

1 **September 28, 2010**

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

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

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

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

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

8 **Absent:** Directors Hooper and Thuner.

9 **Staff Present:** Chief Metcalf, Attorney James and Board Secretary  
10 Stephen-Porter. In the audience were: Division Morel, Battalion Chiefs Abbott and Lane,  
11 Administrative Captain Lucore, F/A Timmers and members of the public and Association.

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13 **PUBLIC ACTIVITIES AGENDA**

14 1. **PUBLIC COMMENT:** Vice President Harris addressed the audience and inquired whether  
15 there were any public comments regarding items not on the Agenda. The managing director  
16 for CERT was in attendance to present FPS James Beebe with a certificate for the work he did  
17 establishing and training CERT members. She outlined some of his work with CERT and  
18 noted his acknowledgement was long overdue. She expressed a desire to have Mr. Beebe  
19 back with CERT and noted Chief Morel is doing well as the new CERT manager. There being  
20 no further public comment, the public comment time was closed.

21 2. **EMPLOYEE OATH OF OFFICE — CHIEF METCALF:** Chief Metcalf introduced the two new  
22 Firefighter/Paramedics Kyle Krenz and Joseph Harlin. Both individuals were involved with the  
23 District's Explorer and Reserve Programs. They were sworn in and family participated in the  
24 badge pinning. Chief Metcalf introduced Engineer/Paramedic Anthony Fieri, who was recently  
25 promoted to this position. All were congratulated by the Board.

26 **ACTION AGENDA**

27 **CONSENT ITEMS:**

28 3. **APPROVE REGULAR BOARD MEETING MINUTES, AUGUST 2010**

29 4. **REVIEW AND ACCEPT FINANCIAL REPORT FOR AUGUST 2010**

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

31 Vice President Harris inquired whether there were any questions on Items 3-5. There being  
32 none, she asked for a motion to approve the Consent Agenda. On a motion by Director  
33 Schaden to approve Items 3-5, which was seconded by Director Munson, the motion passed  
34 unanimously.

35 **ACTION ITEMS:**

36 **6. PUBLIC HEARING DATE/TIME CERTAIN 5:15 P.M.: REVIEW AND APPROVE FINAL BUDGET FOR**  
37 **FY 2010/11 AND ADOPTION OF RESOLUTION 2010-08 – CHIEF METCALF AND**

38 **F/S TIMMERS:** Chief Metcalf presented the Final Budget and Resolution to the Board, noting  
39 the Budget is basically same as presented in the Preliminary Budget in June. He highlighted  
40 the changes, noting the revenue was approximately \$255,000 less than expected, for which  
41 the District has made adjustments. There was an increased transfer out of vehicle reserves for  
42 the cost of ambulance remount, which was due to a final total cost from \$95,000 to \$118,000.  
43 Chief Metcalf noted there was a \$339,000 rollover, mostly due to everyone's effort to retain  
44 cost, which allowed for money to compensate for the adjustments. Chief Metcalf noted that  
45 this year's budget of \$14,609,455 is 1.5 million less than in peak years, when it had been  
46 approximately \$16,500,000. He lauded the District members for their hard work in making 1.5  
47 million in expense reductions, with no loss of staff, services and no brownouts. Brief  
48 discussion ensued regarding future tax revenue expectancies. On a motion by Director  
49 Munson to approve the Budget and Resolution as presented, which was second by Director  
50 Schaden, the roll call vote was: **AYES:** Directors: Munson, Schaden, Harris; **NOES:** None;  
51 **ABSENT:** Directors: Thuner and Hooper.

52 **7. SET PUBLIC HEARING DATES, DATE/TIME CERTAIN FOR ADOPTION OF THE CALIFORNIA FIRE**  
53 **CODE, 2010 EDITION AND 2009 INTERNATIONAL FIRE CODE WITH CERTAIN AMENDMENTS, ADDITIONS**  
54 **AND DELETIONS - DECEMBER 14, 2010 AND JANUARY 18, 2011, BOTH AT 5:15 P.M. - D/C MOREL:**

55 D/C Morel presented the request to set the hearing dates as presented, noting this is the  
56 triennial code changes to bring the District code in line with the California and San Diego  
57 entities code adoption. He noted there will not be wholesale changes, although there will be  
58 addition of the sprinklering requirements of commercial buildings under thirty-six feet and the

59 addition of a mid-rise classification. On a motion by Director Munson, which was seconded by  
60 Director Schaden, the motion to set the hearing dates were unanimously approved as  
61 presented.

## 62 **DISCUSSION AGENDA**

63 8. There are no Discussion Items for the Regular Board Meeting for  
64 September 28, 2010.

### 65 **STANDING DISCUSSION ITEMS:**

66 ● **LEGAL COUNSEL REPORT:** Counsel James presented his letter “Search of Text  
67 Messages Was Reasonable Despite Employee’s Assumed Expectation of Privacy.” Brief  
68 discussion ensued regarding searching of text messages by public entities. In this case, since  
69 the entity gave ample notice of the privacy issues, employees knew they could be subject to  
70 search. This is informational only, no action required.

71 ● **WRITTEN COMMUNICATIONS:** Chief Metcalf noted the District had received official  
72 notice there are insufficient submissions for the District to conduct an election. Therefore, both  
73 Directors Munson and Thuner will be appointed to their seats by the Board of Supervisors.  
74 Informational only, no further action required.

75 ● **BOARD RECOGNITION PROGRAM:** The information submitted was reviewed with  
76 discussion regarding the 9/11 presentation and the wonderful presentation by Robert  
77 Koudelka, a NYC Firefighter. D/C Morel informed the Board that the Explorers, Rainbow and  
78 other participating agencies made it a memorial day. Informational only, no further action  
79 required.

80 ● **NEWS ARTICLES:** Chief Metcalf directed the Board’s attention to continuing concerns  
81 over the compensation reaction for the Bell salaries. He noted the District continues to watch  
82 for the legislative reaction to the compensation issues.

83 ● **COMMENTS:**

84 ● **STAFF REPORTS/UPDATES:**

85 ● **UPDATE ON STATION CONSTRUCTION:** F/A Timmers noted that the Station 5 floor plan  
86 layout is nearly completed and the Board will be seeing a Resolution for funding for next month  
87 and a draft of a financing agreement. Informational only, no further action required.

88 ● **BILL METCALF, FIRE CHIEF/CEO:** Chief Metcalf informed the Board that discussion  
89 regarding State Highway 76 is planned for October as there will be a full Board at that time.  
90 With the State not yet adopting a budget, the District has been impacted as there will be  
91 deficiency on the ambulance billing and CALEMA has notified the District that there will be no  
92 funding for OES engines repairs. Unless an agency is willing to pay for repairs, a disabled  
93 engine will remain out of service until funds are available. Otherwise, the District has not  
94 heard anything through CSDA or FDAC that will negatively affect the District. The Association  
95 will be doing a golf tournament. Informational only, no further action required.

96 ● **OTHER STAFF:** D/C Morel noted that the second weekend in October is the District's  
97 Open House. In addition, the District will be going to the schools to provide education on fire  
98 safety. B/S Stephen-Porter reminded the Board the October Meeting is one week early.  
99 Informational only, no further action required.

100 ● **BOARD:** Vice President Harris provided an overview of her attendance at the IAFC FRI  
101 conference, noting the Director's classes were very interesting and the speakers, with the  
102 exception of one, were very good. She would like to see more classes for Directors and would  
103 like to go again. She noted the District is very fortunate to have Chief Metcalf and the  
104 relationship they have with him, as other departments do not have the excellent working  
105 relationship NCFPD has between the Board and District Staff. Informational only, no further  
106 action required.

107 ● **BARGAINING GROUPS:** There were a number of members in the audience. Captain  
108 Delgado discussed his attendance at FRI and opined that with the exception of one class not  
109 being what he had expected, he felt the speakers were dynamic and he learned about the  
110 science of what lies behind our decisions making. Informational only, no further action  
111 required.

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

## 113 **CLOSED SESSION**

114 There are no Closed Session Items for the Regular Board Meeting for  
115 September 28, 2010.

117 **ADJOURNMENT**

118 A motion was made 5:50 p.m. at by Director Munson and seconded by Director Schaden to  
119 adjourn the meeting and reconvene on, October 19, 2010, at 17:00. The motion carried  
120 unanimously.

121 Respectfully submitted,

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124 Loren Stephen-Porter

125 Board Secretary

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127 Minutes approved at the Board of Director's Meeting on: October 19, 2010  
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