



# NORTH COUNTY FIRE PROTECTION DISTRICT

## AGENDA FOR REGULAR BOARD MEETING

JUNE 22, 2010

5:00 p.m.

**FALLBROOK PUBLIC UTILITY DISTRICT  
990 EAST MISSION ROAD  
FALLBROOK CALIFORNIA**

**CALL TO ORDER  
ROLL CALL  
INVOCATION  
PLEDGE OF ALLEGIANCE**

### **PUBLIC ACTIVITIES AGENDA**

*For those joining us for the Public Activities Agenda, please feel free to depart at the close of the agenda. We invite you to stay for the remainder of the business meeting.*

**1. Public Comment (pgs. 1-2):**

➤ Standing Item: Members of the Public may directly address the Board of Directors on items of interest to the Public provided no action will be taken on non-agenda items. The Board President may limit comments to three minutes per speaker (Board of Directors Operations Policy § 4.7.2.1.2.).

**2. Recognition of Retiring Employee - Chief Metcalf (pgs. 3-4)**

➤ Recognition for retiring employee Engineer Gerald Montante.

**3. Employee Oath of Office — Chief Metcalf (pgs. 5-6)**

➤ Recurring Item: Swearing-in and Badge Pinning for New Reserve Firefighters.

### **ACTION AGENDA**

#### **CONSENT ITEMS:**

*All items listed under the Consent Items are considered routine and will be enacted in one motion. There will be no separate discussion of these items prior to the Board action on the motion, unless members of the Board, Staff or public request specific items be removed from the Consent Agenda.*

**4. Approve Regular Board Meeting Minutes, May, 2010 (pgs. 7-14)**

➤ Standing Item: Review and approve minutes from the May 2010 meeting as presented.

**5. Approve Financial Report May 2010 (pgs. 15-22)**

➤ Standing Item: Review and approve Financial Report for May 2010 as presented.

**Note:** This agenda was posted at the entrance of North County Fire Protection District, Fallbrook Public Utility District and Roy Noon Meeting Hall June 18, 2010. The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied the benefits of, District business. If you need assistance to participate in this meeting, please contact the District Office 24 hours prior to the meeting at (760) 723-2012. Materials related to an item on this Agenda submitted to the District after distribution of the agenda packet, are available for public inspection in the Office of the Board Secretary, located at 330 S. Main Avenue, Fallbrook (760) 723-2012, during normal business hours or may be found on the District website at <http://www.ncfireprotectiondistrict.org>, subject to the Staff's ability to post the documents before the meeting."



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### 6. Approve Policies and Procedures (pgs. 23-44)

➤ Standing Item: Review and approve three policies:

- **PIO RESPONSIBILITIES:** New policy that outlines the duties and goals of the Public Information Officer;
- **RELEASE OF INFORMATION:** Revision to existing policy to reflect changes from addition of PIO Responsibilities policy.
- **SMOKING AND TOBACCO USE:** Modification of policy, moving existing language from Apparatus & Maintenance and Operations Policy to this policy.

### ACTION ITEMS:

*All items listed under the Action Items Agenda will be presented and discussed prior to the Board taking action on any matter. Time Certain Items will commence precisely at the time announced in the Agenda.*

### 7. **SET PUBLIC HEARING DATE/TIME CERTAIN AUGUST 17, 2010** — For Adoption of Updated Fire Prevention Fees and Ordinance 2010-01 (5:15 p.m.) and Establishment of Equipment Plan for the Fee Mitigation Program with Adoption of Resolution 2010-07 (5:25 p.m.) — D/C Morel (pgs. 45-46)

➤ Annual Action: Set date and time certain on August 17, 2010 for hearing as outlined.

### 8. Approval Of Resolution 2010-05 Establishing The Limit Of Appropriations Of Proceeds Of Tax Subject To Limitation For Fiscal Year 2010/2011 In Compliance With Article XIII-B Of The Constitution Of The State Of California — Deputy Chief Torchia (pgs. 47-50)

➤ Annual Item: Review and approve Resolution 2010-05 determining the limitation to be \$14,832,992.

### 9. Review and Approve Resolution 2010-06 Requesting a Temporary Transfer of Funds from the County Treasurer to North County Fire Protection District — Deputy Chief Torchia (pgs. 51-54)

➤ Recurring Item: Review and approve Resolution allowing District to transfer up to 85% (\$9,599,101) of the total anticipated tax revenue in advance of the actual receipt of taxes.

### 10. Review and Authorize Fire Chief/CEO to Enter Agreement with Architect for Architectural Services for Station 5 — Deputy Chief Torchia (pgs. 55-64)

➤ Follow-Up Item: Review and authorize Fire Chief/CEO to enter into agreement with WLC Architects, Inc. for architectural services for Station 5, with the amount of the contract not to exceed \$286,000.00.

### 11. Review And Approve Preliminary Budget For FY 2010/2011; **Set Public Hearing Date to Approve the Final Budget Date, Time Certain of 5:15 p.m., September 28, 2010** — Chief Metcalf, Deputy Chief Torchia and FS Timmers (pgs. 65-96)

➤ Annual Item: Review and approve proposed preliminary budget, set time certain hearing date and time as presented.

## DISCUSSION AGENDA

*No action shall be undertaken on any Discussion item. The Board may: acknowledge receipt of the information or report and make comments; refer the matter to Staff for further study or report; or refer the matter to a future agenda.*

### 12. There are no discussion items for the Board Meeting on June 22, 2010. (pgs. 97-98)



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### **STANDING DISCUSSION ITEMS:**

*All items listed under the Standing Discussion Items are presented every meeting.*

- **LEGAL COUNSEL REPORT** (pgs. 99-100)  
"Taxation: City's Fire Protection Impact Fee Violates Fee Act Where It Is Not Reasonably Related to Burden Created By Development Project"
- **WRITTEN COMMUNICATION:** None. (pgs. 101-102)
- **BOARD RECOGNITION PROGRAM:**  
Email from Faith Berry from Fire Safe Council of San Diego County: re: Chief Morel's efforts.
- **NEWS ARTICLES:** As attached (pgs.103-136).
- **COMMENTS/QUESTIONS** (pgs. 137-138):
  - Staff:
    - Report on Station Construction/Hwy 76
    - Chief Metcalf
    - Senior Staff
  - Board
  - Bargaining Groups
  - Public Comment

### **CLOSED SESSION**

*The Board will enter closed session to discuss items as outlined herein. As provided in the Government Code, the public will not be present during these discussions. At the end of the Closed Session, the Board shall publicly report any action taken in Closed Session (and the vote or abstention on that action of every member present) in accordance with Government Code § 54950 et. seq.*

1. **EVALUATION OF PERFORMANCE – GOVERNMENT CODE § 54957** (pgs. 139-140)  
CHIEF METCALF  
DISTRICT COUNSEL JAMES

### **ADJOURNMENT**