



# ORANGE COUNTY FIRE AUTHORITY

## AGENDA

### BOARD OF DIRECTORS REGULAR MEETING

Thursday, February 22, 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 Chaplain Jim Gwaltney

**PLEDGE OF ALLEGIANCE** by Vice Chair Muller

### ROLL CALL

### 1. PRESENTATIONS

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 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](http://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. PUBLIC EMPLOYEE APPOINTMENT**

Position: Fire Chief

Authority: Government Code Section 54957(b)(1)

**CS2. CONFERENCE WITH LABOR NEGOTIATOR**

Negotiators: Ed Sachs, Board Chair; Joe Muller, Board Vice Chair; Shelley Hasselbrink, Budget and Finance Committee Vice Chair

Unrepresented Employee: Fire Chief

Authority: Government Code Section 54957.6

**CLOSED SESSION REPORT**

2. **Minutes from the January 25, 2018, Regular Board of Directors Meeting**  
Submitted by: Sherry Wentz, Clerk of the Authority

Recommended Action:

Approve as submitted.

3. **CONSENT CALENDAR**

No items.

4. **PUBLIC HEARING(S)**

No items.

5. **DISCUSSION CALENDAR**

No items.

**BOARD MEMBER COMMENTS**

**ADJOURNMENT** – The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for Thursday, March 15, 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 Operations and Training Center, 1 Fire Authority Road, Irvine, CA, not less than 72 hours prior to the meeting. Dated this 15<sup>th</sup> day of February 2018.

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

**UPCOMING MEETINGS:**

Budget and Finance Committee Meeting	Wednesday, March 14, 2018, 12 noon
Board of Directors Meeting	Thursday, March 15, 2018, 6:00 p.m.
Claims Settlement Committee Meeting	Thursday, March 22, 2018, 5:00 p.m.
Executive Committee Meeting	Thursday, March 22, 2018, 5:30 p.m.
Board of Directors Meeting	Thursday, March 22, 2018, 6:00 p.m.

# MINUTES ORANGE COUNTY FIRE AUTHORITY

**Board of Directors Regular Meetings  
Thursday, January 25, 2018  
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 January 25, 2018, at 6:37 p.m. by Chair Swift.

## **INVOCATION**

Senior Chaplain Dave Keehn offered the invocation.

## **PLEDGE OF ALLEGIANCE**

Director Johnson led the Assembly in the Pledge of Allegiance to the Flag.

## **ROLL CALL**

Laurie Davies, Laguna Niguel	Ellery Deaton, Seal Beach
Sergio Farias, San Juan Capistrano	Melissa Fox, Irvine
Carol Gamble, Rancho Santa Margarita	Craig Green, Placentia
Dave Harrington, Aliso Viejo	Shelley Hasselbrink, Los Alamitos
Noel Hatch, Laguna Woods	Gene Hernandez, Yorba Linda
Robert Johnson, Cypress	Joe Muller, Dana Point
Vince Rossini, Villa Park	Ed Sachs, Mission Viejo
Don Sedgwick, Laguna Hills	Dave Shawver, Stanton
Todd Spitzer, County of Orange	Michele Steggell, La Palma
Elizabeth Swift, Buena Park	Tri Ta, Westminster
Juan Villegas, Santa Ana	

**Absent:** Lisa Bartlett, County of Orange  
Tim Brown, San Clemente

Leah Basile, Lake Forest  
Al Murray, Tustin

## **Also present were:**

Interim Fire Chief Patrick McIntosh	Assistant Chief Dave Anderson
Assistant Chief Brian Young	Assistant Chief Lori Zeller
General Counsel David Kendig	Assistant Chief Mike Schroeder
Assistant Chief Lori Smith	Brigette Gibb, Human Resources Director
Sherry Wentz, Clerk of the Authority	

## **PUBLIC COMMENTS (F: 11.11)**

Stephen Wontrobski, Mission Viejo resident, spoke for the need of transparency and full disclosure by public agencies.

### **1. PRESENTATIONS**

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

On motion of Director Johnson and second by Director Davies, the Board of Directors voted by those present to approve the request as submitted and make the presentation.

Chair Swift and Interim Fire Chief McIntosh recognized and presented a plaque to retiring Laguna Hills City Manager Bruce Channing for his service to the OCFA.

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

Aaron Peardon, Orange County Employees Association, speaking on behalf of Emergency Command Center staff, expressed their desire to retain the use of 24-hour shifts.

Stephen Wontrobski, Mission Viejo resident, addressed transparency concerns within the OCFA and member cities costs.

Stephen Wontrobski, Mission Viejo resident, spoke in opposition to Closed Session Agenda Item No. 1; noting his opposition to the negotiator and the public being restricted from attending negotiations.

Ray Grangoff, Orange County Sheriff's Department (OCSD), speaking on behalf of Sheriff Sandra Hutchins, read her letter addressed to the Board regarding the impasse of OCFA and OCSD relative to air operations.

Stephen Wontrobski, Mission Viejo resident, spoke in opposition to Closed Session Agenda Item No. 3, and cited California Code for search and rescue policy.

Tim Perkins, Chief Officers Association President, addressed the Association's concerns with the impasse of OCFA and OCSD relative to air operations medical aid; lack of coordination with incident command; and the definition of medical aid vs. search and rescue.

**CLOSED SESSION (F: 11.15)**

**CS1. CONFERENCE WITH LABOR NEGOTIATOR**

Negotiators: Peter Brown, Liebert Cassidy and Whitmore  
Employee Orange County Professional Fire Fighters Association, Local  
Organization: 3631, Chief Officers Association, Orange County Fire  
Authority Managers Association, Orange County Employees'  
Association, and all unrepresented employees  
Authority: Government Code Section 54957.6

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

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

**CS3. CONFERENCE WITH LEGAL COUNSEL–ANTICIPATED LITIGATION**

Authority: Government Code Section 54956.9(c) – Initiation of Litigation (1 case)  
regarding Air Operations

**CS4. CONFERENCE WITH LEGAL COUNSEL–ANTICIPATED LITIGATION**

Authority: Government Code Section 54956.9(c) – Initiation of Litigation (1 case)

General Counsel David Kendig reported the Board would convene to Closed Session to consider the matters on the agenda identified as CS1 Conference with Labor Negotiator, and CS2 through CS4, Conference with Legal Counsel – Anticipated Litigation.

Chair Swift recessed the meeting to Closed Session at 7:15 p.m.

Director Harrington arrived at this point (8:25 p.m.).

Chair Swift reconvened the meeting from Closed Session at 10:35 p.m.

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

General Counsel David Kendig stated there were no reportable actions.

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

At the December 19, 2017, special meeting of the Human Resources Committee, the Committee voted unanimously to send the Amendment to the Board Rules of Procedure to the Board of Directors with the recommendation to approve the item, and received a presentation on the Emergency Command Center by ECC Manager Jeff Logan, and an update on the Professional Standards Unit by Human Resources Director Brigitte Gibb.

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

At the January 10, 2018, meeting of the Budget and Finance Committee, the Committee voted unanimously to receive and file the Orange County Employees' Retirement System Quarterly Status Update report, to send both the Monthly Investment Reports and First Quarter Financial Newsletter to the Executive Committee for approval, and to send both the Annual Grant Priorities for 2018 and the FY 2017/18 Mid-Year Financial Report to the Board of Directors for approval of the recommended actions.

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

Claims Settlement Committee Chair Swift reported the Committee considered Workers' Compensation claims for claimants Craig Campbell, Robert James, Daniel Runnestrand, and Vernon Hansen. There were no reportable actions.

**REPORT FROM THE FIRE CHIEF (F: 11.12)**

Interim Fire Chief Patrick McIntosh reported on the recent fire siege in northern California and mudslides in Santa Barbara County.

**2. MINUTES**

**A. Minutes from the November 16, 2017, Regular Board of Directors Meeting (F: 11.06)**

On motion of Director Johnson and second by Director Davies, the Board of Directors voted unanimously to by those present to approve the November 16, 2017, Minutes as submitted. Directors Fox, Rossini, and Spitzer were recorded as abstentions, due to their absence from the meeting.

**3. CONSENT CALENDAR**

**A. Annual Grant Priorities for 2018 (F: 11.10G)**

On motion of Director Ta and second by Director Johnson, the Board of Directors voted unanimously by those present to approve OCFA's Annual Grant Priorities for 2018.

**B. FY 2017/18 Mid-Year Financial Report (F: 15.04 17/18)**

On motion of Director Ta and second by Director Johnson, the Board of Directors voted unanimously by those present to direct staff to continue monitoring the budget for further refinement and return in March 2018 for approval of the proposed FY 2017/18 budget adjustments.

**C. Amendment to Board Rules of Procedure (F: 11.03)**

On motion of Director Ta and second by Director Johnson, the Board of Directors voted unanimously by those present to adopt Resolution No. 2018-01 entitled A RESOLUTION OF THE ORANGE COUNTY FIRE AUTHORITY AMENDING THE BOARD OF DIRECTORS RULES OF PROCEDURE TO CHANGE THE REGULAR MEETINGS OF THE HUMAN RESOURCES COMMITTEE, which changes the regular quarterly meetings of the Human Resources Committee from January, April, July, and October to February, May, August, and November.

**D. Amendment to 2018 Board Meeting Schedule (F: 11.05)**

On motion of Director Ta and second by Director Johnson, the Board of Directors voted unanimously by those present to adopt Resolution No. 2018-02 entitled A RESOLUTION OF THE ORANGE COUNTY FIRE AUTHORITY BOARD OF DIRECTORS AUTHORIZING AN AMENDMENT TO THE REGULAR MEETING DATES OF THE BOARD OF DIRECTORS FOR CALENDAR YEAR 2018.

**E. Amendment to State Standard Agreement for Fire Protection Services of State Responsibility Areas (F: 21.13A)**

On motion of Director Ta and second by Director Johnson, the Board of Directors voted unanimously by those present to approve and authorize the Board Chair to sign the proposed revised Assignment of the three-year Cooperative Fire Protection Agreement between the State of California Department of Forestry and Fire Protection and the County of Orange to OCFA.

**F. Resolution Authorizing Fire Chief to Execute a Cooperative Agreement for the Loan of Federal Excess Personal Property (F: 22.06A)**

On motion of Director Ta and second by Director Johnson, the Board of Directors voted unanimously by those present to adopt Resolution No. 2018-03 entitled A RESOLUTION OF THE ORANGE COUNTY FIRE AUTHORITY BOARD OF DIRECTORS AUTHORIZING APPLICATION FOR FEDERAL EXCESS PERSONAL PROPERTY IN ACCORDANCE WITH UNITED STATES FOREST SERVICE COOPERATIVE FORESTRY ASSISTANCE ACT (CFAA) OF 1978 authorizing the Fire Chief, or his designee, to execute the Cooperative Agreement for the Loan of Federal Excess Personal Property between the State of California Department of Forestry and Fire Protection and the Orange County Fire Authority.



**G. Secured Fire Protection Agreement Amendment No. 4 with The Irvine Company regarding Furniture, Fixtures, and Equipment (F: 18.14)**

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

1. Approve and authorize the Fire Chief to execute a proposed amendment to the Secured Fire Protection Agreement with The Irvine Company for the purpose of allowing the Authority to purchase Furniture, Fixtures, and Equipment (FF&E) necessary to furnish Fire Station 20.
2. Authorize Property Manager and Purchasing Manager to purchase items identified on the FF&E spreadsheet for a total not to exceed amount of \$161,424.98.

**END OF CONSENT CALENDAR**

**4. PUBLIC HEARING(S)**

No items.

**5. DISCUSSION CALENDAR**

No items.

**ELECTION OF BOARD CHAIR AND VICE CHAIR (F: 11.02B)**

Chair Swift opened the nominations for Chair of the Board of Directors.

Director Hatch nominated Vice Chair Sachs with a second by Director Shawver. There were no additional nominations.

On motion of Director Hernandez, and second by Chair Swift, the Board voted Vice Chair Sachs as Chair by acclamation.

Chair Sachs opened nominations for Vice Chair of the Board of Directors.

Director Harrington nominated Director Muller with a second by Director Hernandez.

Director Ta nominated Director Shawver with a second by Director Johnson.

Chair Sachs closed the nominations for Vice Chair of the OCFA Board of Directors.

The following Directors (14) voted in support of Director Muller.

Dave Harrington, Aliso Viejo  
Joe Muller, Dana Point  
Melissa Fox, Irvine  
Michele Steggell, La Palma  
Don Sedgwick, Laguna Hills  
Laurie Davies, Laguna Niguel  
Vince Rossini, Villa Park

Noel Hatch, Laguna Woods  
Shelley Hasselbrink, Los Alamitos  
Ed Sachs, Mission Viejo  
Craig Green, Placentia  
Carol Gamble, Rancho Santa Margarita  
Sergio Farias, San Juan Capistrano  
Gene Hernandez, Yorba Linda

The following Directors (7) voted in support of Director Shawver.

Elizabeth Swift, Buena Park  
Todd Spitzer, County of Orange  
Robert Johnson, Cypress  
Tri Ta, Westminster

Juan Villegas, Santa Ana  
Ellery Deaton, Seal Beach  
Dave Shawver, Stanton

Chair Sachs requested the Board vote Director Muller as Vice Chair by acclamation.

The Board acclaimed Director Muller as Vice Chair for the ensuing term.

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

Director Fox offered congratulations to both Chair Sachs and Vice Chair Muller. She noted she is now the proud mother of an Alaskan firefighter.

Director Swift thanked the Board for the opportunity to serve as Board Chair, thanked the assistant chiefs and division chiefs for their help during her term, and thanked Battalion Chief's Kovac, McKeown, and Able for their site tours of the various division areas. She praised the OCFA and having the opportunity to serve the Board.

Director Sedgwick thanked Director Swift for her dedication, leadership with class and dignity, and excellent service to the Board.

Director Hatch commended Director Swift for her quiet dignified strength and service.

Director Swift complimented former Chairs for their leadership and congratulated Chair Sachs.

Chair Sachs thanked Director Swift for her leadership of the Board.

**ADJOURNMENT** – Chair Sachs adjourned the meeting at 11:05 p.m. The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for Thursday, February 22, 2018, at 6:00 p.m.

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