



# Moraga-Orinda Fire District

## Board of Directors

REGULAR MEETING

October 16, 2019

**5:30 p.m. CLOSED SESSION**

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

**PLEASE NOTE NEW MEETING ADDRESS:**

Hacienda Mosaic Room  
2100 Donald Drive  
Moraga, CA 94566

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**1. OPENING CEREMONIES**

- 1.1 Call the Meeting to Order
- 1.2 Roll Call

**2. 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.

**3. CLOSED SESSION**

**3.1 Conference with Legal Counsel – Potential Litigation**

Potential litigation pursuant to subdivision (d)(2) of Government Code Section 54956.9

**3.2 Conference with Legal Counsel – Existing Litigation**

(Paragraph (1) of subdivision (d) of Section 54956.9)

Pacific-Mountain Contractors of California, Inc. v. Moraga-Orinda Fire District, Contra Costa County Superior Court C18-02124

**3.3 Conference with Labor Negotiator**

(Government Code Section 54957.6)

Agency Designated Representative: Jonathan Holtzman

Employee Organization: Local 2700 United Clerical, Technical & Specialized Employees

**4. RECONVENE THE MEETING**

- 4.1 Call the Meeting to Order
- 4.2 Pledge of Allegiance
- 4.3 Introduction of Fire Marshal Robert Montaghami and Fuels Mitigation Manager Jeffrey Isaacs

**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 Meeting Minutes – September 18, 2019**

*The Agenda was published prior to the completion of the draft minutes due to the possible PG&E Public Safety Power Shutoff Event. The draft minutes will be distributed prior to the board meeting if available.*

Staff Recommendation: Approve and File

**7.2 Monthly Incident Report for September 2019**

- Staff Recommendation: Approve and File
- 7.3 **Monthly Check/Voucher Register – September 2019**  
Staff Recommendation: Approve and File
- 7.4 **Monthly Financial Report – August 2019**  
Staff Recommendation: Approve and File

## 8. REGULAR AGENDA

- 8.1 **Peter J. Nowicki v. Moraga-Orinda Fire District Appeal Order Affirmed in Favor of the Moraga-Orinda Fire District**  
District Counsel will present information to the Board regarding the ruling of the State of California Court of Appeal affirming the District's position that Peter J. Nowicki was required to file a timely claim under the Government Claims Act, but did not do so.  
Staff Recommendation: Information only
- 8.2 **Approval of OPEB Valuation Report as of June 30, 2019**  
Staff will present information to the Board regarding approval of the OPEB Valuation Report as of June 30, 2019.  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve the OPEB Valuation Report as of June 30, 2019.
- 8.3 **Discussion of Standing and Ad Hoc Board Committees**  
District Counsel will present information to the Board regarding standing and ad hoc committees.  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Disband the Audit Ad Hoc Committee or Designate the Audit Committee as a Standing Committee; Rename the Facilities Ad Hoc Committee to Station 41/Administration Rebuild Project Ad Hoc Committee; Disband the Long Range Financial Plan Ad Hoc Committee or Designate the Long Range Financial Plan Committee as a Standing Committee.
- 8.4 **Update on North Orinda Shaded Fuel Break Project**  
Staff will present information to the Board regarding the North Orinda Shaded Fuel Break Project.  
Staff Recommendation: Information only

## 9. COMMITTEE REPORTS

- 9.1 **Finance Committee (Directors Danziger and Jorgens)**
- 9.2 **Audit Ad Hoc Committee (Director Jex)**
- 9.3 **Long Range Financial Plan Ad Hoc Committee (Directors Donner and Jorgens)**
- 9.4 **Facilities Ad Hoc Committee (Directors Baitx and Donner)**
- 9.5 **Fire Chief Performance Evaluation Ad Hoc Committee (Directors Baitx and Donner)**

## 10. ANNOUNCEMENTS

- 10.1 **Brief information only reports related to meetings attended by a Director at District expense** (Government Code Section 53232.3(d))
- 10.2 **Questions and informational comments from Board members and Staff**
- 10.3 **Fire Chief Updates**
- a. **Human Resources**
- b. **Website Redesign**
- 10.4 **Communications Received**
- 10.5 **Future Agenda Items**

## 11. AJOURNMENT

*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 1280 Moraga Way, Moraga, during normal business hours.

I hereby certify that this agenda in its entirety was posted on October 10, 2019, 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.



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Gloriann Sasser  
Administrative Services Director