

MINUTES

ORANGE COUNTY FIRE AUTHORITY

Executive Committee Regular Meeting
Thursday, March 19, 2015
6:00 P.M.

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

CALL TO ORDER

A regular meeting of the Orange County Fire Authority Executive Committee was called to order on March 19, 2015, at 6:04 p.m. by Chair Murray.

INVOCATION

Chaplain Bob George offered the invocation.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Present: Noel Hatch, Laguna Woods
Gene Hernandez, Yorba Linda
Jeffrey Lalloway, Irvine
Jerry McCloskey
Al Murray, Tustin
David Shawver, Stanton
Todd Spitzer, County of Orange
Beth Swift, Buena Park

Absent: None

Also present were:

Deputy Chief Craig Kinoshita	Assistant Chief Lori Smith
Assistant Chief Lori Zeller	Assistant Chief Dave Thomas
Assistant Chief Brian Young	Human Resources Director Jeremy Hammond
Assistant Chief Mike Schroeder	Communications Director Sandy Cooney
Clerk of the Authority Sherry Wentz	General Counsel David Kendig

1. PRESENTATIONS

No items.

PUBLIC COMMENTS (F: 12.02A3)

Chair Murray opened the Public Comments portion of the meeting.

Stephen Wontrobski, Mission Viejo resident, referenced past requests to review records in 2014, regarding salary/rates charged to the contract cities vs. cash cities. He also commented to the unfunded actuarial accrued liabilities (UAAL) structure.

REPORT FROM THE BUDGET AND FINANCE COMMITTEE CHAIR (F: 12.02A6)

Budget and Finance Committee Chair McCloskey reported at its March 11, 2015, the Committee voted unanimously to appoint Director Swift as Vice Chair to complete former Director Allevato's term. The Committee reviewed the Financial Audit Services Contract Renewal, the Monthly Investment Reports, and the Updated Broker/Dealer List, and voted unanimously to direct staff to place these items on the agenda for the Executive Committee, with the recommendation that the Executive Committee approve the recommended actions. In discussing the Updated Broker/Dealer List, the Committee received a detailed report from OCFA's Treasurer, Tricia Jakubiak who explained the information provided in the staff report, including the summary of FINRA reports, and answered several questions for the Committee. With the information provided, the Committee unanimously recommended approval. As Chair of the Budget and Finance Committee, he stated the Executive Committee can be confident that the item was thoroughly vetted. Lastly, he reported that the Committee also reviewed the FY 2014/15 Mid-Year Budget Adjustmenst and the 2014 Homeland Security Grant Program Agreement and voted unanimously to direct staff to place these items on the agenda for the Board of Directors meeting of March 26, 2015, with the recommendation that the Board approve the recommended actions.

REPORT FROM THE HUMAN RESOURCES COMMITTEE CHAIR (F: 12.02A6)

Human Resources Committee Chair Shawver reported the Human Resources Committee did not meet in the month of March; therefore there is nothing to report at this time.

FIRE CHIEF'S REPORT (F: 12.02A7)

Deputy Chief Kinoshita presented no report.

2. MINUTES

A. Minutes from the January 15, 2015, Regular Executive Committee Meeting (F: 12.02A2)

On motion of Vice Chair Hernandez and second by Director Shawver, the Board voted unanimously to approve the Minutes from the January 15, 2015, regular Executive Committee meeting.

3. CONSENT CALENDAR

Agenda Item Nos. 3C, 3F, and 3G were pulled for separate consideration.

A. Monthly Investment Reports (F: 11.10D2)

On motion of Director Lalloway and second by Vice Chair Hernandez, the Executive Committee voted unanimously to receive and file the reports.

B. Second Quarter Financial Newsletter (F: 15.07)

On motion of Director Lalloway and second by Vice Chair Hernandez, the Executive Committee voted unanimously to receive and file the reports.

C. Financial Audit Services Contract Renewal (F: 15.02A)

Stephen Wontrobski, Mission Viejo resident, spoke in opposition to the item and addressed a request to review the working papers of Lance, Soll & Lunghard, LLP.

On motion of Director Lalloway and second by Vice Chair Hernandez, the Executive Committee voted unanimously to approve and authorize the Purchasing Manager to execute Amendment Number One to the Professional Services Agreement with Lance, Soll & Lunghard, LLP, to renew the Agreement for two additional years in the aggregate amount of \$141,844, and to clarify language regarding access to and ownership of auditor work papers used for testing with Director Spitzer's abstention.

D. Amendment to Joint Agreement for the Operation, Maintenance and Financial Management of the Orange County 800MHz Countywide Coordinated Communications System (F: 18.04A)

On motion of Director Lalloway and second by Vice Chair Hernandez, the Executive Committee voted unanimously to approve and authorize the Board Chair to execute the Amendment to the Joint Agreement for the Operation, Maintenance, and Financial Management of the Orange County 800MHz Countywide Coordinated Communications System and all related documents.

E. Sole Source Blanket Order Contracts – Information Technology (F: 15.09F)

On motion of Director Lalloway and second by Vice Chair Hernandez, the Executive Committee voted unanimously to:

1. Approve and authorize the Purchasing Manager to issue sole source blanket order contracts to FATPOT Technologies, TriTech Software Systems, Deccan International, and Westnet, Inc., for up to three years.
2. Approve and authorize the Purchasing Manager to redistribute or adjust funding between the four contracts as requested by the department so long as the aggregate amount of the contracts collectively does not exceed \$85,000 annually.

F. Blanket Order Contract Increase Special Litigation Counsel for Validation Proceedings (F: 12.03E3d)

Stephen Wontrobski, Mission Viejo resident, spoke in opposition to this expenditure.

On motion of Director Lalloway and second by Director Shawver, the Executive Committee voted to authorize the Purchasing Manager to increase Blanket Order B01501 by \$60,000 for T. Peter Pierce of Richards, Watson & Gershon for legal services in connection with the appeal process in the validation action. Director Spitzer abstained.

G. Updated Broker/Dealer List (F: 11.10D4)

Stephen Wontrobski, Mission Viejo resident, spoke in his continued opposition to this item.

On motion of Vice Chair Hernandez and second by Director McCloskey, the Executive Board voted to approve the proposed Broker/Dealer List to include the following three firms: FTN Financial, Raymond James, and UBS Financial Services. Director Spitzer opposed,

4. DISCUSSION CALENDAR

A. March 2015 Legislative Update (F: 11.10F1)

Communications Director Sandy Cooney provided an overview of the legislative staff update.

On motion of Chair Murray and second by Director Shawver, the Board voted to take the following legislative positions: Support: AB 911, SB 787, AB 896, AB 203, AB 301 and AB 299 with amendments; Oppose: AB 295; and Monitor: AB 579 and AB 67. Directors Lalloway and Spitzer opposed taking the position of “monitor” for AB 67 and registered their opposition to this legislation.

B. Legislative Update AB 1217 (F: 11.10F4)

Communications Director Cooney presented the Legislative Update regarding Assembly Bill 1217.

Stephen Wontrobski, Mission Viejo resident, spoke in opposition to the proposed bill.

Ray Geagan, President of International Association of Firefighters (IAFF), Local 3631, spoke in favor of the proposed bill.

On motion of Director Lalloway and second by Vice Chair Hernandez, the Executive Committee voted unanimously to:

1. Table taking a formal position at this time.
2. Direct staff to take the following actions:
 - a. Conduct an outreach to member agencies to solicit their formal positions on the proposed legislation.
 - b. Schedule a meeting with Assemblyman Daly, the Board Chair, Vice Chair, Fire Chief, and OCFA staff to clarify the current Joint Powers Authority (JPA) membership, provide in-put, and discuss alternatives to the legislation.
 - c. Direct staff to research (1) if there are other JPAs that have both SFF and cash contract members; and (2) come back with examples of how other JPAs structure their governing Boards.
 - d. Reschedule this agenda item upon completion of the identified tasks for the Executive Committee's consideration with the intent to forward the Committee's recommendations to the full Board for its consideration.

C. Conducting Effective Board Meetings (F:)

Chair Murray introduced the staff report.

Director Lalloway suggested General Counsel provide a Closed Session briefing memo in advance of Closed Sessions, and also suggested minimizing future presentations to help expedite meetings.

On motion of Vice Chair Hernandez and second by Director Lalloway, the Executive Committee voted unanimously to direct staff to:

1. Include additional recommendations for the provision of a Closed Session summary of agendized items by General Counsel prior to the meeting and minimize formal presentations on agenda items.
2. Place the item on the Board of Directors meeting of March 26, 2015, with the Executive Committee's recommendation that the Board of Directors direct staff to implement the suggested recommendations beginning in April 2015.

COMMITTEE MEMBER COMMENTS (F: 12.02A4)

Director Shawver noted his recent attendance at a County Board of Supervisor's meeting and complimented the County's staff.

Chair Murray stated he also attended the Board of Supervisor's meeting and the retirement event for OCFA Deputy Chief Craig Kinoshita.

Director Spitzer stated he is proposing the Board of Supervisors follow suit to State Senator Bates legislation to bar State funded universities and colleges from banning the American flag.

Vice Chair Hernandez noting the growth in residential development in Yorba Linda, requested a letter from OCFA denouncing a recommendation by a non-OCFA retired firefighter to disregard evacuating a person's home to save it during a fire.

Chair Murray thanked Communications Director Cooney for developing the upcoming community awareness program to prevent drowning.

CLOSED SESSION (F: 12.02A5)

No items.

ADJOURNMENT – Chair Murray adjourned the meeting at 7:24 p.m. The next regular meeting of the Executive Committee is scheduled for Thursday, April 16, 2015, at 6:00 p.m.



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