

MINUTES

ORANGE COUNTY FIRE AUTHORITY

Board of Directors Regular Meeting
Thursday, March 28, 2013
6:30 P.M.

Regional Fire Operations and Training Center
Board Room
1 Fire Authority Road
Irvine, CA 92602-0125

CALL TO ORDER

A regular meeting of the Orange County Fire Authority Board of Directors was called to order on March 28, 2013, at 6:35 p.m. by Chair Trish Kelley.

INVOCATION

Chaplain Robert Benoun offered the invocation.

PLEDGE OF ALLEGIANCE

Director Goedhart led the assembly in the Pledge of Allegiance to our Flag.

ROLL CALL

Present: Joseph Aguirre, Placentia
Angelica Amezcua, Alternate, Santa Ana
Pat Bates, County of Orange
Carol Gamble, Rancho Santa Margarita
Noel Hatch, Laguna Woods
Robert Johnson, Cypress
Jeffrey Lalloway, Irvine
Kathryn McCullough, Lake Forest
David Shawver, Stanton
Elizabeth Swift, Buena Park
Tri Ta, Westminster
Steven Weinberg, Dana Point

Sam Allevato, San Juan Capistrano
Rick Barnett, Villa Park
Randal Bressette, Laguna Hills
Gerard Goedhart, La Palma
Eugene Hernandez, Yorba Linda
Trish Kelley, Mission Viejo
Jerry McCloskey, Laguna Niguel
Al Murray, Tustin
David Sloan, Seal Beach
Todd Spitzer, County of Orange
Phillip Tsunoda, Aliso Viejo

Absent: Bob Baker, San Clemente
Sal Tinajero, Santa Ana

Warren Kusumoto, Los Alamitos

Also present were:

Fire Chief Keith Richter
Deputy Chief Craig Kinoshita
Assistant Chief Brian Stephens
Assistant Chief Lori Zeller
Assistant Clerk Lydia Slivkoff

General Counsel Dave Kendig
Assistant Chief Laura Blaul
Assistant Chief Dave Thomas
Clerk of the Authority Sherry Wentz

PRESENTATIONS

1. Requests for Commendations and Proclamations (X: 11.09)

On motion of Director Murray and second by Vice Chair Weinberg, the Board voted unanimously to approve the requests as submitted and make presentations to those present. (F: 17.06)

- A. Chair Kelley and Fire Chief Richter presented the OCFA Spirit Award to Reserve Firefighter Brandon McClintock (F: 11.09B)
- B. Adoption of Resolution 2013-06 recognizing May 1-7, 2013 as “Wildfire Awareness Week” (F: 11.09A)

**RESOLUTION NO. 2013-06
A RESOLUTION OF THE ORANGE COUNTY FIRE AUTHORITY
BOARD OF DIRECTORS RECOGNIZING MAY 1-7, 2013 AS
“WILDFIRE AWARENESS WEEK”**

PUBLIC COMMENTS (X: 11.11)

Chair Kelley opened the public comments portion of the meeting.

Stephen Wontrobski, Mission Viejo resident, commented on his concern regarding OCFA bankruptcy and long-term unfunded liability. He provided a letter, which is on file in the Office of the Clerk.

Chair Kelley closed the public comments portion of the meeting.

REPORT FROM THE BUDGET AND FINANCE COMMITTEE CHAIR (F: 11.12)

Budget and Finance Committee Chair Al Murray reported at the March 13, 2013, meeting of the Budget and Finance Committee, the Committee discussed and voted unanimously to send the Fiscal Year 2012/13 Mid-year Budget Adjustments to the Board of Directors with the recommendation that the Board approve the item. He also indicated Assistant Chief Lori Zeller provided an orientation to the Budget and Finance Committee.

MINUTES (F: 11.06)

2. Minutes from January 24, 2013, Regular (A) and February 28, 2013, Special (B) Meetings of the Board of Directors

On motion of Director Murray and second by Vice Chair Weinberg, the Board voted unanimously to approve the minutes of January 24, 2013, as submitted, and the minutes of February 28, 2013, as amended noting Laguna Woods Director Hatch’s absence and Alternate Director Conner’s presence.

CONSENT CALENDAR

Director Goedhart pulled Agenda Item No. 3 for questions. Director Shawver pulled Agenda Item No. 7 for comments.

3. **FY 2012/13 Mid-year Budget Adjustments** (F: 15.04 FY 2012/13)

Director Goedhart pulled this item for questions on the workers compensation budget and filing trends.

Assistant Chief Zeller indicated future reports would contain more detailed information.

Stephen Wontrobski, Mission Viejo resident, provided public comments in opposition to FY 2012/13 Mid-year Budget Adjustments.

Director Tsunoda arrived at this point (6:54 p.m.)

On motion of Vice Chair Weinberg and second by Director Bressette, the Board voted unanimously to:

1. Authorize the proposed mid-year budget adjustments.
2. Approve the proposed Schedule of Fund Balance.

4. **Approval of Appointment to Executive Committee** (F: 12.02A1)

On motion of Director Bressette and second by Director Murray, the Board voted unanimously to ratify the 2013 appointments to the Executive Committee.

5. **Secured Fire Protection Agreement with Heritage Fields El Toro, LLC, for Entitlements in the Great Park Neighborhoods Development in the City of Irvine** (F: 18.14)

On motion of Director Bressette and second by Director Murray, the Board voted unanimously to approve and authorize the Fire Chief to enter into a Secured Fire Protection Agreement with Heritage Fields El Toro, LLC, for Entitlements in the Great Park Neighborhoods Development in the City of Irvine.

6. **Reserve Firefighter Program Status Update** (F: 17.11A)

On motion of Director Bressette and second by Director Murray, the Board voted unanimously to receive and file the report.

7. Adoption of OCFA 2013 Legislative Policy Guidelines (F: 11.10F)

Director Shawver pulled this item to comment on his concerns relating to the sale of fireworks in his city, and indicated he preferred OCFA take a neutral position on the item.

A lengthy discussion ensued.

On motion of Vice Chair Weinberg and second by Director Allevato, the Board, by roll call vote, voted to adopt the OCFA 2013 Legislative Policy Guidelines and direct OCFA staff to initiate procedures to implement those policies.

SUPPORT (13)

Joseph Aguirre, Placentia
Angelica Amezcua, Alternate, Santa Ana
Gerard Goedhart, La Palma
Robert Johnson, Cypress
Jerry McCloskey, Laguna Niguel
David Sloan, Seal Beach
Steven Weinberg, Dana Point

Sam Allevato, San Juan Capistrano
Randal Bressette, Laguna Hills
Eugene Hernandez, Yorba Linda
Trish Kelley, Mission Viejo
Al Murray, Tustin
Phillip Tsunoda, Aliso Viejo

OPPOSED (10)

Rick Barnett, Villa Park
Carol Gamble, Rancho Santa Margarita
Jeffrey Lalloway, Irvine
David Shawver, Stanton
Elizabeth Swift, Buena Park

Pat Bates, County of Orange
Noel Hatch, Laguna Woods
Kathryn McCullough, Lake Forest
Todd Spitzer, County of Orange
Tri Ta, Westminster

ABSTAINED (0)

ABSENT (3)

Bob Baker, San Clemente
Sal Tinajero, Santa Ana

Warren Kusumoto, Los Alamitos

On motion of Director Spitzer and second by Director Murray, the Board voted unanimously to authorize the Chair and Vice Chair to provide legislative guidance to OCFA staff on legislation needing urgent action prior to the Board's next meeting, and to notify the full Board of Directors on the guidance provided.

DISCUSSION CALENDAR

8. Amendments to the Board Rules of Procedure (F: 11.03)

Stephen Wontrobski, Mission Viejo resident, provided public comments in opposition to the amendments to the Board Rules of Procedure regarding public comments.

Minutes

OCFA Board of Directors Regular Meeting

March 28, 2013 Page - 4

On motion of Vice Chair Weinberg and second by Director Bates, the Board, by roll call vote, agreed to bifurcate the recommended action, and to vote on the adoption of amendments to Board Rules 3A and 3C, regarding the "9:30 p.m. Rule" and curfew, amending the Board of Directors Rules of Procedure.

SUPPORT (21)

Joseph Aguirre, Placentia	Sam Allevato, San Juan Capistrano
Angelica Amezcua, Alternate, Santa Ana	Rick Barnett, Villa Park
Pat Bates, County of Orange	Carol Gamble, Rancho Santa Margarita
Noel Hatch, Laguna Woods	Eugene Hernandez, Yorba Linda
Robert Johnson, Cypress	Trish Kelley, Mission Viejo
Jeffrey Lalloway, Irvine	Jerry McCloskey, Laguna Niguel
Kathryn McCullough, Lake Forest	Al Murray, Tustin
David Shawver, Stanton	David Sloan, Seal Beach
Elizabeth Swift, Buena Park	Todd Spitzer, County of Orange
Tri Ta, Westminster	Phillip Tsunoda, Aliso Viejo
Steven Weinberg, Dana Point	

OPPOSED (2)

Randal Bressette, Laguna Hills	Gerard Goedhart, La Palma
--------------------------------	---------------------------

ABSTAINED (0)

ABSENT (3)

Bob Baker, San Clemente	Warren Kusumoto, Los Alamitos
Sal Tinajero, Santa Ana	

The motion passed.

**RESOLUTION NO. 2013-07
A RESOLUTION OF THE ORANGE COUNTY FIRE AUTHORITY
AMENDING THE BOARD OF DIRECTORS RULES OF PROCEDURE**

On motion of Director Bressette and second by Director Spitzer, the Board, by roll call vote, voted to adopt the remaining amendments to the Board of Directors Rules of Procedure relating to public comments and the consent calendar.

SUPPORT (3)

Angelica Amezcua, Alternate, Santa Ana	Jerry McCloskey, Laguna Niguel
David Sloan, Seal Beach	

OPPOSED (20)

Joseph Aguirre, Placentia	Sam Allevato, San Juan Capistrano
Rick Barnett, Villa Park	Pat Bates, County of Orange
Randal Bressette, Laguna Hills	Carol Gamble, Rancho Santa Margarita

Gerard Goedhart, La Palma
Eugene Hernandez, Yorba Linda
Trish Kelley, Mission Viejo
Kathryn McCullough, Lake Forest
David Shawver, Stanton
Todd Spitzer, County of Orange
Phillip Tsunoda, Aliso Viejo

Noel Hatch, Laguna Woods
Robert Johnson, Cypress
Jeffrey Lalloway, Irvine
Al Murray, Tustin
Elizabeth Swift, Buena Park
Tri Ta, Westminster
Steven Weinberg, Dana Point

ABSTAINED (0)

ABSENT (3)

Bob Baker, San Clemente
Sal Tinajero, Santa Ana

Warren Kusumoto, Los Alamitos

The motion failed.

REPORTS

9. Chief's Report (F: 11.14)

Chief Richter introduced new Division Chiefs Scott Brown, Kris Concepcion, and Kirk Wells.

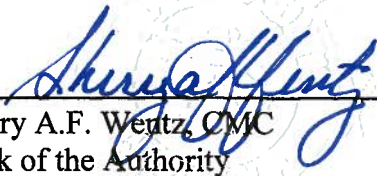
10. BOARD MEMBER COMMENTS (F: 11.13)

Director Shawver thanked Assistant Chief Lori Zeller for her assistance at the recent OCERS meeting, and indicated OCERS provided a four week extension to allow OCFA to provide information. He encouraged Board members to attend the upcoming April 15, 2013, OCERS meeting.

CLOSED SESSION (F: 11.15)

No items.

ADJOURNMENT - Chair Kelley adjourned the meeting at 8:10 p.m. The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for May 23, 2013, at 6:30 p.m.


Sherry A.F. Wertz, OMC
Clerk of the Authority