



Moraga-Orinda Fire District

Board of Directors

REGULAR MEETING

June 19, 2024 – 6:00 PM

6:00 p.m. CLOSED SESSION

7:00 p.m. OPEN SESSION

MEETING LOCATION:
Moraga Library Community Room
1500 Saint Mary's Road
Moraga, California 94556

To access the meeting remotely:
please click the link below to join the webinar by Zoom:
<https://us02web.zoom.us/j/85854448504>
or By Phone: 1-669-900-6833
Webinar ID: 858 5444 8504

NOTICE OF TELECONFERENCED MEETING:

Pursuant to Government Code Section 54953, Subdivision (b), this meeting will include teleconference participation by Board Member Greg Hasler from:
1599 Castile St.
Celebration, FL 34747

Pursuant to Government Code Section 54953, Subdivision (b), this meeting will include teleconference participation by Board Member Mike Roemer from:
Hotel N Hostel
Ronngaten 1, 211 47
Malmo, Sweden

Public Participation

This meeting will be conducted in a hybrid format with in-person and remote options for public participation. If you are participating via the Zoom meeting link (i.e. web platform), and experience personal technological difficulties, please re-join the meeting by phone via phone number provided above.

For In-person Attendees: Face coverings are strongly encouraged and attendees are encouraged to be up-to-date on the COVID-19 vaccine. Social distance should be maintained when practical. If you are feeling sick, please do not attend the meeting in person.

SPEAKER CARDS: Members of the public may comment on any item on the agenda during the Board's consideration of the item. If you would like to speak during the public forum or on an item listed on the agenda, you are invited to submit a speaker card to the District Clerk. You will be permitted to speak even if you elect not to submit a speaker card or decline to provide information requested on the card. After the Board of Directors has heard from everyone who submitted speaker cards, anyone electing not to submit a speaker card may form a line at the lectern. Public comment is limited to 3 minutes per speaker per agenda item.

For Remote Attendees: join via the ZOOM link or the dial-in information above. You can access the meeting via a smartphone or computer App (Zoom) or phone. Live Public Comment can be provided via the Zoom app (during the public comment period) by the raise hand feature. The District Clerk will announce, "the next speaker has been unmuted." A

notification will appear for the speaker who has raised their hand, asking them to unmute their microphone. Please unmute your microphone and state your first and last name for the record (not required). If participating by phone, dial *9 to raise your hand. Staff will announce the last four (4) digits of the phone number for dial-in attendees. Participants will be called in the order of hands raised.

Submit Public Comment Before the Meeting: Members of the public can provide public comment by sending an e-mail to info@mofd.org no later than 3:00 p.m. the day of the meeting. Those e-mails will be distributed to the Board of Directors and posted on the District's website as part of the public record by 5:00 p.m. on the day of the meeting. Note: any written public comments received after the deadline will not be distributed to the Board of Directors or posted on the District's website until the following day. Written comments will NOT be read into the record. All written public comments are available to view at mofd.org/agendas.

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

1. **OPENING CEREMONIES**

- Call the Meeting to Order
- Roll Call
- Pledge of Allegiance

2. **PUBLIC COMMENT - CLOSED SESSION ITEMS**

3. **CLOSED SESSION**

3.1 **Conference with Labor Negotiator - Local 1230, IAFF**

(Government Code Section 54957.6)

Employee Organization: Local 1230, International Association of Firefighters IAFF

Agency Designated Representative: Luke Jensen

3.2 **Conference with Labor Negotiator - MOFCOA**

(Government Code Section 54957.6)

Employee Organization: Moraga-Orinda Fire Chief Officers' Association

Agency Designated Representative: Luke Jensen

3.3 **Conference with Labor Negotiator - Unrepresented Employees**

(Government Code Section 54957.6)

Employee Organization: Unrepresented Employees

Agency Designated Representative: Luke Jensen

3.4 **Conference with Labor Negotiator - Unrepresented Employees**

(Government Code Section 54957.6)

Unrepresented Employee: District Counsel

Agency Designated Representative: Fire Chief Dave Winnacker

3.5 **Conference with Legal Counsel - Existing Litigation**

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

Name of Case: Sandia Pearson and Anita K. Pearson v. Moraga-Orinda Fire District

Case No. Case No. N23-2201

3.6 **Conference with Legal Counsel - Existing Litigation**

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

Name of Case: Peter J. Nowicki v. Contra Costa County Employee' Retirement Association, Moraga-Orinda Fire District, and Does 1 - 25 inclusive

Case No. Case No. MSC17-01266

3.7 **Public Employment**

(Government Code Section 54957)

Public Employment Position to be Filled Title: Fire Chief

4. **RECONVENE THE MEETING**

- Call the Meeting to Order
- Roll Call

5. **REPORT OF CLOSED SESSION ACTION**

6. **PUBLIC HEARING**

6.1 [Conduct a Public Hearing and Adopt the Annual Operating Budget Fiscal Year 2025 as the](#)

[Final Budget](#)

Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Conduct a Public Hearing; 4) Adopt the Annual Operating Budget Fiscal Year 2025 as the Final Budget

[Attachment A: Annual Operating Budget FY2025 Final](#)

7. ANNOUNCEMENTS

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

(Government Code Section 53232.3(d))

7.2 **Questions and informational comments from Board members and Staff**

7.3 **Communications Received**

[Attachment: Board of Forestry & Fire Protection.pdf](#)

[Attachment: FY 2024-25 Final LAFCO Budget.pdf](#)

7.4 **Fire Chief Updates**

a. **Finance Report**

b. **Human Resources**

c. **Fire Marshal**

d. **Tunnel East Bay Hills Fuel Break Project**

e. **Home Hardening Grant Program**

f. **Operations**

g. **Upcoming Calendar and Events - (6/20/24-7/17/24)**

MOFD Events:

July 17: [Board of Directors Meeting](#), Orinda Library Auditorium

External Events:

June 22: Amateur Radio "Field Day" & Lamorinda Safety Fair (Lafayette Reservoir)

June 23: Town of Moraga, How to use AED/Demonstrations (Rancho Laguna Park)

June 29: Fire Light Tea Party (Cal Shakes)

July 4: 4th of July Parade (Orinda)

[Attachment: Monthly Fire Marshal Report](#)

8. PUBLIC COMMENT – ITEMS NOT ON THE AGENDA

At the beginning of each regular District Board meeting, any member of the public may address the District Board concerning any item not on the Board's agenda but within the subject matter jurisdiction of the Board. Speakers will be limited to three (3) minutes unless otherwise specified by the Presiding Officer. The public will be given an opportunity to speak on each agenda item at the time it is called. The Board may discuss and/or take action regarding any or all of the items listed below. Once the public comment portion of any item on this agenda has been closed by the Board, no further comment from the public will be permitted unless authorized by the Board and if so authorized, said additional public comment shall be limited to the provision of information not previously provided to the Board or as otherwise limited by order of the Presiding Officer or the Board.

9. CONSENT AGENDA

9.1 **Meeting Minutes - May 15, 2024 (regular), May 30, 2024 (special)**

Staff Recommendation: Approve and File

[Attachment: 05-15-24 Regular Minutes DRAFT.pdf](#)

[Attachment: 05-30-24 Special Minutes DRAFT.pdf](#)

9.2 **Monthly Incident Report - May 2024**

Staff Recommendation: Approve and File

[Attachment: Monthly Incident Report - May](#)

9.3 **Monthly Check/Voucher Register - May 2024**

Staff Recommendation: Approve and File

[Attachment: Monthly Check Register May 2024.pdf](#)

9.4 **Monthly Financial Report - May 2024**

Staff Recommendation: Approve and File

[Attachment: May 2024 Financials.pdf](#)

- 9.5 [Adopt Resolution 24-08 of the Moraga-Orinda Fire District Acknowledging Receipt of the Fiscal Year 2023-2024 Fire Inspection Report in Compliance with California Health and Safety Code Section 13146.4.](#)
Staff Recommendation: Adopt Resolution 24-08 of the Moraga-Orinda Fire District acknowledging receipt of the Fiscal Year 2023-2024 Fire Inspection Report in compliance with California Health and Safety Code Section 13146.4.
[Attachment A: State Mandated Inspections FY 23-24](#)
[Attachment B: E Occupancies \(Public and Private K-12 Schools\) Inspection Violation Matrix FY 23-24](#)
[Attachment C: Resolution 24-08 Acknowledging Receipt of the Fiscal Year 2023-2024 Fire Inspection Report](#)
- 9.6 [Approval of Payment to Contra Costa County Fire Protection District for Firefighter Academy Service Fees in the Amount of \\$110,000](#)
Staff Recommendation: Approve payment to Contra Costa County Fire Protection District for firefighter academy service fees in the amount of \$110,000
[Attachment: Invoice MOFD 2024 Academy.pdf](#)
- 9.7 [Adopt Resolution 24-07 Ordering Even - Year Board of Directors Election; Consolidation of Elections; and Specifications of the Election Order](#)
Staff Recommendation: Adopt Resolution 24-07, Ordering Even - Year Board of Directors Election; Consolidation of Elections; and Specifications of the Election Order
[Attachment: Resolution 24-07 Calling Election](#)

10. REGULAR AGENDA

- 10.1 [Workers' Compensation Insurance Coverage](#)
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Provide direction to staff
[Attachment A: Resolution 23-07 and FRMS Joint Powers Agreement.pdf](#)
[Attachment B: Resolution 11-08 Workers Compensation Coverage for District Volunteers.pdf](#)
[Attachment C: Resolution 12-03 Amendment Workers Compensation Coverage for District Volunteers \(Amending 11-08\).doc.pdf](#)
- 10.2 [Potential Updates to Ordinance 23-03, Adopting Requirements for Fuel Mitigation and Exterior Hazard Abatement Standards in all State Responsibility Areas \(SRA\) and Local Responsibility Areas \(LRA\) within the District with Findings of Facts relating to Zone Zero](#)
Staff Recommendation: No action required; Informational purposes only
- 10.3 [Adopt Resolution 24-05 Establishing the Fiscal Year 2024/25 Fire Flow Tax Rates for the Orinda and Moraga Service Zones](#)
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Adopt Resolution 24-05 Establishing the Fiscal Year 2024/25 Fire Flow Tax Rates for the Orinda and Moraga Service Zones
[Attachment A: Resolution 24-05 Fire Flow Tax](#)
- 10.4 [Adopt Resolution 24-06 Establishing the District's Annual Appropriations Limit for Fiscal Year 2024/25](#)
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Adopt Resolution 24-06 Establishing the District's Annual Appropriations Limit for Fiscal Year 2024/25
[Attachment A: Resolution 24-06 Establishing the District's Annual Appropriations Limit](#)

11. COMMITTEE REPORTS

- 11.1 **Standing Audit Committee (Directors Hasler and Jex)**
- 11.2 **Ad Hoc Committee Joint Fire Prevention w/City of Orinda (Directors Jorgens and Roemer)**

12. REQUESTS FOR FUTURE AGENDA ITEMS

13. ADJOURNMENT

The Moraga-Orinda Fire Protection District ("District"), in complying with the Americans with Disabilities Act ("ADA"), requests individuals who require special accommodations to access, attend and/or participate in District Board meetings due to a disability, to please contact the District Chief's office, (925) 258-4501, at least one business day prior to the scheduled District Board meeting to ensure that we may assist you.

Any disclosable public records related to an open session item on a Regular meeting agenda and distributed by the Moraga-Orinda Fire District to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspections at 1280 Moraga Way, Moraga, during normal business hours, and available on our website at www.mofd.org/agendas.

I hereby certify that this agenda in its entirety was posted on June 12, 2024, at the Moraga and Orinda Fire Administration offices, Stations 41, 42, 43, 44, and 45 and electronically at www.mofd.org/agendas. Agenda provided to the Moraga Town Office (Hacienda) and Orinda City Hall.



Marcia Holbrook
District Secretary/Clerk