



NOTICE AND CALL OF A SPECIAL MEETING OF THE ORANGE COUNTY FIRE AUTHORITY BOARD OF DIRECTORS

A Special Meeting of the
Orange County Fire Authority Board of Directors
has been scheduled for Wednesday, June 20, 2018,
at 6:00 p.m.

The meeting will be held at:
Orange County Fire Authority
Regional Fire Operations & Training Center
Board Room
1 Fire Authority Road
Irvine, CA

The business to be transacted at the meeting will be
as shown on the attached Agenda.

Opportunity will be provided for members of the public to address the
Orange County Fire Authority Board of Directors
regarding any item of business as described on the Agenda.

A handwritten signature in cursive script that reads "Ed Sachs".

Chair Ed Sachs



ORANGE COUNTY FIRE AUTHORITY

AGENDA

BOARD OF DIRECTORS SPECIAL MEETING

Wednesday, June 20, 2018

6:00 P.M.

Regional Fire Operations and Training Center

Board Room

1 Fire Authority Road

Irvine, CA 92602

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing on the following Agenda. Unless legally privileged, all supporting documents, including staff reports, and any writings or documents provided to a majority of the Board of Directors after the posting of this agenda are available for review at the Orange County Fire Authority Regional Fire Operations & Training Center, 1 Fire Authority Road, Irvine, CA 92602 or you may contact Sherry A.F. Wentz, Clerk of the Authority, at (714) 573-6040 Monday through Thursday, and every other Friday from 8 a.m. to 5 p.m. and available online at <http://www.ocfa.org>

If you wish to speak before the Fire Authority Board, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority prior to being heard before the Board. Speaker Forms are available at the counters of both entryways of the Board Room.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Clerk of the Authority at (714) 573-6040.

CALL TO ORDER

INVOCATION by OCFA Senior Chaplain Dave Keehn

PLEDGE OF ALLEGIANCE by Director Basile

ROLL CALL

1. PRESENTATIONS

No items.

REPORTS

No items.

PUBLIC COMMENTS

Resolution No. 97-024 established rules of decorum for public meetings held by the Orange County Fire Authority. Resolution No. 97-024 is available from the Clerk of the Authority.

Any member of the public may address the Board on items within the Board's subject matter jurisdiction but which are not listed on this agenda during PUBLIC COMMENTS. However, no action may be taken on matters that are not part of the posted agenda. We request comments made on the agenda be made at the time the item is considered and that comments be limited to three minutes per person. Please address your comments to the Board as a whole, and do not engage in dialogue with individual Board Members, Authority staff, or members of the audience.

The Agenda and Minutes are now available through the Internet at www.ocfa.org. You can access upcoming agendas on the Monday before the meeting. The minutes are the official record of the meeting and are scheduled for approval at the next regular Board of Directors meeting.

CLOSED SESSION

CS1. CONFERENCE WITH LEGAL COUNSEL–ANTICIPATED LITIGATION

Authority: Government Code Section 54956.9(d)(2) – Significant Exposure to Litigation (2 cases)

CS2. CONFERENCE WITH LEGAL COUNSEL–ANTICIPATED LITIGATION

Authority: Government Code Section 54956.9(c) – Initiation of Litigation (2 cases)

CLOSED SESSION REPORT

2. MINUTES

No items.

3. CONSENT CALENDAR

No items.

4. PUBLIC HEARING(S)

No items.

5. DISCUSSION CALENDAR

A. Ongoing Equity Discussions - City of Irvine

Submitted by: Lori Zeller, Assistant Chief/Business Services

Recommended Action:

Provide direction to staff regarding any additional actions the Board may wish for staff to pursue in response to Irvine correspondence dated June 13, 2018.

BOARD MEMBER COMMENTS

ADJOURNMENT - The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for June 28, 2018, at 6:00 p.m.

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted in the lobby, front gate public display case, and website of the Orange County Fire Authority, Regional Fire Training and Operations Center, 1 Fire Authority Road, Irvine, CA, not less than 24 hours prior to the meeting. Dated this 18th day of June 2018.

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

UPCOMING MEETINGS:

| | |
|-------------------------------------|------------------------------------|
| Claims Settlement Committee Meeting | Thursday, June 28, 2018, 5:00 p.m. |
| Executive Committee Meeting | Thursday, June 28, 2018, 5:30 p.m. |
| Board of Directors Meeting | Thursday, June 28, 2018, 6:00 p.m. |



Orange County Fire Authority
AGENDA STAFF REPORT

Board of Directors Special Meeting
June 20, 2018

Agenda Item No. 5A
Discussion Calendar

Ongoing Equity Discussions - City of Irvine

Contact(s) for Further Information

Lori Zeller, Assistant Chief
Business Services Department

lorizeller@ocfa.org

714.573.6020

Summary

This item is submitted for discussion of the enhanced services and value-added partnership ideas that have been developed for consideration on behalf of the City of Irvine, considering the correspondence dated June 13, 2018, that was received following the Irvine City Council's closed session of June 12, 2018.

Prior Board/Committee Action

At its May 24, 2018, meeting, the Board of Directors received a report on ongoing equity discussions with the City of Irvine.

RECOMMENDED ACTION(S)

Provide direction to staff regarding any additional actions the Board may wish for staff to pursue in response to correspondence from the City of Irvine dated June 13, 2018.

Impact to Cities/County

Continued effort in pursuit of the enhanced services under discussion with the City of Irvine is beneficial to all OCFA members by strengthening the OCFA's regional service delivery model and strengthening the OCFA's partnership with Irvine.

Fiscal Impact

Fiscal impacts associated with service enhancements will be determined and made publicly available prior to formal approval by the Board of Directors, and after further development of the concepts.

Background

At the time of the May 24, 2018 update to the Board, staff had not yet been informed as to what the "specific interests" were that Irvine was seeking to address, and sought direction regarding any additional actions the Board may have wished to pursue in response to Irvine's report out of its May 22, 2018, closed session. The Board directed staff to reach out to Irvine to discuss the matter with their key staff and Council members.

Following the Closed Session of the Irvine City Council meeting on June 12, it was reported that there was no reportable action.

Upon review of an OC Register article dated June 12, 2018, OCFA staff was concerned with the following statement: "Wagner said if talks with OCFA progress, authority and city officials could

extend the June 30 deadline.” OCFA staff immediately contacted Irvine’s City Manager Grace Leung to ensure an understanding of the provision to extend the deadline.

For reference, the June 30 deadline is established by the Joint Powers Authority Agreement, Article VII, Section B (1). In order to amend the JPA deadline, two-thirds of the member agencies of the OCFA (that is, two thirds of the City Councils and Board of Supervisors, not their OCFA Board representatives) would need to approve the amendment. The precise language in the JPA Agreement is as follows:

JPA Agreement, Article IX, Section 4: “This Agreement may not be amended or modified except by a vote of two-thirds of all of the members; provided however, that no amendment shall change the cap, the cost calculation methodology or the length of a term, during the pendency of any term.”

On Wednesday, June 13, 2018, the OCFA received a letter addressed to OCFA Board Chair Sachs (see Attachment) that outlined its proposal that included the following five conditions:

1. Irvine would commit to remain a member of OCFA through the expiration of the JPA in 2030.
2. OCFA would commit to a pension pay down strategy that would devote a significant portion (if not all) of the Overpayment to paying down OCFA’s pension liability.
3. OCFA would commit to implementing the list of “Added Value Items” to the Irvine community.
4. OCFA would commit that upon the expiration of the JPA, all of the fire stations and OCFA-owned real property in Irvine, together with the equipment necessary to operate those properties, will be transferred to the City.
5. OCFA, its member agencies, the County of Orange, and Irvine would enter into a property tax transfer agreement under which, commencing in 2030, the property taxes from Irvine that are currently being allocated to OCFA will be transferred to the City.

The letter also included a request to extend the June 30, 2018, deadline for the City to give notice of its intent to terminate its membership in the OCFA, and with the pending June 30 deadline, Irvine has requested a prompt response to its letter, in anticipation of the City Council’s consideration at its June 26, 2018, meeting.

OCFA Board Chair Sachs has authorized this evening’s special meeting in order to consider providing the City of Irvine with a timely response to its request for a prompt response to its proposal.

Attachment(s)

Correspondence dated June 13, 2018, from Irvine Mayor Wagner to OCFA Board Chair Sachs



Donald P. Wagner, Mayor

cityofirvine.org

1 Civic Center Plaza, Irvine, CA 92606-5208

949-724-6233

June 13, 2018

Mr. Ed Sachs, Chair
Orange County Fire Authority Board
1 Fire Authority Road
Irvine, CA 92602

Dear Chair Sachs:

The City of Irvine (City) has long been concerned that the property taxes paid by Irvine citizens for Orange County Fire Authority (OCFA) fire services far exceeds the costs that OCFA incurs to deliver those services (Overpayment). In the past, OCFA and its member agencies have expressed an interest in addressing Irvine's concerns (and, indeed, approved an amendment to the OCFA Joint Powers Agreement (JPA) to partially remedy that inequity). Unfortunately, those efforts were overturned by a Court, and Irvine's inequitable over-contribution to OCFA remains a lingering and significant problem.

Because the problem remains, Irvine has been forced to evaluate its options, including the option of terminating its membership in OCFA. In fact, on May 22, 2018, the City Council directed that if its interests with regard to the Overpayment are not addressed, it will terminate its membership in OCFA. The Notice of Termination would be effective as of 2020, but under the JPA must be delivered to OCFA by the end of June 2018. This letter outlines Irvine's interests and provides a proposal for OCFA's consideration.

First, Irvine has an interest in seeing that OCFA's massive pension liability is paid down. Second, Irvine seeks a formal commitment that OCFA will provide to the Irvine community the "Added Value Items" listed in Attachment 1 (a list prepared by OCFA). Third, Irvine has an interest in assuming control and responsibility for providing fire services to its citizens, but is willing to defer realizing that interest until 2030. Fourth Irvine wants a current commitment that **in 2030** OCFA will transfer to the City ownership of the fire stations, other OCFA-owned real property in Irvine, and all of the associated equipment. Fifth, Irvine wants to obtain current commitment that **in 2030** the property taxes allocated to OCFA will be transferred to the City.

Consistent with the above interests, Irvine outlines the following proposal:

1. Irvine would commit to remain a member of OCFA through the expiration of the JPA in 2030.

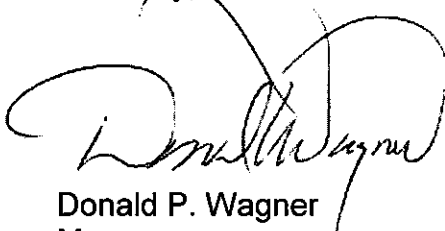
2. OCFA would commit to a pension pay down strategy that would devote a significant portion (if not all) of the Overpayment to paying down OCFA's pension liability.
3. OCFA would commit to implementing the list of "Added Value Items" to the Irvine community.
4. OCFA would commit that upon the expiration of the JPA, all of the fire stations and OCFA-owned real property in Irvine, together with the equipment necessary to operate those properties, will be transferred to the City.
5. OCFA, its member agencies, the County of Orange, and Irvine would enter into a property tax transfer agreement under which, commencing in 2030, the property taxes from Irvine that are currently being allocated to OCFA will be transferred to the City.

The City Council believes that this proposal provides stability and certainty to OCFA, its member cities, and its employees. It also takes important steps toward solving OCFA's pension liability conundrum — an issue that, unless solved, will have significant negative impact to OCFA's employees and the people of Orange County.

We hope that you share our interest in pursuing this proposal and, if so, that you will take the steps necessary to extend the June 30, 2018 deadline for the City to give notice of its intent to terminate its membership in the OCFA (with the termination effective as of 2020). Because the June 30, 2018 deadline is quickly approaching, we would appreciate your prompt response to this letter. I anticipate the City Council will consider that response at its June 26, 2018 meeting.

I look forward to your prompt response.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald P. Wagner", with a large, stylized flourish extending from the end of the signature.

Donald P. Wagner
Mayor

Attachment 1

cc: Irvine City Council
Brian Fennessy, Fire Chief
Lori Zeller, Assistant Chief of Business Services

Orange County Fire Authority
Providing Additional Value to the City of Irvine
October 5, 2017
(Status Updates as of April 4, 2018)

Planned Service Enhancements (traditional services, maintaining standards for core service delivery)

Expanded Fire Station 20 Staffing

Twelve frontline Operations personnel are planned for implementation to staff Truck 20 when the newly constructed, permanent Fire Station 20 opens later this fiscal year. The addition of this personnel (6 Firefighters, 3 Fire Apparatus Engineers, and 3 Captains) is funded for the last few months of the current FY, and carries a full annual cost of approximately \$3 million per year.

- Station 20 is anticipated to open in July 2018, and implementation of Truck 20 (with added staffing of twelve new firefighters) is scheduled to occur on July 6th.

New Battalion 10

OCFA plans to create a new Battalion in the City of Irvine, splitting the supervisory workload of the many Irvine Fire Stations among two battalions instead of the one that currently exists. The addition of Battalion 10 will require funding for three Battalion Chiefs in OCFA's budget at approximately \$1 million per year. The staffing and support equipment for this Battalion will be requested as part of the FY 2018/19 budget for implementation July 1, 2018, which approximates the timing for the expanded station staffing that is also planned for implementation at permanent Fire Station 20.

- Funding for new Battalion 10 is included in the FY 2018/19 Proposed Budget, which will be submitted to the OCFA Board of Directors for adoption on May 24, 2018. Upon Board approval, the implementation of the three new Battalion Chief positions is scheduled to occur on July 6th.

Added Fire Station, IBC

The OCFA recognizes the imminent need for additional response capabilities to the IBC and adjacent areas. Increasing congestion, demand due to municipal growth, elevated patient contact times after arrival on scene, and the high-risk response areas of the airport, university, and high-rise office and residential buildings of the IBC are evidence that additional OCFA coverage will be needed. OCFA would like to move forward with identification of a location for a new fire station in the IBC. Additionally, OCFA would like to discuss partnering with the City of Irvine for a joint-use property (ex: city park and fire station).

- Significant effort and outreach has been performed in search of a suitable location for this new proposed station (Fire Station 52) to serve the IBC area.
- An IRWD property initially looked promising, but IRWD has formally declined our request to potentially purchase the land, citing their desire to retain the land.
- Allergan has indicated willingness to potentially offer land it owns to OCFA for purchase, prior to placing the land for sale open-market.

Orange County Fire Authority
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October 5, 2017
(Status Updates as of April 4, 2018)

- OCFA has engaged its real estate consultant to assist in searching for alternative sites and potentially to assist in determining appropriate value of the Allergan site in order to make recommendations to the OCFA Board for entering into land-purchase negotiations.
- Discussions continue with UCI regarding a potential site at their North Campus near Jamboree and Campus.

Non-Traditional and/or Value-Added Services for Discussion & Consideration

Financial Value

1. Accelerated Pension Paydown Plan

Explore methods to alter OCFA's Accelerated Pension Paydown Plan to specifically allocate the value of the accelerated payments to the pro-rata share of pension liability for specific Structural Fire Fund (SFF) members. The allocation would apply to those SFF members deemed over-funded per the equity formula specified in the OCFA's Joint Powers Agreement.

- OCFA developed a potential method for prorating OCFA's total unfunded pension liability to all member agencies first, and then secondarily allocating the value of accelerated pension payments **only to SFF members deemed over-funded** (per the equity formula defined in the JPA).
- Using this method, Irvine's prorated share of OCFA's unfunded pension liability at the beginning of FY 2017/18 would have equated to \$80.7 million. The \$80.7 million value would have been reduced during FY 2017/18 by \$9.7 million from application of OCFA's accelerated payments.

Services to Jointly Benefit Irvine Police Department & Fire Services

2. Joint Police-Fire Training Facility

Explore construction of a joint IPD-OCFA Training Facility in the City of Irvine. OCFA would seek legal guidance, budget options, and Board approval to fund the facility construction through the OCFA Capital Improvement Program budget. Approximately \$19.5 million remains set-aside in OCFA reserves from the prior JEAP payments that were overturned by the Appellate Court.

- Preliminary consideration has been given to the feasibility of using land behind the new Fire Station 20 for a potential joint police-fire training facility. Dialogue with the governing bodies of OCFA and the City of Irvine is key to enable further development of this concept.

3. Mapping Firm to Create Response Maps for High Rise Occupancies

Irvine is experiencing tremendous growth in large multifamily residential, commercial, high rise and major entertainment/recreational properties. These occupancies present unique challenges for first responders to access and navigate. OCFA could explore an OCFA-funded project to hire a contracted mapping firm to create response maps for high rise occupancies in Irvine, for joint use by both Police and Fire personnel.

Orange County Fire Authority
Providing Additional Value to the City of Irvine
October 5, 2017
(Status Updates as of April 4, 2018)

- OCFA has assembled a multi-disciplinary project team (to include an IPD Representative) to further develop the scope of this project in order to issue an RFP and determine the cost.
 - After the RFP process is complete, OCFA staff will submit the project and funding request to its Board of Directors for consideration.
- 4. Connect OCFA and IPD CAD Systems**
OCFA could seek funding for a project to connect the OCFA's Computer-Aided-Dispatch (CAD) System with the IPD's CAD System. The intent would be to provide for seamless and expedited call-transfer capabilities, and to improve situational awareness for both Police and Fire personnel.
- No updates at this time.
- 5. Data Center Partnership for Disaster Preparedness**
OCFA could partner with the City to provide the City with additional rack space in the OCFA's Data Center, for use by the City for additional disaster preparedness options.
- This concept was initially identified to be of lesser priority/value compared to the other initiatives. Pending further definition of vision and value.

Dedicated Service Options

6. Dedicated Field Inspectors (2)

Volume of construction activity in the City of Irvine is significant, and as construction continues, the annual inspection workload is also increasing. Year-to-date, Irvine has issued 155 commercial and 1,245 residential permits. In addition, there are currently 81 high rise structures with 6 additional in the planning phases and numerous community entertainment and recreational venues underway. OCFA could explore enhanced Inspection Services to the City with 2 additional Field Inspectors assigned specifically to Irvine. These 2 positions would be in addition to current resources already serving the City.

- No updates at this time.

7. Seasonal Handcrew (8)

Our pre-fire management team works very closely with the Irvine Ranch Conservancy and are aware of the city's fuel mitigation and road maintenance needs. OCFA can help by assisting with fuel mitigation, maintenance of open interior space (like Bommer Canyon and Turtle Rock areas), and road way maintenance in the interface. OCFA could explore the provision of a seasonal team of 8 handcrew firefighters and one supervisor for 5 to 6 months per year, dedicated to services in Irvine.

- OCFA's Pre-Fire Management staff engaged in preliminary discussion with the City Forester, indicating interest.

Orange County Fire Authority
Providing Additional Value to the City of Irvine
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(Status Updates as of April 4, 2018)

- With further support from both agencies' governing bodies, OCFA staff will prepare a detailed project plan and funding request for review by its Board of Directors.

Alternative Service Options

8. Alternative Service

Over the last 5-10 years, America's Fire based EMS service providers have seen a significant increase in 911 calls. The cause of these increases has not been widely studied but anecdotally has been attributed to changes in health care coverage and an increasing comfort and familiarity with the 911 system. A sizeable portion of these calls are not emergencies in the traditional sense such as a heart attack, stroke or car accident. Many 911 calls are for citizens who are suffering from non-life threatening illnesses or injuries such as twisted ankles, small lacerations, sub-acute mental illness issues, or even the common cold/flu.

EMS providers are creatively modifying the way in which they respond to these calls. The methods are known as "alternative service delivery" options and are utilized on calls for service that are sub-acute in nature. The following are two possible service delivery models that could be trialed in Irvine:

- Pre-position a nurse practitioner and OCFA paramedic on a quick response vehicle to handle the sub-acute calls. The team performs treatment modalities in the home, referring the sick and injured to their own doctors or urgent care centers for follow up.
- Patients are transported to urgent care and specialty clinics, as well as doctor's offices rather than just emergency rooms.

Options such as these can maintain the availability of rescuers for truly emergent 911 calls, lessen emergency responses in the community, and help keep the emergency room doors open by routing sub-acute patients to other treatment providers.

- OCFA has held initial discussions with its Emergency Medical Services Section to discuss these, and other possible opportunities.
- An alternate response unit is operational in Anaheim and research will be needed to further understand their scope and services offered. OCFA's EMS Section is researching data to identify associated needs.
- Trial studies of the alternate destination option has been completed in the cities of Newport Beach, Huntington Beach, and Fountain Valley. The program was successful and there is pending legislation (SB944) to enable this to become an approved method of patient care. Without the legislation, the current paramedic scope of practice does not allow this option.
- Other options include:
 - Possible CPR and/or bleeding control outreach and education to high school age kids
 - Medical and medication information for first responders in Irvine. We are currently researching options.