



# ORANGE COUNTY FIRE AUTHORITY AGENDA

**Claims Settlement Committee Meeting**  
**Thursday, April 16, 2015**  
**5:30 p.m.**

**Orange County Fire Authority**  
**Regional Fire Operations and Training Center**  
**Room AE117**  
1 Fire Authority Road  
Irvine, California 92602

Al Murray, Board Chair  
Gene Hernandez, Board Vice Chair  
Jerry McCloskey, Budget and Finance Committee Chair  
Noel Hatch, Human Resources Committee Representative  
Jeff Bowman, Fire Chief  
Jeremy Hammond, Human Resources Director

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 Claims Settlement Committee 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 the 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 Claims Settlement Committee, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority. Speaker Forms are available on the counter noted in the meeting 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. Notification 48 hours prior to the meeting will enable the Authority to make reasonable arrangements to assure accessibility to the meeting.

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**PUBLIC COMMENTS**

Any member of the public may address the Committee on items within the Committee'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 Committee as a whole, and do not engage in dialogue with individual Committee Members, Authority staff, or members of the audience.

**MINUTES**

- 1. Minutes for the regular (A) October 23, 2014, and regular (B) March 19, 2015, Claims Settlement Committee Meetings**  
Submitted by: Sherry Wentz, Clerk of the Authority

Recommended Action:  
Approve as submitted.

**CONSENT CALENDAR**

No items.

**DISCUSSION CALENDAR**

No items.

**REPORTS**

No items.

**COMMITTEE MEMBER COMMENTS****CLOSED SESSION****CS1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Timothy Murphy v. OCFA  
Case No. ADJ8956763  
Authority: Government Code Section 54956.9(a)

**CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Dave Johnson v. OCFA  
Case No. ADJ1716747; ADJ1363073; ADJ 402211; ADJ3460130; ADJ9287120;  
ADJ9287645; ADJ4002211  
Authority: Government Code Section 54956.9(a)

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

Name of Claim: Joletta Belton v. OCFA  
Case No. ADJ88909698  
Authority: Government Code Section 54956.9(a)

**CLOSED SESSION REPORT**

**ADJOURNMENT** – The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, May 21, 2015, at 5:30 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 and front gate public display case of the Orange County Fire Authority, Regional Training and Operations Center, 1 Fire Authority Road, Irvine, CA, not less than 72 hours prior to the meeting. Dated this 9<sup>th</sup> day of April 2015.

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

**UPCOMING MEETINGS:**

Executive Committee Meeting	Thursday, April 16, 2015, 6:00 p.m.
Board of Directors Special Meeting	Thursday, April 23, 2015, 5:30 p.m.
Human Resources Committee Meeting	Tuesday, May 5, 2015, 12:00 noon
Budget and Finance Committee Meeting	Wednesday, May 13, 2015, 12:00 noon

# MINUTES ORANGE COUNTY FIRE AUTHORITY

**Claims Settlement Committee Regular Meeting**  
**Thursday, October 23, 2014**  
**5:30 P.M.**

**Regional Fire Operations and Training Center**  
**Room AE117**  
1 Fire Authority Road  
Irvine, CA 92602

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## CALL TO ORDER

Director Bressette assumed the Chair and called the regular meeting of the Orange County Fire Authority Claims Settlement Committee to order at 5:36 p.m. on October 23, 2014.

Director Murray joined the meeting at 6:37 p.m.

Director Hatch joined the meeting at 6:37 p.m.

Human Resources Director Jeremy Hammond joined the meeting at 6:37 p.m.

## PLEDGE OF ALLEGIANCE

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

## ROLL CALL

**Present:** Randy Bressette, Budget and Finance Committee Chair, Laguna Hills  
Noel Hatch, Human Resources Committee Chair, Laguna Woods  
Gene Hernandez, Board Vice Chair, Yorba Linda  
Al Murray, Board Chair, Tustin  
Jeff Bowman, Fire Chief  
Jeremy Hammond, Human Resources Director

**Absent:** None.

Also present were OCFA General Counsel David Kendig, Risk Manager Jonathan Wilby, and Clerk of the Authority Sherry Wentz.

## PUBLIC COMMENTS (F: 12.02C3)

Chair Murray opened the Public Comments portion of the meeting. Chair Murray closed the Public Comments portion of the meeting without any statements from the public.

## **MINUTES**

### **1. Minutes for the September 25, 2014, Claims Settlement Committee Meeting (F: 12.02C2)**

On motion of Vice Chair Hernandez, and second by Director Bressette, the Committee voted unanimously to approve the minutes of the September 25, 2014, Claims Settlement Committee meeting.

## **CONSENT CALENDAR**

No items.

## **DISCUSSION CALENDAR**

No items.

## **REPORTS**

No items.

## **COMMITTEE MEMBER COMMENTS (F: 12.02C4)**

The Committee Members offered no comments.

## **CLOSED SESSION (F: 12.02C5)**

General Counsel David Kendig reported the Committee would be convening to Closed Session to consider the matters on the Agenda identified as CS1, Conference with Legal Counsel-Existing Litigation, and CS2, Conference with Legal Counsel Existing Litigation.

Chair Murray recessed the meeting to Closed Session at 6:38 p.m.

### **CS1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Bruce Bailey v. OCFA

Case No. WCAB: ADJ 7549021, ADJ 9499862, ADJ 8532314

Authority: Government Code Section 54956.9(a)

### **CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Larry Colgan v. OCFA

Case No. WCAB: ADJ 6933032, ADJ 933021, ADJ 7575097

Authority: Government Code Section 54956.9(a)

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Chair Murray reconvened the meeting at 6:48 p.m., with all members present.

**CLOSED SESSION REPORT (F: 12.02C5)**

General Counsel David Kendig announced the Claims Settlement Committee considered and unanimously authorized an offer of settlement on Worker's Compensation Claim CS1, the substance of which, upon acceptance by the parties will be disclosed after the agreements have been fully executed.

There was no reportable action taken on Closed Session Item CS2.

**ADJOURNMENT** – Chair Murray adjourned the meeting at 6:49 p.m. The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, November 20, 2014, at 5:30 p.m.

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

# MINUTES ORANGE COUNTY FIRE AUTHORITY

**Claims Settlement Committee Regular Meeting  
Thursday, March 19, 2015  
5:30 P.M.**

**Regional Fire Operations and Training Center  
Room AE117  
1 Fire Authority Road  
Irvine, CA 92602**

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## **CALL TO ORDER**

Chair Murray called the regular meeting of the Orange County Fire Authority Claims Settlement Committee to order at 5:30 p.m. on March 19, 2015.

## **PLEDGE OF ALLEGIANCE**

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

## **ROLL CALL**

**Present:** Al Murray, Board Chair, Tustin  
Gene Hernandez, Board Vice Chair, Yorba Linda  
Jerry McCloskey, Budget and Finance Committee Chair, Laguna Niguel  
Noel Hatch, Human Resources Committee Representative, Laguna Woods  
Craig Kinoshita, Deputy Fire Chief  
Jeremy Hammond, Human Resources Director

**Absent:** Jeff Bowman, Fire Chief

Also present were OCFA General Counsel David Kendig, Clerk of the Authority Sherry Wentz, Risk Manager Jonathan Wilby, and Risk Management Analyst Rhonda Haynes.

## **PUBLIC COMMENTS: (F: 12.02.C3)**

Chair Murray opened the public comments portion of the meeting. Chair Murray closed the public comments portion of the meeting without any statement from the public.

## **MINUTES**

### **1. Minutes for the February 19, 2015, Claims Settlement Committee Meeting (F: 12.02C2)**

On motion of Director McCloskey and second by Vice Chair Hernandez, the Committee voted to approve the minutes of the February 19, 2015, Claims Settlement Committee meeting. Director Hatch was recorded as abstaining, due to his absence from the February meeting.

## **CONSENT CALENDAR**

No items.

## **DISCUSSION CALENDAR**

No items.

## **REPORTS**

No items.

## **COMMITTEE MEMBER COMMENTS (F: 12.02C4)**

The Committee Members offered no comments.

## **CLOSED SESSION (F: 12.02C5)**

General Counsel David Kendig reported the Committee would be convening to Closed Session to consider the matters on the Agenda identified as CS1, Conference with Legal Counsel – Existing Litigation, CS2, Conference with Legal Counsel – Existing Litigation, CS3, Conference with Legal Counsel – Existing Litigation, CS4, Conference with Legal Counsel – Existing Litigation, and CS5, Conference with Legal Counsel – Existing Litigation.

The Claims Settlement Committee recessed to Closed Session at 5:34 p.m.

### **CS1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: James Carey v. OCFA  
Case No. 0518-WC-10-0500065 (non-litigated)  
Authority: Government Code Section 54956.9(a)

### **CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Mary Blaul v. OCFA  
Case No. 0518-WC-12-0500081;-0500389-(non-litigated)  
Authority: Government Code Section 54956.9(a)

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

Name of Claim: Valerie Kawakami v. OCFA  
Case No. ADJ 8834703; ADJ8835518  
Authority: Government Code Section 54956.9(a)

**CS4. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Richard Reeder v. OCFA  
Case No. ADJ 9223329; ADJ 9223319; ADJ9054654  
Authority: Government Code Section 54956.9(a)

**CS5. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: David Bautista v. OCFA  
Case No. ADJ-8776772; ADJ 8776767  
Authority: Government Code Section 54956.9(a)

Chair Murray reconvened the meeting at 5:58 p.m., with all members present.

**CLOSED SESSION REPORT (F: 12.02C5)**

General Counsel David Kendig stated there was no reportable action.

**ADJOURNMENT** – Chair Murray adjourned the meeting at 5:59 p.m. The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, April 16, 2015, at 5:30 p.m.

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