

1 **May 26, 2020**

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

4 President Luevano called the meeting to order at 4:00.

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

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

7 **ROLL CALL:**

8 **Present:** Directors Harris, Hoffman, Luevano and Van Doorn.

9 **Absent:** Director Munson.

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

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14 **PUBLIC ACTIVITIES AGENDA**

15 1. **PUBLIC COMMENT:** President Luevano addressed the audience and inquired whether  
16 there were any public comments regarding items not on the Agenda. Public member Tom  
17 Frew indicated he had no comments. There being no comments, the Public Comment  
18 Section was closed.

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20 **ACTION AGENDA**

21 **CONSENT ITEMS:**

- 22 2. **APPROVE REGULAR BOARD MEETING MINUTES, APRIL 2020**  
23 3. **APPROVE SPECIAL BOARD MEETING MINUTES, MAY 13, 2020**  
24 4. **REVIEW AND ACCEPT FINANCIAL REPORT FOR APRIL 2020**  
25 5. **REVIEW AND ACCEPT POLICIES & PROCEDURES**

26 President Luevano inquired whether there were any questions on Consent Items 2-5.  
27 Director Harris requested that there be further investigation on whether a new shop truck is  
28 required at this time. There being no further discussion, President Luevano asked for a  
29 motion to approve the Consent Agenda. On a motion by Director Harris, seconded by Vice

30 President Van Doorn the motion to approve the Consent Agenda as presented passed  
31 unanimously.

32 **ACTION ITEMS:**

33 6. **SET PUBLIC HEARING DATE/TIME CERTAIN JULY 28, 2020 (4:15 P.M.) — FOR ESTABLISHMENT**  
34 **OF MULTI-YEAR FACILITIES AND EQUIPMENT PLAN FOR THE FIRE MITIGATION FEE PROGRAM**  
35 **(FMF) WITH ADOPTION OF RESOLUTION — FM FIERI AND CHIEF ABBOTT:** FM Fieri presented the  
36 request to set the public hearing for approval of the Mitigation Fee Plan to the Board, noting  
37 the July dates for the hearing. Further information regarding the Mitigation Fee Plan will be  
38 presented at the July meeting. On a motion by Vice President Van Doorn, seconded by  
39 Director Hoffman, the motion to approve the setting of the public hearing date/time certain  
40 for July 28, 2020 at 4:15 p.m. passed unanimously.

41 7. **REVIEW AND APPROVE CALPERS UAL RESTRUCTURING DOCUMENTS — CHIEF ABBOTT**  
42 **AND DFC MAROVICH:** Chief Abbott introduced the topic, noting that the subject of the pension  
43 obligation bond (POB) was presented to the Board in January, with representatives available  
44 to respond to Board questions. In March, the Board adopted a formal funding policy. Before  
45 the Board is the final documents to move forward with the adoption of the POB, which will  
46 be issued by the District and used to pay-off a portion of the CalPERS pension debt. Mike  
47 Myers from NHA, Eric Scriven and Jeff Land from Brandis Tallman were available to respond  
48 to questions. They noted that the recommended structure of 20 million would pay of 79% of  
49 the Safety Plan debt. Discussion ensued regarding why this level of funding and not more  
50 and why the Miscellaneous group was not included. During the presentation, it was noted  
51 that this recommendation provided the greatest savings for the District, at the best interest  
52 rate, with the goal of providing the District the best long-term fiscal stability. Another  
53 advantage would be to improve the District's credit rating and allows it to put the savings in  
54 other critical areas. The next step would be to move forward with obtaining the credit rating.  
55 If the Chief is comfortable with the rating, the POB would move forward. It was noted that  
56 both District and Bond Counsel have reviewed and approved the documents. On a motion  
57 by Vice President Van Doorn, seconded by Director Harris, the motion to approve Resolution

2020-05 with attachments and to authorize Staff to move forward with the POB passed unanimously.

## DISCUSSION AGENDA

8. DISCUSSION ON PRELIMINARY BUDGET – HR/FINANCE SPECIALIST JUUL, DFC MAROVICH AND CHIEF ABBOTT: HR/Finance Specialist Juul presented the Preliminary Budget noting that the District has not received opening charges yet. This year, the District is looking to double reserves up to \$300,000. The District’s ambulance program is 18% in the black. Discussion ensued regarding the use of the fire mitigation fee usage. In response to a Board question, it was noted that contingency funding comes from the general fund, as it did last year. It was noted that approximately 75% of the Reserve Budget is in Assigned funding, where the budgeted amounts are constrained by the District’s intent that the funds be used for a specific purpose. The Preliminary Budget will be presented in June for approval.

### STANDING DISCUSSION ITEMS:

- LEGAL COUNSEL REPORT: Counsel James presented his report “The CARES Act’s New Rules for Coronavirus Related Distributions from Governmental 457(b) Plans.” Brief discussion ensued regarding employee’s ability to utilize their funds during the Covid-19 crisis with payback in three years. This is informational only, no action required.

- WRITTEN COMMUNICATIONS: Brief discussion ensued regarding the items. Informational only, no action required.

- BOARD RECOGNITION PROGRAM - No items.

- NEWS ARTICLES: Brief discussion ensued regarding articles. This is informational only, no action required.

- COMMENTS:

- STAFF REPORTS/UPDATES:

- STEPHEN ABBOTT, FIRE CHIEF/CEO: Chief Abbott informed the Board the previously reported increase in the FMF fees has been pulled back by the Board of Supervisors for the next year, so there will be no increase. He reported that EMSA is looking to have greater

87 autotomy over 201 rights, with it now being submitted through legislative amendment. The  
88 District Administrative Offices have been reopened using the new social contact standards.  
89 The District received its first CARES reimbursement of \$35,000, with another \$50,000  
90 expected. Chief Abbott lauded the Crew at Station 4 for the rebuilt on the ramp. Chief  
91 Abbott updated the Board on several interesting legislative items that may affect the District,  
92 including AB 3074, AB 2178 and AB 1845. Chief Abbott informed the Board that North  
93 Comm is restructuring after the loss of their GIS employee. Nationwide, approximately  
94 30,000 firefighters have been laid off due to COVID-19. Discussion ensued regarding  
95 District testing of employees for COVID-19. Informational only, no further action required.

96 ● **CHIEF OFFICERS AND OTHER STAFF:** **D/C MAHR:** D/C Mahr informed the Board the  
97 District will begin antibody testing. The District will be assisting Fallbrook RHD in Fallbrook  
98 with COVID-19 testing sites. **D/C McREYNOLDS:** D/C McReynolds reported there would be  
99 considerable smoke over the next week while Camp Pendleton has a fire school. President  
100 Luevano requested there be adequate notice on social media and the website. **FM FIERI:**  
101 FM Fieri noted that early in the month there was a conviction for a fire in which the individual  
102 received two years and a \$500,000.00 fine.

103 ● **BOARD:** No comments.

104 ● **BARGAINING GROUPS:** A/P Lewis noted the Association applauded the financial  
105 prudence of the Board in saving money through the POB. He also noted this year was the  
106 first year the Association awarded \$2,500.00 in honor of Engineer Stormy McInerny.

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

## 108 **CLOSED SESSION**

109  
110 At 5:25 p.m., President Luevano inquired whether there was a motion to adjourn to Closed  
111 Session. On motion by Director Harris, seconded by Vice President Van Doorn, President  
112 Luevano read the items to be discussed in Closed Session and the Open Session was  
113 closed. A short break ensued after the reading of the Closed Session Items. At 5:34 p.m.,  
114 and the Board entered Closed Session to hear:

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

117 CS-2. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — MANAGEMENT**  
118 **GROUP NEGOTIATIONS – CHIEF ABBOTT:**

119 NCFPD MANAGEMENT GROUP DISTRICT NEGOTIATORS: CHIEF ABBOTT, DIST. COUNSEL JAMES

120 CS-3. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — NON-SAFETY**  
121 **GROUP NEGOTIATIONS – CHIEF ABBOTT:**

122 FFA NON-SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DIST. COUNSEL JAMES

123 CS-4. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — SAFETY GROUP**  
124 **NEGOTIATIONS – CHIEF ABBOTT:**

125 FFA SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DIST. COUNSEL JAMES

126 CS-5. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE**  
127 **§ 54956.8 — DFC MAROVICH AND CHIEF ABBOTT:**

128 PROPERTY LOCATION: 4157 Olive Hill Road, Fallbrook, CA, 92028;

129 PARTIES: North County Fire Protection District (Seller);

130 UNDER NEGOTIATION: Terms of Purchase;

131 DISTRICT NEGOTIATORS: Chief Abbott, Dist. Counsel James.

132 CS-6. **REPORT FROM CLOSED SESSION — PRESIDENT LUEVANO**

133 ● **REOPENING OPEN SESSION:**

134 On a motion by Director Van Doorn, which was seconded by Director Harris and which  
135 passed unanimously, the Board returned Open Session at 6:45 p.m., the following items  
136 were reported out to the public:

137 CS-2. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — MANAGEMENT**  
138 **GROUP NEGOTIATIONS – CHIEF ABBOTT:** No reportable action.

139 NCFPD MANAGEMENT GROUP DISTRICT NEGOTIATORS: CHIEF ABBOTT, DIST. COUNSEL JAMES

140 CS-3. **CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — NON-SAFETY**  
141 **GROUP NEGOTIATIONS – CHIEF ABBOTT:** No reportable action.

142 FFA NON-SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DIST. COUNSEL JAMES

143 CS-4. CONFERENCE WITH LABOR NEGOTIATOR – GOVERNMENT CODE § 54957.6 — SAFETY GROUP  
144 NEGOTIATIONS – CHIEF ABBOTT: No reportable action.

145 FFA SAFETY GROUP NEGOTIATORS DISTRICT NEGOTIATORS: CHIEF ABBOTT, DIST. COUNSEL JAMES

146 CS-5. CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE  
147 § 54956.8 — DFC MAROVICH AND CHIEF ABBOTT: No reportable action.

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149 **ADJOURNMENT**

150 A motion was made at 6:50 p.m. by Vice President Van Doorn and seconded by Director  
151 Harris to adjourn the meeting and reconvene on June 23, 2020, at 4:00 p.m. The motion  
152 carried unanimously.

153 Respectfully submitted,

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156 Loren Stephen-Porter

157 Board Secretary

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159 Minutes approved at the Board of Director's Meeting on: June 23, 2020

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