



# ORANGE COUNTY FIRE AUTHORITY

## AGENDA

### BOARD OF DIRECTORS REGULAR MEETING

Thursday, September 26, 2013  
6:30 P.M.

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

***Unless legally privileged, all supporting documentation and any writings or documents provided to a majority of the Board of Directors 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 2<sup>nd</sup> 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 & 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 A.M. to 5 P.M.

If you wish to speak before the Fire Authority Board, please complete a Speaker Form identifying which item(s) you wish to address. Please return the completed form to the Clerk of the Authority prior to being heard before the Board. Speaker Forms are available at the counters of both entryways of the Board 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.

### CALL TO ORDER

INVOCATION by OCFA Chaplain Robert Benoun

PLEDGE OF ALLEGIANCE by Director Kusumoto

### ROLL CALL

## PRESENTATIONS

### 1. Requests for Commendations and Proclamations

Submitted by: Sherry Wentz, Clerk of the Authority

- A. [Recognition of former OCFA Board Chair Trish Kelley](#)
- B. [Proclamation declaring October 6-12, 2013, as "Fire Prevention Week"](#)
- C. [Presentation of City-County Communications & Marketing Association's Silver Circle Award for TV and Video/Regularly Scheduled Programming for the OCFA Monthly Briefing](#)
- D. [Presentation of the International Association of Fire Chief's Billy Goldfeder Fire Service Organizational Safety Award](#)

#### Recommended Action:

Approve requests as submitted and make presentations to those present.

## PUBLIC COMMENTS

Resolution No. 97-024 established rules of decorum for public meetings held by the Orange County Fire Authority. Resolution No. 97-024 is available from the Clerk of the Authority.

Any member of the public may address the Board on items within the Board'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 Board as a whole, and do not engage in dialogue with individual Board Members, Authority staff, or members of the audience

The Agenda and Minutes are now available through the Internet at [www.ocfa.org](http://www.ocfa.org). You can access upcoming agendas on the Monday before the meeting. The minutes are the official record of the meeting and are scheduled for approval at the next regular Board of Directors meeting.

## CLOSED SESSION

### CS1. CONFERENCE WITH LABOR NEGOTIATOR

Chief Negotiator: Craig Kinoshita, Deputy Fire Chief

Employee Organizations: Orange County Professional Firefighters' Association,  
Local 3631, Orange County Fire Authority Chief  
Officers' Association, and Orange County Employees'  
Association

Authority: Government Code Section 54957.6

## CLOSED SESSION REPORT

## REPORT FROM THE BUDGET AND FINANCE COMMITTEE CHAIR

**MINUTES**

- 2. [Minutes from July 25, 2013, Regular Board of Directors Meeting](#)  
Submitted by: Sherry Wentz, Clerk of the Authority

Recommended Action:  
 Approve as submitted.

**CONSENT CALENDAR**

- 3. [Ratify Appointment to Executive Committee](#)  
Submitted by: Sherry Wentz, Clerk of the Authority

Recommended Action:  
 Ratify the appointment of Eugene Hernandez to the Executive Committee.

- 4. [Adoption of a Resolution of the Orange County Fire Authority Temporarily Expanding the Dates of the Regular Board of Directors Meetings for Calendar Year 2014](#)  
Submitted by: Sherry Wentz, Clerk of the Authority

Recommended Action:  
 Adopt the proposed resolution establishing the 2014 Meeting Schedule for the Orange County Fire Authority Board of Directors.

- 5. [Rebudget of FY 2012/13 Uncompleted Projects](#)  
Submitted by: Lori Zeller, Assistant Chief, Business Services Department

Recommended Action:  
 Authorize the following budget adjustments:

<b>Fund</b>	<b>Increase Revenue</b>	<b>Increase Appropriations</b>	<b>Release Fund Balance</b>
121	1,089,231	1,220,504	131,273
123		2,206,900	2,206,900
124		2,347,400	2,347,400
133		3,963,049	3,963,049
171		536,758	536,758

- 6. [Reserve Firefighter Program Status Update](#)  
Submitted by Dave Thomas, Assistant Chief, Operations Department

Recommended Action:  
 Receive and file the report.

**7. Grant Award Acceptance**

Submitted by Brian Stephens, Assistant Chief, Support Services Department

Recommended Action:

Accept California Fire Safe Council grant and direct staff to increase the FY 2013/14 General Fund (Fund 121) budget by \$158,064 in revenue and \$33,000 in appropriations.

**8. Proposed Capital Improvement Program Projects – FY 2013/14**

Submitted by Brian Stephens, Assistant Chief, Support Services Department

Recommended Actions:

1. Approve a CIP budget adjustment to Fund 123 (Facilities Replacement) for FY 2013/14 to increase appropriations by \$5,500,000 for the purchase/modification of an Urban Search and Rescue central warehouse, utilizing developer contribution revenue from the existing Secured Fire Protection Agreement with Heritage Fields El Toro, LLC.
2. Authorize the Fire Chief or his designee to enter into discussions with property owners for the purchase of a warehouse.
3. Direct the Fire Chief to return to the Board for final approval to enter escrow and purchase the identified property.
4. Approve a CIP budget adjustment to Fund 133 (Vehicle Replacement) for FY 2013/14 to increase appropriations by \$208,000 for the purchase of a Compressed Air Foam System Patrol vehicle.

**9. Approval for Body Repair of Type I Fire Engine E61**

Submitted by Brian Stephens, Assistant Chief, Support Services Department

Recommended Actions:

1. Approve and authorize the Purchasing Manager to issue a purchase order to A2Z Fire Apparatus for the repair of E61 in an amount not to exceed \$241,114.04
2. Direct staff to increase revenue and appropriations in the General Fund (Fund 121) in the amount of \$241,114.04

**10. Agreement between the City of Santa Ana and the Orange County Fire Authority (OCFA) For the Use of U.S. Department of Housing and Urban Development Community Development Block Grant Funds**

Submitted by Brian Stephens, Assistant Chief, Support Services Department

Recommended Actions:

1. Approve and authorize the Fire Chief to sign the Agreement between the City of Santa Ana and OCFA for use of Community Development Block Grant Funds.
2. Direct staff to make the necessary budget adjustments.

11. [Secured Fire Protection Agreement with Cal I Crown Valley, LLC, for Entitlements in the Crown Development, in the City of Laguna Niguel](#)  
Submitted by Brian Stephens, Assistant Chief, Support Services Department

Recommended Actions:

1. Approve and authorize the Fire Chief to enter into a Secured Fire Protection Agreement with Cal I Crown Valley, LLC, for Entitlements in the Crown Development, in the City of Laguna Niguel.
2. Direct the Clerk of the Authority to record the Secured Fire Protection Agreement in the Official Records of the County of Orange and furnish to Cal I Crown Valley LLC a copy of the conformed document within fifteen (15) days of recordation.

12. [Amended Secured Fire Protection Agreement with UCR/Pacific Los Alisos L.P., for Entitlements in the Los Alisos Apartments Development, in the City of Mission Viejo](#)  
Submitted by Brian Stephens, Assistant Chief, Support Services Department

Recommended Actions:

1. Approve and authorize the Fire Chief to enter into a Secured Fire Protection Agreement with UCR/Pacific Los Alisos L.P., for Entitlements in the Los Alisos Apartments Development, in the City of Mission Viejo.
2. Direct the Clerk of the Authority to record the Secured Fire Protection Agreement in the Official Records of the County of Orange and furnish to UCR/Pacific Los Alisos L.P. a copy of the conformed document within fifteen (15) days of recordation.

## DISCUSSION CALENDAR

13. [Equity Working Group – Final Report](#)  
Submitted by: Lori Zeller, Assistant Chief/Business Services Department

Recommended Actions:

1. Approve the form of the Second Amendment to the Amended JPA.
2. Direct staff to submit the Second Amendment to the Amended JPA to the OCFA's member agencies for consideration by each member agencies' governing body.
3. Upon approval by 2/3 of the member agencies' governing bodies (16 agencies):
  - a. Authorize staff and General Counsel to submit the Second Amendment to the Amended JPA for judicial review to pursue Court Validation of the contract.
  - b. Direct staff to include an adjustment in the mid-year budget adjustments to provide for payment of the required equity rebate for FY 2013/14.
4. Direct staff to provide a status update to the Board of Directors at its meeting in November 2013.

**14. 2013 Long Term Liability Study**

Submitted by: Lori Zeller, Assistant Chief/Business Services Department

Recommended Actions:

1. Direct staff to transmit a copy of the report to the County Board of Supervisors and the OCERS Board of Retirement, for their consideration of potential cost-containment actions relating to Pension Cost of Living Adjustments (COLAs) under the authority granted by the '37 Act.
2. Direct staff to pursue a special actuarial study relating to the OCFA's Retiree Medical Defined Benefit Plan to evaluate options for potential plan amendments which could improve plan funding, subject to future negotiation with OCFA's labor groups.
3. Direct staff to evaluate the financial feasibility of paying off the outstanding lease financing obligations associated with the OCFA's helicopters, as part of the 2014/15 budget development process.
4. Direct staff to evaluate options for mitigating the budget and liability impacts of payouts for accumulated sick and vacation balances, subject to future negotiation with OCFA's labor groups.
5. Receive and file the report.

**15. Paying Down OCFA's Unfunded Pension Liability with Orange County Employees Retirement System**

Submitted by: Lori Zeller, Assistant Chief/Business Services Department

Recommended Actions:

1. Direct staff to provide updates to the Board each year as part of the mid-year budget presentation, indicating the amount of Fund Balance Available (FBA) from the prior fiscal year, and directing those amounts to be paid to OCERS as annual lump-sum payments towards the OCFA's UAAL.
2. Direct staff to include additional payments towards the OCFA's UAAL in the annual budget, including the following factors:
  - a. Savings that result from the new Public Employees' Pension Reform Act provisions and other reductions in OCFA's retirement contribution rates shall be used as a source for additional UAAL payments.
  - b. Beginning in FY 2016/17, an additional \$1 million should be added to the OCFA's annual budget each year for 5 years, for retirement contributions to OCERS as a base-building source for additional UAAL payments
  - c. Provide updates to the Board each year as part of the annual budget presentation, indicating the amount planned in each yearly budget as additional payments towards the OCFA's UAAL, resulting from the factors above.

16. [Paramedic Assessment Unit ALS Escort Study](#)  
Submitted by: Dave Thomas, Assistant Chief, Operations Department

Recommended Actions:  
Receive and file the report.

17. [Board Member Request for Salary and Benefit Survey](#)  
Submitted by: Craig Kinoshita, Deputy Fire Chief

Recommended Action:  
Receive and file the report.

### **PUBLIC HEARING(S)**

No items.

### **REPORTS**

18. [Chief's Report](#)

### **BOARD MEMBER COMMENTS**

### **CLOSED SESSION**

**CS2. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

Name of Claim: John Lawrence v. OCFA  
Case No. WCAB: ADJ7888335  
Authority: Government Code Section 54956.9(a)

**CS3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Authority: Exposure to Litigation pursuant to Government Code Section 54956.9(b) (1 case)

**CS4. CONFERENCE WITH LEGAL COUNSEL–INITIATION OF LITIGATION**

Authority: Government Code Section 54956.9(c) – Initiation of Litigation  
(County Procurement for Airport Rescue and Firefighting Services for John Wayne Airport)

### **CLOSED SESSION REPORT**

**ADJOURNMENT** - The next regular meeting of the Orange County Fire Authority Board of Directors is scheduled for November 21, 2013, at 6:30 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 Training and Operations Center, 1 Fire Authority Road, Irvine, CA, not less than 72 hours prior to the meeting. Dated this 19<sup>th</sup> day of September 2013.

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

**UPCOMING MEETINGS:**

Budget and Finance Committee Meeting	Wednesday, October 9, 2013, 12 noon
Claims Settlement Committee Meeting	Thursday, October 24, 2013, 5:30 p.m.
Executive Committee Meeting	Thursday, October 24, 2013, 6:00 p.m.