

MINUTES

ORANGE COUNTY FIRE AUTHORITY

Board of Directors Regular Meeting
Thursday, September 24, 2015
6:00 P.M.

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

CALL TO ORDER

A regular meeting of the Orange County Fire Authority Board of Directors was called to order on September 24, 2015, at 6:02 p.m. by Chair Hernandez.

INVOCATION

Chaplain Ken Krikac offered the invocation.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Angelica Amezcua, Santa Ana
Rick Barnett, Villa Park
Craig Green, Placentia
Noel Hatch, Laguna Woods
Robert Johnson, Cypress
Joseph Muller, Dana Point
Dwight Robinson, Lake Forest
Don Sedgwick, Laguna Hills
David Sloan, Seal Beach
Elizabeth Swift, Buena Park
Phillip Tsunoda, Aliso Viejo

Robert Baker, San Clemente
Gerard Goedhart, La Palma
Shelley Hasselbrink, Los Alamitos
Gene Hernandez, Yorba Linda
Jerry McCloskey, Laguna Niguel
Al Murray, Tustin
Ed Sachs, Mission Viejo
David Shawver, Stanton
Todd Spitzer, County of Orange
Tri Ta, Westminster

Absent: Lisa Bartlett, County of Orange
Jeffrey Lalloway, Irvine

Carol Gamble, Rancho Santa Margarita
John Perry, San Juan Capistrano

Also present were:

Fire Chief Jeff Bowman
Assistant Chief Lori Zeller
Assistant Chief David Thomas
General Counsel David Kendig

Assistant Chief Mike Schroeder
Communications Director Sandy Cooney
Human Resources Director Jeremy Hammond
Clerk of the Authority, Sherry Wentz

Director Johnson arrived at this point. (6:10 p.m.)

PUBLIC COMMENTS – CLOSED SESSION (F: 11.11)

Stephen Wontrobski, Mission Viejo resident, spoke in opposition to Closed Session item CS1, Conference with Labor Negotiator. He also inquired as to whether the initiation of litigation had been disclosed from the previous Board meeting.

General Counsel David Kendig reported the individual had not been served yet, as such it is not reportable at this time.

At Chair Hernandez's discretion, Agenda Items 1C and 1B were brought forward to accommodate staff and their family in attendance for these presentations.

PRESENTATIONS

1. Requests for Commendations and Proclamations (X: 11.09)

C. Recognition of Departing Division Chiefs/Introduction of New Division Chiefs (F: 11.09D)

Assistant Chief Dave Thomas introduced, and Chair Hernandez and Fire Chief Bowman recognized retiring Division Chiefs Kris Concepcion and Devin Leonard. Assistant Chief Thomas introduced newly promoted Division Chiefs Dave Anderson and Randy Black.

B. Achievement of Excellence Procurement Award to OCFA's Purchasing Division (F: 17.10I)

Chair Hernandez and Chief Bowman presented the purchasing staff with the National Procurement Institute's Annual Achievement of Excellence Procurement Award for 2015.

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 Labor Negotiators, CS3, Conference with Legal Counsel – Initiation of Litigation, and CS4, Conference with Legal Counsel – Anticipated Litigation.

Chair Hernandez recessed the meeting to Closed Session at 6:25 p.m.

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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 LABOR NEGOTIATORS

OCFA Designated Labor Negotiators: Board Chair Gene Hernandez, Board Vice
Chair Beth Swift, and Budget and Finance Committee Chair Jerry
McCloskey
Authority: Government Code Section 54957.6
Unrepresented Employee: Fire Chief

**CS3. CONFERENCE WITH LEGAL COUNSEL – INITIATION OF
LITIGATION**

Authority: Government Code Section 54956.9(d)(4) (1 case)

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

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

Director Amezcua and Tsunoda arrived at this point. (6:49 p.m.)

Chair Hernandez reconvened the meeting at 7:13 p.m., with all prior Board members present.

CLOSED SESSION REPORT (F: 11.15)

General Counsel David Kendig stated there were no reportable actions.

Director Ta arrived at this point. (7:30 p.m.)

CONTINUED PRESENTATIONS

2. Requests for Commendations and Proclamations (continued)

A. Presentation of Fireman's Fund Grant (F: 11.09)

Legislative Analyst Jay Barkman introduced John Jasinski, executive vice president of CITA Insurance Services, and Michael Bibeau Fireman's Fund business manager; they presented the OCFA with a grant of \$8,000 with Fireman's Fund for community outreach and education.

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

Budget and Finance Committee Chair McCloskey reported at the September 9, 2015, meeting the Committee voted unanimously to direct staff to place the Monthly Investment Reports on the agenda for the Executive Committee meeting, with the Budget and Finance Committee's recommendations that the Executive Committee receive and file the reports. The Committee also voted to direct staff to place the Rebudget of FY 2014/15 Uncompleted Projects, the Interim Regional Fire Operations and Training Center Security Enhancements, and the Start-Up Funds/Orange County Task Force on Drowning Prevention on the agenda for the Board of Directors meeting, with the Budget and Finance Committee's recommendation to approve the recommended actions.

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

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

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

Chair Hernandez reported at its September 17, 2015, meeting the Committee considered a Worker's Compensation Claim for claimant Jeff Del Campo. There is not reportable action on the claim.

REPORT FROM THE FIRE CHIEF (F: 11.14)

Fire Chief Jeff Bowman introduced Assistant Chief Dave Thomas who provided a Power Point presentation on the California fire activity report. Chief Bowman introduced Communications Director Sandy Cooney who reported on a meeting with Assembly Member Pat Bates and Senate Member Bill Brough, to discuss creating an emergency care center at the existing San Clemente hospital. Lastly, Chief Bowman introduced Assistant Fire Chief Mike Schroeder to report on the launch of the next generation Vesta 9-1-1 phone system.

PUBLIC COMMENTS – PUBLIC SESSION (F: 11.11)

Stephen Wontrobski, Mission Viejo resident, informed the Board that he is being harassed by officials of Local 3631 during Board meetings, and requested the protocol to keep this from happening. He also addressed his request regarding ALS/BLS information.

2. MINUTES

A. Minutes from the August 27, 2015, Special Board of Directors Meeting (F: 11.06)

On motion of Director Johnson and second by Vice Chair Swift, the Board of Directors voted by those present to approve the Minutes of August 27, 2015, as submitted. Directors Robinson, Sedgwick, and Spitzer, were recorded as abstaining, due to their absence from the meeting.

3. CONSENT CALENDAR (Agenda Item No. 3D was pulled for separate consideration.)

A. Rebudget of FY 2014/15 Uncompleted Projects (F: 15.04 14/15)

On motion of Director Murray and second by Director Shawver, the Board of Directors voted unanimously by those present to authorize the following FY 2015/16 budget adjustments, which are funded from unexpended fund balance available from FY 2014/15:

Fund	Increase Revenue	Increase Appropriations	Appropriate Fund Balance
121 – General Fund	\$956,729	\$1,541,022	\$584,293
12110 – General Fund CIP	0	822,032	822,032
12150 – Facilities Maintenance	0	400,000	400,000
133 – Vehicle Replacement	0	1,894,965	1,894,965

B. Interim Regional Fire Operations and Training Center (RFOTC) Security Enhancements (F: 19.07B2)

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

1. Direct staff to proceed with interim RFOTC security enhancements.
2. Approve the budget adjustment increasing appropriations in the FY 2015/16 General Fund by \$22,000 for interim RFOTC security enhancements.

C. Ratify Appointments to Executive Committee (F: 12.02A1)

On motion of Director Murray and second by Director Shawver, the Board of Directors voted unanimously by those present to ratify the Executive Committee appointments of Director Gamble as an at-large member, and Directors Muller and Sachs as Structural Fire Fund alternates.

D. Response to Grand Jury Report: “Unfunded Retiree Healthcare Obligations – A Problem for Public Agencies?” (F: 20.04A8)

This item was pulled by Stephen Wontrobski, Mission Viejo resident, who addressed his concerns about OCFA’s Unfunded Actuarial Accrued Liability and impacts on OCFA member agencies should the OCFA declare bankruptcy.

On motion of Director Shawver and second by Director Ta, the Board of Directors voted by those present to approve and authorize the Fire Chief to submit the proposed response to the recommendations contained in the Grand Jury Report entitled “*Unfunded Retiree Healthcare Obligations – A Problem for Public Agencies?*” to the Presiding Judge of the Superior Court and to the Orange County Grand Jury.

END OF CONSENT CALENDAR

4. PUBLIC HEARING(S)

No items.

5. DISCUSSION CALENDAR

A. OCFA Foundation Fundraising Efforts & PulsePoint Project Request

(F: 19.08A2a7)

OCFA Foundation Chair Doug Davert provided a Power Point presentation regarding the PulsePoint project.

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

1. Authorize OCFA support of the PulsePoint project by approving \$10,000 in funding to supplement the \$28,000 project budget previously funded through the OCFA Foundation.
2. Increase FY 2015/16 General Fund appropriations by \$10,000 to fund OCFA’s contribution to the PulsePoint project.
3. Direct staff to report back to the Board of Directors in six months with a project update and to obtain authorization for any future contract renewals that may be recommended.

B. Start-Up Funds/Orange County Task Force on Drowning Prevention (F: 20.18)

Communications Director Sandy Cooney presented the staff report and introduced Director Murray who provided an update on recent meetings held by the Task Force.

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

1. Increase appropriations in the FY 2015/16 General Fund budget not to exceed \$25,000 for seed funding for the Orange County Drowning Prevention Task Force.
2. Direct staff, in collaboration with county agencies, to develop a plan for use of the funds for start-up expenses, to include market research and focus groups.
3. The release of this seed funding is contingent upon the commitment of contributions by other agencies.

C. Amendment to Employment Agreement with Fire Chief Jeff Bowman (F: 17.10A2)

Human Resources Director Jeremy Hammond summarized the amendment to the agreement.

On motion of Director Murray and second by Director Shawver, the Board of Directors voted to approve an amendment to the employment agreement with Fire Chief Jeff Bowman. Director Barnett voted in opposition.

BOARD MEMBER COMMENTS (F: 11.13)

Director Hatch noted the invocation was meaningful and he was appreciative of the dedication of the entire OCFA organization.

Director Murray thanked both OCFA Foundation Chair Doug Davert and the Board of Directors for their support of the OC Task Force on Drowning Prevention.

Director Sachs commented on the Fallen Heroes Golf Tournament/Fundraiser.

Vice Chair Swift encouraged the public to sign up for Alert OC, announced current traffic conditions on Beach Boulevard, and the City's land swap with Knott's Berry Farm for the proposed relocation/construction of Station 61.

Chair Hernandez reported attending the Benevolent Fall Festival along with Vice Chair Swift. He asked everyone to keep good thoughts for firefighter Bob James, and invited the Board to attend Yorba Linda's State of the City on Wednesday, October 14, 2015.

ADJOURNMENT – Chair Hernandez adjourned the meeting at 8:19 p.m. The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for October 22, 2015, at 6:00 p.m.



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