

# MINUTES

## ORANGE COUNTY FIRE AUTHORITY

**Board of Directors Regular Meeting**  
**Thursday, November 19, 2015**  
**6:00 P.M.**

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

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### CALL TO ORDER

A regular meeting of the Orange County Fire Authority Board of Directors was called to order on November 19, 2015, at 6:00 p.m. by Chair Hernandez.

### INVOCATION

Chaplain Brett Peterson offered the invocation.

### PLEDGE OF ALLEGIANCE

Director Murray led the assembly in the Pledge of Allegiance to our Flag.

### ROLL CALL

Robert Baker, San Clemente  
Lisa Bartlett, County of Orange  
Craig Green, Placentia  
Noel Hatch, Laguna Wood  
Robert Johnson, Cypress  
Joseph Muller, Dana Point  
John Perry, San Juan Capistrano  
Don Sedgwick, Laguna Hills  
David Sloan, Seal Beach  
Michele Steggell, La Palma  
Tri Ta, Westminster

Rick Barnett, Villa Park  
Carol Gamble, Rancho Santa Margarita  
Shelley Hasselbrink, Los Alamitos  
Gene Hernandez, Yorba Linda  
Jeffrey Lalloway, Irvine  
Al Murray, Tustin  
Ed Sachs, Mission Viejo  
David Shawver, Stanton  
Todd Spitzer, County of Orange  
Elizabeth Swift, Buena Park  
Phillip Tsunoda, Aliso Viejo

**Absent:** Angelica Amezcua, Santa Ana  
Dwight Robinson, Lake Forest

Jerry McCloskey, Laguna Niguel

### Also present were:

Fire Chief Jeff Bowman  
Assistant Chief Lori Zeller  
Assistant Chief David Thomas  
General Counsel David Kendig  
Communications Director Sandy Cooney

Assistant Chief Mike Schroeder  
Assistant Chief Brian Young  
Human Resources Director Jeremy Hammond  
Clerk of the Authority Sherry Wentz

**ADMINISTRATION OF OATH OF OFFICE FOR THE NEWLY APPOINTED BOARD MEMBERS (F: 11.02C)**

Clerk of the Authority Sherry Wentz administered the Oath of Office to newly appointed Director Michele Steggell of La Palma and Director Shelley Hasselbrink of Los Alamitos.

Director Muller arrived at this point (6:05 p.m.).

**PUBLIC COMMENTS – CLOSED SESSION (F: 11.11)**

Chair Hernandez opened the Public Comments portion of the meeting. Chair Hernandez closed the Public Comments portion of the meeting without any comments from the general public.

**CLOSED SESSION (F: 11.15)**

General Counsel Kendig reported the Board would be convening to Closed Session to consider the matters on the Agenda identified as CS1, Conference with Labor Negotiator, CS2, Conference with Legal Counsel – Anticipated Litigation, and CS3, Conference with Legal Counsel – Existing Litigation.

Chair Hernandez recessed the meeting to Closed Session at 6:07 p.m.

Director Baker arrived at this point (6:07 p.m.).

Director Perry arrived at this point (6:07 p.m.).

**CS1. CONFERENCE WITH LABOR NEGOTIATOR**

Chief Negotiator: Peter Brown, Liebert Cassidy Whitmore

Employee Organizations: Orange County Professional Firefighters' Association,  
Local 3631 and Orange County Fire Authority Chief  
Officers' Association

Authority: Government Code Section 54957.6

**CS2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Authority: Government Code Section 54956.9(b) - Significant Exposure to Litigation (1 case)

**CS3. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Rex Williamson vs. OCFA

Case Nos.: ADJ800093; ADJ893785; ADJ2570544; ADJ7481878; ADJ292478;  
ADJ152481

Authority: Government Code Section 54956.9(a)

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Director Tsunoda arrived at this point (7:02 p.m.).

Chair Hernandez reconvened the meeting at 7:08 p.m. with all prior members present.

### **CLOSED SESSION REPORT (F: 11.15)**

General Counsel Kendig indicated the Board had taken no reportable action.

### **PRESENTATIONS**

#### **A. Requests for Commendations and Proclamations (X: 11.09)**

On motion of Vice Chair Swift and second by Director Johnson, the Board of Directors voted unanimously by those present to approve the requests as submitted and made presentations to those present.

Chair Hernandez and Chief Bowman presented former Director Warren Kusumoto with a token of appreciation for his service as an OCFA Board Member from 2013-2015.  
(F: 11.09)

Assistant Chief David Thomas recognized departing Division Chief Bryan Brice, and introduced newly promoted Division Chief Jeff Adams to the Board. (F: 11.09D)

### **REPORT FROM THE BUDGET AND FINANCE COMMITTEE CHAIR (F: 11.12)**

Budget and Finance Committee Vice Chair Swift reported at its November 4, 2015, the Committee voted unanimously to place the Monthly Investment Reports on the Executive Committee's agenda with the recommendation that the Board receive and file the reports. The Committee voted unanimously to place the Annual Statement of Investment Policy, the Audited Financial Reports for FY Ended June 30, 2015, CIP Budget for Fire Station 10, and Phase Two of Service Delivery Enhancements on the Board of Directors agenda with the Budget and Finance Committee's recommendation that the Board approve the recommended actions. The Committee also voted to place the 2015 Long Term Liability Study & Expedited Pension Payment Plan on the Board's agenda with the Budget and Finance Committee's recommendation that the Board approve the recommended action noting Director Sachs voted in opposition, indicating his desire to (1) consider modifying the funding goal for the Expedited Pension Payment Plan from 100% funding of the liability to 85%, and (2) better understand what other department-wide spending priorities may exist.

**REPORT FROM THE HUMAN RESOURCES COMMITTEE CHAIR (F: 11.12)**

Human Resources Committee Chair Shawver reported at its November 3, 2015, the Committee voted unanimously to receive and file the Organizational Charts presentation. The Committee received updates on Fire Captain testing, Academy 41 progress, Academy 42 candidate selections, open enrollment completed, the “Great California Shake Out”, practice drill, contract negotiations with Local 3631, and OCFA established electronic on-boarding for new employees.

**REPORT FROM THE CLAIMS SETTLEMENT COMMITTEE CHAIR (F: 11.12)**

Claims Settlement Committee Chair Hernandez stated the Claims Settlement Committee this evening considered a workers’ compensation claim for Michael Tivenan with no reportable action.

**REPORT FROM THE FIRE CHIEF (F: 11.14)**

Fire Chief Jeff Bowman introduced Assistant Chief David Thomas who presented an operational overview of OCFA’s preparation for El Niño. Assistant Chief Schroeder provided an update on the implementation of PulsePoint.

**PUBLIC COMMENTS – PUBLIC SESSION (F: 11.11)**

Ray Geagan, President of Orange County Professional Firefighters, Local 3631, provided his public comments on Discussion Item No. 5A - 2015 Long Term Liability Study & Expedited Pension Payment Plan as he was unable to stay for the entire meeting. He commented on the unfunded liability and a letter he sent to the Board on behalf of Local 3631 earlier in the day.

**2. MINUTES**

**A. Minutes from the October 15, 2015, Special Board of Directors Meeting (F: 11.06)**

On motion of Director Murray and second by Director Johnson, the Board of Directors voted by those present to approve the Minutes of the October 15, 2015, meeting as submitted. Directors Baker, Bartlett, Hasselbrink, Muller, Perry, Swift, and Tsunoda were recorded as abstaining, due to their absence from the meeting.

**3. CONSENT CALENDAR**

**A. Monthly Investment Reports (F: 11.10D2)**

On motion of Director Spitzer and second by Director Shawver, the Board of Directors voted unanimously by those present to receive and file the Monthly Investment reports.

**B. Annual Statement of Investment Policy and Investment Authorization (F: 11.10D)**

On motion of Director Spitzer and second by Director Shawver the Board of Directors voted unanimously by those present to:

1. Review and approve the submitted Investment Policy of the Orange County Fire Authority, to be effective January 1, 2016.
2. Pursuant to Government Code Sections 53601 and 53607, renew delegation of investment authority to the Treasurer for a one-year period, to be effective January 1, 2016.

**C. Capital Improvement Program Budget for Fire Station 10 (F: 15.04) (X: 19.07C10)**

On motion of Director Spitzer and second by Director Shawver, the Board of Directors voted unanimously by those present to:

1. Approve an update to the FY 2015 – FY 2020 Five-Year Capital Improvement Program (CIP) activating the replacement Fire Station 10 (Yorba Linda) from deferred status.
2. Direct staff to evaluate the timing for the Fire Station 10 construction contract award and if timing is appropriate, include the necessary expenditure budget changes of approximately \$6.5 million in the FY 2015/16 Mid-Year Budget Adjustments that will be reviewed with the Board in January 2016.

**D. Secured Fire Protection Agreement: Residential Project-17275 Derian, Irvine (F: 18.14)**

On motion of Director Spitzer and second by Director Shawver, the Board of Directors voted unanimously by those present to:

1. Approve and authorize the Fire Chief or his designee to execute a Secured Fire Protection Agreement with 17275 Derian LLC, related to the residential development at 17275 Derian, in the City of Irvine.
2. Direct the Clerk of the Authority to record the Secured Fire Protection Agreement in the Official Records of the County of Orange, and furnish the developer a copy of the conformed document within fifteen days of recordation.

**E. Blanket Order Contract Renewals – Property Management (F: 15.09F)**

On motion of Director Spitzer and second by Director Shawver, the Board of Directors voted unanimously by those present to approve and authorize the Purchasing Manager to renew and increase the blanket orders with Expressions Home Gallery and Action Door as proposed.

**END OF CONSENT CALENDAR**

**4. PUBLIC HEARING(S)**

No items.

**5. DISCUSSION CALENDAR**

**A. 2015 Long Term Liability Study & Expedited Pension Payment Plan (F: 17.06A)**

Assistant Chief Lori Zeller introduced Treasurer Tricia Jakubiak, who presented the 2015 Long Term Liability Study and Expedited Pension Payment Plan.

Stephen Wontrobski, Mission Viejo resident, commented on the letter from Local 3631 submitted to the Board, the Expedited Pension Payment Plan, workers' compensation, and the use of private paramedic service versus publicly-funded paramedics.

Discussion ensued.

On motion of Director Murray and second by Director Johnson, the Board of Directors voted by those present to:

1. Direct staff to continue the Expedited Pension Payment Plan as indicated in the Updated Snowball Strategy.
2. Approve a budget adjustment in Fund 121 to allocate the \$12.6 million of available unencumbered funds identified in the FY 2014/15 financial audit to OCFA's unfunded pension liability.
3. Direct staff to evaluate options identified through discussions with the joint-labor groups to address the Retiree Medical unfunded liability.
4. Direct staff to continue seeking cost-saving options related to Workers' Compensation.

Director Ta left at this point (7:50 p.m.).

Director Sachs voted in opposition. Director Ta was absent for the vote.

**B. Audited Financial Reports for the Fiscal Year Ended June 30, 2015 (F: 15.06)**

Assistant Chief Lori Zeller introduced General Accounting Manager Tammie Pickens who provided the Audited Financial Reports for the Fiscal Year-Ended June 30, 2015.

Stephen Wontrobski, Mission Viejo resident, repeated his PRA request to review the Lance, Soll & Lunghard working papers.

On motion of Director Lalloway and second by Director Shawver, the Board of Directors voted unanimously by those present to:

1. Review and approve the submitted audited financial reports.
2. Review the calculations used to determine the fund balance amounts assigned to the capital improvement program and workers' compensation, and confirm the calculations' consistency with the OCFA's Assigned Fund Balance Policy.

Director Ta was absent for the vote.

**C. Service Delivery Enhancements – Phase Two (F: 18.13)**

Assistant Chief Brian Young presented the Service Delivery Enhancements-Phase Two report.

On motion of Director Lalloway and second by Director Johnson, the Board of Directors voted unanimously to:

1. Direct staff to include funding for the Phase-Two enhancements in the proposed Mid-Year FY 2015/16 Budget Adjustments.
2. Direct staff to continue to evaluate and recommend the phase-in of service enhancements, as feasible, at six month intervals.

Director Ta was absent for the vote.

**BOARD MEMBER COMMENTS (F: 11.13)**

Director Green reported attending the OCFA Reserve Firefighter Academy Graduation.

Director Hasselbrink reported attending the OCFA Reserve Firefighter Academy Graduation.

Director Johnson thanked Fire Chief Bowman, Division Chief Steffen, and Division Captain Wilkes for attending the city of Cypress first Prayer Breakfast.

Director Shawver wished everyone a Happy Thanksgiving.

Director Murray thanked Fire Chief Bowman, Division Chief Black, and Battalion Chief Roberts for attending Tustin's Prayer Breakfast. He thanked Director Spitzer, Director Lalloway, Communications Director Cooney, and Community Relations Supervisor Hamm for their work and support for the Drowning Prevention Task Force.

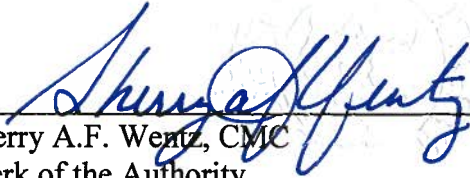
Director Bartlett reported the County of Orange will be holding El Niño workshops in all of the supervisorial districts.

Director Perry stated he had spent time in Paris prior to the recent terrorist attacks, and commended all firefighters world-wide.

Director Sloan commended Fire Chief Bowman and staff on the implementation of the Service Delivery Phase Two Enhancements.

Chair Hernandez thanked his fellow Board Members for their service and noted his attendance at the OCFA Reserve Firefighter Academy Graduation.

**ADJOURNMENT** – Chair Hernandez adjourned the meeting at 8:53 p.m. in memory of Downey Police Officer Ricardo Galvez who was fatality shot during a botched robbery attempt on November 18, 2015, and for the people in Paris, France, who were victims of the coordinated terrorists’ attacks on November 13, 2015. The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for January 28, 2016, at 6:00 p.m.

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