



ORANGE COUNTY FIRE AUTHORITY AGENDA

Claims Settlement Committee Meeting
Thursday, May 23, 2013
5:30 p.m.

Orange County Fire Authority
Regional Fire Operations and Training Center
Room AE117

1 Fire Authority Road
Irvine, California 92602

Trish Kelley, Board Chair
Steven Weinberg, Board Vice Chair
Al Murray, Budget and Finance Committee Chair
Keith Richter, Fire Chief
Zenovy Jakymiw, Human Resources Director

Unless legally privileged, all supporting documentation and any writings or documents provided to a majority of the Claims Settlement Committee after the posting of this agenda, which relate to any item on this agenda will be made available for public review in the office of the Clerk of the Authority located on the 2nd floor of the OCFA Regional Fire Operations & Training Center, 1 Fire Authority Road, Irvine, CA 92602, during regular business hours, 8:00 a.m. - 5:00 p.m., Monday through Thursday, and every other Friday, (714) 573-6040. In addition, unless legally privileged, all supporting documentation and any such writings or documents will be available online at <http://www.ocfa.org>.

This Agenda contains a brief general description of each item to be considered. Except as otherwise provided by law, no action or discussion shall be taken on any item not appearing on the following Agenda. Unless legally privileged, supporting documents, including staff reports, are available for review at the Orange County Fire Authority Regional Fire Operations and Training Center, 1 Fire Authority Road, Irvine, CA 92602 or you may contact Sherry A.F. Wentz, Clerk of the Authority, at (714) 573-6040 Monday through Friday from 8:00 a.m. to 5:00 p.m.

If you wish to speak before the Claims Settlement Committee, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority. Speaker Forms are available on the counter noted in the meeting room.



In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, you should contact the Clerk of the Authority at (714) 573-6040. Notification 48 hours prior to the meeting will enable the Authority to make reasonable arrangements to assure accessibility to the meeting.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

PUBLIC COMMENTS

Any member of the public may address the Committee on items within the Committee's subject matter jurisdiction but which are not listed on this agenda during PUBLIC COMMENTS. However, no action may be taken on matters that are not part of the posted agenda. We request comments made on the agenda be made at the time the item is considered and that comments be limited to three minutes per person. Please address your comments to the Committee as a whole, and do not engage in dialogue with individual Committee Members, Authority staff, or members of the audience.

MINUTES

- 1. Minutes for the March 28, 2013, Claims Settlement Committee Meeting**
Submitted by: Sherry A.F. Wentz, Clerk of the Authority

Recommended Action:
Approve as submitted.

CONSENT CALENDAR

No items.

DISCUSSION CALENDAR

No items.

REPORTS

No items.

COMMITTEE MEMBER COMMENTS**CLOSED SESSION****CS1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: Brett Russell V. OCFA
Case No. WCAB: ADJ7847271
Authority: Government Code Section 54956.9(a)

CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Mark Menier v. OCFA
Case Nos. WCAB: ADJ 4070289; 4671153; 2998338; 203956; 4301111; 2562218
Authority: Government Code Section 54956.9(a)

CS3. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Greg Mastropaolo V. OCFA

Case No. WCAB: ADJ7609101

Authority: Government Code Section 54956.9(a)

CLOSED SESSION REPORT

ADJOURNMENT – The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, June 27, 2013, at 5:30 p.m.

AFFIDAVIT OF POSTING

I hereby certify under penalty of perjury under the laws of the State of California, that the foregoing Agenda was posted in the lobby and front gate public display case of the Orange County Fire Authority, Regional Fire Operations and Training Center, 1 Fire Authority Road, Irvine, CA, not less than 72 hours prior to the meeting. Dated this 16th day of May 2013.

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

UPCOMING MEETINGS:

Budget and Finance Committee Meeting	Wednesday, June 12, 2013, 12:00 noon
Claims Settlement Committee Meeting	Thursday, June 27, 2013, 5:30 p.m.
Executive Committee Meeting	Thursday, June 27, 2013, 6:00 p.m.
Board of Directors Meeting	Thursday, June 27, 2013, 6:30 p.m.

MINUTES ORANGE COUNTY FIRE AUTHORITY

Claims Settlement Committee Meeting
Thursday, March 28, 2013
5:30 P.M.

Regional Fire Operations and Training Center
Room AE117
1 Fire Authority Road
Irvine, CA 92602

CALL TO ORDER

Chair Kelley called a regular meeting of the Orange County Fire Authority Claims Settlement Committee to order at 5:30 p.m. on March 28, 2013.

PLEDGE OF ALLEGIANCE

Chair Kelley led the assembly in the Pledge of Allegiance to our Flag.

ROLL CALL

Present: Trish Kelley, Board Chair, Mission Viejo
Steven Weinberg, Board Vice Chair, Dana Point
Al Murray, Budget and Finance Committee Chair, Tustin
Keith Richter, Fire Chief
Zenovy Jakymiw, Human Resources Director

Absent: None

Also present were OCFA General Counsel David Kendig; Clerk of the Authority Sherry Wentz; Human Resources Director Zenovy Jakymiw; and Risk Manager Jonathan Wilby and Risk Management Analyst Rhonda Haynes, OCFA Risk Management/Workers Compensation.

INTRODUCTIONS

Human Resources Director Zenovy Jakymiw introduced two new OCFA employees Rick Manager Jonathan Wilby and Risk Management Analyst Rhonda Haynes to the members of the Claims Settlement Committee.

PUBLIC COMMENTS (F:12.02C3)

Chair Kelley opened the Public Comments portion of the meeting. Chair Kelley closed the Public Comments portion of the meeting without any statements from the public.

MINUTES (F:12.02C2)

1. Minutes for the October 25, 2012, Claims Settlement Committee Meeting

On motion of Vice Chair Weinberg, and second by Fire Chief Richter, the Committee voted to approve the Minutes from the October 25, 2012, Claims Settlement Committee Meeting. Director Murray abstained.

CONSENT CALENDAR

No items.

DISCUSSION CALENDAR

No items.

REPORTS

No items.

COMMITTEE MEMBER COMMENTS (F:12.02C4)

The Committee Members presented no comments.

CLOSED SESSION (F:12.02C5)

General Counsel David Kendig reported the Committee would be convening in Closed Session to consider the matters on the Agenda identified as CS1 and CS2, Conference with Legal Counsel-Existing Litigations.

The Claims Settlement Committee convened Closed Session at 5:33 p.m.

CS1. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Gerald Casman v. OCFA
Case No. WCAB: ADJ 8018959, ADJ 8019027
Authority: Government Code Section 54956.9(a)

CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Name of Claim: Bruce Bailey v. OCFA
Case No(s) WCAB: ADJ 7549021, ADJ 8532314, ADJ 8534101
Authority: Government Code Section 54956.9(a)

The Claims Settlement Committee reconvened for regular business at 5:45 p.m., with all Members present.

CLOSED SESSION REPORT (F:12.02C6)

General Counsel David Kendig announced the Claims Settlement Committee considered and unanimously authorized offers of settlement on Worker's Compensation claims CS1 and CS2, the substance of which, upon acceptance by the parties will be disclosed after the agreements have been fully executed.

ADJOURNMENT – Chair Kelley adjourned the meeting at 5:46 p.m. The next regular meeting of the Claims Settlement Committee is scheduled for Thursday, April 25, 2013, at 5:30 p.m.

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