

1 **August 17, 2010**

2 **REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE**
3 **PROTECTION DISTRICT.**

4 President Thuner called the meeting to order at 17:00.

5 **THE INVOCATION GIVEN BY CHIEF METCALF.**

6 **ALL RECITED THE PLEDGE OF ALLEGIANCE.**

7 **ROLL CALL: Present:** Directors Harris, Hooper, Munson, Schaden and Thuner.

8 **Absent:** None.

9 **Staff Present:** Chief Metcalf, Attorney James and Board Secretary Stephen-
10 Porter. In the audience were: Deputy Chief Torchia, Battalion Chief Abbott, Administrative
11 Captain Lucore and members of the public and Association.

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13 **PUBLIC ACTIVITIES AGENDA**

14 1. **PUBLIC COMMENT:** President Thuner addressed the audience and inquired whether
15 there were any public comments regarding items not on the Agenda. There being no public
16 comment, the public comment time was closed.

17 2. **SECOND QUARTER 2010 AWARDS FOR BOARD RECOGNITION PROGRAM — CHIEF METCALF**
18 **AND B/S STEPHEN-PORTER:** Chief Metcalf presented the three individuals for recognition by the
19 Board. Both FF/PM MacMillan and Engineer/PM Jones developed training for the department
20 on how to escape from a dangerous situation on a second story or above. They did all the
21 research and developed a training package to be used by the Department. The Board also
22 recognized FPS Gregg Holdridge for his continuing efforts in weed and brush abatement,
23 noting the letter from the Fire Safe Council.

24 **ACTION AGENDA**

25 **CONSENT ITEMS:**

26 3. **APPROVE REGULAR BOARD MEETING MINUTES, JULY 2010**

27 4. **REVIEW AND ACCEPT FINANCIAL REPORT FOR JULY 2010**

28 5. **REVIEW AND ACCEPT POLICIES & PROCEDURES**

29 6. **REVIEW ANNUAL FIRE PREVENTION REPORT**

30 President Thuner inquired whether there were any questions on Items 3-6. There being none,
31 she asked for a motion to approve the Consent Agenda. On a motion by Director Munson to
32 approve Items 3-8, which was seconded by Director Schaden, the motion passed
33 unanimously.

34 **ACTION ITEMS:**

35 7. **HEARING DATE/TIME CERTAIN AT 5:15 — FOR ADOPTION OF UPDATED FIRE PREVENTION**
36 **FEES AND ORDINANCE 2010-01 (5:15 P.M.) — D/C MOREL:** D/C Morel presented the report to the
37 Board, noting the District is allowed to charge for services for new construction. D/C Morel
38 noted that this year, the Bureau has changed the basis for the review of the fees, noting that
39 the biggest area of change is in plan review. He stated that in the past, the review by the Fire
40 Marshal was less, however his involvement in new developments, including the wildland/urban
41 interface, planned landscaping and complicated plans is now much more involved. Therefore,
42 the review has gone from a nominal fee to charges for the actual time spent. He thanked
43 Administrative Specialists Gallina and Ford for their work in developing the new format for the
44 2002, which is based on actual time, spent rather than averages. On a motion by Vice
45 President Harris, which was seconded by Director Hooper, the Board unanimously approved
46 the Adoption of the Updated Fire Prevention fees and Ordinance 2010-01 as presented. After
47 the required publication, the new schedule and Ordinance 2010-01 will go into effect on
48 September 30, 2010.

49 8. **PUBLIC HEARING DATE/TIME CERTAIN AT 5:25 P.M. — FOR THE ESTABLISHMENT OF A MULTI-**
50 **YEAR FACILITIES AND EQUIPMENT PLAN FOR THE FIRE MITIGATION FEE PROGRAM AND ADOPTION OF**
51 **RESOLUTION No. 2010-07 – D/C MOREL:** D/C Morel presented the updated Multi-Year Facilities
52 and Equipment Plan for the Fire Mitigation Fee Program, noting that there are no new
53 additions to the plan for this year. The District is required to make the findings and establish
54 the plan yearly to continue to participate in the Program. The only changes are those that
55 reflect movement in the projects as are dictated by funding. On a motion by Director Hooper,
56 which as seconded by Director Schaden, the Roll Call Vote was: **Ayes:** Harris, Hooper,
57 Munson, Schaden and Thuner; **Noes:** None. The motion passed unanimously as presented.
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59 9. **REVIEW AND APPROVE MEMORANDUM OF UNDERSTANDING WITH THE CITY OF OCEANSIDE FOR**
60 **INFORMATION TECHNOLOGY SERVICES — DEPUTY CHIEF TORCHIA:** Chief Torchia presented the
61 proposed Memorandum of Understanding between the City of Oceanside and North County
62 Fire Protection District for Information Systems support. He noted that the District had used
63 different companies with varying degrees of success. Oceanside has advanced extra services
64 that would be included the MOU, including 24/7 service and opportunities for cost savings on
65 items such as printers, copiers, etc. Chief Torchia opined the District would receive a better
66 level of service for same money as paid to the current IT provider. On a motion by Director
67 Munson, seconded by Vice President Harris, the Board unanimously approved the District
68 entering into the MOU as presented.

70 DISCUSSION AGENDA

71 10. There are no Discussion Items for the Regular Board Meeting for
72 August 17, 2010.

74 **STANDING DISCUSSION ITEMS:**

75 **LEGAL COUNSEL REPORT:** Counsel James presented his letter “Donning And Doffing
76 Police Uniform And Gear Is Not Compensable When Neither The Law Nor Nature Of Work
77 Require It To Be Done At The Workplace.” Brief discussion ensued regarding this issue,
78 noting that this dealt with police officer who wanted to be paid for their before shift dressing.
79 This is informational only, no action required.

80 ● **WRITTEN COMMUNICATIONS:** Chief Metcalf drew attention to the notice from
81 SDRMA, our joint powers insurance provider, for nomination for the Board of Directors. He
82 noted there is a current vacancy and any interested individuals should contact Loren for
83 information. Director Schaden expressed interest and was directed to contact Loren for the
84 forms. Chief Metcalf noted there are two new FF/PMs for the District, FF/PM Krenz and Harlin,
85 who will be introduced to the Board at another meeting. Informational only, no further action
86 required.

87 ● **BOARD RECOGNITION PROGRAM:** The information submitted was reviewed.
88 Informational only, no further action required.

89 ● **NEWS ARTICLES:** Chief Metcalf directed the Board's attention to the article regarding
90 the possible criminal charging of the incident commander on the Charleston Sofa Super Store
91 Fire, noting it is hard to accept second guessing the impromptu decisions of the IC who was
92 present. He noted that usually when criminal proceeding have been pushed for, it is due to
93 aggressive prosecutors and families who want to hold someone accountable for the deaths of
94 their family member. Chief Metcalf noted there were numerous articles regarding pension
95 options and oversight. He also discussed the disclosure of salaries as being looked at in SB
96 501. SB 501 will require augmentation to 700 Form program, requiring anyone who is
97 designated as a filer to list the value of payment, whether non-money, benefits or
98 reimbursement. At this point, the bill does not apply to special districts. Informational only, no
99 further action required.

100 ● **COMMENTS:**

101 ● **STAFF REPORTS/UPDATES:**

102 ● **UPDATE ON STATION CONSTRUCTION:** Work is progressing with the survey done and the
103 plot mapped. The Committee will have a second meeting with architect to review preliminary
104 drawings soon and to begin the initial planning with the County. At this time, the project is on
105 schedule and on budget. It is expected that the project will be ready to begin in January.
106 Discussion ensued regarding the EIR and Highway 76, timing for the release has been
107 extended, with response due to CalTRANS mostly likely to be due in November.
108 Informational only, no action required.

109 ● **BILL METCALF, FIRE CHIEF/CEO:** Chief Metcalf congratulated the running Board
110 members as they are running unopposed, which means they will be appointed to their
111 positions by the Board of Supervisors. The District expects to be notified at a future date of the
112 determination and the appointment. Chief Metcalf noted the District leadership is continuing to
113 work with the Rainbow sub-zone, working with Chief Fried. They had a good meeting about
114 helping them be successful in its mission, including using their mitigation monies to improve
115 their station and augment their workforce. Chief Metcalf noted there is a program in the

116 County to pay volunteers a stipend to cover shifts, which they are looking at obtaining. Chief
117 Metcalf informed the Board the Safer grant applications for both NCFPD and Rainbow were
118 declined. He noted that although both applications were good, the National priority is to rehire
119 laid-off FF. However, the next round of grants opened on August 17, 2010 and the District is
120 looking at re-tool the old application for submission. Chief Metcalf provided an overview of the
121 future development in the Warner Ranch area, noting that the Board may see a proposal for
122 annexation for CSD and CFD with the District for this area. Informational only, no further
123 action required.

124 ● **CHIEF OFFICERS:** D/C Morel: D/C Morel informed the Board that this year, the District
125 would be putting on a more traditional open house, more oriented to the kids with fewer
126 vendors. He informed the Board that the new buildings codes would be coming for their
127 approval. Informational only, no further action required.

128 ● **BOARD:** DIRECTOR HOOPER: Director Hooper informed the Board he will not be here
129 next month. **VICE PRESIDENT HARRIS:** Vice President Harris gave an update on her husband's
130 condition. She expressed concerns about the travel of emergency vehicles between Bonsall
131 and I-15, noting there are many areas that have difficult accessibility when traffic is stopped.
132 Chief Metcalf the District has talked with the project manager and the project is in compliance
133 with the rules at this time. He noted the District will have a chance to make a formal comment
134 when the EIR is available for review. Informational only, no further action required.

135 ● **BARGAINING GROUPS:** No comments.

136 ● **PUBLIC COMMENT:** No comments.

137 138 **CLOSED SESSION**

139 At 6:10 p.m., President Thuner inquired whether there was a motion to adjourn to closed
140 session. Vice President Harris moved to go to closed session after a short break, which was
141 seconded by Director Schaden, which motion was passed unanimously. At 6:21 p.m., the
142 Board entered Closed Session to hear:
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1. **EVALUATION OF PERFORMANCE – GOVERNMENT CODE § 54957- CHIEF METCALF**
DISTRICT COUNSEL JAMES

• **REOPENING OPEN SESSION:**

On a motion by Director Munson, which was seconded by Director Hooper and which passed unanimously, the Board returned open session at 7:40 p.m., the following items were reported out to the public:

1. **EVALUATION OF PERFORMANCE – GOVERNMENT CODE § 54957- CHIEF METCALF**
DISTRICT COUNSEL JAMES

Chief Metcalf’s contract was unanimously approved as modified.

ADJOURNMENT

A motion was made at by Director Munson and seconded by Director Hooper, to adjourn the meeting and reconvene on, September 28, 2010, at 17:00. The motion carried unanimously.

Respectfully submitted,



Loren Stephen-Porter
Board Secretary

Minutes approved at the Board of Director’s Meeting on: September 28, 2010