

MINUTES

ORANGE COUNTY FIRE AUTHORITY

Board of Directors Regular Meeting
Thursday, March 15, 2018
6:00 P.M.

Regional Fire Operations and Training Center Board Room
1 Fire Authority Road
Irvine, CA 92602-0125

CALL TO ORDER

A regular meeting of the Orange County Fire Authority Board of Directors was called to order on March 15, 2018, at 6:03 p.m. by Chair Sachs.

INVOCATION

Chaplain Jim Gwaltney offered the invocation.

PLEDGE OF ALLEGIANCE

Director Fox led the Assembly in the Pledge of Allegiance to the Flag.

ROLL CALL

Lisa Bartlett, County of Orange
Laurie Davies, Laguna Niguel
Sergio Farias, San Juan Capistrano
Carol Gamble, Rancho Santa Margarita
Noel Hatch, Laguna Woods
Robert Johnson, Cypress
Al Murray, Tustin
Ed Sachs, Mission Viejo
Dave Shawver, Stanton
Michele Steggell, La Palma
Tri Ta, Westminster

Leah Basile, Lake Forest
Ellery Deaton, Seal Beach
Melissa Fox, Irvine
Craig Green, Placentia
Gene Hernandez, Yorba Linda
Joe Muller, Dana Point
Vince Rossini, Villa Park
Don Sedgwick, Laguna Hills
Todd Spitzer, County of Orange
Elizabeth Swift, Buena Park

Absent: Tim Brown, San Clemente
Shelley Hasselbrink, Los Alamitos

Dave Harrington, Aliso Viejo
Juan Villegas, Santa Ana

Also present were:

Interim Fire Chief Patrick McIntosh
Assistant Chief Brian Young
Assistant Chief Lori Zeller
General Counsel David Kendig
Clerk of the Authority Sherry Wentz

Assistant Chief Dave Anderson
Assistant Chief Mike Schroeder
Assistant Chief Lori Smith
Human Resources Director Brigitte Gibb

Chair Sachs, using his discretion as the Chair, noted he would bring forward the Public Comments portion of the meeting following Presentation.

1. PRESENTATIONS (X: 11.09)

On motion of Director Hernandez and second by Director Johnson, the Board of Directors voted by those present to approve the presentation to outgoing Interim Fire Chief Patrick McIntosh. (F: 11.09D)

Chair Sachs recognized Interim Fire Chief McIntosh with a plaque for his service to OCFA.

PUBLIC COMMENTS (F: 11.11)

Stephen Wontrobski, Mission Viejo resident, addressed: Labor Negotiator Peter Brown, reserve firefighter program, managers contract, and the Chief Officers Association wages and pension. He also was provided an additional 3 minutes to comment on Closed Session Agenda Item No. 3, addressing the dispatchers overtime vs forced overtime.

Aaron Peardon, Senior Labor Relations Representative with Orange County Employees Association, presented a letter to the Board addressing a new study on 24-hour v. 12-hour shifts for dispatchers being presented by the labor negotiator.

Jon Dumitru, OCFA dispatcher, addressed the new study being presented to the Board on 24-hour v. 12-hour shifts by the labor negotiator.

Chad Kurthy, OCFA dispatcher, addressed the new study being presented to the Board by the labor negotiator.

Director Bartlett arrived at this point (6:26 p.m.).

Cody Quirarte, OCFA dispatcher, addressed surge capacity and efficiency of the Emergency Command Center.

FIRE CHIEF'S REPORT (F: 11.14)

Interim Fire Chief McIntosh introduced Assistant Chief Dave Anderson who provided an oral report on Quarterly Status of Capital Improvement Projects.

Interim Fire Chief McIntosh recognized retiring Division Chiefs Ken Cruz and Dave Steffen for their fire and OCFA service.

2. Minutes from the February 22, 2018, Regular Board of Directors Meeting (F: 11.06)

On motion of Director Hernandez and second by Director Ta, the Board of Directors voted by those present to approve the February 22, 2018, Regular Board of Directors Minutes as submitted. Directors Davies, Gamble, Johnson, and Swift were recorded as abstentions due to their absence from the meeting.

3. CONSENT CALENDAR

No items.

Director Bartlett arrived at this point (6:26 p.m.).

4. PUBLIC HEARING(S)

No items.

CLOSED SESSION (F: 11.15)

CS1. PUBLIC EMPLOYEE APPOINTMENT

Position: Fire Chief

Authority: Government Code Section 54957(b)(1)

CS2. CONFERENCE WITH LABOR NEGOTIATOR

Negotiators: Ed Sachs, Board Chair; Joe Muller, Board Vice
Chair; Shelley Hasselbrink, Budget and Finance
Committee Vice Chair

Unrepresented Employee: Fire Chief

Authority: Government Code Section 54957.6

CS3. CONFERENCE WITH LABOR NEGOTIATOR

Agency Designated Representative: Peter Brown, Liebert Cassidy and Whitmore
Employee Organizations: Orange County Employees Association, Orange County
Fire Authority Managers Association, Orange County
Professional Firefighters Association, Local 3631

Authority: Government Code Section 54957.6

CS4. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Authority: Government Code Section 54956.9(d)(2) – Significant Exposure to
Litigation regarding Canyon Fire 2

CS5. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Authority: Government Code Section 54956.9(d)(2) – Significant Exposure to
Litigation regarding Air Operations

CS6. CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION

Authority: Government Code Section 54956.9(c) – Initiation of Litigation (1 case)

Director Davies arrived at this point (6:37 p.m.).

General Counsel David Kendig reported the Board of Directors would convene to Closed Session to consider the matters on the Agenda as CS1, Public Employee Appointment, CS2 and CS3, Conference with Labor Negotiator, CS4, CS5, and CS6, Conference with Legal Counsel – Anticipated Litigation.

Chair Sachs recessed the meeting to Closed Session at 6:45 p.m.

Chair Sachs reconvened the meeting from Closed Session at 11:24 p.m.

CLOSED SESSION REPORT (F: 11.15)

General Counsel David Kendig stated the Board voted unanimously by those present to appoint Brian Fennessy as the next OCFA Fire Chief subject to approval of the employment agreement. There were no reportable actions on the remaining Closed Session items.

5. DISCUSSION CALENDAR

A. Appointment of Fire Chief (F: 17.10A2)

General Counsel David Kendig read into record a summary of the Fire Chief contract's salary and benefits.

On motion of Director Swift and second by Director Hernandez, the Board of Directors voted by those present following the Closed Session negotiation of agreement terms, to approve an employment agreement for the Fire Chief.

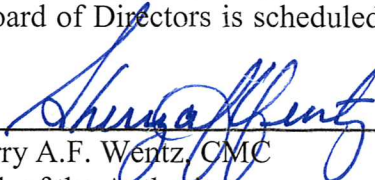
Directors Basile, Bartlett, Gamble, and Spitzer, while noting their support for the appointment of the new Fire Chief, voted in opposition to the employment agreement.

BOARD MEMBER COMMENTS (F: 11.13)

Director Shawver requested adding an agenda item to a future Board of Directors meeting regarding economic impacts of Public Records Act requests on the OCFA.

Newly appointed Fire Chief Brian Fennessy extended thanks to the Board, labor groups, staff, and Interim Fire Chief McIntosh for their support and the honor to serve OCFA.

ADJOURNMENT – Chair Sachs adjourned the meeting at 11:31 p.m. The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for Thursday, March 22, 2018, at 6:00 p.m.



Sherry A.F. Wentz, CMC
Clerk of the Authority