2011.

It was M/S/C by a vote of 5-0 (Yes: Mancinelli, Olsen, Sperling, Weil, Wyro) to approve Items 4.2 through 4.5.

In Item 4.1 – Board Meeting Minutes of July 20, 2011, Director Olsen commented that he wanted to understand the response process for Item 8.5, 8.5 Contra Costa County (CCC) Civil Grand Jury Report No. 1105, Ethics and Transparency Issues in Contra Costa County. District Counsel Meyers stated that Administrative Services Director Casey is working on a draft response, which does not require Board approval. Chief Bradley stated that two issues were addressed in the response. The third issue to address is a nepotism policy, which will require a meet and confer with the labor group. Staff believes it should become a Board policy and will present it to the Board for approval. Staff did not see any need for Board action at this time.

The Board directed Staff to make corrections to the Board Meeting Minutes of July 20, 2011, and bring it back to the next regular Board meeting for their review and approval. Chief Bradley asked the Board to include "Formatting Styles for Board Meeting Minutes" as an item on the next agenda so that they could provide Staff guidance on reporting options.

5.1 Assembly Bill 210 – Emergency Medical Services

Fire Chief Sheldon Gilbert, Alameda County, provided a short history, overview and status of the legislation. Chief Gilbert informed the Board that a webinar, scheduled for August 18, 2011, would be open to anyone who would like to join in.

The Board thanked Chief Gilbert for his briefing on AB 210. They expressed their concerns about the potential impact on the District's ability to maintain its 201 Rights.

District Counsel Meyers stated that there would be great merit in seeking special recognition. MOFD must be very specific and identify the specific language that causes concerns to see if there are valid points. Chief

Bradley agreed with District Counsel and explained that the County recognizes MOFD as a 201 agency and he believes that AB210 will have limited, if any, impact on the District. He recommended that the District try not to influence the legislation, allow District Counsel Meyers to do an analysis on what MOFD's rights are and provide a legal opinion.

Director Olsen had concerns about specific language in the legislation and asked District Counsel Meyers to review it. Chief Gilbert suggested that Counsel review section B1, which addressed the changes due to annexation. District Counsel Meyers stated there was nothing the District could do to create something that does not currently exist.

5.2 Evaluate Administrative Office Space Options

Chief Bradley provided the Board with a presentation on updated administrative office options.

Each member of the Board expressed their individual comments and concerns about the administrative office space options. They directed Staff to research the answers to the following questions and provide further information at the next Board meeting:

- Further information on the Station 41 modular option
- Further information on the Station 45 first floor option
- Further information on the Orinda City Hall length term option
- Challenges to the District's cash flow
- Managing multiple projects at once
- Station 41 portable workout space option – research Town of Moraga regulations
- Address "Do Nothing" approach – provide breakdown of how much will be spent if this option is taken
- Schedule a Finance Committee meeting on September 1, 2011 – to review changes to the forecast

The Board agreed that it is important for them to reach a decision they can all support.

President Wyro asked Staff to research the answers to each Board member's question and provide the information at the next Board meeting. To allow Staff the time to do this, he instructed Chief Bradley to ask the sellers for a 30-day extension to the feasibility period, extending it through the end of September. He suggested that the District go forward and stay focused on the task – to decide how to deal with both Station 41 and the administrative space.

Because Director Mancinelli would not be present at the next regular Board Meeting to vote, it was agreed that by members of the Board to hold a special meeting on Tuesday, September 27, 2011.

5.3 Second Reading of Ordinance 11-06, Amending Ordinance 11-05, an Ordinance of the Moraga-Orinda Fire District Setting Forth Purchasing and Contracting Procedures and Authorities

President Wyro made a motion to waive the second reading and adopt Ordinance 11-06. Director Olsen seconded the motion. It was M/S/C by a roll-call vote of 4-0 (Yes: Mancinelli, Olsen, Sperling, Wyro; Absent from the room: Weil) to waive the second reading and adopt Ordinance 11-06, Amending Ordinance 11-05, And Ordinance of the Moraga-Orinda Fire District Setting Forth Purchasing and Contracting Procedures and Authorities.

5.4 Resolution 11-09 Lamorinda Wildfire Forum Commemorating 1991 Oakland Firestorm

After a brief discussion by Staff and the public, Director Wyro made a motion to adopt Resolution 11-09 – Lamorninda Wildfire Forum Commemorating 1991 Oakland Firestorm. Director Mancinelli seconded the motion. It was M/S/C by a vote of 5-0 (Yes: Mancinelli, Olsen, Sperling, Weil, Wyro) to adopt Resolution 11-09 Lamorinda Wildfire Forum Commemorate 1991 Oakland Firestorm.

6.1 Finance Committee

Director Weil stated that the Committee has not met but needs to do so. The Committee agreed to schedule a meeting for September 1, 2011, at 7:00pm, in the District's Board Room at Station 41.

6.2 CCCERA Depooling Ad Hoc Committee

Director Weil stated that the Committee has not met.

7.1 Brief information only reports related to meetings attend by a Director at District expense

There was nothing to report.

7.2 Questions and Informational comments from Board members and Staff

Chief Bradley reported that he and Staff are working through the Budget process and will have some recommendations for the Finance Committee. He also reported that the Fire Station 43 Project has begun. The building will be torn down in the near term.

President Sperling thanked the Chief for continuing to research meeting spaces for the Board to meet.

Director Olsen reported that he attended two California Special Districts Association workshops in San Diego (at his own expense). He learned a lot that could be of value to the Board and their relationship with the Fire Chief.

8 Adjournment

At 10:35 P.M., Director Weil called for adjournment of the regular meeting.



Grace Santos
Secretary to the Board