
**MORAGA-ORINDA FIRE DISTRICT
BOARD OF DIRECTORS
REGULAR BOARD MEETING MINUTES
October 16, 2013
(Adopted November 6, 2013)**

1. Opening Ceremonies

The Board of Directors convened in Open Session at 5:30 P.M. on October 16, 2013, at the Orinda Community Center, Room 8, at 28 Orinda Way, Orinda, California. President Wyro called the meeting to order. Present were the following Directors and Staff:

President Wyro	Stephen Healy, Interim Fire Chief	Grace Santos, Board Clerk
Director Anderson	Gloriann Sasser, Admin Services Director	
Director Evans	Jerry Lee, Battalion Chief	
Director Famuleher		
Director Weil		

2. Public Comment

There were no comments.

3. Closed Session

At 5:32 P.M., the Board adjourned into Closed Session.

4. Reconvene The Meeting

President Wyro reconvened the regular business meeting of the Moraga-Orinda Fire District Board of Directors at 6:35 P.M. Present were the following Directors and Staff:

President Wyro	Stephen Healy, Interim Fire Chief	Kathy Leonard, Fire Marshal
Director Anderson	Gloriann Sasser, Admin Services Director	Grace Santos, Board Clerk
Director Evans	John Bakker, District Counsel	
Director Famuleher	Jerry Lee, Battalion Chief	
Director Weil	Darrell Lee, Division Chief	

5. Report of Closed Session Action

President Wyro reported that there was no reportable action taken during Closed Session. He announced that the Board would return to Closed Session at the end of the Regular Meeting.

6. Public Comment

Jonathan Goodwin commented on holding a governance audit of the board and asked for an update on the Fire Chief recruitment. *Vince Maiorana* inquired on the public workshop procedures.

7. Adjournment

At 6:41 P.M., the Board adjourned into the Special Meeting/Public Workshop.

8. Special Meeting – Public Workshop

8.1 Possible Staffing Model Options Workshop

Chief Healy presented an overview of the possible staffing model options.

Gene Gottfried, commented on the formation of ambulance and paramedic services in Moraga and Orinda and suggested to look into modern options of delivering immediate response. *Vince Maiorana*, commented on contracting ambulance service with American Medical Response (AMR) to save money. *Richard Olsen*, commented on utilizing the services of the current MOFD firefighters and increasing the firefighters' working hours. *Carol Penskar*, commented on steps the District should take to get an immediate balanced budget. *Mark Deweese*, MOFD Firefighter, stated that the District should not spend money on new ambulances. *Mark McCullah*, MOFD Captain, commented on the various overtime costs that were not discussed in the presentation and commented on service level reductions to Orinda. *Anthony Perry*, MOFD Captain and Union Representative, commented on the drastic change in the level of service and the way services will be provided. He suggested the District wait until all the new firefighters are working to see if it will reduce the overtime costs. *Jon Ford*, MOFD Engineer, gave an example of a 17-person staffing model. *William Dick*, resident, commented on the time it takes to travel on Moraga Way during peak commute hours and how it may be difficult for a secondary ambulance from Station 44 to get through. *Vince Wells*, President of

Local 1230, voiced his concerns about the presentation and expressed his desire to review the budget with the Fire Chief.

After a brief discussion between the public, Board Members, and staff, President Wyro adjourned the Special Meeting at 8:00 P.M.

9. Reconvene The Meeting

President Wyro reconvened the regular business meeting of the Moraga-Orinda Fire District Board of Directors at 8:02 P.M.

10. Public Comment

Jonathan Goodwin, commented on the status of the Station 43 project.

11. Regular Calendar

11.1 Possible Staffing Model Options

The District hosted a public workshop at 6:30 P.M. on October 16, 2013 to discuss possible staffing model options.

On a motion by Director Weil and seconded by Director Famulener, the Board directed the Fire Chief to take all necessary steps to move forward with the implementation of a 17-person staffing model and provide additional information by answering the questions that were asked during the workshop and posting it on the District's website. Said motion carried a unanimous (5-0) voice vote (Ayes: Evans, Weil, Anderson, Famulener, Wyro).

11.2 Public Hearing on Fire Code Adoption – Introduction and First Reading of Ordinance 13-01 adopting the 2013 California Fire Code and the 2012 International Fire Code with Fire District Amendments; consideration of Findings of Fact pursuant to Section 18941.5 of the Health and Safety Code

On October 2, 2013, the District Board of Directors held a public hearing, adopted the Findings of Fact, introduced and passed for first reading the proposed amendments for the 2013 California Fire Code/2012 International Fire Code. Under state law, the District is required to hold a public hearing and second reading before the proposed ordinance is adopted (Government Code § 50022.3). The second reading of Ordinance # 13-01 and the associated public hearing is necessary for the Fire District's Fire Code with amendments and to have the code enforceable within the required time period (prior to January 1, 2014). Once the ordinance is adopted, copies of the signed document will be forwarded to the Town of Moraga, City of Orinda and Contra Costa County Board of Supervisors (for unincorporated areas). This submittal is required in order for each agency to ratify the document.

In accordance with Health and Safety Code section 13869.7, copies of the proposed Ordinance and Findings of Fact were provided to the Town of Moraga, the City of Orinda and Contra Costa County for review and comment. No comments were received at the time the staff report was prepared.

President Wyro opened the Public Hearing. *Jonathan Goodwin* asked if MOFD had jurisdiction over public lands, such as EBMUD and East Bay Regional Parks. He also asked why the District reduced the compliance date for weed abatement notices to 10 days. Fire Marshal Leonard stated that public lands are required to comply with the Wildland Urban Interface guidelines and are enforceable by the local jurisdiction. She explained that around April 15 of each year, the District sends out notices to all its residents informing them of the compliance deadline – on or around June 15 of each year. The District has the responsibility to enforce the fire code if the weeds and the hazardous conditions have not been abated, it puts the whole community is at risk. The District is willing to work with residents and may grant an extension to the deadline if they provide a work plan.

On a motion by Director Evans and seconded by Director Weil, the Board closed the public hearing, waived the second reading and adopted Ordinance 13-01 adopting the 2013 California Fire Code and the 2012 International Fire Code with Fire District Amendments; consideration of Findings of Fact pursuant to Section 18941.5 of the Health and Safety Code. Said motion carried a unanimous (5-0) voice vote (Ayes: Evans, Weil, Anderson, Famulener, Wyro).

12. Committee Reports

12.1 Finance Committee (Directors Anderson & Evans)

Director Evans reported that there would be a meeting to discuss the District's audit. The next Finance Committee Meeting was scheduled for October 29, 2013, at 4pm.

12.2 Ad Hoc Committee Reports

12.2.1 Facility Ad Hoc Committee (President Wyro & Director Weil)

President Wyro reported that the committee is pursuing conversations with Contra Costa County Fire Protection District and will be meeting on October 28, 2013 with Supervisor Anderson and both Contra Costa County Fire Protection District Chiefs Lauder and Carmen. President Wyro will also be meeting with Lafayette's Planning Director regarding the lot split.

12.2.2 Fire Chief Selection Ad Hoc Committee (Directors Anderson & Famulener)

The committee has nothing to report.

13. Announcements

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

(Government Code Section 53232.3(d))
There was nothing to report.

13.2 Questions and informational comments from Board members and Staff

There was nothing to report.

14. Adjournment

At 9:10 P.M., President Wyro called for adjournment of the regular meeting. At 9:20 P.M., the Board returned to Closed Session.

15. Reconvene The Meeting

President Wyro reconvened the regular business meeting of the Moraga-Orinda Fire District Board of Directors at 9:31 P.M.

16. Report of Closed Session Action


President Wyro reported that the Board appointed Interim Fire Chief Healy to the position of Fire Chief, subject to the terms and conditions of negotiations.

17. Public Comment

There was no public comment.

18. Adjournment

At 9:32 P.M., President Wyro called for adjournment of the regular meeting.


Grace Santos
Secretary to the Board