



Moraga-Orinda Fire District  
**BOARD OF DIRECTORS**  
**REGULAR BOARD MEETING MINUTES**  
March 16, 2022  
(APPROVED AS AMENDED: APRIL 20, 2022)

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**1. OPENING CEREMONIES**

The Board of Directors convened a teleconference Open Session at **6:07 p.m.** on **March 16, 2022**, via the Zoom application <https://us02web.zoom.us/j/87021898541>, webinar id: 87021898541 and by phone 669-900-6833. This meeting was conducted by webinar and teleconference only in accordance with AB 361. The meeting was not available for in-person attendance.

President Donner called the meeting to order and requested an attendance roll call. Present were the following Directors and Staff:

President Donner	Director Jex	Jonathan Holtzman, District Counsel
Director Baitx	Director Jorgens	Marcia Holbrook, District Clerk
Director Danziger	Dave Winnacker, Fire Chief	

**2. CONSENT AGENDA (audio 0:54)**

**2.1 Adopt Resolution 22-08 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference**

Staff Recommendation: Adopt Resolution 22-08 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference

President Donner opened Public Comment. There were no requests to address the Board. President Donner closed Public Comment.

**Motion by Director Danziger and seconded by Director Jex to adopt Resolution 22-08 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

**3. PUBLIC COMMENT (audio 1:39)**

President Donner opened Public Comment on the closed session items.

Paula Goren, Orinda resident, opposed Ordinance 22-03 designating Very High Fire Hazard Severity Zones and the potential impact on insurance rates. President Donner stated that the Board would discuss Ordinance 22-03 under item 8.2. President Donner closed Public Comment.

At **6:11 p.m.**, the Board adjourned to Closed Session.

**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 Org: Fire Chief

**4.3 Conference with Labor Negotiator**

(Government Code Section 54957.6)

Agency Designated Representative: Jonathan Holtzman  
Employee Org: Local 1230, Int Assoc. 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 Org: Moraga-Orinda Fire Chief Officers' Association

**4.6 Conference with Real Property Negotiators**

(Government Code Section 54956.8)

Agency Negotiator: David Winnacker

Negotiating parties: Moraga School District

Under Negotiations: Consideration of and authorization to proceed with real estate negotiations by the Fire Chief regarding a potential acquisition of the real properties concerning price and terms of payment  
Real Property: 257-210-013-5

At **7:00 p.m.**, the Board adjourned the Closed Session.

**5. RECONVENE THE MEETING (audio 6:00)**

**5.1 Call the Meeting to Order**

**5.2 Roll Call**

**5.3 Pledge of Allegiance**

President Donner reconvened the Moraga-Orinda Fire District Board of Directors' regular business meeting at **7:03 p.m.**, requested an attendance roll call, and led the pledge of allegiance. Present were the following Directors and Staff:

President Donner	Dave Winnacker, Fire Chief	Jonathan Holtzman, District Counsel**
Director Baitx	Gloriann Sasser, Admin. Services Director	Mariam Morley, District Counsel
Director Danziger	Christine Russell, HR Manager	Marcia Holbrook, District Clerk
Director Jex	Mary Smith, Finance Manager	
Director Jorgens	Gorden Graham, Fuels Mitigation Manager	**due to technical issues/joined the meeting at 7:09 p.m.

**6. REPORT OF CLOSED SESSION ACTION (audio 6:35)**

President Donner stated that the Board took no reportable action on agenda items 4.1-4.6.

**7. PUBLIC COMMENT - ITEMS NOT ON THE AGENDA (audio 6:44)**

President Donner opened the public comment. There were no requests to address the Board. President Donner closed public comment.

**8. PUBLIC HEARING (audio 7:07)**

**8.1 Public Hearing on Second Reading and Adoption 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 (audio 7:07)**

Fire Chief Winnacker provided the report. In January 2022, the 2022 California Fire Code draft was released, beginning the next fire code cycle. The fire code cycle will include public hearings before the MOFD Board, Orinda City Council, Moraga Town Council, and Contra Costa County Board of Supervisors. Ordinance 22-02 is intended to establish requirements for undeveloped parcels within the Fire District outside of the fire code as part of the triennial update cycle. The Findings of Fact are included in the Ordinance, which identifies the Weather/Climatic, Vegetation, Geologic, and Topographical conditions, that make Ordinance 22-02 necessary and establishes a fire hazard within the Fire District requiring specific measures on undeveloped parcels. Fire Chief Winnacker reviewed the Authority and proposed standards outlined in the staff report. Staff recommended waiving the second reading of Ordinance 22-02, and adoption 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.

Director Danziger commented on the correspondence received from East Bay Regional Parks District, East Bay Municipal Utility District, and the University of California Berkeley questioning the Authority the District has to enact Ordinance 22-02. Director Danziger inquired on the possibility to enact Ordinance 22-02 with a public entity exemption. District Counsel Holtzman answered the issues raised by the public entities have to do with land located in the State Responsibility Areas (SRA). Staff does not intend to apply the ordinance to the public entities while working through the legal matters. Fire Chief Winnacker confirmed and noted the objections are both suppression and prevention of fires. Therefore, if the assertions are correct, not only could MOFD not enforce Ordinance 22-02 or any enforcement activity, MOFD could not respond to vegetation fires in the SRA as well. Fire Chief Winnacker explained the concerns raised by the public entities are in regards to whether MOFD is inappropriately carrying out CAL FIRE functions. The concerns have been addressed with CAL FIRE and are pending a response. Director Danziger asked if the approval of the ordinance should be delayed pending resolution of the issues. District Counsel Holtzman answered passing it now or later is a policy decision. A better sense will be known when the opinion from CAL FIRE is received regarding who is the primary agency responsible for the suppression of fires in the SRA. Director Jorgens supported the adoption of Ordinance 22-02 and stated the discussion of its applicability or enforceability to particular entities is subject to future work by District Counsel and Fire Chief. Director Jex supported the adoption of Ordinance 22-02. President Donner agreed.

**President Donner opened the Public Hearing.**

District Clerk Holbrook announced three written public comments were received opposing Ordinance 22-02, forwarded to the Board of Directors and made available for viewing on the District website. 1) East Bay Regional Parks District; 2) East Bay Municipal District; 3) University of California Berkeley. Written Public Comments, attachment A.

Ken Lyons, Orinda resident, asked how the Ordinance affected homeowners' insurance. Fire Chief Winnacker stated Ordinance 22-03 would be discussed under agenda item 8.2.

Carlos Baltodano, Orinda resident, expressed concern about the District not enforcing the Ordinance to the public lands. Mr. Baltodano encouraged the Board to engage with CAL FIRE.

Keith Davidge, Orinda resident, inquired about Ordinance 22-03. President Donner deferred comment to agenda item 8.2.

Mimi Chin, University of California Berkeley, commented on the letter submitted to the Board. UC Berkeley owns several parcels (referred to as the Hill Campus) within the MOFD boundaries that would be affected by the Ordinance. UC Berkeley shares the District's goal of reducing the risk and spread of uncontrolled wildfires that would impact our communities. The Campus has developed a Wildland Vegetative Fuel Management Plan and EIR to address these issues. The Campus is its own Authority having jurisdiction over the Campus. That power is delegated from The Office of the State Fire Marshal. UC Berkeley agrees with the general purpose of the Ordinance. The District does not have the Authority to adopt Ordinance 22-02 as it applies to undeveloped land. These arguments are detailed in the written comments submitted by the East Bay Regional Park District.

Don Moresi, Orinda resident, inquired about Ordinance 22-03 and insurance rates. President Donner deferred comment to agenda item 8.2.

Nick Waranoff, Orinda resident, expressed support for Ordinance 22-02.

Marc Evans, Orinda resident, expressed support for Ordinance 22-02.

**There were no further requests to address the Board. President Donner closed the Public Hearing.**

No further discussion from the Board.

**Motion by Director Jorgens and seconded by Director Jex to Adopt 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. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

**8.2 Public Hearing on Second Reading and Adoption 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 (audio 31:42)**

Fire Chief Winnacker recommended the item be pulled from the agenda due to the amount of correspondence received from the public regarding concerns about unknowable impacts of the Ordinance.

**Motion by Director Jorgens and seconded by Director Danziger to pull item 8.2, Second Reading and Adoption 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. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

President Donner asked about taking public comment after an item has been pulled from the agenda. District Counsel Morley answered agenda item 7.0, Public Comment on Items Not on the Agenda could be reopened to allow comment.

**President Donner reopened the Public Comment.** District Clerk Holbrook announced 13 written public comments regarding Ordinance 22-03 were received and forwarded to the Board of Directors and made available for viewing on the District website. Comments received in support of Ordinance 22-03: 1) Rob Elia and Suzanne Jones; 2) Michele Turre; 3) Sheerin Ong, and 4) Ann Walgenbach. Comments received opposed or recommending postponing the adoption of Ordinance 22-03: 5) Tim Meltzer; 6) Bruce Cohen; 7) Judy Clayton; 8) Nick Mitchell; 9) Nick Mitchell; 10) Pamela Rhodes; 11) Darlene & Keith Davidge; 12) Judy Clayton and 13) Ivy Anderson. Written Public Comments are attached, attachment B.

Judy Clayton, Orinda resident, submitted a question through the Zoom Chat asking how MOFD plans to proceed with the Ordinance. Fire Chief Winnacker answered that the Ordinance had elements that have unknowable impacts with regard to future insurance carrier rate making decisions. The District has no intention of bringing the Ordinance back for adoption after receiving the community's concern regarding the potential impacts on insurability.

Carol Alvord, Orinda resident, asked for an explanation of the benefits of the proposed regulation and requested more information on the Ordinance. Fire Chief Winnacker explained a community meeting was held on March 10, 2022. The meeting explained the rationale, legislative background, and applicability of the State's fire safety laws triggered by the administrative designation of very high fire hazard severity zones. The video of the community meeting is available at [www.mofd.org](http://www.mofd.org).

Keith Davidge, Orinda resident, requested more information on the proposed Ordinance.

Melanie Light, Orinda resident, asked if the goals of the Ordinance could be accomplished by changing the MOFD fire code. Fire Chief Winnacker explained there is no mechanism through which local ordinances or regulations can be applied to achieve the goals of Ordinance 22-03 as SB-9 explicitly states that Title 14 Fire Safety Regulations can only be applied in Very High Fire Hazard Severity Zones.

Chase, Orinda resident, asked about the advantages of changing the designation zones and expressed concern regarding the insurability of homes. Fire Chief Winnacker explained significant portions of the City of Orinda are already designated as a high fire hazard severity zone by CAL FIRE. There are smaller sub-portions designated very high fire hazards severity zones by CAL FIRE. Administratively changing the high fire hazard severity zones to very high would trigger additional State Fire Safety Regulations, specifically Title 14.

Carlos Baltodano, Orinda resident, asked what impact the Ordinance would have on SB 9 and the requirements. Fire Chief Winnacker explained there would be no impact on ADU or junior ADUs. ADU construction methods are regulated by the fire district's designation of a Wildland Urban Interface fire area. ADU and junior ADU's are allowed under SB 9 and other regulations. The Ordinance would have applied to SB 9 lot splits.

Suzanne Jones, Moraga resident, expressed concern about abandoning the need to apply the Title 14 regulations to the areas in the LRA. Ms. Jones shared her positive conversation with two insurance agents and insurability. Ms. Jones encouraged the Board to reconsider the adoption on the Ordinance.

Ann Walgenbach, Moraga resident, expressed concern about future construction in the area and asked for clarification of the Ordinance. Fire Chief Winnacker summarized there are regulations in Title 14 that can only be enforced through Title 14 that the District sought to apply to larger areas of the District. The current maps were published in 2007 in draft form, and final maps were published in 2009. The State is required to produce new maps every five years. These new final maps are now eight years overdue. The severity zones are expected to spread when the new final maps are published. The District is concerned that new construction development will proceed that would have otherwise been subject to Title 14 regulations.

Director Jorgens inquired about current fire code standards and regulations in regards to lot splits and new construction. Fire Chief Winnacker explained that the WUI fire area designation passed in 2021 by the MOFD board already applies the ember resistant construction requirement in the same areas Ordinance 22-03 would have applied. The additional applicability of the State's Fire Safe Laws would have been specific to lot splits.

John Anderson, Moraga resident, expressed concern about homeowners insurance, home sale values and the buyers' ability to secure loans from banks if they are unable to insure their homes.

Nick Waranoff, Orinda resident, commented that SB 9 has a highly complex safety exception, which could limit or prevent the development of additional homes or ADUs in the very high fire severity zones where the roads are narrow. The cities of Oakland and Berkeley have taken this approach and have enacted restrictions in their Hills. Mr. Waranoff stated this is a zoning issue for the City of Orinda and not the MOFD. Mr. Waranoff recommended residents encourage the City of Orinda to invoke the safety exception in SB 9.

**There were no further requests to address the Board. President Donner closed the Public Hearing.**

No further discussion from the Board.

9. **CONSENT AGENDA (audio 58:00)** 9.1 Meeting Minutes – February 16, 2022 (Regular), February 18, 2022 (Special), February 19, 2022 (Special)  
Staff Recommendation: Approve and File
- 9.2 **Monthly Incident Report – February 2022**  
Staff Recommendation: Approve and File
- 9.3 **Monthly Check/Voucher Register – February 2022**  
Staff Recommendation: Approve and File
- 9.4 **Monthly Financial Report – February 2022**  
Staff Recommendation: Approve and File
- 9.5 **Approval of Salary Schedules Effective July 1, 2022**  
Staff Recommendation: Approve and File

- 9.6 Authorize Contract with Delta Dental of California for the Period April 1, 2022, through March 31, 2023.** Staff Recommendation: Authorize a contract with Delta Dental of California for the period April 1, 2022, through March 31, 2023.

**President Donner opened the public comment. There were no requests to address the Board. President Donner closed public comment.**

**Motion by Director Jorgens and seconded by Director Jex to approve Consent Agenda items 9.1-9.6. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

## 10. REGULAR AGENDA

### 10.1 Public Workshop Long Range Financial Forecast March 2022 (audio 59:22)

Administrative Services Director Sasser provided the report and presentation (attached to these minutes, Item 10.1, Attachment A). The Long Range Financial Forecast covers a forward-looking 10-year period and is separate from the Annual Operating Budget. The direction provided by the workshop is used to prepare the Annual Operating Budget. A draft of the budget will be presented on April 20, 2022, during a public budget workshop. The Long Range Forecast is scheduled for adoption on April 20, 2022.

ASD Sasser outlined the significant assumptions used in the LRFF:

#### Revenue

- Property taxes: +7.47% (HdL), +2%, +3.5% thereafter
- Ambulance revenue: +3%, +1.5% thereafter
- Net strike team revenue: \$300K, +3% thereafter
- Tunnel East Bay Hills Fuel Break Admin Fee: \$684K in FY2025 into General Fund

#### Expenditures

- Salaries and Overtime: +5% July 1, 2023, then +3% thereafter
- Benefits: +3% throughout
- CCCERA: Actual, -2.22%, +2.96%, -1.76%, -0.94%, -1.42%, GovInvest
- OPEB Funding: Full actuarially recommended contributions
- Pension Rate Stabilization Fund: Full contribution recommended using 6.25% discount rate and salary increases per the MOUs

In July 2021, the Board adopted a fund balance policy. The policy states the District will maintain a minimum unrestricted fund balance of 17% of budgeted General Fund revenue at fiscal year-end with a goal of achieving a 50% year-end fund balance in the long term. The LRFF projects the District will meet the 50% long-term goal in FY2028. Pension obligation bonds will be paid-in-full on July 1, 2022, and the District's vehicle/apparatus debt will be paid-in-full on May 30, 2022. The District will have one outstanding debt issuance for Station 43 construction with an annual debt service payment of \$322K. The outstanding balance for the Station 43 debt is \$2,617,000 at an interest rate of 2.14%.

ASD Sasser reviewed plans for the FY2023 budget to include \$770K for apparatus purchases, \$1M for the start of Station 41/Administration remodel project, and \$70K for miscellaneous fire station improvements. The LRFF includes \$4M for continued funding for the Station 41/Administration rebuild of in FY 2024 and 2025. The next capital project is the remodel of Fire Station 45, which is included in the LRFF in FY2026 and FY2027. The LRFF projects all of the capital projects can be funded using transfers from the General Fund and existing funds in the Capital Projects Fund.

Director Jex recommended creating a separate line and fund to show the \$7M fuel break grant to be able to see cash flow and receivable anticipations. Fire Chief Winnacker confirmed. Director Jorgens stated when the grant was approved, the Board agreed to set up a separate fund and recommended establishing a capital reserve fund.

Director Jorgens recommended a line item for grants that the District could offer for fuel mitigation and home hardening to the District residents (Firewise communities, or other identified mechanism) and proposed the District put \$750K into the fund each year.

Director Jorgens recommended adding a line item that shows the minimum cash balance.

Director Jex asked what the receivable balances were for FY 2021 and 2022. ASD Sasser deferred to the Finance presentation under the Fire Chief Report.

Director Jorgens commended Staff for the LRFF. President Donner and Director Danziger agreed.

Director Danziger asked about the funding assumptions used in the LRFF for the Station 41 rebuild. Fire Chief Winnacker answered that the Board has provided several options but has not provided direction. Director Danziger supported the rebuild of station 41 project and opposed paying the full amount as

presented in the LRFF. Director Danziger suggested using a similar funding used with the rebuild of Station 43.

Director Jex opposed borrowing to rebuild station 41 due to the interest costs and supported the funding model presented in the LRFF. Director Jex explained how the interest paid in the Station 43 project doubled the cost of the rebuild. Director Jorgens agreed.

Director Danziger supported funding half the cost and financing the other half, which the District could always pay off if desired. President Donner agreed. Director Jorgens commented on possible loan restrictions. President Donner supported financing with alternative options. Director Danziger stated interest rates are currently low. President Donner replied that the current rate on station debt is 2.14%.

President Donner asked for information on how the Station 43 rebuild was financed. Director Danziger inquired if paying off Station 43 was an option. ASD Sasser answered the outstanding balance for the Station 43 debt is \$2.6M at an interest rate of 2.14% and is scheduled to be paid off in FY 2031. ASD Sasser explained the loan is structured with a payoff option, with no penalty. Director Jorgens suggested not paying off Station 43, and consider Station 43 to be the debt, to avoid incurring cost of securing a new loan and funding the project. Director Baitx recommended any loan should be structured to allow for early payoff without penalty. Director Jorgens recommended deferring the financing to a later date.

President Donner concluded the Board seemed unanimous on moving forward with the rebuild of Station 41. All Directors agreed. Director Baitx supported funding half the cost (or portion of) and financing the balance. Director Jorgens supported funding all of the project and no financing. Director Jex declared that the District does not have assets or collateral in order to borrow money. Director Jorgens reminded the Board that it takes a supermajority to approve debt. Director Danziger requested further analysis with scenarios of how the project would be financed.

Fire Chief Winnacker requested clarification due to the delicate nature of real estate negotiations. A clear understanding of when things would be paid for is necessary in order to develop a project timeline and supportable construction plan.

Director Danziger made another suggestion of moving up the remodel of Station 45 on the LRFF as well. Fire Chief Winnacker responded that the District does not have the administrative capacity to simultaneously complete two major construction projects. Director Danziger asked if deferring Station 45 would have an impact on the Station. Fire Chief Winnacker answered of the two stations (41 & 45), the one most likely to have a catastrophic issue is Station 41, which is why it has been prioritized.

Director Baitx asked if any financing of the rebuild would be considered by the Directors opposing the financing. Director Jorgens answered since the District has the funds available, he opposed financing the project. Director Baitx commented if financing was considered, the funds could be used to fund other programs in the District. Director Danziger opposed funding 100% of the project and proposed funding \$4M and financing the balance. President Donner supported funding the project as presented in the LRFF. Directors Jex and Jorgens agreed. Director Danziger expressed reluctance not to finance a portion of the cost but was amenable in order to move forward on the rebuild of station 41. Directors Danziger, Jex, Jorgens, and President Donner agreed to move forward as written in the LRFF.

**President Donner opened the public comment.**

Mark Evans, Orinda resident, supported funding the project as presented in the LRFF.

Vince Wells, Local 1230 Union President, requested the Board consider reestablishing a second full-time ambulance in Orinda.

**There were no further requests to address the Board. President Donner closed public comment.**

No discussion by the Board.

**10.2 Report on the Adopted Emergency Paid Sick Leave Policy in Accordance with SB114 and Approved Supplemental Sick Leave Pay Exceeding SB114 \$511 per day and \$5110 Total Minimum Requirement (audio 1:39)**

Fire Chief Winnacker provided the report. At the February 19, 2022, special board meeting, a Director requested an informational report on the adopted Emergency Paid Sick Leave Policy in Accordance with SB114 and approved Supplemental Sick Leave Pay Exceeding SB114 \$511 per day and \$5110 Total Minimum Requirement.

Director Jorgens requested an explanation be provided regarding the state requirements and adopted actions taken by the District in excess of the minimum state requirements. Fire Chief Winnacker provided

a summary and explained the law provided eight qualifying reasons. The law passed did not require employers to pay employees more than \$511/day. MOFD has a number of positions that exceed the \$511/day minimum. On February 19, 2022, the Board adopted a supplemental sick leave policy that pays employees at their full rate of pay. A detailed breakdown of the positions and financial impact is provided in the Board packet. Director Jorgens pointed out that some of the full rate of pay positions are two or three times the \$511/day rate. Fire Chief Winnacker confirmed. Director Jorgens wanted to ensure that the public was aware of the Board's actions. The total additional cost was estimated beyond the minimum requirement at \$194K. Director Danziger added that the cost is only if every member uses the COVID-19 supplemental pay sick leave.

**President Donner opened the public comment.**

Mark Evans, Orinda resident, asked how many members have used the supplemental sick leave benefit and the incident rate in the District. Fire Chief Winnacker to pull the data. The financial obligation is the fully calculated amount provided in the staff report. Fire Chief Winnacker recommended Mr. Evans send an email to info@mofd.org, and the District can provide the requested information.

**There were no requests to address the Board. President Donner closed public comment.**

Director Danziger inquired how the supplemental sick leave hours are tracked. Fire Chief Winnacker answered the law requires that the hours are tracked separately and outlined the administrative process. Human Resource Manager Russell added additional information on the administrative process and measures in place to ensure monitoring of the leave.

No further discussion by the Board.

**10.3 Adopt Resolution 22-09, A Resolution of the Board of Directors of the Moraga-Orinda Fire Protection District of Contra Costa County Recognizing the Wilder Subdivision as a Shelter-In-Place Community (audio 1:49)**

Fire Chief Winnacker provided the report. In February 2022, the California Department of Insurance (CDI) published the Safer From Wildfires Framework, identifying steps to take in the following areas to reduce the potential for wildfire loss. These steps include: protecting the Structure, protecting the immediate surroundings, and working together as a community. Under Step 3, the framework includes two measures currently recognized by insurance carriers for discounts. These are FireWise and Shelter in Place communities. Since 2017 the District has supported the growth of FireWise from zero active neighborhoods to 27. Participation in the FireWise program can result in discounts for property insurance.

The City of Rancho Santa Fe has designated several neighborhoods as shelter in place communities based on ember-resistant construction features, road width, and vegetation management. Within MOFD's jurisdiction, several neighborhoods have these features based on post-2007 construction to ember resistant standards and compliance with a development-specific Wildfire Hazard Assessment and Plan. Staff has reached out to developers and HOAs associated with the areas that meet the standard to determine their interest in Shelter in Place Community designation. Staff recommended the Board adopt Resolution 22-09, A Resolution of the Board of Directors of the Moraga-Orinda Fire Protection District of Contra Costa County Recognizing the Wilder Subdivision as a Shelter-In-Place Community.

Director Jorgens asked if it was possible if neighborhoods not built with the standards could make modifications to qualify. Fire Chief Winnacker reviewed the requirements to include: a class of roof assembly, tempered double pane windows, an ember-resistant construction to include vents and siding, a Wildfire Hazard Assessment and Plan that needs to be maintained, and the streets need to have an unobstructed minimum width of at least 20 feet throughout. Director Danziger asked if all the construction at Wilder meets the specifications. Fire Chief Winnacker confirmed.

Director Jex asked if adopting the resolution for the Wilder Subdivision would result in a discount with the insurance. Fire Chief Winnacker answered the four insurance companies listed in the staff report specifically recognized shelter-in-place discounts. Director Jorgens asked if Staff was aware of the kinds of discounts offered. Fire Chief Winnacker stated that the CDI does not regulate the number, the discount must be material, but the number depends on a number of different factors and is specific to each carrier.

**President Donner opened the public comment.**

S. K. Gupta, Orinda resident, thanked Fire Chief Winnacker and the Board for approving the Shelter-in-Place resolution. Mr. Gupta stated he received a 7% discount from his insurance for the Firewise certification.

**There were no further requests to address the Board. President Donner closed public comment.**

No further discussion by the Board.

**Motion by Director Jorgens and seconded by Director Danziger to Adopt Resolution 22-09, A Resolution of the Board of Directors of the Moraga-Orinda Fire Protection District of Contra Costa County Recognizing the Wilder Subdivision as a Shelter-In-Place Community. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

**10.4 MOFD 25<sup>th</sup> Anniversary Ad Hoc Committee Update and Approve Budget Adjustment Request in the Amount of \$1,500 (audio 1:59)**

Fire Chief Winnacker provided the report. At the November 17, 2021, board meeting, a Director requested the discussion of celebrating MOFD's 25th anniversary be placed on the January agenda. At the January 19, 2022 board meeting, the Board of Directors formed a MOFD 25th Anniversary Ad Hoc Committee "Committee" and appointed Director Danziger and Director Jex. At the February 16, 2022, regular meeting, the Committee developed a list of MOFD 25th Anniversary Ideas for discussion. Following the February 16, 2022, regular meeting, the Committee requested a budget adjustment and spend amounts to be determined for 25th Anniversary expenditures.

Director Danziger provided an update. The t-shirts have been ordered. The Committee decided not to purchase banners due to cost and has decided on 25<sup>th</sup> anniversary flags. The cost for each flag is \$50/flag. The Committee discussed purchasing one banner to hang from the Orinda BART bridge/overpass during the 4<sup>th</sup> of July parade. The cost of the banner is \$250. Other ideas included a birthday cake at the open house and acknowledgment of past Fire Chiefs and directors (which could be part of an Eagle Scout project). Director Danziger recommended using the \$500 "Board of Director" budget and no budget adjustment. President Donner supported the recommendation. Director Danziger asked for opinions on the color of the flag. President Donner suggested blue. Director Baitx agreed and inquired about flag etiquette if a third flag was allowed. Fire Chief Winnacker confirmed.

**President Donner opened the public comment.**

Marc Evans, Orinda resident, expressed support for the 25<sup>th</sup> celebration and desire to purchase a t-shirt.

Director Danziger inquired about the public purchasing the t-shirt. Fire Chief Winnacker cautioned the sale of the MOFD t-shirt to the public as the clothing items may show up in places where the District would not necessarily want them to show up. President Donner suggested offering the purchase of the flags.

**There were no further requests to address the Board. President Donner closed public comment.**

Director Danziger requested a board resolution on the 25<sup>th</sup> MOFD Anniversary. Fire Chief Winnacker confirmed.

**Motion by Director Jorgens and seconded by Director Jex to allocate the \$500 Directors Budget line item to the 25<sup>th</sup> Anniversary expenses. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

**10.5 Approval of Side Letter of Agreement Between Moraga-Orinda Fire Protection District and United Professional Firefighters of Contra Costa County IAFF Local 1230, AFL-CIO to Add Section 13.5.4 Retirement Health Savings Account Provisions (audio 2:10)**

Fire Chief Winnacker provided the report. The Memorandum of Understanding (MOU) with IAFF Local 1230 (Local 1230), effective July 1, 2021, through June 30, 2024, included a new Retiree Health Savings Account benefit with a monthly District contribution of \$100/month for all active bargaining unit members. The District has been working with Local 1230 on selecting and implementing the new plan. The selected plan is MissionSquare Retirement Health Savings Account. Local 1230 requested the following:

1. All active bargaining unit members except Firefighter/Paramedic Trainee shall contribute \$100 per month of salary into the member's MissionSquare Retirement Health Savings Account. converted to an RHSA contribution using the member's Hourly Base Rate on the District's current publicly available Salary Schedule
2. Unit members shall be permitted to exceed the maximum cumulative vacation hours specified in section 10 of the MOU by up to 56 hours in a fiscal year. At the end of the fiscal year, the difference between the cap specified in the MOU and the vacation balance, not to exceed 56 hours, shall be
3. Upon the death of a member, surviving spouse, and all surviving eligible dependents, funds remaining in the member's account shall remain in the trust and be reallocated among all Local 1230 RHSA plan participants with a balance on an equal dollar basis.

The Side Letter of Agreement adds a new section to the MOU to include requests #1 and #2. Request #3 is a trust plan item and will be included in the trust plan documents. Staff recommended approving the Side Letter of Agreement between Moraga-Orinda Fire Protection District and United Professional Firefighters of Contra Costa County IAFF Local 1230, AFL-CIO to Add Section 13.5.4 Retirement Health Savings Account Provisions.

Director Jorgens stated there are three things. One is something that was already agreed to in the MOU, which was the \$100 that the members will contribute, and the District contributes a similar amount. The second one, which was negotiated during the MOU but was not agreed upon during the MOU, and specifically was turned down during the MOU, was being able to sell back vacation time. The third one appears to be perfunctory because it is probably required, not required by law, but the probability of happening is low, so it is not controversial. The one controversial item is allowing members to sell back excess vacation time. It used to be "use it" or "lose it," and is very common after you get to a certain point in industries, and how it has been for a long time with the District, and now the Board is changing that. The Board is changing it at a time after the District already won that point in the negotiation. Director Jorgens questioned why the Board suddenly decided to give up a point that the Board spent time and effort on and did not give up previously as part of negotiations. The Board gave away an item discussed in the MOU and not agreed on six years ago after a contentious multi-year negotiation

President Donner asked if any members had lost vacation time by not taking a vacation. Fire Chief Winnacker stated he was aware of one back in 2018. President Donner stated that members would have the ability to either take 56-hours of vacation time or, instead of taking the vacation time off, place the unused time into health savings account to use when retired. President Donner supported the recommended action. Director Jorgens argued that if it is not a value to give, if nobody ever uses it, why would the Board give it to them.

President Donner stated the members have the ability to take 56 hours of vacation time that they are entitled to take. Instead of taking the vacation the time off, which would be backfilled with overtime and cost the District money, members are taking that money and putting it into a future health account when they retire should they have a health issue.

Director Jorgens responded what the members do with the money is not our business. President Donner commented that it is what the HSA is designed for. Director Jorgens replied that it does not matter what it is designed for. (inaudible). President Donner reiterated it is a health retirement savings account. Director Jorgens contended that all it is going to do is defer some costs the members otherwise might not have had reimbursement for. Director Jorgens pointed out that the members are selling back time they otherwise would have lost. Director Danziger asserted that no one had done it in four years. Director Jorgens voiced that if it is not interesting, why are the members asking for it.

President Donner answered because it is a way for the members to save for future medical expenses and shared that he had an HSA with the Oakland Fire District and had to use it for medical expenses. Director Jorgens recounted that he had one too and used it extensively, but it was only his own money, and he never in his life was able to sell back any vacation time. Director Jorgens explained that he did not take thousands of hours of vacation during his life and lost a lot of vacation because of it and reiterated if nobody is ever going to use it, it is not a valuable thing. It was already negotiated away during negotiations. Director Jorgens asked why the Board is now giving it as a gift to people.

President Donner stated he is in favor of taking care of the firefighter's future medical expenses that are not going to be covered by the District at no cost to the District. Director Jorgens stated the problem is the Board can be in favor of that or not, but the Board just got through having a seven-month-long negotiation that included this point, and the members gave the point up. Now, after the District had completed the negotiation, the members came back three months later and asked for a point that was already given up, and now the Board is giving it to them. President Donner asked if that was a bad thing. Director Jorgens answered yes. President Donner asked why is that a bad thing. Director Jorgens explained that it is renegotiating and giving something away that was not negotiated and is called bad faith negotiating.

Director Danziger opined it was not the exact item discussed in negotiations. Director Jorgens asserted that this exact item was negotiated because the members were not able to sell back for any reason, and that was a negotiated point; as the Board was told in closed session and the exact thing was a negotiating point and has been for years (several contracts in a row it has been a negotiating point). Director Jex stated that giving something outside of negotiations is a policy issue. Director Jorgens added the Board is giving the members a benefit that they did not negotiate for. Director Jex added the time before that,

the issue that Director Jorgens is talking about, the previous contract, cost the District big bucks. The District gave the members everything they asked for and more.

Director Baitx asked if the Directors were against cost savings for the District. Director Jorgens replied that he is against renegotiating a contract the District just finished negotiating. The topic was on the table. The District decided that it was something we did not want to open the door for, which was the concept of paying for vacation time when it went unused. Director Jorgens explained that the main reason companies do not sell back vacation time is because, as the firefighters have pointed out in negotiations and otherwise, they have an incredibly stressful job. They need to have time to recuperate. They need to have time to reduce their stress. They need to have time to go out and enjoy life and become more physically fit, both mentally and physically. And when we allow them to sell back unused vacation time, it gives them an incentive not to use their vacation time.

President Donner responded that is why the Board is capping it at 56 hours. Director Jorgens stated that it is a foot in the door whether the Board is capping the time or not. It is a disincentive. President Donner respectfully disagreed. Director Baitx agreed and stated that the MOFD is not just another company. Director Jorgens restated that the key is it was a negotiating point and was negotiated away by the Union. Now the District is going back, after the fact, after the contract is signed, and giving away a point we already negotiated. Director Baitx replied that it is a point that could possibly save the District money and asked if Director Jorgens was against that. Director Jorgens answered that it does not make any difference, and that was not the point. Director Baitx asked again if Director Jorgens was against possibly saving money for the District and helping the firefighters with their health savings accounts.

Director Jorgens explained that he had the same points back when the District negotiated the MOU. Director Baitx asked for clarification to make sure he understood that Director Jorgens did not want to save the District money and did not want to take care of the health of our firefighters. Director Jorgens clarified that he did not say that he did not want to take care of the firefighter's health, and the District has lots of things to take care of the firefighter's health. Firefighters have the ability to put as much money as they want to into this program, so that is not a problem. Director Jorgens restated that the problem is that it is a renegotiation of something that was heavily negotiated at the time, with all of the same economics for both parties at the same time. The answer is the District has already had a discussion about this. The three board members elected by the, you know, whose campaigns were 90%+ paid.

*(inaudible)*

Director Jorgens declared decorum was not being observed that he had the floor. Director Jorgens stated the three board members, whose 90% of their campaigns were paid for by third parties, specifically the firefighter's unions, are the three that are supporting this. Director Baitx remarked that other Board members would like to have a point, and the Director Jorgens has had the floor this whole time which is why other Board members have had to jump into the discussion. Director Danziger expressed that it was inappropriate to bring up the 2018 election. Director Baitx agreed.

President Donner spoke that this is a benefit to the firefighters when they retire and the District is putting a cap on the hours. When discussing the HRA, the District did not know what would happen. The District had an idea and agreed to do the \$100. Then the membership came back and asked if they could contribute \$100, so the members could start adding some real money. The bottom line is the District is putting a cap on 56 hours of vacation time. There is the possibility that this could save the District a little bit of money, and it will give the firefighters a little bit of peace of mind. President Donner supported giving this to the members and that the District is done with negotiations. President Donner expressed that whether the Union supported my campaign or not, it feels good and feels right to support this recommendation for our membership. Director Danziger added that it costs the District nothing. President Donner commented that Director Jorgens' standpoint is strictly from negotiating. The Board is talking about our men and women who protect us and work for our company and supported the recommendation.

**President Donner opened the public comment.**

Marc Evans, Orinda resident, stated he is a manager, manages a union organization, and does not support the recommendation. The Board says that it costs nothing, but whenever you do this, you create liability, and then, over time, you create a liability that you cannot control. Mr. Evans opposed the Board doing something outside negotiations and challenged Director Danziger; this is an election issue. Mr. Evans opined three chairpersons voting for the benefit of the unions. MOFD is for the community and

placed all three board members on notice that this is another vote for the firefighters who are well represented and do a great job, but expressed that the Board members are not representing the community. Mr. Evans recommended that if this needs to be done, it must be done during normal annual negotiations.

Vincent Wells, Local 1230 Union President, Mr. Wells commented that people like to distinguish the Union as a separate entity. The Union is the firefighters that make up the Union of the Local 1230 and Moraga-Orinda firefighters of the L1230. The Union did negotiate an agreement for retiree health because, in previous contracts, the Union negotiated away where Moraga-Orinda, out of all the firefighters in Contra Costa County, Moraga-Orinda is one of the only agencies that does not have healthcare for the retiree firefighters. This was important to the Union, and we did agree to get this retiree health savings account, but then we did not finish all the details of it in negotiations. Mr. Wells clarified that the Union is not negotiating after negotiating. In looking at retiree health and other fire agencies, including Contra Costa, East Contra Costa, Rodeo-Hercules, all cover their firefighters when they retire. Moraga-Orinda is one of the only agencies that does not do that. Mr. Wells encouraged the Board to forward with the recommendation. If the Board sees excessive use in the future of vacation hours, it can be negotiated again later if there is some abuse. Mr. Wells suggested that this is a continuation of our bargaining process and hopes that the Board finishes up because this is what was negotiated. It went beyond the normal time, but everyone knew that we were going to finish the retiree health account and that it would occur after finalizing our MOU negotiation. Mr. Wells resented the statement that the Union was renegotiating after negotiations. When the negotiations ended, all agreed that we would do this retiree health afterward and come to an agreement on how we were going to apply it.

Director Jorgens asserted that Mr. Wells and the MOFD Negotiator disagree on the negotiation status at the end when the MOU was signed and stated the things outstanding on this particular item had nothing to do with selling back vacation time. That topic did not come up concerning the HSA. The only outstanding item was whether the Union members would agree to the HSA because it required everybody to put in money, and that was not a certainty. The Union had questions about what organization would be managing the HSA. Director Jorgens disagreed that selling back vacation was part of the negotiations for the HSA.

**There were no further requests to address the Board. President Donner closed public comment.**  
No further discussion by the Board.

**Motion by Director Baitx and seconded by Director Danziger to Approve the Side Letter of Agreement Between Moraga-Orinda Fire Protection District and United Professional Firefighters of Contra Costa County IAFF Local 1230, AFL-CIO to Add Section 13.5.4 Retirement Health Savings Account Provisions. Said motion carried 3-2-0-0 roll call vote (Ayes: Baitx, Danziger, and Donner; Noes: Jex and Jorgens; Absent: None; Abstain: None)**

#### **11. COMMITTEE REPORTS (audio 2:32)**

- 11.1 Audit Committee (Directors Danziger and Jex).** Director Jex requested an audit committee meeting be scheduled for a pre-audit review.
- 11.2 Facilities Station 41 Ad Hoc Committee (Directors Baitx and Donner).** No report.
- 11.3 East Bay Hills Wildfire Prevention and Vegetation Management Joint Powers Agency Meetings (Directors Danziger and Jorgens).** Director Danziger reported the monthly meeting was canceled.

**President Donner opened the public comment. There were no requests to address the Board. President Donner closed public comment.** No discussion by the Board

#### **12. ANNOUNCEMENTS (audio 2:33)**

- 12.1 Brief information only reports related to meetings attended by a Director at District expense (Government Code Section 53232.3(d)).** No Report.
- 12.2 Questions and informational comments from Board members and Staff.** No Report.
- 12.3 Fire Chief Updates**

##### **12.3.1 Finance Report**

Finance Manager Smith provided the report and presented the status of OES reimbursements, attached to these minutes, Item 12.3.1 attachment A. Director Jex asked if the District received all the invoices from the State. Fire Chief Winnacker explained the F42 process and accountability of what is owed to the District. Finance Manager Smith reviewed the status of transitioning from Citibank to Chase Banking Services.

##### **12.3.2 Human Resources**

Human Resources Manager Russell provided the report. A Workers Compensation Presentation was provided for all employees giving an overview of the worker's compensation process and

recent COVID-19 legislation. The application period for the Engineer recruitment closes on Monday, March 21, 2022. The examination date is scheduled for Monday, April 4, 2022.

### **12.3.3 Fire Marshal**

Fire Chief Winnacker provided the report and outlined the statistics provided in the Monthly Fire Prevention report. The District's chipper arrived, and Staff resumed chipping service. Fire Chief Winnacker showed a picture of a hydraulic forestry grapple that Staff is demoing to increase the efficiency of the Fuels Mitigation team when performing chipping services to assist with the reduction of time to detangle piles for feeding through the chipper.

### **12.3.4 Operations**

Fire Chief Winnacker provided the report and shared a PowerPoint presentation. Attached to these minutes, Item 12.3.4 attachment A. Fire Chief Winnacker reviewed fuel moisture levels and graphs illustrating an overall drying trend since January. It explained the significant fire potential and the early onset of the fire season. The graph was produced from the District's remote automated weather station (RAWS) and highlighted the dry fuels relative to the norm (well below the average). Fire Chief Winnacker explained that the low fuel moistures seen at the end of August would be seen as early as April and May. A lengthening of the fire season will occur with increased exposure to risk. Ignitions occur all year round in all sorts of places. Ignitions only matter when the fuels around them are dry enough and capable of carrying fire. It becomes a time-space curve about whether the conditions are such that the fire will spread more rapidly than firefighting resources can respond to the scene. When fuels are moister, firefighters have more time to aggregate the firefighting and can be controlled by the first two units; when the conditions have dry fuels, dry to the point that the fuels create a condition of rapid rates of fire spread. Statistically, the fire spreads beyond what the efforts of the initial arriving firefighting unit can contain, and the fire will take more units to respond. This response requires more time. On the Response versus Spread curve, the results fall further and further behind as a rapidly moving fire outpaces the available firefighting resources that are responding from outlying locations. The greater the number of units needed to fight the fire, the greater the time required because the units have a greater travel time from outlying areas due to the relatively low density of our firefighting resources.

Fire Chief Winnacker shared information from the North Ops Seasonal Outlook published on March 1, 2022. The outlook shows a mosaic of existing fuel conditions and will remain critical during the next four months. The cured herbaceous and flammable shrub fuels should align during June across lower and some mid-elevations. The herbaceous or grass fields will start curing as soon as June, where grass will rapidly carry fire. Then flammable shrubs will increase the intensity and generate ember-producing components. The weather outlook for March to June is near to below normal temperatures and below-normal precipitation. The forecast does not expect to see particularly high-temperature levels and does not expect to see rain either. There is a potential to see northerly flow cases, also called a Diablo wind event. The North Wind events are typically associated with the fall, much more likely to see in the late spring. The fuels may be dry enough in the right locations to support rapid fire spread earlier in the year. Significant fire potential is normal in all areas from March to May, then above normal in June.

Fire Chief Winnacker reviewed how the District is preparing for the upcoming fire season (pile burning activities, area familiarization, and fire trail maintenance). The District is leading a multi-agency exercise, the East Bay Incident Management team with CAL FIRE, to set the stage for establishing a good firefighting command structure.

We continue to exercise our firefighting functionality with training by throwing ladders, the venting of roofs, technical rescue drills, and early season Wildland exercises.

### **12.3.5 Community Warning System Update**

Fire Chief Winnacker provided the report and reviewed the CWS registrations and signups for Moraga and Orinda. Staff is in the process of planning virtual evacuation exercises with the Moraga Police, Orinda Police, and the Contra Costa County Sheriff's Departments. The Staff has received a number of requests from specific communities to exercise their neighborhood organization in conjunction with the virtual exercise. President Donner commended the number of signups. Fire Chief Winnacker stated the Lamorinda area had outpaced the rest of the County due to the efforts of Dennis Rein, Emergency Preparedness Coordinator, to build awareness and complementary work done by Lamorinda CERT.

## **12.4 Communications Received.**

Fire Chief Winnacker shared a significant number of public comments, which were previously received and published. The District received a very nice letter from a former resident who apologized for behavior while inebriated when dealing with a crew in 2014. All five members recalled the incident. The letter brought very nice closure for both parties. Staff communicated and thanked the former resident.

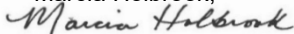
- 12.5 Future Agenda Items.** Director Danziger requested a new ad hoc committee be formed called the MOFD and City of Orinda Fire Prevention committee.

**President Donner opened the public comment. There were no requests to address the Board. President Donner closed public comment.** No further discussion by the Board.

**13. ADJOURNMENT**

**At 9:54 p.m., Director Danziger motion and seconded by Director Jorgens to adjourn the meeting. Said motion carried 5-0 roll call vote (Ayes: Baitx, Danziger, Jex, Jorgens, and Donner; Noes: None; Absent: None; Abstain: None).**

Marcia Holbrook,



District Secretary/District Clerk

For an audio recording of this and other Board meetings, please visit the MOFD District Board Meeting at [www.mofd.org/agendas](http://www.mofd.org/agendas).

Written Public Comment  
Item 8.1, Ordinance 22-02  
Attachment A



March 14, 2022

**VIA ELECTRONIC MAIL ([info@mofd.org](mailto:info@mofd.org))**

Moraga-Orinda Fire Protection District  
Board of Directors  
1280 Moraga Way  
Moraga, CA 94556

Re: Proposed Adoption of Ordinance No. 22-02

Dear President Donner and Members of the Board:

On March 11, 2022, the East Bay Regional Park District (EBRPD) submitted a comment letter to you to express concerns regarding proposed Ordinance 22-02, scheduled for a second reading at the March 16, 2022 Moraga-Orinda Fire District (MOFD) Board meeting. EBRPD's letter urged you to reject the proposed ordinance as drafted and to direct staff to modify it to exclude its application to undeveloped EBRPD parcels.

I am writing on behalf of the East Bay Municipal Utility District (EBMUD) to join in EBRPD's letter and to urge you to reject Ordinance 22-02 as drafted.<sup>1</sup> EBRPD's excellent and thorough legal analysis explains in detail why MOFD does not have the legal authority to impose this ordinance on undeveloped parcels. I will not repeat that analysis here.

Instead, I write to explain why MOFD's proposed ordinance would interfere with EBMUD's ability to manage its watershed lands. EBMUD lands fall within the State Responsibility Area (SRA) administered by CalFire. EBMUD lands are fenced, posted, and patrolled by contract law enforcement officers and EBMUD rangers to protect water quality and natural resources. To establish long-term management direction and ensure the protection of EBMUD's natural resources and water quality, EBMUD has developed and implemented the East Bay Watershed Master Plan and related Environmental Impact Report, Fire Management Plan, Ranger Resource Management Plan, and Low Effect Habitat Conservation Plan and associated Incidental Take Permit. EBMUD's fuels management, including areas within MOFD must comply with the requirements of the Habitat Conservation Plan (HCP). The HCP contains specific management guidelines to avoid and minimize adverse effects on California red-legged frogs, Alameda whipsnake, pallid manzanita and other biological resources that conflict with the proposed Ordinance requirements. EBMUD has long had an excellent working relationship with MOFD. Within the spirit of that cooperative relationship, we would be happy to work with MOFD staff to develop an ordinance that presents a workable solution to the management of undeveloped

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<sup>1</sup> Like EBRPD, EBMUD only learned of this proposed ordinance in late February when it was brought to our attention by EBRPD.

Moraga-Orinda Fire Protection District  
Board of Directors  
March 14, 2022  
Page 2

lands. We ask that you pause the development of this proposed Ordinance and direct staff to work with EBMUD and EBRPD to develop an ordinance that will benefit all parties.

Sincerely,



Michael T. Tognolini  
Director of Water and Natural Resources

MTT:dec



## THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

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UC Legal

3/16/2022

Office of the President  
1111 Franklin Street  
Oakland, CA 94607

[universityofcalifornia.edu](http://universityofcalifornia.edu)

Via Email Only ([info@mofd.org](mailto:info@mofd.org))

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Moraga-Orinda Fire Protection District  
Board of Directors  
1280 Moraga Way  
Moraga, CA 94556

Re: Proposed Adoption of Ordinance No. 22-02

Dear President Donner and Members of the Board:

The University of California, Berkeley ("University") appreciates the opportunity to comment on proposed Ordinance No. 22-02 (the "Ordinance"). The University did not learn of this Ordinance until last week, when a representative from the East Bay Regional Park District ("Park District") informed us that the Moraga-Orinda Fire Protection District ("MOFD") scheduled a second reading of the Ordinance for its meeting on March 16, 2022. Similar to the Park District, the University is surprised that no representative from MOFD reached out to the campus to seek our input either prior or subsequent to the first reading.

The University shares the MOFD's goals of reducing the risk and spread of uncontrolled wildfires that would have a devastating impact on the University and the communities that are adjacent to the campus, and remains committed to working collaboratively with the MOFD towards this joint mission. Toward this end, the University complies with all applicable provisions of Title 24 and Title 19 concerning fire and building safety, and works closely with the Office of the State Fire Marshal in mitigating fire hazards on University property. The Berkeley campus, in particular, has also developed a Wildland Vegetative Fuel Management Plan ("Plan") and its associated programmatic Environmental Impact Report ("EIR") that covers the Hill Campus, including lands that are located within MOFD's boundary. As part of this Plan, the campus conducted a hazard and risk assessment based on most recent fire science, and has prioritized work accordingly.

Although the University does not disagree with the purpose of this Ordinance, the University maintains that the Ordinance's application to undeveloped lands exceeds MOFD's jurisdiction, and joins in the Park District's and East Bay Municipal Utility District's comment letters, which are incorporated herein by reference. We respectfully request that the Board not adopt this Ordinance, or at least pause its development and consider revisions that would comply with state law and avoid subjecting property owners within MOFD boundaries to multiple fire-reduction plans with inconsistent practices and requirements.

Meanwhile, even if MOFD had the legal authority to impose this Ordinance on undeveloped land, it is important to note that MOFD would not have jurisdiction as to those University-owned parcels within MOFD's boundary. The Office of the State Fire Marshal ("OSFM") has delegated its authority to Designated Campus Fire Marshals to enforce OSFM's fire and building safety regulations in Title 24 and Title 19 at all campuses and properties administered or occupied by the University. (Cal. Health & Saf. Code §§ 13108, 13146(a)(5).) This delegation is effectuated via a Memorandum of Understanding between the OSFM and the Regents of the University of California, the most current being dated May 20, 2015. As such, the University has its own authority to perform hazardous vegetation and fuel management necessary to create defensible space on its undeveloped land as well as within wildland urban interface fire areas. (See, e.g., Title 24, California Building Code, Part 2, Chapter 7A; Title 24, California Fire Code, Part 9, Chapter 49; 19 Cal. Code Regs. § 3.07)

Finally, we wish to note that MOFD's proposed ordinance would also conflict with the University's responsibility to protect critical habitat for the threatened species, Alameda Whipsnake, as addressed in the above-referenced EIR. University property located within MOFD's boundaries is encompassed in critical habitat. Pursuant to Government Code section 51184, land that includes critical habitat for a threatened species is not subject to Government Code section 51182, which requires property owners to maintain fire breaks and conduct other fire mitigation based upon various criteria. Accordingly, compliance with MOFD's proposed Ordinance would directly interfere with state law and the University's requirement to keep this land in its natural state to protect the Alameda Whipsnake habitat.

To conclude, we concur with other public agencies that have noted that MOFD does not have authority to adopt this Ordinance as applied to undeveloped land, and the MOFD also cannot enforce such provisions on University-owned property. We respectfully ask that the Board reject this Ordinance and modify it to exclude undeveloped parcels and its application to the University.

Sincerely,

A handwritten signature in black ink that reads "Sarah Quiter". The signature is written in a cursive style with a large, stylized initial 'S'.

Sarah Quiter  
Principal Counsel – EH&S  
UC Legal, Office of the General Counsel  
University of California, Office of the President

Written Public Comment  
Item 8.2, Ordinance 22-03  
Attachment B

**From:** [Bruce Cohen](#)  
**To:** [Info](#)  
**Subject:** Fire safety rating for Orinda-- proposed change??  
**Date:** Monday, March 14, 2022 11:17:05 AM

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We understand that Chief Winnacker may wish to alter the fire safety rating of all of Orinda to Very High Fire Hazard Severity Zone. Before making such a change, please consider the deleterious effect this will have on whether we homeowners will be able to buy fire insurance at any affordable rate or at all. You already have our attention on fire safety, and many Orinda residents are improving the fire safety of our properties. Many of our neighborhoods, such as mine, are making fire safety improvements to get the Firewise rating. Not being able to get affordable fire insurance is a nightmare. Can't we find other means to improve fire safety rather than change the fire safety rating to "Very High Fire Hazard Severity Zone" ?

Thanks  
Bruce Cohen



**From:** [Info](#)  
**To:** [Holbrook, Marcia](#)  
**Subject:** Very High Fire Hazard designation  
**Date:** Monday, March 14, 2022 7:38:58 PM

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Message submitted from the <Moraga-Orinda Fire District, CA> website.

**Site Visitor Name:** Judy Clayton

**Site Visitor Email:** [REDACTED]

I received a message about your proposal to change our designation from Wildland Urban Interface to Very High Fire Hazard Severity Zones which does not sound like a desirable change.

A few months ago I was informed that both my homeowner's and umbrella insurance policies would not be renewed. Although I did get coverage with a different insurance company, I wonder how this change would affect us.

At a minimum, I believe you should postpone taking action on this proposal to ensure that the communities that will be affected by this change be fully informed about the rationale for this change; any effects it would have regarding insurance issues; and be provided with an opportunity for public discussion.

Judy Clayton  
cc: Fire Chief Winnacker

**From:** [Info](#)  
**To:** [Holbrook, Marcia](#)  
**Subject:** Email contact from Moraga-Orinda Fire District, CA  
**Date:** Monday, March 14, 2022 8:02:34 PM

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Message submitted from the <Moraga-Orinda Fire District, CA> website.

**Site Visitor Name:** Nick Mitchell

**Site Visitor Email:** [REDACTED]

Hello Chief Dave, I strongly oppose your recommendation on changing our designation from Wildland Urban Interface to Very High Fire Hazard Severity Zones for many matters and encourage you to ld postpone taking action on this proposal to ensure that the communities that will be affected by this change be fully informed about the rationale for this change

**From:** [Suzanne Jones](#)  
**To:** [Info](#)  
**Subject:** Comment re 3.16.22 Agenda Item 8.2 Ordinance 22-03  
**Date:** Tuesday, March 15, 2022 10:11:07 AM

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Dear MOFD Board of Directors:

We wanted to follow up with additional information relevant to our comment letter of 2.16.22 (pasted below) regarding Ordinance 22-03.

Since that meeting, and in light of concerns raised regarding homeowners insurance, we spoke directly with two insurance agents including our State Farm agent, Jay Scott. Our takeaways from the conversation with Mr. Scott were as follows:

- State Farm has its own experts that calculate fire risk based on physical factors (e.g. topography, wind currents, vegetation, etc.) which form the inputs into their risk models. Mr. Scott does not expect local fire district maps to become a factor in these assessments.
- He was unequivocal that State Farm would not cancel anyone's policy or raise rates based on a change in the District's maps.
- State Farm welcomes any steps at the local level that will encourage safer, more fire-resistant homes.
- He said we may be eligible for a discount on our insurance premium thanks to the extensive fuels mitigation we've completed around our home and that we are part of a Firewise Community; he is sending us information about how to request that.

After that conversation, Suzanne also stopped by the newly opened State Farm office in Moraga, and spoke to agent Timi Adeyemo, who concurred with the points above as well.

As a result of these direct conversations with our insurance company, we are not concerned about our coverage should Ordinance 22-03 pass. We are, however, very concerned about construction in our area that does not comply with the State's current ember-resistant, emergency access and other hazard mitigation regulations.

Redesignating the District's LRA "high" fire severity zones to "very high" appears to be the most efficient and legally robust means by which to apply the State's Title 14 regulations promptly to areas which, we must all acknowledge, do objectively warrant that classification, and which will likely be so designated anyway when the State maps are updated.

As such, we strongly support passage of this ordinance. We live in an SRA zone that is already subject to the Title 14 regulations. This ordinance will bring neighboring LRA properties into conformity with the same strict regulations, making both our property and those of our neighbors safer in the face of the serious fire dangers we must now all manage together.

Thank you for your consideration,

Rob Elia and Suzanne Jones

[REDACTED]  
Moraga, CA 94556

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**From:** Suzanne Jones [REDACTED]  
**Sent:** Wednesday, February 16, 2022 12:41 PM  
**To:** 'info@mofd.org' <info@mofd.org>  
**Subject:** Comment re 2/16.22 Agenda Item 8.6 , LRA VHFHSZ

To the MOFD Board of Directors:

We are writing to express our support for the adoption of Ordinance 22-03. First, however, we want to express our sincere appreciation to the District for the critical work it is doing to help the Moraga-Orinda-Canyon community become better educated about and prepared for wildfire.

The District's outreach and support efforts—including the Chief's excellent community presentations explaining the risks, District staff's consultations to help residents improve defensible space, and the MOFD chipping program--have very directly helped us do a much better job preparing our home and our family to survive a wildfire.

We are also grateful for MOFD's ongoing work to secure funding for additional shaded firebreaks, and that it is collaborating with natural-resource agencies and organizations to take a balanced approach to protecting habitat and environmental resources while significantly reducing the ability of wildfire to spread through the community.

Within this context of MOFD's many efforts to respond adequately to rapidly increasing fire dangers, we write in support of Ordinance 22-03 before you tonight. As important as all the aforementioned strategies are, the District cannot mitigate our area's fire risks to the maximum extent feasible without the ability to apply state regulations within the LRA, where appropriate, as well as the SRA.

We currently live within the SRA and are thus already subject to the Title 14 fire regulations. We have noted with concern that abutting LRA lands, with fire hazards every bit as great as ours, are not currently subject to the same set of rules.

Ordinance 22-03 would enable these LRA zones to be treated in accordance with their true risks, allowing for appropriate measures to reduce fire dangers in both the SRA and the LRA, to the benefit of everyone. We urge you to adopt the ordinance.

With very best regards,

Rob Elia and Suzanne Jones  
[REDACTED]  
Moraga, CA 94556

**From:** [Michele Turre](#)  
**To:** [Info](#)  
**Subject:** Comment re 3/16/22 Agenda Item 8.2: (LRA) Very High Fire Hazard Severity Zones  
**Date:** Tuesday, March 15, 2022 9:41:54 PM

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Dear MOFD Board Members,

I'm writing in support of the pending proposal to designate selected areas within the MOFD as "very high risk" Abutting areas with comparable conditions should be held to comparable standards, whether under LRA or SRA.

I understand that there is some concern from residents in incorporated areas that insurance could be cancelled or rates become unaffordable if the very high risk designation is adopted. Our residence, located outside town limits in Moraga is already subject to the more strict SRA requirements and that has **not** been the case.

Insurance rates for all have increased over the past few years. My insurance agent stated that their rates increases 6-15% in each of last two years. Our increase was at the higher end of that scale. Not insignificant, but not unaffordable.

I was told by our insurer that they have not cancelled any policies in Lamorinda due to fire risk. They did admit that in the future, they may choose not write new policies in extreme situations. But already, any Insurer may request additional mitigation or abatement, for instance if trees are too close to a building, and have a right to require more strict standards than those set by State or Local regulations.

I was told by my agent that State Farm does their own actuarial research, they do not rely solely on fire maps, and they do not currently consider Lamorinda an extreme wildfire danger area. Rather, they suggested that because increased regulations make conditions on the ground less hazardous, insurers consider that a benefit not a detriment.

The prospect of neighboring residences being constructed under less rigorous safety standards is extremely concerning to my family. I urge you to adopt the ordinance.

All our best regards,

Michele Turre



Moraga, CA 94556

**From:** [Sheerin Ong](#)  
**To:** [Info](#)  
**Subject:** Adoption of Ordinance 22-03  
**Date:** Wednesday, March 16, 2022 12:30:03 PM

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Dear MOFD Board,

I attended the community meeting last week to gather additional information regarding the adoption of Ordinance 22-03. Upon learning that MOFD was considering zoning my neighborhood as a "very high fire risk zone" my immediate concern was my homeowners insurance which I understand is a concern of other members of the community as well.

After some additional due diligence, my concerns regarding home owners insurance have been addressed and the safety of our community has led me to writing to you and urging you to support the adoption of Ordinance 22-03.

I came to this conclusion after speaking with my state farm agent who advised me of the following:

- The local fire district maps are not a factor in their risk assessment
- They will not cancel anyone's home owners insurance as a result of local fire district map changes
- I was actually offered a DISCOUNT because we live in a FireWise community

Given the these facts, I do not see why the Board would not adopt this ordinance to keep our community safe. It is clear that this year will once again be a challenging fire season in our area and I urge you to pass this ordinance.

Sincerely,

Sheerin Ong

**From:** [Ann Walgenbach](#)  
**To:** [Info](#)  
**Subject:** Comment for Ordinance 22-03  
**Date:** Wednesday, March 16, 2022 2:16:08 PM

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Dear MOFD Board of Directors,

I realize that this might be a difficult decision to make on Ordinance 22-03- mostly because of the unknown effect that it might have on the Moraga and Orinda homeowners and their insurance. However, as a homeowner at 90 Valley Hill Drive off the one way in and one way out Bollinger Canyon Road, I am deeply concerned about the fire regulations that will apply to the land directly across the road from my home and neighbor's homes. I am in favor of the Ordinance so that any future construction in the area would be required to adhere to the same regulations that apply to anyone else in proximity to the area- and using the same ingress and egress.

I am the Firewise leader for the Bollinger Canyon, Valley Hill and Bluffs area. Our residents have been working diligently to fire harden our homes and surrounding areas. We would expect that the same strict regulations and diligent behavior for any use of the land that is sharing our roads.

In light of the increasingly dangerous and lengthy fire seasons, I believe that additional preparation and diligence is the solution to providing our best preparation for fire hazard. Our USAA insurance gave us a discount on our insurance because there were Firewise communities in our area- before we had become a Firewise community. More Firewise communities, strict regulations and fire preparation activities would surely seem to be the best solution to creating a safe community and avoiding insurance issues.

Thank you!

Ann Walgenbach

**From:** [Nick Mitchell](#)  
**To:** [Winnacker, David](#); d [REDACTED]; [Info](#)  
**Cc:** [Nick Mitchell](#)  
**Subject:** 22-03 and changes to fire district designation  
**Date:** Wednesday, March 16, 2022 4:45:21 PM

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Board, Chief Winnacker and District Secretary Holbrook:

Thank you for your service and the support of our community.

I am unable to attend the Board Zoom meeting this evening, please include this letter as my **objection** to 22 03 in that the consequences of a high fire danger to the individuals, families and homeowners in the Orinda area may be significantly impacted with a change in the fire zone designation in Orinda. Particularly, the costs on fixed income, elderly and lower income residence can be significant, lower property values, cancelled insurance policies, etc.

I strongly encourage you to delay any action on this until all options (including stricter local codes and enforcement of codes) can be studied in full and the entire community can understand the costs that this action will create.

I do support enforcement of existing codes and stronger codes, but I do not support a categorical designation of high fire danger.

The Mitchells – [REDACTED].

Thank you,

Nick Mitchell, CPA

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**From:** [Winnacker, David](#)  
**To:** [Holbrook, Marcia](#)  
**Cc:** [Pam Rhodes](#)  
**Subject:** FW: Fire danger rating change - very concerned  
**Date:** Wednesday, March 16, 2022 4:57:32 PM

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Marcia,

Please see below for correspondence received to be included in this evening's meeting.

Thank you,

Dave Winnacker  
Fire Chief  
Moraga-Orinda Fire District



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**From:** Pam Rhodes <[REDACTED]>  
**Sent:** Wednesday, March 16, 2022 4:49 PM  
**To:** Winnacker, David <[REDACTED]>  
**Subject:** Fire danger rating change - very concerned

Hello Chief Winnacker. I cannot attend the meeting tonight so I'm emailing you instead. I'm an Orinda resident and very concerned about why we can't achieve the goal of stricter fire codes simply by changing our own code? Why do we have to change our fire danger rating? Will our insurance be at risk?

Thank you!

Pamela Rhodes



**From:** [Winnacker, David](#)  
**To:** [Holbrook, Marcia](#)  
**Cc:** [REDACTED]  
**Subject:** FW: MFOD proposed zoning change to make Orinda a Very High Fire Hazard Severity Zone  
**Date:** Wednesday, March 16, 2022 4:57:32 PM

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Marcia,

Please see below for communication received to be included in this evening's meeting.

Thank you,

Dave Winnacker  
Fire Chief  
Moraga-Orinda Fire District



**From:** Darlene Davidge [REDACTED] >  
**Sent:** Wednesday, March 16, 2022 4:35 PM  
**To:** Winnacker, David <[REDACTED]>  
**Subject:** MFOD proposed zoning change to make Orinda a Very High Fire Hazard Severity Zone

Dear Chief Winnacker:

We respectfully request this zoning change proposal be postponed until it is understood how this will affect homeowners and fire insurance for the residents of Orinda. Many of us are currently facing huge hikes in the cost of insurance, or being dropped completely from our insurance companies. My husband and I will unfortunately be unable to attend tonight's zoom meeting, so we are sending this email to voice our concern.

Thank you for your consideration.

Darlene & Keith Davidge  
[REDACTED]

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[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

**From:** [Winnacker, David](#)  
**To:** [Judy Clayton](#); [Holbrook, Marcia](#)  
**Subject:** Re: Postpone the vote on the rezoning proposal.  
**Date:** Wednesday, March 16, 2022 5:14:40 PM

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Marcia,

Please see below for communication received to be included in this evening's meeting.

Dave Winnacker  
Fire Chief  
Moraga Orinda Fire District

On Mar 16, 2022, at 5:12 PM, Judy Clayton [REDACTED] > wrote:

Dear Chief Winnacker,

I am writing to request that you postpone the request to Rezone Orinda/Moraga to a Very High Fire Hazard Severity Zone at tonight's meeting.

My neighbors and I have just been made aware of this proposal and have many questions which should be properly addressed before any action is taken.

Thank you,  
Judy Clayton

[REDACTED]

**From:** [Ivy Anderson](#)  
**To:** [Info](#)  
**Subject:** Moraga fire hazard designation  
**Date:** Wednesday, March 16, 2022 5:33:25 PM

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Dear Director Jex and MOFD Board of Directors -

I live at 4008 Campolindo Dr in the Campolindo development of Moraga. I'm writing to ask you not to raise the fire danger designation for Moraga.

Our neighborhoods - certainly this is true in Campolindo - have already been highly proactive in fire mitigation over the past year and more. We have active wardens who advise homeowners on mitigation requirements and strategies and work actively to organize such activities. For example, my husband and I have just spent nearly \$10,000 in fuel break mitigation on a section of our property adjacent to the Lafayette Rim trail, specifically to protect against wildfire spreading. The evidence of this kind of continuous fire-wise activity is everywhere in our neighborhoods.

I believe that this is evidence of the already high fire safety consciousness in our town. To raise our fire danger status seems to risk punishing homeowners for the care and attention we already place on this issue, risking a potentially severe impact on future home sales and insurability. This cannot be good for the town; we need homeowners, and indeed the town as a whole, to be focused on fire safety implementation, not punitive designations.

We all take fire risk seriously, and we're all in this together. If more needs to be done, education and outreach, and where needed, enforcement, would seem to be more productive strategies rather than enacting ordinances that put our insurance statuses at risk.

Thank you,

Ivy Anderson  


## LONG RANGE FINANCIAL FORECAST

Board Meeting  
March 16, 2022



## LONG RANGE FINANCIAL FORECAST OVERVIEW AND PROCESS

- Forward looking 10-year period
- Separate from the Annual Operating Budget
- Board direction will be used to prepare the Annual Operating Budget

March 16: Public Input

➔

March 16: Board Direction

➔

April 20: Board Adoption

➔

April 20: Public Board Budget Workshop

## ANNUAL OPERATING BUDGET DEVELOPMENT FY2023 IN-PROCESS


- Revenue - Complete
- Salaries and benefits expenditures – Complete
- Capital Projects Fund expenditures – Complete
- Debt Service Fund expenditures – Complete
- OPEB and Pension Trust expenditures – Complete
- Operating expenditures – In-Process
  - Current year plus 4%

## LONG RANGE FINANCIAL FORECAST SIGNIFICANT ASSUMPTIONS

<u>Revenue</u>	<u>Expenditures</u>
• Property taxes: +7.47% (HdL), +2%, +3.5% thereafter	• Salaries and Overtime: +5% July 1, 2023, then +3% thereafter
• Ambulance revenue: +3%, +1.5% thereafter	• Benefits: +3% throughout
• Net strike team revenue: \$300K, +3% thereafter	• CCCERA: Actual, -2.22%, +2.96%, -1.76%, -0.94%, -1.42%, GovInvest
• Tunnel East Bay Hills Fuel Break Admin Fee: \$684K in FY2025 into General Fund	• OPEB Funding: Full actuarially recommended contributions
	• Pension Rate Stabilization Fund: Full contribution recommended using 6.25% discount rate and salary increases per the MOUs

## MINIMUM FUND BALANCE POLICY

- Policy adopted by Board July 2021
- Policy states maintain minimum unrestricted fund balance of 17% of budgeted General Fund revenue at fiscal year-end with a goal of achieving a 50% year-end fund balance in the long term.
- Long-term goal of minimum 50% unrestricted fund balance projected in FY2028



## LONG-TERM DEBT UPDATE ONE OUTSTANDING DEBT ISSUANCE

- Pension Obligation Bonds paid-in-full July 1, 2022
- Vehicle debt paid-in-full May 30, 2022
- One outstanding debt issuance: Station 43 construction \$322K per year debt payment

CAPITAL PROJECTS  
BOARD DIRECTION REQUESTED

- FY2023 Budget
  - Apparatus/Vehicles \$770K
  - Station 41/Administration rebuild \$1M
  - Fire station improvements \$70K
- Rebuild of Fire Station 41 and Administration
  - FY2024 \$4M
  - FY2025 \$4M
- Remodel of Fire Station 45
  - FY2026 \$515K
  - FY2027 \$2.1M
- Funding from General Fund transfers to Capital Projects Fund
  - FY2023 \$3.6M
  - FY2024 \$3.2M
  - FY2025 through 2027 \$2M per year
  - FY2029 through FY2032 \$1.1M per year





## Finance Report

March 16, 2022

### Strike Team Reimbursement - OES



• Strike Team Receivable Update:

	Actual <u>2020-2021</u>	Estimated <u>2021-2022</u>	<u>Total</u>
OES Strike Team Receivable	\$3,384,361	\$1,419,744	\$4,804,105
OES Payments Received	<u>\$2,489,423</u>	<u>\$1,231,076</u>	<u>\$3,720,499</u>
<b>Net Receivable Outstanding</b>	<b>\$ 894,938</b>	<b>\$ 188,668</b>	<b>\$1,083,606</b>

- 2020-2021 Invoices – pending reimbursement from FEMA
- 2021-2022 – \$189k outstanding

### Finance Report Continued



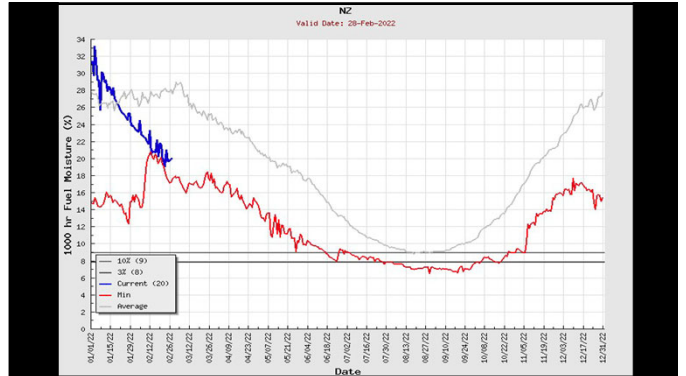
• Other Items

- Transition from Citibank to Chase bank in process:
  - Vendor payments – being processed from new accounts
  - Payroll Processor – updating bank account information
- PARS/OPEB Contribution – Contribution made on 3/3 (\$2,362,470 Pension and \$303,906 OPEB) per Board approval

## MOFD Board Update March 16, 2022



**MORAGA  
ORINDA**  
1997 25 YEARS OF SERVICE 2022



- ### March - June 2022 North Ops Highlights
- A mosaic of fuel conditions currently exists and will remain during the 4-month period.
  - Cured herbaceous and flammable shrub fuels should align during June across lower and some mid elevations.
  - Weather outlook for March to June is near to below normal temperatures and near to below normal precipitation.
  - Normal wind patterns with changeable gusty-dry W-SW and northerly flow cases.
  - Significant Fire Potential is Normal all areas March to May then Above normal June across Sacramento Valley-Foothills, portions of Coastal Range and Greater Bay Area.

### Early Preparation



**EAST BAY**  
INCIDENT MANAGEMENT TEAM  
ALAMEDA & CONTRA COSTA COUNTY



Fire Burning Area



**CAL FIRE INCIDENT RESPONSES**  
ARRIVAL TIMES




**PRESCRIBED FIRE REQUIRES COLLABORATION**

