



# Moraga-Orinda Fire District

## Board of Directors

### REGULAR MEETING

February 16, 2022

**6:00 p.m. CLOSED SESSION**

**7:00 p.m. OPEN SESSION**

*This meeting will be conducted by webinar and teleconference only in accordance with AB 361. To protect our residents, officials, and staff, and in accordance with AB 361, all public meetings are being conducted electronically to prevent imminent risks to the health or safety of attendees. The meeting is not available for in-person attendance. Members of the public may attend the meeting by video or phone linked in this agenda.*

#### **PLEASE NOTE TELECONFERENCE MEETING INFORMATION:**

To join the Meeting:

By Phone: 1-669-900-6833

Please click the link below to join the webinar by Zoom:

<https://us02web.zoom.us/j/82595601211>

Webinar ID: 825 9560 1211

**Public Participation** is encouraged by joining via the ZOOM link or the dial-in information above. You can access it either via a smartphone or computer App (Zoom) or via phone.

Live Public Comment can be provided via the Zoom app (during public comment) by the raise hand or chat function. If participating by phone, dial \*9 to *raise your hand*. Staff will unmute participant to allow comment. Participants will be unmuted in the order of hands raised or chat request to comment.

Written Public Comment can be provided via email at [info@mofd.org](mailto:info@mofd.org).

- Emails received by **3pm** on the day of the meeting will be forwarded to the Board of Directors. Emails will be made a part of the public record and available to view by 5pm on the day of the meeting by following this link [www.mofd.org/agendas](http://www.mofd.org/agendas)
- Comments may also be submitted by e-mail during the meeting up until the closure of the public comment period on the relevant agenda item. These will be read into the record by staff at their normal cadence and will be limited to a maximum of 3 minutes.

If you are participating via meeting link (i.e. web platform), and experience technological difficulties, please re-join the meeting by phone via phone number provided above. In the event the meeting broadcast is disrupted, or if a technical issue on the agency's end disrupts public comment, the board will pause the meeting and will not take any further action on items on the agenda until access is restored.

The meeting will be live streamed via the MOFD YouTube Channel. A link is accessible via the District's website.

#### 1. OPENING CEREMONIES

- 1.1. Call the Meeting to Order
- 1.2. Roll Call

#### 2. CONSENT

##### 2.1. **Adopt Resolution 22-06 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference**

Staff Recommendation: Adopt Resolution 22-06 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference

#### 3. PUBLIC COMMENT

General public comment on any closed session item that will be heard. Comments may be limited to no more than three minutes pursuant to board policy.

#### 4. CLOSED SESSION

##### 4.1. **Public Employee Performance Evaluation**

(Government Code Section 54957)

Public Employee Appointment Title: Fire Chief

##### 4.2. **Conference with Labor Negotiator**

(Government Code Section 54957.6)

Agency Designated Representative: Jonathan Holtzman

Employee Organization: Fire Chief

- 4.3. **Conference with Labor Negotiator**  
(Government Code Section 54957.6)  
Agency Designated Representative: Jonathan Holtzman  
Employee Organization: Local 1230, International Association of Firefighters IAFF
- 4.4. **Conference with Labor Negotiator**  
(Government Code Section 54957.6)  
Agency Designated Representative: Jonathan Holtzman  
Employee Organization: Unrepresented Employees
- 4.5. **Conference with Labor Negotiator**  
(Government Code Section 54957.6)  
Agency Designated Representative: Jonathan Holtzman  
Employee Organization: Moraga-Orinda Fire Chief Officers' Association
5. RECONVENE THE MEETING
  - 5.1. Call the Meeting to Order
  - 5.2. Roll Call
  - 5.3. Pledge of Allegiance
6. REPORT OF CLOSED SESSION ACTION
7. PUBLIC COMMENT – ITEMS NOT ON THE AGENDA

At the beginning of each regular District Board meeting, any member of the public may address the District Board concerning any item **not** on the Board's agenda but within the subject matter jurisdiction of the Board. Speakers will be limited to three (3) minutes unless otherwise specified by the Presiding Officer. The public will be given an opportunity to speak on each agenda item at the time it is called. The Board may discuss and/or take action regarding any or all of the items listed below. Once the public comment portion of any item on this agenda has been closed by the Board, no further comment from the public will be permitted unless authorized by the Board and if so authorized, said additional public comment shall be limited to the provision of information not previously provided to the Board or as otherwise limited by order of the Presiding Officer or the Board.
8. PUBLIC HEARING
  - 8.1. **Public Hearing on Proposed Confirmation of Report for Cost of Abatement, 2021 Season and Adopt Resolution 22-04, Confirming and Adopting the Reported Costs Incurred by the Moraga-Orinda Fire District in Abating Public Nuisances at 231 Rheem Boulevard, Moraga, APN #255-07-2003, Pursuant to Health and Safety code section 14912**  
Staff Recommendation: 1) Open the Public Hearing and Hear Public Comment; 2) Discuss and Confirm the Report for Costs of Abatement incurred by the Fire District in abating public nuisances on separate parcels of land within the Moraga-Orinda Fire District boundaries; 3) Close the Public Hearing; 4) Adopt Resolution 22-04, A Resolution of the Board of Directors of the Moraga-Orinda Fire District Confirming and Adopting the Reported Costs Incurred by the Moraga-Orinda Fire District ("District") in Abating Public Nuisances at 231 Rheem Boulevard, Moraga APN #255-07-2003, Pursuant to Health and Safety Code Section 14912.
  - 8.2. **Public Hearing on Proposed Confirmation of Report for Cost of Abatement, 2021 Season and Adopt Resolution 22-05, A Resolution of the Board of Directors of the Moraga-Orinda Fire District Confirming and Adopting the Reported Costs Incurred by the Moraga-Orinda Fire District ("District") in Abating Public Nuisances at 106 Tappan Lane, Orinda APN #266-38-0009, Pursuant to Health and Safety Code Section 14912.**  
Staff Recommendation: 1) Open the Public Hearing and Hear Public Comment; 2) Discuss and Confirm the Report for Costs of Abatement incurred by the Fire District in abating public nuisances on separate parcels of land within the Moraga-Orinda Fire District boundaries; 3) Close the Public Hearing; 4) Adopt Resolution 22-05, A Resolution of the Board of Directors of the Moraga-Orinda Fire District Confirming and Adopting the Reported Costs Incurred by the Moraga-Orinda Fire District ("District") in Abating Public Nuisances at 106 Tappan Lane, Orinda APN #266-38-0009, Pursuant to Health and Safety Code Section 14912.
  - 8.3. **Third Public Hearing on Redistricting Process; Review District Maps; Review the Criteria for Adopting New District Boundaries/Maps; Receive Input from the Public; Receive Direction**

**from the Board of Directors; Adopt Resolution 22-07, a Resolution of the Board of Directors of the Moraga-Orinda Fire Protection District Adopting an Adjusted Election Division Map**

Staff Recommendation: 1) Open the Public Hearing and take Public Comment; 2) Discuss; 3) Deliberate; 4) Close Public Hearing; 5) Adopt New District Boundaries/Maps; 6) Adopt Resolution 22-07, a Resolution of the Board of Directors of the Moraga-Orinda Fire Protection District Adopting an Adjusted Election Division Map

[Attachment A- Draft Map with census blocks and population](#)

- 8.4. **Public Hearing and Second Reading of Ordinance 22-01, An Ordinance of the Moraga-Orinda Fire District of Contra Costa County Adopting a Revised Schedule of Fees for District Services.**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Conduct a public hearing; 4) Waive the second reading; 5) Adopt Ordinance 22-01, An Ordinance of the Moraga-Orinda Fire District of Contra Costa County adopting a revised Schedule of Fees for District Services.
- 8.5. **Public Hearing and First Reading of Ordinance 22-02, an Ordinance of the Moraga-Orinda Fire District of Contra Costa County, California, Adopting Requirements for Undeveloped Parcels and Certain Low Density Large Developed Parcels and Findings of Fact Establishing Additional Requirements in the State Responsibility Areas and Local Responsibility Areas**  
1) Discuss; 2) Deliberate; 3) Introduce and Waive the First Reading of Ordinance 22-02 an Ordinance of the Moraga-Orinda Fire District of Contra Costa County, California, Adopting Requirements for Undeveloped Parcels and Certain Low Density Large Developed Parcels and Findings of Fact Establishing Additional Requirements in the State Responsibility Areas and Local Responsibility Areas.; 4) Open the public hearing and accept comments from the public; 5) Close the public hearing; 6) Provide direction to Staff
- 8.6. **Public Hearing and First Reading of Ordinance 22-03, an ordinance of the Moraga-Orinda Fire District of Contra Costa County, California, Designating the Local Responsibility Areas (LRA) previously designated as Wildland Urban Interface – Fire Area as (LRA) Very High Fire Hazard Severity Zones**  
1) Discuss; 2) Deliberate; 3) Introduce and Waive the First Reading Ordinance 22-03, an Ordinance of the Moraga-Orinda Fire District of Contra Costa County, California, Designating the Local Responsibility Areas (LRA) previously Designated as Wildland Urban Interface – Fire Area as (LRA) Very High Fire Hazard Severity Zones; 4) Open the public hearing and accept comments from the public; 5) Close the public hearing; 6) Provide direction to Staff
9. **CONSENT AGENDA**
  - 9.1. **Meeting Minutes – January 19, 2022 (Regular), January 26, 2022 (Special)**  
Staff Recommendation: Approve and File
  - 9.2. **Monthly Incident Report – January 2022**  
Staff Recommendation: Approve and File
  - 9.3. **Monthly Check/Voucher Register – January 2022**  
Staff Recommendation: Approve and File
  - 9.4. **Monthly Financial Report –January 2022**  
Staff Recommendation: Approve and File
  - 9.5. **Quarterly Ambulance Report - December 2021**  
Staff Recommendation: Approve and File
  - 9.6. **Quarterly Treasurer’s Investment Report – December 2021**  
Staff Recommendation: Approve and File
  - 9.7. **Declare 1989 Seagrave Aerial Tiller Training Truck Surplus and Authorize Staff to Donate the Tiller Training Truck to the City of Richmond, California**  
Staff Recommendation: Declare 1989 Seagrave Aerial Tiller Training Truck Surplus and Authorize Staff to Donate the Tiller Training Truck to the City of Richmond, California
10. **REGULAR AGENDA**
  - 10.1. **Asset Allocations and Approval of Investment Guidelines Documents for the Pension Trust and for the Other Post-Employment Benefits Trust**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve Investment Guidelines Documents for the Pension Trust and the Other Post-Employment Benefits Trust

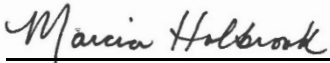
- 10.2. **Mid-Year Budget Review FY2022 and Approval of General Fund Revenue Budget Adjustment Increase in the Amount of \$1,521,287, General Fund Expenditure Budget Adjustment Increase in the Amount of \$1,821,542, Capital Projects Fund Revenue Budget Adjustment Increase in the Amount of \$158,050 and Capital Projects Fund Expenditure Budget Adjustment Increase in the Amount of \$8,036**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve General Fund Revenue Budget Adjustment Increase in the Amount of \$1,521,287, General Fund Expenditure Budget Adjustment Increase in the Amount of \$1,821,542, Capital Projects Fund Revenue Budget Adjustment Increase in the Amount of \$158,050 and Capital Projects Fund Expenditure Budget Adjustment Increase in the Amount of \$8,036
- 10.3. **Determine the Amount of the OPEB Trust Contribution and the Amount of the Pension Rate Stabilization Program Trust Contribution for Fiscal Year 2022 and Authorize the Transfer of District Funds to Complete the Trust Contributions**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Determine the amount of the OPEB Trust Contribution and Pension Rate Stabilization Trust Contribution for Fiscal Year 2022 and Authorize the Transfer of District Funds to Complete the Trust Contributions
- 10.4. **Approval of Unrepresented Employee Handbook Authorizing Salary and Benefits for Unrepresented Employees Effective February 17, 2022 in Order to Add Juneteenth National Independence Day Federal Holiday**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Provide direction to Staff to amend or not amend the Unrepresented Employee Handbook as attached
- 10.5. **Approve a Capital Projects Fund Expenditure Budget Adjustment Increase in the Amount of \$6,897 and Authorize Purchase of a Chipper Truck in the Amount of \$103,326**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve of a Capital Projects Fund Expenditure Budget Adjustment Increase in the Amount of \$6,897 and Authorize Purchase of a Chipper Truck in the Amount of \$103,326
- 10.6. **Establish an Ad-Hoc Committee to Attend the East Bay Hills Wildfire Prevention and Vegetation Management Joint Powers Agency Meetings and Appoint Two Directors to the Ad-Hoc Committee to Attend the Meetings**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Establish an Ad-Hoc Committee to Attend the East Bay Hills Wildfire Prevention and Vegetation Management Joint Powers Agency Meetings and Appoint Two Directors to the Ad-Hoc Committee to Attend the Meetings
- 10.7. **MOFD 25<sup>th</sup> Anniversary Celebration Ad Hoc Committee**  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Consider and approve ideas submitted by the 25th Anniversary Ad Hoc Committee; 4) Approve a General Fund Expenditure Budget Adjustment Increase if necessary
- 10.8. **Traffic Calming Devices on Fire Apparatus Access Roads**  
Staff Recommendation: Information Only
11. COMMITTEE REPORTS
  - 11.1. **Audit Committee (Directors Danziger and Jex)**
  - 11.2. **Facilities Station 41 Ad Hoc Committee (Directors Baitx and Donner)**
  - 11.3. **MOFD 25<sup>th</sup> Anniversary Celebration Ad Hoc Committee (Directors Danziger and Jex)**
12. ANNOUNCEMENTS
  - 12.1. **Brief information only reports related to meetings attended by a Director at District expense (Government Code Section 53232.3(d))**
  - 12.2. **Questions and informational comments from Board members and Staff**
  - 12.3. **Fire Chief Updates**
    - 12.3.1. **Firefighter of the year**
    - 12.3.2. **COVID-19**
    - 12.3.3. **Human Resources**
    - 12.3.4. **Fire Marshal**
    - 12.3.5. **Operations**
  - 12.4. **Communications Received**
  - 12.5. **Future Agenda Items**

13. 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) 258-4501, 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 1280 Moraga Way, Moraga, during normal business hours.

I hereby certify that this agenda in its entirety was posted on **February 11, 2022**, at the Moraga and Orinda Fire Administration offices, Stations 41, 42, 43, 44, and 45. Agenda provided to the Moraga Town Office (Hacienda) and Orinda City Hall.



Marcia Holbrook, District Secretary/Clerk