

1 **January 23, 2018**

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

4 President Munson called the meeting to order at 5:02 p.m.

5 **THE INVOCATION GIVEN BY Chief Abbott**

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

7 **ROLL CALL:**

8 **Present:** Directors Harris, Hoffman, Luevano, Munson and Thuner.

9 **Absent:** None.

10 **Staff Present:** Fire Chief/CEO Abbott, Attorney James and Board Secretary Stephen-
11 Porter. In the audience were: Deputy Chief Marovich, D/C Mahr, B/Cs Krumwiede and
12 McReynolds, F/M Koch and members of the public and Association.

13
14 **PUBLIC ACTIVITIES AGENDA**

15 1. **PUBLIC COMMENT:** President Munson addressed the audience and inquired whether
16 there were any public comments regarding items not on the Agenda. There being no
17 comments, the Public Comment Section was closed.

18 2. **FOURTH QUARTER 2017 AWARDS FOR BOARD RECOGNITION PROGRAM — CHIEF ABBOTT**
19 **AND B/S STEPHEN-PORTER:** Chief Abbott presented the following individuals and crews to
20 the Board for consideration: **11-22-17 – THANK YOU LETTER FOR MEDICAL AID: E111:** Captain
21 Choi, Engineer Russell and FF/PM Lewis; **11-9-2017 – LETTER OF RECOGNITION:** Captain
22 Choi for completion of Captain's probationary period; **11-9-2017 – LETTER OF RECOGNITION:**
23 Captain Choi for leadership of Explorer Post 2740; **10-25-2017 – LETTER OF RECOGNITION:**
24 D/C Mahr and B/C Krumwiede for collaborative efforts in with Foundation for Senior Care;
25 **10-21-17 THANK YOU FOR MEDICAL AID (01-03-2015):** Captain McReynolds, Engineer Itzaina,
26 FF/PM Quinn and FF/PM Alter-Reitz; **10-05-2017 – THANK YOU NOTE FOR MEDICAL AID:**
27 **E112:** Captain Fieri, Engineer Itzaina and FF/PM Harlin. On a motion by Director Harris,
28 seconded by Director Hoffman, the motion to recognize D/C Mahr and B/C Krumwiede for
29 their collaborative efforts with the Foundation for Senior Care passed unanimously.

ACTION AGENDA

CONSENT ITEMS:

3. REVIEW AND ACCEPT REGULAR BOARD MEETING FOR DECEMBER 2017
4. REVIEW AND ACCEPT FINANCIAL REPORT FOR DECEMBER 2017
5. REVIEW AND ACCEPT POLICIES & PROCEDURES
6. REVIEW AND ACCEPT 2ND QUARTER OVERTIME TRACKING REPORT
7. REVIEW AND ACCEPT ANNUAL FIRE PREVENTION REPORT

President Munson inquired whether there were any questions on Consent Items. Brief discussion ensued regarding the Overtime Report and the monies outstanding from out-of-district assignments. It was noted that the District expects to be reimbursed for approximately 75% of costs on the Lilac 5 Fire. There being no further discussion, President Munson asked for a motion to approve the Consent Agenda. On a motion by Vice President Luevano, seconded by Director Hoffman, the motion to approve the Consent Agenda Items as presented, passed unanimously.

ACTION ITEMS:

8. REVIEW AND ACCEPT FINANCIAL AUDIT FOR FY 2016/2017 — CHIEF MAROVICH AND CHIEF ABBOTT: Chief Marovich informed the Board the Pun Group Accountants & Advisors conducted the Annual Audit for the District for Fiscal Year ending June 30, 2017, bringing the District up-to-date on all audits. Partner Paul Kaymark was present to review the audit with the Board, noting the audit provided an unqualified opinion that was without areas of concern. He provided insight into the financial status of the District. He noted the Finance Department continues to fine-tune its procedures and stated the Finance Team should be lauded on their efforts. On a motion by Director Hoffman, which was seconded by Director Thuner, the motion to accept the Financial Audit for FY 2016/2017 passed unanimously.

9. AUTHORIZE EXTENSION OF CONTRACT FOR MEDICAL STANDBYS WITHIN DISTRICT EOA AND APPROVE RESOLUTION 2018-01 — B/C MAHR AND CHIEF ABBOTT: Chief Abbott presented Resolution 2018-01 to the Board, noting this is the fourth extension of this contract with Mercy Medical for provision of BLS level services at the San Luis Rey Down Track & Training Center. The agreement has been without issues and the District would have difficulty

69 providing this service to the Center. This is the last extension on this contract. On a motion
60 by Vice President Luevano, seconded by Director Harris, the motion to approve Resolution
61 2018-01 and the extension of the contract with Mercy Medical passed unanimously.

62 10. **REVIEW AND APPROVE ESTABLISHMENT OF COUNTY FUND AND RESOLUTION 2018-02 FOR**
63 **WEED ABATEMENT TAX LIENS — F/M KOCH AND CHIEF ABBOTT:** F/M Koch presented
64 Resolution 2018-02 to the Board to establish a Weed Abatement Special Assessment Fund,
65 which will allow for the District to recoup the cost of performing mandatory forced
66 abatements per NCFPD Ordinance 2008-02, County Consolidated Code and 2016 CCR T-
67 24. Discussion ensued regarding the process for notifying and attempting to collect funds
68 from individuals who have forced abatements. On a motion by Vice President Luevano,
69 seconded by Vice President Thuner, the motion to approve Resolution 2018-02 as
70 presented passed unanimously.

71 11. **SET PUBLIC HEARING DATE/TIME CERTAIN MARCH 27, 2018 (5:15 P.M.) — FOR**
72 **ADOPTION OF UPDATED FIRE PREVENTION FEES AND ORDINANCE — FIRE MARSHAL KOCH AND**
73 **CHIEF ABBOTT:** F/M Koch presented the request to set the public hearing for Fire Prevention
74 Fees to the Board for approval, noting the March date for the hearing. Further information
75 on Fees will be presented at the March meeting. On a motion by Director Harris, seconded
76 by Director Luevano, the motion to set a public hearing, date/time certain as requested
77 passed unanimously.

78 12. **REQUEST TO MODIFY AND RENEW GENERAL COUNSEL AGREEMENT — CHIEF ABBOTT:**
79 Chief Abbott presented the request to modify Counsel James' contract with the District,
80 noting the last modification was in 2014 and that Counsel James has been District Counsel
81 since 1978. The only change to the contract is for the retainer amount. On a motion by
82 Director Harris, seconded by Director Luevano, the motion to approve modification to the
83 District Counsel contract as presented passed unanimously.

84 13. **REVIEW AND APPROVE REQUEST BY CONTRACT SAFER EMPLOYEES TO COMPETE FOR**
85 **FUTURE FIREFIGHTER/PARAMEDIC VACANCIES — CHIEF ABBOTT:** Chief Abbott presented a
86 request to consider allowing SAFER employees, who's contracts are coming to an end and
87 have satisfactorily performed in their present positions as Firefighter/Paramedics. The

88 request is to allow them to compete for future positions for which they successfully
89 performed, noting this meets the spirit of the Safety MOU and is consistent with past practice.
90 In depth discussion ensued regarding policies, expectations and retention of quality
91 individuals. On a motion by Vice President Luevano, seconded by Director Hoffman, the
92 motion to allow remaining SAFER employees to compete for future positions, in which they
93 successfully performed, for a period not to exceed three years post SAFER, passed with the
94 following vote: **Ayes:** Directors Hoffman, Luevano and Thuner; **Noes:** Directors Harris and
95 Munson.

97 DISCUSSION AGENDA

98 14. There were no Discussion Items for the January 23, 2018 Board meeting.

99 STANDING DISCUSSION ITEMS:

100 ● **LEGAL COUNSEL REPORT:** Counsel James presented his letter “Rule Against
101 Gifts of Public Funds – Part 1.” Brief discussion ensued with it being noted the court will
102 look at the whether the activity involves a public purpose. This is informational only, no
103 action required.

104 ● **WRITTEN COMMUNICATIONS:** Brief discussion ensued regarding the items.
105 There was a request for a list of community members/business and agencies that came out
106 to assist us with the Lilac 5 Fire for Directors who wish to thank them personally.
107 Informational only, no action required.

108 ● **BOARD RECOGNITION PROGRAM:** See Item No. 2.

109 ● **NEWS ARTICLES:** Brief discussion ensued regarding articles, notably the finding
110 that Workers’ Compensation does not provide benefits for safety members mental health
111 injuries. This is informational only, no action required.

112 ● **COMMENTS:**

113 ● **STAFF REPORTS/UPDATES:**

114 ● **STEPHEN ABBOTT, FIRE CHIEF/CEO:** Chief Abbott noted that he had sent thank you
115 notes to all departments/cooperators who participated and supported the Lilac 5 Fire. He
116 lauded everyone involved; especially pleased with the spirit of cooperation and teamwork

117 that occurred. He noted that the individuals injured in the fire are recovering well. He has
118 nominated all three of them for the Spirit of Courage award by the Burn Institute. Chief Abbott
119 reported on the First Responder celebration held by River Village, which thanked them for
120 their work in the fire. In response to the question of whether the source of the Lilac 5 Fire
121 had been found, Chief Abbott noted that the origin had been found, but nothing definite was
122 identified. Chief Abbott expects to bring six months of data to the February Board meeting
123 to inform the Board and public how Station 3's district has been served. Chief Abbott brought
124 the Board up-to-date on the Ad Hoc Committee's last meeting on the possible revenue
125 measure discussion. The Committee has been disbanded and a new group will be
126 developing a message and a timeframe for moving forward. Informational only, no further
127 action required.

128 ● **CHIEF OFFICERS AND OTHER STAFF: B/C McREYNOLDS:** B/C McReynolds discussed
129 some wellness and upcoming training for career survival. He also noted upcoming engineer
130 and captain tests in the Zone. He also invited the Board to the After-Action Meeting on
131 January 31st.

132 ● **BOARD:** No comments.

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

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

135 136 **CLOSED SESSION**

137 ● **OPENING CLOSED SESSION:**

138 At 6:25 p.m., President Munson inquired whether there was a motion to adjourn to Closed
139 Session. There being no objection, President Munson read the items to be discussed in
140 Closed Session and the Open Session was closed. A short break ensued after the reading
141 of the Closed Session Items. At 6:30 p.m., and the Board entered Closed Session to hear:

142 CS-1. **ANNOUNCEMENT — PRESIDENT MUNSON:** An announcement regarding the items to be
143 discussed in Closed Session will be made prior to the commencement of Closed Session.

144 CS-2. EVALUATION OF PERFORMANCE — GOVERNMENT CODE § 54957 FIRE CHIEF/CEO -
145 DISTRICT NEGOTIATOR

146 CS-3. REPORT FROM CLOSED SESSION — PRESIDENT MUNSON

147 ● REOPENING OPEN SESSION:

148 On a motion by Vice President Luevano, which was seconded by Director Thuner and which
149 passed unanimously, the Board returned Open Session at 07:05 p.m., the following items
150 were reported out to the public:

151 CS-2. EVALUATION OF PERFORMANCE — GOVERNMENT CODE § 54957 FIRE CHIEF/CEO -
152 DISTRICT NEGOTIATOR: [1] On a motion by Vice President Luevano, seconded by Director
153 Hoffman the motion to accept the requested changes to the contract passed, with the
154 exception to the salary recommendation noted below, passed by the following vote: **Ayes:**
155 Directors Hoffman, Luevano, Munson and Thuner; **Abstain:** Director Harris. [2] On a motion
156 by Director Thuner, seconded by Director Hoffman the motion approve the annual salary for
157 Chief Abbott as \$185,000., passed unanimously.

158
159 **ADJOURNMENT**

160 A motion was made at 7:10 p.m. by Director Harris and seconded by Director Luevano, to
161 adjourn the meeting and reconvene on February 27, 2018, at 17:00. The motion carried
162 unanimously.

163 Respectfully submitted,

164 

165
166 Loren Stephen-Porter
167 Board Secretary

168
169 Minutes approved at the Board of Director's Meeting on: [Click here to enter a date.](#)