



# ORANGE COUNTY FIRE AUTHORITY AGENDA

**Claims Settlement Committee Meeting**  
**Thursday, March 24, 2016**  
**5:00 p.m.**

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

Gene Hernandez, Board Chair  
Beth Swift, Board Vice Chair  
Jerry McCloskey, Budget and Finance Committee Chair  
Noel Hatch, Human Resources Committee Representative  
Jeff Bowman, Fire Chief  
Vacant, 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 (A) February 25, 2016, Claims Settlement Committee Regular Meeting and the (B) March 9, 2016, Special Meeting**  
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: Rocco DiFrancesco vs. OCFA  
Case No. ADJ6481927; ADJ6968149  
Authority: Government Code Section 54956.9(a)

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

Name of Claim: Edmund Hardy vs. OCFA  
Case No. ADJ4591356; ADJ7697243; ADJ6738893; ADJ6738900; ADJ8561373  
Authority: Government Code Section 54956.9(a)

**CLOSED SESSION REPORT**

**ADJOURNMENT** – The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, April 28, 2016, at 5:00 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 72 hours prior to the meeting. Dated this 17<sup>th</sup> day of March 2016.

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

**UPCOMING MEETINGS:**

Human Resources Committee Meeting	Tuesday, April 5, 2016, 12:00 noon
Budget and Finance Committee Meeting	Wednesday, April 13, 2016, 12:00 noon
Claims Settlement Committee Meeting	Thursday, April 28, 2016, 5:00 p.m.
Executive Committee Meeting	Thursday, April 28, 2016, 5:30 p.m.
Board of Directors Meeting	Thursday, April 28, 2016, 6:00 p.m.

# MINUTES ORANGE COUNTY FIRE AUTHORITY

**Claims Settlement Committee Regular Meeting**  
**Thursday, February 25, 2016**  
**5:00 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 Hernandez called a regular meeting of the Orange County Fire Authority Claims Settlement Committee to order at 5:00 p.m. on February 25, 2016.

## **PLEDGE OF ALLEGIANCE**

Chair Hernandez led the assembly in the Pledge of Allegiance to our Flag.

## **ROLL CALL**

**Present:** Gene Hernandez, Board Chair, Yorba Linda  
Beth Swift, Vice Chair, Buena Park  
Jerry McCloskey, Budget and Finance Committee Chair, Laguna Niguel  
Noel Hatch, Human Resources Committee Representative, Laguna Woods  
Jeff Bowman, Fire Chief

**Absent:** Jeremy Hammond, Human Resources Director

Also present were OCFA General Counsel David Kendig; Clerk of the Authority Sherry Wentz; Risk Manager Jonathan Wilby, and Workers' Compensation Manager Rhonda Haynes.

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

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.

## **MINUTES**

### **1. Minutes for the January 28, 2016, Claims Settlement Committee Meeting (F: 12.02C2)**

On motion of Chair Hernandez and second by Director Hatch, the Committee voted by those present to approve the January 28, 2016, Minutes, as submitted.

Director McCloskey was recorded as an abstention due to his absence from the 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 Council David Kendig reported the Committee would convene to Closed Session to consider the matter on the Agenda identified as CS1, Conference with Legal Counsel-Existing Litigation.

Chair Hernandez recessed the meeting to Closed Session at 5:03 p.m.

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

Name of Claim: Gerry Colunga vs. OCFA

Case No. ADJ9292723

Authority: Government Code Section 54956.9(a)

Chair Hernandez reconvened the meeting from Closed Session at 5:29 p.m., with all prior Committee members present.

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

General Counsel David Kendig stated there was no reportable action.

Minutes

OCFA Claims Settlement Committee Regular Meeting

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**ADJOURNMENT** – Chair Hernandez adjourned the meeting at 5:29 p.m. The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, March 25, 2016, at 5:00 p.m.

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

# MINUTES ORANGE COUNTY FIRE AUTHORITY

**Claims Settlement Committee Special Meeting**  
**Thursday, March 9, 2016**  
**11:30 A.M.**

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

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## **CALL TO ORDER**

Vice Chair Swift called a special meeting of the Orange County Fire Authority Claims Settlement Committee to order at 11:30 a.m. on March 9, 2016.

## **PLEDGE OF ALLEGIANCE**

Vice Chair Swift led the assembly in the Pledge of Allegiance to our Flag.

## **ROLL CALL**

**Present:** Beth Swift, Vice Chair, Buena Park  
Jerry McCloskey, Budget and Finance Committee Chair, Laguna Niguel  
Noel Hatch, Human Resources Committee Representative, Laguna Woods  
Jeff Bowman, Fire Chief  
Jonathan Wilby, Risk Manager (Alternate for HR Director)

**Absent:** Gene Hernandez, Chair, Yorba Linda  
Jeremy Hammond, Human Resources Director

Also present were OCFA General Counsel David Kendig and Clerk of the Authority Sherry Wentz.

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

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

## **MINUTES**

No items.

## **CONSENT CALENDAR**

No items.

## **DISCUSSION CALENDAR**

No items.

## **REPORTS**

No items.

## **COMMITTEE MEMBER COMMENTS**

The Committee Members offered no comments.

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

General Council David Kendig reported the Committee would convene to Closed Session to consider the matter on the Agenda identified as CS1, Conference with Legal Counsel-Anticipated Litigation relating to the release of an employee.

Vice Chair Swift recessed the meeting to Closed Session at 11:33 a.m.

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

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

Vice Chair Swift reconvened the meeting from Closed Session at 12:00 p.m., with all prior Committee members present.

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

General Counsel David Kendig stated there was no reportable action.

**ADJOURNMENT** – Vice Chair Swift adjourned the meeting at 12:01 p.m. The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, March 24, 2016, at 5:00 p.m.

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