

# NORTH COUNTY FIRE PROTECTION DISTRICT

330 S. Main Avenue • Fallbrook, California 92028-2938 • Phone: (760) 723-2005 • Fax: (760) 723-2072 • Web: [www.ncfire.org](http://www.ncfire.org)

## BOARD OF DIRECTORS

RUTH HARRIS  
BOB HOFFMAN  
FRED LUEVANO  
KENNETH E. MUNSON  
JOHN VAN DOORN

STEPHEN J. ABBOTT - Fire Chief/CEO - [sabbott@ncfire.org](mailto:sabbott@ncfire.org)  
ROBERT H. JAMES - District Counsel - [roberthjameslaw@gmail.com](mailto:roberthjameslaw@gmail.com)  
LOREN A. STEPHEN-PORTER - Executive Assistant/Board Secretary - [lstephen@ncfire.org](mailto:lstephen@ncfire.org)

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**SUBJECT:** BOARD MEETING PACKAGE  
**DATE:** July 23, 2019

Enclosed is your Board package for the Regular July Board Meeting. We have tried to include the information you will need to effectively consider and act on agenda items. The Board meeting will be held at **FALLBROOK PUBLIC UTILITY DISTRICT, 990 EAST MISSION ROAD, FALLBROOK, CALIFORNIA.**

**Please note this month's meeting is scheduled for Tuesday, July 23, 2019, beginning at 4:00 p.m.**

It is our goal to be prepared to respond accurately to Board questions and concerns. You can help us achieve this goal by contacting me prior to the Board meeting with your questions and concerns. This will allow time for the Staff and me to provide the appropriate information for review at the Board meeting.

*To ensure a quorum is present, please call Loren in advance of the meeting if you will be unable to attend. She may be reached at (760) 723-2012.*

Respectfully,



Stephen Abbott  
Fire Chief/CEO



PROUDLY SERVING THE COMMUNITIES OF FALLBROOK, BONSALE AND RAINBOW

DUTY ~ INTEGRITY ~ RESPECT



# NORTH COUNTY FIRE PROTECTION DISTRICT

## AGENDA FOR REGULAR BOARD MEETING JULY 23, 2019 - 4:00 p.m.

### LOCATION:

**FALLBROOK PUBLIC UTILITY DISTRICT  
990 EAST MISSION ROAD  
FALLBROOK CALIFORNIA**

### PUBLIC ACTIVITIES AGENDA

*For those joining us for the Public Activities Agenda, please feel free to depart at the close of the agenda. We invite you to stay for the remainder of the business meeting.*

#### CALL TO ORDER

#### ROLL CALL

#### INVOCATION

#### PLEDGE OF ALLEGIANCE

1. **PUBLIC COMMENT — PRESIDENT LUEVANO** (pgs. 1-2)  
➤ *STANDING ITEM:* Members of the Public may directly address the Board of Directors on items of interest to the Public provided no action will be taken on non-agenda items. The Board President may limit comments to three minutes per speaker (Board of Directors Operations – Elections, Officers and Terms SOG § 3.2.6.3.).
2. **EMPLOYEE BADGE PINNING — DFC Marovich AND CHIEF ABBOTT** (pgs. 3-4)  
➤ *STANDING ITEM:* Badge Pinning for Promoting Employees
3. **RECOGNITION OF RETIRING EMPLOYEE — DFC MAROVICH AND CHIEF ABBOTT** (pgs. 5-6)  
➤ *STANDING ITEM:* Recognition of service for retiring B/C Fred Schoenheit

### ACTION AGENDA

#### CONSENT EVENTS:

*All Events listed under the Consent Events are considered routine and will be enacted in one motion. There will be no separate discussion of these Events prior to the Board action on the motion, unless members of the Board, Staff or public request specific Events be removed from the Consent Agenda.*

4. **REVIEW AND APPROVE REGULAR BOARD MEETING MINUTES FOR JUNE 2019** (pgs. 7-14)  
➤ *STANDING EVENT:* Review and approve minutes from June meeting as presented.
5. **REVIEW AND ACCEPT FINANCIAL REPORT FOR JUNE 2019** (pgs. 15-24)  
➤ *STANDING EVENT:* Review and Accept Financial Report for June as presented.
6. **REVIEW AND APPROVE POLICIES & PROCEDURES: None** (pgs. 25-26)
7. **REVIEW AND ACCEPT CUSTOMER SATISFACTION SURVEY PROGRAM RESULTS — SECOND QUARTER 2019** (pgs. 27-40)  
➤ *QUARTERLY REPORT:* Report demonstrates 28% of surveys were returned; 98% of which were in the "excellent" category.
8. **REVIEW AND ACCEPT ANNUAL FLEET PROGRAM** (pgs. 41-44)  
➤ *ANNUAL REPORT:* Review and accept Report noting Fleet Services' new Fleet additions and Fleet aging concerns.
9. **REVIEW AND ACCEPT ANNUAL TRAINING REPORT FOR 2019** (pgs. 45-48)  
➤ *STANDING ITEM:* Review and accept Report that demonstrates Staff meets or exceeds minimum required monthly training hours.
10. **REVIEW AND ACCEPT MONTHLY WEED ABATEMENT REPORT** (pgs. 49-50)  
➤ *STANDING ITEM:* Review and accept Report that demonstrates District received 96 complaints as of July 15, 2019, totaling 242 weed/brush/dumping complaints logged for the year.

**Note:** The Americans with Disabilities Act provides that no qualified individual with a disability shall be excluded from participation in, or denied the benefits of, District business. If you need assistance to participate in this meeting, please contact the District Office 72 hours prior to the meeting at (760) 723-2012.



**ACTION ITEMS:** All items listed under the Action Items Agenda will be presented and discussed prior to the Board taking action on any matter. Members of the public may comment on items at the time they are presented. Time Certain Items will commence precisely at the time announced in the Agenda.

11. **PUBLIC HEARING DATE/TIME CERTAIN JULY 24, 2019 AT 5:15 P.M. — FOR ESTABLISHMENT OF MULTIYEAR FACILITIES AND EQUIPMENT PLAN FOR THE FEE MITIGATION PROGRAM WITH ADOPTION OF RESOLUTION 2019-06 — FM KOCH AND CHIEF ABBOTT** (pgs. 51-58)
  - **ANNUAL ACTION:** Review and approve Resolution 2019-06 to comply with the requirements of the Fee Mitigation Program. *Requires Roll Call Vote per Mitigation rules.*
12. **APPROVE/AUTHORIZE FIXED CHARGE SPECIAL ASSESSMENT FOR WEED ABATEMENT — CHIEF ABBOTT** (pgs. 59-70)
  - **FOLLOW-UP ITEM:** Final Approval and authorization of Staff for deliver fixed Charge Assessment to County.
13. **REVIEW AND APPROVE RESOLUTION 2019-11 ADOPTING LOCAL GOALS AND POLICIES RELATING TO COMMUNITY FACILITIES DISTRICTS** (pgs. 71-90)
  - **NEW ITEM:** Review and Approve Resolution 2019-11, which adopts local goals and policies as required by the Mello-Roos Act.
14. **CONSIDER REQUEST TO DEDICATE NEW FIRE ENGINE TO ENGINEER/PARAMEDIC ERIN “STORMY” MCINERNY — CHIEF ABBOTT** (pgs. 91-92)
  - **NEW ITEM:** Approve request to dedicate new engine in Engineer McInerny's name and expenditure association with memorial.
15. **CONSIDER RESOLUTION 2019-12 ACCEPTING THE REPORT ON STATE MANDATED INSPECTIONS — CHIEF ABBOTT** (pgs. 93-96)
  - **ANNUAL REPORT:** Review and approve Report and Resolution 2019-12 accepting the Report on mandated inspections.
16. **REVIEW AND SELECT SAN DIEGO LAFCO 2019 REDEVELOPMENT OVERSIGHT BOARD ELECTION — CHIEF ABBOTT** (pgs. 97-100)
  - **New Item:** Review and select regular and alternate member for LAFCO Board, authorize President to cast vote for District.

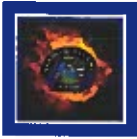
## DISCUSSION AGENDA

No action shall be undertaken on any Discussion Event. The Board may: acknowledge receipt of the information or report and make comments; refer the matter to Staff for further study or report; or refer the matter to a future agenda.

17. **There are no Discussion Agenda Items for the July 23, 2019, Board Meeting.** (pgs. 101-02)

**STANDING DISCUSSION EVENTS:** All Events listed under the Standing Discussion Events are presented every meeting.

- **LEGAL COUNSEL REPORT:** (pgs. 103-06)
  - “California Supreme Court Decides Cal Fire Narrowly”
- **WRITTEN COMMUNICATION:** (pgs. 107-08)
  - BOARD RECOGNITION PROGRAM
- **NEWS ARTICLES:** As attached. (pgs. 108-34)
- **COMMENTS/QUESTIONS:** (pgs. 135-36)
- **STAFF:**
  - Chief Abbott
  - Other Staff
- **BOARD**
- **BARGAINING GROUPS**
- **PUBLIC COMMENT**



## AGENDA FOR REGULAR BOARD MEETING

JULY 23, 2019

PAGE 3 OF 3

### CLOSED SESSION

The Board will enter closed session to discuss events as outlined herein. As provided in the Government Code, the public will not be present during these discussions. At the end of the Closed Session, the Board shall publicly report any action taken in Closed Session (and the vote or abstention on that action of every member present) in accordance with Government Code § 54950 ET. seq.

CS-1. There are no Closed Section Items for the July 23, 2019 Board Meeting.

(pgs. 137-38)

**CONVENE TO OPEN SESSION:** The Board will return to Open Session at the conclusion of Closed Session to Report on Closed Session Matters and to Hear Remaining Agenda Items, if any.

### ADJOURNMENT

#### SCHEDULED MEETINGS

The next scheduled **Special Board meeting is: Thursday, July 25, 2019, 4:30 p.m. at FPUD.**

#### CERTIFICATION OF AGENDA POSTING

"I certify that this Agenda was posted in accordance with the provisions of the Government Code § 54950 et. seq. The posting locations were: [1] the entrance of North County Fire Protection District Administrative Offices, [2] Fallbrook Public Utility District Administrative Offices and [3] the Roy Noon Meeting Hall; [4] District's website at <http://www.ncfire.org>. The Agenda was also available for review at the Office of the Board Secretary, located at located at 330 S. Main Avenue, Fallbrook (760) 723-2012. Materials related to an item on this Agenda submitted to the District after distribution of the agenda packet, are available for public inspection in the Office of the Board Secretary, during normal business hours or may be found on the District website, subject to the Staff's ability to post the documents before the meeting. The date of posting was **July 19, 2019.**"

Board Secretary Loren Stephen-Porter:

Date: July 19, 2019



**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** PUBLIC COMMENT

**PUBLIC COMMENT:**

1. *Members of the Public may directly address the Board of Directors on items of interest to the Public provided no action will be taken on non-agenda items. The Board President may limit comments to three minutes per speaker (Board of Directors Operations – Elections, Officers and Terms SOG § 3.2.6.3.).*

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
ADMINISTRATION**

**TO:** BOARD OF DIRECTORS  
**FROM:** CHIEF ABBOTT & DEPUTY CHIEF MAROVICH  
**DATE:** JULY 23, 2019  
**SUBJECT:** BADGE PINNING CEREMONY

**PUBLIC ACTIVITIES AGENDA**

**BACKGROUND:**

The Board of Directors has approved a process of promoting District employees during regularly scheduled Board meetings. This practice provides a professional environment for congratulating the employees and their families for all the hard work and sacrifice.

**DISCUSSION:**

The following individual will be present during the July 23<sup>rd</sup>, 2019, Regular Board Meeting. Fire Chief Stephen Abbott will take this opportunity to officiate over the Badge Pinning Ceremony.

It is the distinct pleasure of the organization to present the following individual for promotion:

Greg Mann  
Danny Sahagun  
Chad Spencer  
Bruce Moore

Battalion Chief  
Captain/Paramedic  
Engineer/Paramedic  
Engineer/Paramedic

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
ADMINISTRATION**

**TO:** BOARD OF DIRECTORS  
**FROM:** D/C MAROVICH AND CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** RECOGNITION OF RETIRING EMPLOYEES

**PUBLIC ACTIVITIES AGENDA**

**BACKGROUND:**

Traditionally, when employees retire from the District, they are invited to the next Board of Directors meeting to be recognized for their service to the District

**DISCUSSION:**

It is the distinct pleasure of the organization to recognize the years of service to the District and our community for the following individual:

<b>RETIRING EMPLOYEE</b>	
<b>RETIREE</b>	<b>YEARS OF SERVICE</b>
Fred Schoenheit	27 years of service to NCPFD

**FISCAL ANALYSIS:**

No fiscal impact.

**SUMMARY:**

It is with fondness and gratitude that the District commends Fred for his dedication during his years of service. The District thanks him for his efforts on behalf of the community and for helping to make North County Fire Protection District the organization, it has become. Staff wishes Fred the best of luck in his future endeavors.

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1 **June 25, 2019**

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 4:07 p.m.

5 **THE INVOCATION GIVEN BY DFC MAROVICH.**

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

7 **ROLL CALL:**

8 **Present:** Directors Harris, Hoffman, Munson.

9 **Absent:** Directors Luevano and Van Doorn.

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

13  
14 **PUBLIC ACTIVITIES AGENDA**

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

18 2. **RECOGNITION OF RETIRING EMPLOYEE — CHIEF ABBOTT:** Chief Abbott presented  
19 Engineer/Paramedic Stormy McInerny for recognition for thirty-two years of service to the  
20 District, giving an overview of his time with the District. Family and friends were present  
21 while Engineer/Paramedic McInerny received his bell. He recounted some of his time with  
22 the District and imparted his advice to the newer staff.

23 **EMPLOYEE BADGE PINNING — CHIEF ABBOTT:** Chief Abbott presented the newly  
24 promoted/hired individuals to the Board for employee oath of office and badge pinning,  
25 including: Chad Spencer, Engineer/Paramedic; Nahi Gomez, Single Role Paramedic;  
26 Gabriel Saldana, Single Role Paramedic; Shane Rees, Single Role EMT; Brock Rutledge,  
27 Single Role EMT. A brief background was presented for each individual. Family members  
28 were present and introduced and members were pinned. All were congratulated by the  
29 Board.

## ACTION AGENDA

### CONSENT ITEMS:

4. REVIEW AND ACCEPT REGULAR BOARD MEETING MINUTES FOR MAY 2019
5. REVIEW AND ACCEPT FINANCIAL REPORT FOR MAY 2019
6. REVIEW AND ACCEPT POLICIES & PROCEDURES
7. REVIEW AND ACCEPT WEED INSPECTION MONTHLY REPORT

Vice President Harris inquired whether there were any questions on Consent Items 4-7. There being no discussion, Vice President Harris asked for a motion to approve the Consent Agenda. On a motion by Director Munson, seconded by Director Hoffman, the motion to approve the Consent Agenda as presented passed unanimously.

### ACTION ITEMS:

8. REVIEW AND APPROVE RESOLUTION 2019-07 ESTABLISHING THE LIMIT OF APPROPRIATIONS OF PROCEEDS OF TAX SUBJECT TO LIMITATION FOR FISCAL YEAR 2019/2020 IN COMPLIANCE WITH ARTICLE XIII-B OF THE CONSTITUTION OF THE STATE OF CALIFORNIA — DFC MAROVICH AND

CHIEF ABBOTT: DFC Marovich presented the required action to the Board, noting it is necessary for the District to complete each year. As is routinely the case, the District is under the maximum amount allowed by quite a bit. Brief discussion ensued regarding how this amount is determined with the formula noted on page 33. On a motion by Director Hoffman, seconded by Director Munson, the motion to approve Resolution 2019-07 as presented passed unanimously.

9. REVIEW AND APPROVE RESOLUTION 2019-08 — REQUESTING A TEMPORARY TRANSFER OF FUNDS FROM THE COUNTY TREASURER TO NORTH COUNTY FIRE PROTECTION DISTRICT — DFC

MAROVICH AND CHIEF ABBOTT: DFC Marovich presented a request to approve Resolution 2019-08 to the Board, noting this is an annual action that is required in order to obtain advances on the tax monies due the District from the County. The Resolution permits the District to be advanced a maximum of 85% of the anticipated taxes due in a given year, which the District uses until taxes are collected and released to it. On a motion by Director Hoffman, seconded by Director Munson, the motion to approve Resolution 2019-08 as presented passed unanimously.

59 10. **REVIEW AND APPROVE PRELIMINARY BUDGET FOR FY 2019/2020; SET PUBLIC HEARING**  
60 **DATE TIME CERTAIN OF 4:15 P.M., SEPTEMBER 24, 2019 TO APPROVE THE FINAL BUDGET – DFC**

61 **MAROVICH AND CHIEF ABBOTT:** After a brief introduction by Chief Abbott, DFC Marovich  
62 presented the Preliminary Budget to the Board, noting a few changes from the Preliminary  
63 Budget presented in May. **Revenue:** The District is anticipating an increase in property tax  
64 revenue of approximately \$953,193 over budgeted in FY 18/19. New construction is  
65 expected to continue this fiscal year, mitigation fees were increased. Total restricted funds  
66 decreased slightly due to the end of the Staffing for Adequate Fire & Emergency Response  
67 (SAFER II) grant, which makes up the primary amount of Donations and Grant line.  
68 **Expenses:** Salaries remain the same and healthcare will be adjusted at the final budget  
69 once numbers are received. PERS has an increase of 12% over last year's budgeted  
70 amount due to the UAL (Unfunded Actuarial Liabilities). Monies have been added for the  
71 community outreach efforts. Dispatch services increased due to call volume, rate increase  
72 and the PERS UAL payoff plan. Additionally, to maintain the existing fleet plan, it is  
73 necessary purchase a new forklift and engine lifts due to safety issues. Although the books  
74 are not completely closed out yet, Staff is recommending applying potential roll over monies  
75 from FY 2019/20 to pay off debt from capital expenditures. Specifically, the Station 5 loan,  
76 which would cost \$1,525,000, would result in a savings of \$522,000 from not paying interest.  
77 On a motion by Director Munson, seconded by Director Hoffman, the motion to approve the  
78 Preliminary Budget as presented and to set the date/time certain hearing as presented  
79 passed unanimously.

80 11. **REVIEW AND CAST VOTE IN ELECTION FOR CSDA BOARD OF DIRECTORS, SOUTHERN**  
81 **NETWORK — CHIEF ABBOTT:** Chief Abbott informed the Board that CSDA had submitted  
82 election materials and candidate statements for Board of Directors for the Southern Network.  
83 The Board has the opportunity to vote for Seat B and there are a number of individuals  
84 running. After discussion, the Board determined to support Michael Mack for the election.  
85 On a motion by Director Hoffman, seconded by Director Munson, the motion to vote for  
86 Michael Mack passed and to authorize the Board Secretary to cast the vote for the Board  
87 unanimously.

88 **12. REVIEW AND CAST VOTE IN ELECTION FOR SDRMA BOARD OF DIRECTORS — CHIEF**

89 **ABBOTT:** Chief Abbott presented the Board with the openings for the positions for the  
90 SDRMA Board of Directors, noting there are three seats open and five candidates.  
91 Discussion ensued regarding the candidates. Upon a motion by Director Munson, which  
92 was seconded by Director Hoffman, the Board unanimously approved casting a vote for  
93 incumbent Bob Swain as their selection for the SDRMA Board of Directors.

94 **13. REVIEW AND APPROVE FIXED CHARGE SPECIAL ASSESSMENT FOR WEED ABATEMENT — FM**

95 **KOCH AND CHIEF ABBOTT:** Chief Abbott presented a request to approve a special assessment  
96 to the Board for property owners who have failed to comply with District notices to abate  
97 their weeds. When they do not comply within a specified time-period, they have been  
98 brought to compliance by the District's Special Service contractor. As was done last year,  
99 the property owners have been invoiced for the final costs and fees associated with abating  
100 their parcel. Staff has mailed courtesy notices and invoices requesting payment to the  
101 following non-compliant property owners. Appropriate notice was posted prior to the Board  
102 meeting. If the two owners who remain do not pay by the close of business day July 31<sup>st</sup>,  
103 the list will be delivered to the County of San Diego no later than August 10<sup>th</sup>, then the  
104 property will be have a lien placed against it. The final list will be brought to the Board in  
105 July. On a motion by Director Munson, seconded by Director Hoffman, the motion to  
106 approve and authorize the fixed charge special assessment for weed abatement passed  
107 unanimously.

108 **14. REVIEW AND APPROVE RESOLUTION (2019-09), INTENTION TO FORM THE PROPOSED NORTH**  
109 **COUNTY FIRE PROTECTION DISTRICT COMMUNITY FACILITIES DISTRICT (CFD) No. 2019-02 —**

110 **CHIEF ABBOTT:** At the March 2019 regular Board of Directors meeting, the Board voted to  
111 proceed with a revenue measure (special tax) for the purposes of addressing the District's  
112 fire station deferred maintenance. The Resolution of Intention (ROI) is the first step toward  
113 forming a CFD for the purposes of levying a special tax. Resolution No. 2019-09 establishes  
114 the purposes of the proposed CFD No. 2019-02, defines its boundaries and describes the  
115 Rate and Method of Apportionment (RMA). The purpose of CFD No. 2019-02 is to levy a  
116 special tax for the purposes of (i) payment for the construction and maintenance of fire

117 boundaries of this CFD include all parcels within the jurisdictional boundaries of the North  
118 County Fire Protection District, and the proposed Rate and Method of Apportionment (RMA)  
119 would be a flat rate of \$60/parcel per year for 20 consecutive years, with no annual escalator.  
120 At a rate of \$60/year per parcel, the CFD would yield approximately \$1,000,000 annually  
121 each year for 20 years. Further discussion ensued. On a motion by Director Hoffman,  
122 seconded by Director Munson, the motion to approve Resolution 2019-09 as presented  
123 passed unanimously.

## 124 **DISCUSSION AGENDA**

126 15. **INSURANCE SERVICES OFFICE (ISO) CLASSIFICATION – D/C MAHR:** D/C Mahr presented  
127 the recent NCFPD data collection and analysis survey, noting that ISO has provided NCFPD  
128 with a PPC grade of 3/3X. Despite the change in the Districts deployment model, the District  
129 was able to maintain a PPC grade of 3/3X. He informed the Board the District will continue  
130 to seek opportunities to improve the ISO Public Protection Classification grade when  
131 possible between now and the next evaluation. Information only, no action required.

### 132 **STANDING DISCUSSION ITEMS:**

133 ● **LEGAL COUNSEL REPORT:** Counsel James presented his report “Qualified  
134 Electors’ Under Mello-Roos Community Facilities Act Are Registered Voters,” Not  
135 Landowners.” Brief discussion ensued regarding how this will affect the future election. This  
136 is informational only, no action required.

137 ● **WRITTEN COMMUNICATIONS:** Brief discussion ensued regarding the items,  
138 Informational only, no action required.

139 ● **BOARD RECOGNITION PROGRAM:**

140 ● **NEWS ARTICLES:** Brief discussion ensued regarding articles. This is informational  
141 only, no action required.

142 ● **COMMENTS:**

143 ● **STAFF REPORTS/UPDATES:**

144 ● **STEPHEN ABBOTT, FIRE CHIEF/CEO:** Chief Abbott provided information regarding the  
145 community outreach and the upcoming process for the ballot measure. Informational only,  
146 no further action required.

147 ● **CHIEF OFFICERS AND OTHER STAFF:** No comments.

148 ● **BOARD:** No comments.

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

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

## 152 **CLOSED SESSION**

### 153 ● **OPENING CLOSED SESSION:**

154 At 5:50 p.m., Vice President Harris inquired whether there was a motion to adjourn to Closed  
155 Session. There being no objection, Vice President Harris read the items to be discussed in  
156 Closed Session and the Open Session was closed. A short break ensued after the reading  
157 of the Closed Session Items. At 5:55 p.m., and the Board entered Closed Session to hear:

#### 158 CS-1. **ANNOUNCEMENT — VICE PRESIDENT HARRIS:**

159 *An announcement regarding the items to be discussed in Closed Session will be made prior*  
160 *to the commencement of Closed Session.*

#### 161 CS-2. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR — GOVERNMENT CODE § 54956.8 —**

##### 162 **CHIEF ABBOTT:**

163 PROPERTY LOCATION: 4157 Olive Hill Road – Station 3, Fallbrook, CA 92028;

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

165 UNDER NEGOTIATION: Terms of Sale;

166 DISTRICT NEGOTIATORS: Chief Abbott, District Counsel James

#### 167 CS-3. **EVALUATION OF PERFORMANCE – GOVERNMENT CODE §54957— CHIEF ABBOTT AND**

##### 168 **CHIEF MAROVICH:**

169 Engineer/PM John Buchanan

#### 170 CS-4. **REPORT FROM CLOSED SESSION —VICE PRESIDENT HARRIS**

#### 171 CS-5. **REOPENING OPEN SESSION:**

172 On a motion by Director Munson, which was seconded by Director Hoffman and which



173 passed unanimously, the Board returned Open Session at p.m., the following items were  
174 reported out to the public:

175 CS-2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR— GOVERNMENT CODE § 54956.8— CHIEF

176 ABBOTT:

177 No reportable action.

178 CS-3. EVALUATION OF PERFORMANCE – GOVERNMENT CODE §54957 –CHIEF ABBOTT AND

179 CHIEF MAROVICH:

180 On a motion by Direct Hoffman, which was seconded by Director Munson, the Board  
181 unanimously approved Resolution 2019-10.

182  
183 **ADJOURNMENT**

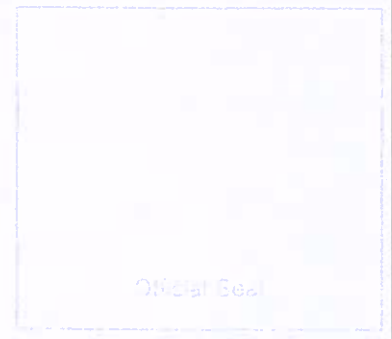
184 A motion was made at 6:05 p.m. by Director Hoffman and seconded by Director Munson to  
185 adjourn the meeting and reconvene on July 23, 2019, at 4:00 p.m. The motion carried  
186 unanimously.

187 Respectfully submitted,

188  
189 

190 Loren Stephen-Porter  
191 Board Secretary

192  
193 Minutes approved at the Board of Director's Meeting on: July 23, 2019



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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
ADMINISTRATION - BUDGET & FINANCE**

**TO:** BOARD OF DIRECTORS  
**FROM:** DFC CHIEF STEVEN MAROVICH, HR/FS CHERIE JUUL AND CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** REVENUE & EXPENDITURES AS OF JUNE 30, 2019 (100%)

Revenue Sources	Budgeted	Collected	Over/Under	% of Budget
Property Taxes - FBK	14,732,530.00	14,873,069.69	140,539.69	101%
Property Taxes - RNBW	275,000.00	275,087.45	(236,911.29)	100%
Ambulance and Collections	1,902,500.00	1,865,241.74	(37,258.26)	98%
GEMT-State Supplement	100,000.00	77,557.54	(22,442.46)	78%
Prevention Fees	200,000.00	237,030.47	37,030.47	119%
Tower Lease Agreements	90,000.00	102,133.58	12,133.58	113%
Other Revenue Sources	35,000.00	91,859.83	56,859.83	262%
Interest	30,000.00	35,826.49	5,826.49	119%
Cost Recovery	70,000.00	64,913.46	(5,086.54)	93%
Community Facilities District (CFD)	68,966.00			
Strike Team Reimbursements	121,780.00	587,046.47	465,266.47	-
Other Reimbursements	374,162.00	187,468.40	(186,693.60)	50%
Mitigation Fees & Interest - FBK	250,000.00	460,823.68	210,823.68	184%
Mitigation Fees & Interest - RNBW	-	44.01	44.01	-
Donations & Grants	628,090.00	424,179.00	(203,911.00)	68%
Annexation fees	-	-	-	-
Transfers & Loans	-	-	-	0%
<b>Total Revenue:</b>	<b>18,878,028.00</b>	<b>19,282,281.81</b>	<b>404,253.81</b>	<b>102%</b>
	<b>Budgeted</b>	<b>Spent</b>	<b>Over/Under</b>	<b>% of Budget</b>
<b>TTL Expenditures YTD thru 05-31-2019</b>	<b>17,825,074.00</b>	<b>15,408,803.07</b>	<b>(2,416,270.93)</b>	<b>86%</b>
<b>Revenue over Expenditures</b>		<b>3,873,478.74</b>		

North County Fire Protection District  
 For the Twelfth Month Ending June 30, 2019  
**100% of Budget**

COLOR KEY	
	Within/Below Budget
	Within 10% of Budget
	>10% of Budget (see notes)

Description	June Actual	Running Total	Annual Budget	Amount Remaining	% Used
<b>TOTAL PERSONNEL</b>	1,406,570.04	12,597,683.58	14,438,066.00	1,840,382.42	87.3%
101 Total Board Administration	22,372.51	272,549.73	328,900.00	56,350.27	82.9%
102 Total Administration	42,733.67	948,914.49	1,153,120.00	204,205.51	82.3%
103 Total Fire Prevention	4,647.32	50,172.56	80,432.00	30,259.44	62.4%
104 Total Emergency Services	28,228.25	267,315.36	326,918.00	59,602.64	81.8%
105 Total Emergency Med Svcs	12,092.88	190,961.30	164,258.00	(26,703.30)	116.3%
106 Total Reserves (note below)	2,176.50	42,948.26	31,000.00	(11,948.26)	138.5%
107 Total Communications	17,804.05	671,978.38	655,339.00	(16,639.38)	102.5%
108 Total Shop/Maintenance	25,612.39	296,980.61	344,260.00	47,279.39	86.3%
109 Total Training	9,653.35	69,298.80	102,850.00	33,551.20	67.4%
120 Total General Fund Reserve	-	-	200,000.00	200,000.00	0.0%
<b>GRAND TOTAL</b>	<b>1,571,890.96</b>	<b>15,408,803.07</b>	<b>17,825,143.00</b>	<b>2,416,339.93</b>	<b>86.4%</b>
Note: SAFER grant will provide reimbursement					
<b>200 Total Capital Expenditures</b>	<b>31,137.32</b>	<b>698,048.74</b>	<b>907,743.88</b>	<b>209,695.14</b>	<b>76.9%</b>

**NORTH COUNTY FIRE PROTECTION DISTRICT  
Tax Apportionments FY 18-19**

DATE	APP #	GROSS	REFUNDS & ADJUSTMENTS	FY 18/19 NET	FY 18/19 RUNNING	FY 17/18 NET	FY 17/18 RUNNING
08 1 2018	1	212,187.31	1,099.25	211,088.06	211,088.06	208,527.21	208,527.21
09 1 2018	2	64,587.28	2,440.55	62,146.73	273,234.79	77,260.58	285,787.79
10 1 2018	3	194,918.23	19,187.96	175,730.27	448,965.06	141,090.29	426,878.08
10 30 2018	4	620,477.43	17,135.11	603,342.32	1,052,307.38	647,686.90	1,074,564.98
12 11 2018	5	4,713,672.67	10,812.77	4,702,859.90	5,755,167.28	4,508,309.45	5,582,874.43
01 15 2019	6	2,492,363.64	17,280.91	2,475,082.73	8,230,250.01	3,031,362.46	8,614,236.89
02 12 2019	7	378,359.62	4767.06	373,592.56	8,603,842.57	348,998.07	8,963,234.96
03 1 2019		-	-	-	-	-	-
04 9 2019	8	4,001,146.44	158,442.06	3,842,704.38	12,446,546.95	3,028,136.07	11,991,371.03
04 30 2019	9	1,813,843.88	10,364.23	1,803,479.65	14,250,026.60	146,917.51	12,138,288.54
05 28 2019	10	144,077.42	14,291.07	129,786.35	14,379,812.95	1,368,061.22	13,506,349.76
06 18 2018	11	237,435.77	6,396.80	231,038.97	14,610,851.92	218,727.40	13,725,077.16
07 19 2018	12			-	14,610,851.92	211,732.88	13,936,810.04
TOTAL YTD		14,873,069.69	262,217.77	14,610,851.92	14,610,851.92	13,725,077.16	13,992,241.43
						<b>Net Rev Increase</b>	
						6.45%	

**RAINBOW FIRE PROTECTION DISTRICT**  
**Tax Apportionments FY 18-19**

DATE	APP #	GROSS	REFUNDS & ADJUSTMENTS	FY 18/19 NET	FY 18/19 RUNNING	FY 17/18 NET	FY 17/18 RUNNING	
08 1 2018	1	3,901.18	20.20	3,880.98	3,880.98	3,870.19	3,870.19	
09 1 2018	2	1,187.53	44.87	1,142.66	5,023.64	1,433.78	5,303.97	
10 1 2018	3	3,583.74	352.85	3,230.89	8,254.53	2,618.45	7,922.42	
10 30 2018	4	11,408.02	326.46	11,081.56	19,336.09	12,002.74	19,925.16	
12 11 2018	5	86,390.58	198.43	86,192.15	105,528.24	84,302.39	104,227.55	
01 15 2019	6	46,876.77	317.46	46,559.31	152,087.55	55,734.72	159,962.27	
02 1 2019	7	6,920.53	87.57	6,832.96	158,920.51	6,380.89	166,343.16	
03 1 2019		-	-	-	158,920.51	-	166,343.16	
04 9 2019	8	73,700.06	2,924.52	70,775.54	229,696.05	56,188.26	222,531.42	
04 30 2019	9	34,090.52	190.26	33,900.26	263,596.31	2,297.59	224,829.01	
05 28 2019	10	2,684.28	262.64	2,421.64	266,017.95	25,442.75	250,271.76	
06 18 2018	11	4,344.24	117.56	4,226.68	270,244.63	5,113.31	255,385.07	
07 19 2018	12			-	270,244.63	3,896.49	259,281.56	
TOTAL YTD		275,087.45	4,842.82	270,244.63	270,244.63	255,385.07	260,302.95	
							<b>Net Rev Increase</b>	
							5.62%	

**NORTH COUNTY FIRE PROTECTION DISTRICT  
AMBULANCE REVENUE FY 2018-2019**

MONTH	BILLED	CONTRACTUAL WRITE DOWNS	TOTAL AR		BAD DEBT WRITE-OFFS	REFUNDS	ADJ AR	DEPOSITS RECIEVED	BILLING FEES	FY 18-19		FY 17-18	
			FY 18-19	FY 17-18						NET REVENUE	NET REVENUE		
07 31 2017	486,857.35	273,096.29	213,761.06	226,954.63	47,413.41	2,542.20	163,805.45	166,148.09	9,553.48	156,594.61	147,411.57		
08 31 2017	458,256.82	261,730.97	196,525.85	188,689.18	77,247.01	1,498.39	117,780.45	135,686.25	7,890.50	127,795.75	166,941.09		
09 30 2017	393,795.22	213,396.97	180,398.25	172,766.98	36,090.18	-	144,308.07	153,418.18	9,051.55	144,364.63	129,488.00		
10 31 2017	434,064.78	256,219.76	177,845.02	187,814.29	25,190.48	3,571.44	149,093.10	184,457.00	10,882.96	173,574.04	150,932.49		
11 30 2017	495,021.93	262,406.32	232,615.61	163,784.51	44,636.29	-	187,979.32	188,541.06	9,943.92	158,597.14	144,190.22		
12 31 2017	463,825.06	235,980.43	227,844.63	202,887.40	43,436.35	-	184,408.28	145,520.17	8,585.69	136,934.48	133,490.85		
01 31 2018	598,874.86	331,075.56	265,799.30	185,586.06	51,943.24	-	213,856.06	156,191.54	9,200.88	146,990.66	167,815.18		
02 28 2018	487,410.29	269,480.00	217,930.29	154,965.64	38,353.52	6,977.17	172,599.60	164,368.28	9,286.08	155,082.20	123,383.39		
03 31 2018	536,563.36	319,211.61	217,351.75	208,554.49	13,713.23	-	203,638.52	159,881.05	9,432.98	150,448.07	117,973.66		
04 30 2018	498,763.14	286,640.78	212,122.36	182,733.35	41,081.11	7,634.74	163,406.51	186,652.62	10,545.87	176,106.75	131,626.80		
05 31 2018	481,731.72	290,384.81	191,346.91	194,318.43	60,736.18	-	130,610.73	212,218.03	12,520.86	199,697.17	152,248.76		
06 30 2018	494,367.57	285,421.79	208,945.78	177,800.79	14,288.78	-	194,677.00	147,774.96	8,718.72	139,056.24	115,848.47		
<b>TOTAL:</b>	<b>5,827,532.10</b>	<b>3,285,045.29</b>	<b>2,542,486.81</b>	<b>2,246,855.75</b>	<b>494,109.78</b>	<b>22,223.94</b>	<b>2,026,153.09</b>	<b>1,980,855.23</b>	<b>115,613.49</b>	<b>1,865,241.74</b>	<b>1,681,350.46</b>		<b>10.94%</b>
					<b>Net A/R Change</b>		<b>13.16%</b>			<b>New Revenue Change</b>			

<b>NORTH COUNTY FIRE PROTECTION DISTRICT</b> <b>MONTHLY INVESTMENT REPORT</b>
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June 30, 2019

<b>FALLBROOK</b>	<b>BALANCE</b>	<b>INTEREST</b>	
		<b>RATE</b>	
County of San Diego/General Fund - FBK	2,365,480.60	0.01%	Operating
County of San Diego/General Fund - RNBW	840,593.52	0.01%	Operating
County of San Diego/Capital Reserve	387,624.03	0.01%	Capital Reserves
County of San Diego/Fire Mitigation Fund - FBK	553,044.96	0.01%	Mitigation Fees
County of San Diego/Fire Mitigation Fund - RNBW	3,926.91	0.01%	Mitigation Fees
Local Agency Investment Fund	2,526,791.84	2.39%	LAIF
Workers' Comp JPA	464,728.73	0.26%	PASIS Funds
Bank of America/PASIS	52,396.19	0.01%	
First National/Benefit Fund	154,913.39	0.70%	
First National/Payroll	442,257.87	0.72%	
First National/Accounts Payable	121,929.06	0.69%	
First National/Accounts Receivable	33,835.75	0.59%	
Pacific Western Bank/Accounts Receivable	1,307,365.19	0.00%	
<b>TOTAL</b>	<b>9,254,888.04</b>		



**NORTH COUNTY FIRE PROTECTION DISTRICT  
COST RECOVERY FY 2018/2019**

<u>Month</u>	<u>Billed</u>	<u>Collected</u>	<u>YTD % Collected</u>	<u>Billing Fees</u>	<u>Net Revenue</u>	<u>FY 17/18 Net Revenue</u>
7 31 2018	12,030.00	11,415.00	94.89%	2,283.00	9,132.00	5,082.66
8 30 2018	6,942.00	6,412.35	92.37%	1,282.47	5,129.88	5,286.00
9 30 2018	8,525.00	8,288.00	97.22%	1,657.60	6,630.40	6,951.45
10 31 2018	7,948.00	7,829.24	98.51%	1,565.85	6,263.39	7,364.00
11 30 2018	9,083.00	8,726.52	96.08%	1,745.30	6,981.22	5,664.64
12 31 2018	5,679.00	5,151.00	90.70%	1,030.20	4,120.80	3,507.20
1 31 2019	5,004.00	4,567.00	91.27%	913.40	3,653.60	4,669.95
2 28 2019	7,937.00	7,700.00	97.01%	1,540.00	6,160.00	7,322.40
3 30 2019	3,456.00	3,456.00	100.00%	691.20	2,764.80	7,275.52
4 30 2019	3,552.00	3,308.50	93.14%	661.70	2,646.80	6,348.00
5 31 2019	7,109.00	7,109.00	100.00%	1,421.80	5,687.20	3,159.60
6 30 2019	8,002.00	7,179.21	89.72%	1,435.84	5,743.37	3,872.00
<b>TOTAL:</b>	<b>85,267.00</b>	<b>81,141.82</b>	<b>95.16%</b>	<b>16,228.36</b>	<b>64,913.46</b>	<b>66,503.42</b>
					<b>Net Rev Increase</b>	<b>-2.39%</b>

therecoveryhub.com

Document Date	Document Number	Vendor Name	Transaction Description	Document Amount
06 1 2019	STMT 06/2019	Employee Benefit Specialists, Inc.	Dental/Vision/Life 06/2019	8,691.39
06 1 2019	LTD 06/2019	Harry J. Wilson Insurance Center	LTD 06/2019	978.00
06 1 2019	BRM PERMIT 19/20	US POSTAL SERVICE	BRB Permit renew 19/20	235.00
06 1 2019	LTD JUNE 2019	THE STANDARD	LTD 06/2019	605.00
06 1 2019	2018 STATE TAX REFUN	NICK CRILLY	Crilly WC state taxes refund	1,096.48
06 1 2019	36335375869	DIRECTV	6/1/19-6/30/19	145.98
06 1 2019	9831156933	VERIZON WIRELESS	05/02/19-06/01/19	77.26
06 1 2019	155400	ADMINISTRATIVE SOLUTIONS	FSA Admin fee 06/2019	114.00
06 1 2019	000013126364	AT&T	05/01/19-05/31/19	1,936.25
06 1 2019	097116173 - 2	XEROX - PASADENA	04/25/19-05/21/19	153.43
06 1 2019	097116174-2	XEROX - PASADENA	04/21/19-05/21/19	519.26
06 2 2019	0381472060219	TIME WARNER CABLE	06/02/19-07/01/19	1,142.93
06 2 2019	0381456060219	TIME WARNER CABLE	06/02/19-07/01/19	337.93
06 2 2019	10471	Ultra Graphix	PE shirts/shorts/tanks	4,443.07
06 3 2019	5/3/19-6/3/19	FALLBROOK PUBLIC UTILITY DISTR	5/3/19-6/3/19	306.73
06 3 2019	05/03/19-06/03/19	FALLBROOK PUBLIC UTILITY DISTR	5/3/19-6/3/19	229.83
06 3 2019	0000221	FALLBROOK PUBLIC UTILITY DISTR	Hydrant 341 Heald Ln	2,682.32
06 3 2019	52468	Premier Fitness Service	Rnbw PE equip repair	668.41
06 4 2019	42	FALLBROOK CAR WASH	Abbott Car wash	13.95
06 6 2019	PSY1010	Erik Alter-Reitz	PSY1010	796.50
06 6 2019	STMT 5/31/19	CROP PRODUCTION SERVICES	Hose/SGAL Fuel/4GAL Fuel	707.69
06 6 2019	BUCHANAN 5/16/19	DR. H. LEON BROOKS	Buchanan IME	1,000.00
06 6 2019	1275298-00	CAMERON WELDING SUPPLY	Compressed air/nozzle	179.10
06 7 2019	PR AP 06/07/19	LINCOLN NATIONAL	LINCOLN NAT'L PMT 06/07/19	3,269.32
06 7 2019	PR AP 06/07/19	FALLBROOK FIREFIGHTERS' ASSN	FFA DUES PR AP 06/07/19	2,470.85
06 7 2019	PR AP 6/07/19	FALLBROOK FIREFIGHTERS' ASSN	FFA SR DUES 06/07/19	29.25
06 7 2019	PR AP 06/07/19	FIREFIGHTERS LEG. ACTION GRP	FLAG PMT 06/07/19	90.00
06 7 2019	92616	UNIFORM SPECIALIST/ACE UNIFORMS	Hager - uniform	119.02
06 7 2019	30149	LineGear	(2) Wildland Pant	354.15
06 7 2019	30150	LineGear	(1) Wildland Pant	171.32
06 8 2019	06/09/19-07/08/19	AT&T U-VERSE	06/09/19-07/08/19	145.12
06 10 2019	N201201162	Dameron Communications	NCFPD tabloid printing	1,956.25
06 10 2019	27514	FALLBROOK AWARDS	Employee recognition	42.88
06 10 2019	05/11/19/06/10/19	RAINBOW MUNICIPAL WATER DIST	05/11/19-06/10/19	147.66
06 10 2019	5/11/19-6/10/19	RAINBOW MUNICIPAL WATER DIST	5/11/19-6/10/19	276.67
06 10 2019	05/11/19-06/10/19	RAINBOW MUNICIPAL WATER DIST	05/11/19-06/10/19	14.81
06 10 2019	09F0036333755	READY FRESH	05/11/19-06/10/19	45.23
06 10 2019	NCF-61019	SHELTA, INC>	Seahawk Patrol	4,568.60

Document Date	Document Number	Vendor Name	Transaction Description	Document Amount
06 11 2019	MEDIC RENEW 19-21	BARRY KRUMWIEDE	Medic renew 19-21	200.00
06 11 2019	LEADERCAST 2019	BRIAN MACMILLAN	Leading healthy teams	99.00
06 11 2019	EXEC FO 4 C	KEITH MCREYNOLDS	Exec Fire Off 4C	340.00
06 11 2019	MEDIC LICENSE	Grant Medica	Paramedic license	1,000.00
06 11 2019	0417565061119	TIME WARNER CABLE	06/11/19-07/10/19	89.98
06 12 2019	1276165-00	CAMERON WELDING SUPPLY	Drive roll kit	74.96
06 12 2019	1275298-01	CAMERON WELDING SUPPLY	Compressed/electrode	154.74
06 12 2019	1207611416	Citrix Systems, Inc	GoTo Mtg 6/12/19-7/11/19	117.00
06 12 2019	494591	SOUTH COAST EMERGENCY VEHICLE SERV	Cab Lift Cyc/Spring	1,008.00
06 12 2019	92724	UNIFORM SPECIALIST/ACE UNIFORMS	Uniform - Hammer	198.03
06 13 2019	102546	FALLBROOK GLASS	Sta 1 glass	527.00
06 15 2019	STMT 06/15/19	LEGAL SHIELD	Identity protection 06/15/19	682.85
06 15 2019	STMT 6/15/19	FALLBROOK OIL COMPANY	Fuel 06/01/19-06/15/19	2,263.56
06 15 2019	STMT 6/15/19	McHolland Services	Chipping Day 6/15/19	1,500.00
06 17 2019	190617130538	STRYKER MEDICAL	Power LOAD annual pymt	4,136.60
06 17 2019	100757	DIGITAL DEPLOYMENT, INC.	Web compliance 06/19	275.00
06 17 2019	5/18/19-6/17/19	RAINBOW MUNICIPAL WATER DIST	05/18/19-6/17/19	22.95
06 17 2019	05/18/19-06/17/19	RAINBOW MUNICIPAL WATER DIST	5/18/19-6/17/19	1,266.21
06 18 2019	MEDIC CERT 19-21	BRANDON RESCH	Resch medic cert 19-21	200.00
06 18 2019	IT-412	Charlie Swanger	IT-412 Cyberlaw & Ethics	885.00
06 19 2019	0144593-IN	ENTENMANN-ROVIN CO.	Batt Chief/Div Chief badges	334.83
06 20 2019	44344	ACTION MAIL	NCFPD Newsletter	5,387.90
06 20 2019	05/21/19-06/20/19	FALLBROOK PUBLIC UTILITY DISTR	05/21/19-06/20/19	714.11
06 20 2019	5/21/19-6/20/19	FALLBROOK PUBLIC UTILITY DISTR	05/21/19-06/20/19	54.10
06 20 2019	0000240062019	TIME WARNER CABLE	06/20/19-07/19/19	149.95
06 20 2019	9832495508	VERIZON WIRELESS	05/21/19-06/20/19	730.06
06 20 2019	9832495507	VERIZON WIRELESS	05/21/19-06/20/19	2,063.48
06 21 2019	PR AP 06/21/19	LINCOLN NATIONAL	LINCOLN NAT'L PMT	4,682.22
06 21 2019	PR AP 06/21/19	FALLBROOK FIREFIGHTERS' ASSN	FFA DUES 06/21/19	2,470.85
06 21 2019	PR AP 6/21/19	FALLBROOK FIREFIGHTERS' ASSN	SINGLE ROLE DUES 06/21/19	29.25
06 21 2019	PR AP 06/21/19	FIREFIGHTERS LEG. ACTION GRP	FLAG PMT 06/21/19	90.00
06 21 2019	000217	PROPHET CREATIVE COMPANY	Hat embroidery	2,894.60
06 22 2019	10406	State of California	Solar payment 6 of 40	6,287.70
06 22 2019	10419	State of California	Solar pymt 8 of 29	17,703.73
06 22 2019	09F9901381948	READY FRESH	5/21/19-6/20/19	38.78
06 22 2019	09F0030618029	READY FRESH	05/21/19-06/20/19	260.83
06 24 2019	FSC3110	Matt Anderson	FSC3110	796.50
06 24 2019	HUM1020	NICK CRILLY	HUM1020	796.50

Document Date	Document Number	Vendor Name	Transaction Description	Document Amount
06 24 2019	BUS3651	ROBERT DeCAMP II	8US3651	796.50
06 24 2019	FSC3510	ROBERT DeCAMP II	FSC3510	796.50
06 24 2019	EXEC FO 4A	ED JONES	Exec FO 4A	275.00
06 24 2019	05/21/19-06/20/19-87	SDG&E	05/21/19-06/20/19	34.53
06 25 2019	SUMAC 6-25-19	McHolland Services	Sumac tree trimming	3,500.00
06 25 2019	5/22/19-6/23/19-37	SDG&E	05/22/19-06/23/19	75.45
06 26 2019	MEDIC 19-20	FIERI, ANTHONY C.	Medic 19-20	200.00
06 26 2019	STMT 06/26/19	KEN GRODY FORD CARLSBAD	MX parts	1,138.22
06 26 2019	5/23/19-6/24/19-32	SDG&E	05/23/19-06/24/19	19.01
06 26 2019	05/23/19-06/24/19-09	SDG&E	05/23/19-06/24/19	190.06
06 27 2019	MCINERNY B-FAST	KEVIN MAHR	McInerny b-fast 6/27/19	296.00
06 27 2019	607	TSUNAMI PLUMBING	Bathroom remodel	4,635.00
06 28 2019	HUM1020	BRACCI, JASON	HUM1020	796.50
06 28 2019	S-219	BRACCI, JASON	S-219 Ignition Operations	385.00
06 29 2019	CHIPPING 6/29/19	McHolland Services	Chipping Days 6/29/19	1,500.00
06 30 2019	APR-JUN 2019	STEVE ABBOTT	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	Patty Koch	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	KEVIN MAHR	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	STEVE MAROVICH	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	KEITH MCREYNOLDS	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	LOREN STEPHEN-PORTER	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	GREG WILSON	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	Nancy Goss	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	Cherie Juul	CELL REIMB	204.00
06 30 2019	APR-JUN 2019	DAN NIETO	CELL REIMB	204.00
06 30 2019	APR-JUN 2019	Todd Parmelee	CELL REIMB	204.00
06 30 2019	APR-JUN 2019	Charlie Swanger	CELL REIMB	204.00
06 30 2019	APR-JUN 2019	FRED SCHOENHEIT	CELL REIMB	300.00
06 30 2019	APR-JUN 2019	BARRY KRUMWIEDE	CEL REIMB	300.00
06 30 2019	APR-JUN 2019	GREG MANN	CELL REIMB	300.00
06 30 2019	JAN-MAR 2019	LARS BEEGHLEY	CELL REIMB	204.00
06 30 2019	06/30/19-06/30/20	County of San Diego DEH	Sta. 5 Haz material-6/19-6/20	547.00
06 30 2019	1926NCF061901	Strategy Research Institute	Mgmt Fee - June	2,500.00
06 30 2019	APR-JUN 2019	AARON MURG	CELL REIMB	136.64



**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** STANDING ITEM: POLICIES AND PROCEDURES

1. None. (See Item 13)

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# NORTH COUNTY FIRE PROTECTION DISTRICT OPERATIONS

**TO:** Board of Directors  
**FROM:** Operations/EMS Division  
**DATE:** Tuesday, July 23<sup>rd</sup>, 2019  
**SUBJECT:** Customer Satisfaction Survey Program, 2019 – 2<sup>nd</sup> Quarter Results

## **CONSENT AGENDA**

### **RECOMMENDATION:**

Review the report as submitted. In looking at the overall percentage of satisfaction with our service, our customers continue to rate their level of satisfaction overwhelmingly in the “excellent” category.

### **BACKGROUND:**

This report focuses on two areas, direct feedback based on surveys sent to patients transported by North County Fire and our Service/Sympathy card program. The distribution of the survey is based on the 2019 Payer Class percentages according to our ambulance billing company, Wittman Enterprises. This quarter's customer satisfaction results incorporate surveys received from April 1<sup>st</sup>, 2019 through June 30, 2019. The following is a listing of the type and number of individual payer classes that are randomly mailed surveys on a monthly basis.

<b>2019 Payer Class</b>	
Private Commercial Insurance (includes Champus/Active Duty)	26
Medi Cal	10
Medicare (includes Senior HMO)	54
Cash	10
<b>Total</b>	<b>100</b>

### **DISCUSSION:**

The survey results are reported on quarterly intervals to all safety employees. The sharing of this information with all employees provides a heightened awareness regarding our customer's experience in the field. If a system or human deficiency trend is noted, the management staff will coordinate any measures necessary to correct the problem.

**Customer Satisfaction Survey Program**

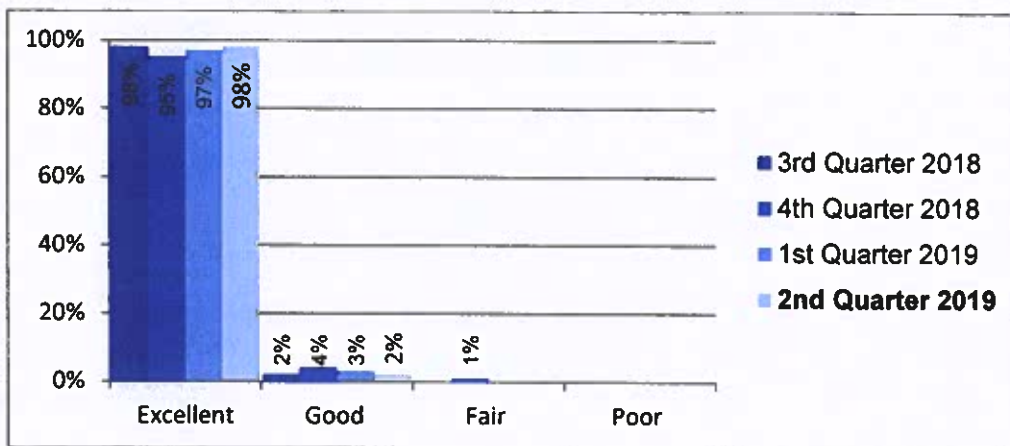
**Tuesday, July 23, 2019**

**Page 2 of 3**

The first section of the *Satisfaction Survey Form* evaluates the customer's overall satisfaction with our service by rating it from "Excellent" to "Poor." The second section of the form allows the customer to provide comments on their perception of the service they received. This quarter 300 surveys were mailed and 84 surveys were returned (28%).

Ninety eight percent (98%) of the surveys returned indicated "excellent" customer satisfaction as indicated on the chart below:

**2018-19 Customer Satisfaction Results**



The customer comment portion of the survey has proven to be most effective by allowing us to hear the customer's opinions or concerns first hand, thus allowing us to mitigate any problems as quickly as possible. These comments are reported on *Attachment-A* of this report.

In order to maintain Continual Quality Improvement (CQI) for this program, the responses are reviewed for any unusual comments or areas of concern. When necessary, incident documents will be reviewed. If a poor rating or adverse report is noted, the EMS Chief reaches out to seek clarification and ultimately improve services. If indicated, this review may warrant further investigation or training to mitigate potential customer service issues.

**SERVICE/SYMPATHY CARD PROGRAM:**

The District continues to utilize a Service/Sympathy Card Program to promote excellence in our emergency delivery services. This particular program allows our firefighters to correspond with our customers by personally signing and mailing "Service Cards." This post-incident program has proven invaluable in maintaining a positive relationship with our community through personal contact between our firefighters and the customers they serve. The "Sympathy Cards" are utilized in the same way by corresponding concern with a deceased patient's family.



**Customer Satisfaction Survey Program**

**Tuesday, July 23, 2019**

**Page 3 of 3**

The following data identifies the total number of Service and Sympathy cards completed by each crew during this report's time frame:

	<b>"A" CREW</b>	<b>"B" CREW</b>	<b>"C" CREW</b>	<b>TOTAL</b>
<b>2nd Q 2019</b>	70	124	104	298
<b>1st Q 2019</b>	139	122	179	440
<b>4th Q 2018</b>	119	103	109	331
<b>3rd Q 2018</b>	112	138	146	396

The above numbers represent 23% of total cards sent by A Shift, 42% of total cards sent by B Shift and 35% of total cards sent by C Shift.

**FISCAL ANALYSIS:**

The increased use of Service Cards has contributed to increased expenditures in both printing and postage. Annually, the Program costs approximately \$2,000.00 to operate. It is our belief that enhanced public relations and the benefits these cards represent is worth the expenditure.

**SUMMARY:**

The North County Fire Protection District takes seriously the demeanor and professional conduct of its employees while providing emergency services. Our Customer Survey Program provides a tool to measure and quantify this area and if necessary, implement and/or modify the emergency delivery system to ensure its ability to meet customer expectations. This program, which is now in its seventeenth year, consistently reflects a high degree of satisfaction with the services delivered by the employees of the North County Fire Protection District, beginning from the request for service up to and including final mitigation of the incident.



**North County Fire Protection District**  
**Customer Satisfaction Survey**  
**Second Quarter 2019**  
**April-June**  
**Attachment A**



Intake Number	Date Received	Follow Up	Customer Comments
19-02-01	04/01/2019		I had a stroke and only survived because of the excellent & swift care I received from the North County firemen. They got me to the hospital pronto!
19-02-02	04/01/2019		I am responding to this survey involving my wife who is living at Silvergate. I was told that my wife fell and hit her head severely on the floor. 911 was called and your unit responded promptly and deemed it appropriate to take her to the ER Pomerado hospital. I am very thankful for your service. I did not witness the operation but those who were present said all went well. Please thank those who were involved in the operation.
19-02-03	04/01/2019		I called on behalf of my husband who suffered a stroke. I believe it is due in part to the quick response of NCFPD that I have hope for his recovery. My sincere thanks.
19-02-04	04/02/2019		In the last few weeks I had to be transported to TVH. The attendants were kind and courteous in coming to pick me up and take me to the hospital. I appreciate the kind of service we have available here in Fallbrook.
19-02-05	04/02/2019		Excellent
19-02-06	04/03/2019		We live very close to the NCF EMT department. They responded very quickly & were very professional.
19-02-07	04/03/2019		They arrived very quickly and were very professional. Took over the situation and put my mind at ease. They all do an outstanding job!
19-02-08	04/04/2019		Good
19-02-09	04/05/2019		My experience w/ the fire department was excellent! I don't remember all their names, but I remember how they made me get calm after thinking my baby was choking. They told me everything was fine & normal on my baby but that if I wanted to make double sure I can take my baby to the hospital. Jacobo told me its normal the way I reacted due to me being a first-time mom. He stayed w/ me & my baby until we got assistance he talked to my baby. He kept reassuring me that her vitals were stable & everything seemed good. I was super happy w/ the service my baby got.
19-02-10	04/13/2019		Your men are great – kind, careful & quick. Thank you so much.
19-02-11	04/25/2019		Thank you for everything. All of you are awesome!!! God bless you all! Be safe out there. Quick response.
19-02-12	04/25/2019		As of the time of care I called 911 for my mom. The person stayed on the phone with me till the department arrived. Answered questions & concerns took my mom to Tri-City. I rated excellent because through everything you all took great care of my mom (name). Unfortunately, she passed away at the hospital in March, but she would rate excellent as well if she could. Thank you NCFPD for your services.
19-02-13	04/25/2019		See attachment
19-02-14	04/25/2019		The service was great. I have a question to ask. When the subject arose about transportation to the nearest hospital for further examination, I said that my wife would take me because I was concerned about the cost. The transporter told me not to worry about that because my medical insurance would pay the cost. The fire protection district is now charging me \$50 for that transport. Its unfair that I have to pay anything because I was assured that I did not have to pay. Otherwise I would have declined the offer.



**North County Fire Protection District**  
**Customer Satisfaction Survey**  
**Second Quarter 2019**  
**April-June**  
**Attachment A**



Intake Number	Date Received	Follow Up	Customer Comments
19-02-15	04/25/2019		Rapid response by compassionate and caring people. Thank you!
19-02-16	04/25/2019		We thank the men for their great service & help with my husband. He was falling a lot & they were very patient with him. Many thanks.
19-02-17	04/25/2019		EMT's were well-trained, prompt and polite.
19-02-18	04/26/2019		Never used your service before and pleasantly surprised you were prompt, courteous, considerate and clean. Very helpful in every respect. Thank you for all your help.
19-02-19	04/26/2019		No one wants to be on the board, but when needed the NCFPD paramedics who transported me were professional, kind & caring! I was an old OR scrub, I was extremely impressed by the paramedics! NC should be proud! Thank you!
19-02-20	04/26/2019		Always calm upon their arrival, professional and personable. Thank you so very much!
19-02-21	04/26/2019		On (date) I had a heart attack and was taken to Palomar Medical Center by the NCF "C" crew. The entire crew was professional and friendly. I felt very safe. Thank you!!
19-02-22	04/26/2019		On (date) I had a stroke and was taken to the Palomar Medical Center by NCF. The entire crew was professional and friendly, I felt very safe. Thank you!
19-02-23	04/26/2019		Excellent
19-02-24	04/26/2019		Our over the hill gang felt deserted when the hospital closed. Thank God you are still with us.
19-02-25	04/27/2019		I felt they did an outstanding job.
19-02-26	04/29/2019		They were here as soon as possible. Each one had duties to do and were excellent. I'm very glad we have 911 to call. Keep up the good work.
19-02-27	04/29/2019		See attachment
19-02-28	04/29/2019		Thank you!
19-02-29	04/29/2019		The paramedics and ambulance driver & crew were wonderful. They made (name) feel comfortable and spoke with him kindly on the drive to Children's hospital. They also helped reassure our family about what to expect when we got there. The crew allowed me to ride in the ambulance in the front. The overall experience was positive & helpful. (name) said "it was great to ride in the ambulance". Thank you!
19-02-30	04/29/2019		Excellent
19-02-31	04/30/2019		My wife got up in the middle of the night to go to the bathroom. She became dizzy and walked into a closet door. She was knocked out. I called 911 – the response was very fast and the EMTs were outstanding. They picked her up, placed her on the bed, examined her and bandaged her head. She had a small cut from the edge of the door. The EMTs were outstanding in all aspects. A very fine and professional group. Thank you! The wife and I are both 84-years-old.



**North County Fire Protection District**  
**Customer Satisfaction Survey**  
**Second Quarter 2019**  
**April-June**  
**Attachment A**

Intake Number	Date Received	Follow Up	Customer Comments
19-02-32	05/01/2019		The whole response team was helpful and caring during this traumatic time.
19-02-33	05/02/2019		Excellent
19-02-34	05/04/2019		The service was prompt and respectful. Everyone on the team was very good at their job. I felt very safe.
19-02-35	05/06/2019		Everything was done right!
19-02-36	05/10/2019		Excellent
19-02-37	05/11/2019		They did everything great with me going through a miscarriage and having more complications than normal. They didn't act phased and were very professional. I would like to thank them for their professionalism and help getting me to the hospital where procedures were done to ease me through my difficult time.
19-02-38	05/13/2019		The assistance was excellent. They were just there. We did not have to wait for them a long time. Friendly and professional.
19-02-39	05/13/2019		Excellent
19-02-40	05/21/2019		Considering the occasion, this was a very positive experience. The men were very kind & considerate.
19-02-41	05/23/2019		Excellent
19-02-42	05/23/2019		Superb – beyond excellent
19-02-43	05/23/2019		Excellent
19-02-44	05/23/2019		In the past few years I have had health issues that required immediate attention and 911 was called. Its always a stressful time for everyone. Once the responders arrived, they calmed the situation and made sure I was going to get help fast. I know that anytime I or loved ones have a serious problem, we know we are in good hands and will get the care needed. I and my family thank you for all your service.
19-02-45	05/24/2019		Yes, the fire department was called due to a call for medical assistance and the gentleman that came here were wonderful!! They helped a lot and were very professional with a lot of great equipment. I am so glad we have them near here.
19-02-46	05/24/2019		Any suggestions – no. They were here fast and took care of my husband. Thank you!
19-02-47	05/24/2019		Everything was perfect, on time. They are so polite and helpful to our residents.
19-02-48	05/25/2019		Professional & courteous staff. Thank you for taking good care of my mom & getting her to the hospital safely!
19-02-49	05/25/2019		Just love you and many thanks.
19-02-50	05/24/2019		Thanks for your quick response! Nice, calm helpers. I have an autistic daughter and they were very kind and calm with her. Thanks for being here in Fallbrook.
19-02-51	05/25/2019		The service was excellent for medical care. The only reason I put good is because I was told witnesses were being questioned by CHP and that all was being handled (because I was in the ambulance). I wanted to be sure that all details were listed as to the accident. This was not the case and consequently with her vehicle moved and mine, the officer did not get all the correct information.



**North County Fire Protection District**  
**Customer Satisfaction Survey**  
**Second Quarter 2019**  
**April-June**  
**Attachment A**



Intake Number	Date Received	Follow Up	Customer Comments
19-02-52	05/25/2019		The ambulance attendants were kind, courteous and efficient and tried to calm my fears. Altogether, it was a good first-time-in-an-ambulance experience.
19-02-53	05/25/2019		The crew was great. They calmed my fears and took good care of my husband. His only complaint was the gurney was lumpy. Thank you for a wonderful experience.
19-02-54	05/25/2019		They were prompt, courteous, helpful and professional. The incident happened at 1am – I live alone, have very large protective dog and could not get out of bed to unlock the door or assist in any way. They handled the incident extremely well and were able to take care of all my needs. I was very impressed.
19-02-55	05/28/2019		Can't write, broke elbow. All excellent – thank you!
19-02-56	05/28/2019		I had them twice in a short time. Once to pickup my husband from the floor because he had fallen and I couldn't get him up. Second, they transported him to the hospital because of heart pains. They were great help and I thank them for all the comfort.
19-02-57	05/30/2019		We greatly appreciate your ambulance service, for my wife going to a local hospital. We didn't know what her problem was, since she is a kidney patient. Thank you very much.
19-02-58	05/30/2019		The crew who took care of me & got me to TVH was so great. I had no family around until the next day so, they took total care of my life. I'm so grateful. Thank you so much.
19-02-59	05/31/2019		They were kind and focused on my situation and condition. I am no longer a slim woman, so I knew I'd be a challenge to lift. Having spent my career lifting, organizing, planning and strategizing however, I'd like to make a suggestion. None of the guys realized they should've turned me sideways once I was in the mega-lift to avoid hitting my damaged right foot (attached to a clearly broken leg) on the wall in front of me. They all lifted; my foot hit the wall, I screamed. Simple logistical adjustments all that was needed. Also, EMTs took the long way around to get from my house to Tri-City hospital. Down the 15, to the 78 and all the way back up thru San Marcos to Vista! They could've hit the 76 to any number of South-heading streets to hit Vista Way & Tri-City. I hope my bill doesn't reflect mileage used to get me from Point A to Point B.
19-02-60	06/11/2019		I had foot surgery on (date) which confined me to a wheel chair. The fire department in Rainbow helped carry me up a few stairs on (date) and later in the month. On (date) the unit from Monserate station helped me in. Then later in the month the two stations helped me in and out for a doctor's appointment. All firefighters were courteous and generally wonderful. They helped a "lady in need". We have lived on the top of Rainbow for 42 years. My husband and son were volunteers 30 odd years ago. I'm glad that North County Fire continues to serve the community well.



**North County Fire Protection District**  
 Customer Satisfaction Survey  
 Second Quarter 2019  
 April-June  
 Attachment A

Intake Number	Date Received	Follow Up	Customer Comments
19-02-61	06/11/2019		The team that responded to my 911 call were remarkable!! That arrived within 5 min... My husband had fallen face down in the yard. They wasted no time seeing the severity of the accident. They bandaged his head he had lost a lot of blood carefully braced his neck and said we are taking him to Palomar!!! I asked why? Please Temecula its closer for me... They said NO Palomar!!! And they were on their way. Silly me little did I know the severity of his injuries. He fractured his neck & spine in 6 places and needed 13 staples on the crown of his head. (next page) He is home now... after 46 days. 40 in ICU where we almost lost him and 6 days in a rehabilitation center. It is a miracle he survived!! And is not paralyzed. I truly think if it hadn't been for your team, their professional training, their knowledge and swiftness that the outcome could have been different. I am so grateful to you guys... McInerney, Resch, McReynolds, August & Krenz. And all the rest of you that have assisted me in the past. Captain Choi, Glasgow, Gonzalez, Wheeler & Jacobo. Love all you guys!! We are so lucky to have you in our community.
19-02-62	06/18/2019		Excellent
19-02-63	06/20/2019		Excellent
19-02-64	06/20/2019		(patient name) is hospitalized and cannot reply now.
19-02-65	06/20/2019		First incident and hoping the last Ha! All was good. Response time, respect & courtesy, careful ambulatory transport, friendliness, replies to my inquires as well as explanation of procedure as initiated. Much thanks as well to the 911 operator assistant for immediate dispatch. God continue to bless them all as they continue to render their "excellent" service to our community.
19-02-66	06/20/2019		Suggestions? None - service was excellent. Very helpful in transport to hospital. The paramedics provided great service & medication to comfort nausea and helped me get treatment in a timely manner at the hospital.
19-02-67	06/20/2019		Quick response, all good
19-02-68	06/21/2019		The young men in the ambulance were very polite and concerned with my comfort. The ride to the hospital was comfortable and safe! The men made sure I was taken care of politely and I felt very secure. The hospital and employees were very boisterous and my stay in the hospital was very unpleasant. Thank you for such well trained men. It made me proud of our firemen.
19-02-69	06/21/2019		Your staff was efficient, courteous and very knowledgeable. I am so pleased to have you in our community.
19-02-70	06/21/2019		Your response to my wife's fall and injury was very prompt. Much appreciated
19-02-71	06/21/2019		Professional, courteous, respectful - great job. Thank you
19-02-72	06/21/2019		Perfect care - very professional
19-02-72	06/21/2019		We have used the fire department personnel a number of times - I can only describe the words of congenial, kind, efficient and respectful. Always ask my handicap daughter the right questions before taking her out of the bed and to the ambulance. As her father I want to say thank you very much.



**North County Fire Protection District**  
**Customer Satisfaction Survey**  
**Second Quarter 2019**  
**April-June**  
**Attachment A**



Intake Number	Date Received	Follow Up	Customer Comments
19-02-73	06/21/2019		I appreciate greatly the support, comfort and kindness of the personnel responding to my accident. I felt completely safe and secure in their hands. The firemen (medic? paramedic?) who accompanied me in the ambulance was particularly sensitive and reassuring. The neck collar, which was put on immediately, was probably a life saver. At the hospital, however, it was removed and another wasn't put on me (for 6 hours) until the results of a CT scan showed that I had actually broken my neck. You've never seen personnel move so quickly as the two guys who came in to bring the heroes!! And the collar!! Neurosurgery the following day made sure, literally, that my head is now "screwed on" firmly. Many, many thanks!
19-02-74	06/22/2019		Responders could not have been better. As gentle & competent as could be, despite rainy weather & traffic. On behalf of my family, calling 911, is satisfactory, excellent. I was so thankful that you came without hesitation. Great job. It's a good help to us who are experiencing emergency call or needs. Thank you so much to all "911 staffs" who responded to us. Police, fire department, paramedics – ambulance, medical facilities, doctors, etc. I always need your help cause for me its life threatening. To care for someone who has neurological, behavioral and mental issues causes my family anxiety & depression too. Scary. Thank you, thank you for her to open her mind & how to deal with difficult situations that we are experiencing.
19-02-76	06/24/2019		Excellent
19-02-77	06/25/2019		Thank you for your quick response.
19-02-78	06/25/2019		Very good!
19-02-79	06/26/2019		Very prompt, respectful, caring and knowledgeable!
19-02-80	06/26/2019		I would like to thank those that attended to my needs when I fractured my nose on (date). You were all so kind and compassionate. You kept me calm & explained all you were doing to assure me I was in good hands. Bless you all and thanks again.
19-02-81	06/27/2019		Everything went exceedingly well – from a fast arrival, professional crew that was polite, and cared well for (patient). He went to the hospital for one day.
19-02-82	06/27/2019		My incident began while I was going for my daily walk. My stomach began to hurt. I went into the house and it got worse. While upstairs, I sat on my bed and began to vomit. I could hear the firefighters across the street, at the De Luz station, but could not get to the phone or window. I sat there vomiting off and on for about 2 ½ hours until my husband arrived. He called 911, the firefighters came immediately. They tried to treat me. My husband thought I was having another stroke because of my struggle to speak and limping while trying to go to the restroom. The De Luz guys called for the paramedics in town and they showed up. They came upstairs, took me to Palomar hospital (my request) and stayed with me until there was a bed ready. They comforted me the whole time. They made it a much more pleasant experience. Thank you to all.
19-02-83	06/28/2019		My husband was in a lot of pain when we called for you & you came quickly. A friend was driving down Reche and saw you turn on our street. He asked for a blessing from our friend and the whole crew bowed their heads and really were respectful. I am so impressed with their actions.

200000092 46/2

4.25.19

**NORTH COUNTY FIRE PROTECTION DISTRICT**

**330 S. Main Avenue, Fallbrook, CA 92028**

**(760) 723-2005**

**CUSTOMER SATISFACTION SURVEY**

Recently you dialed 911 because you or your family required the assistance of the Fire Department. North County Fire Protection District takes pride in the service we provide to you and to the community. We are constantly seeking ways to improve service to our customers. To assist us, we ask that you take a few minutes of your time to let us know about your experience. If you would like to contact us regarding our service, please call the Operations Division at (760) 723-2033.

Please rate your overall satisfaction with the Fire Department on this incident.	Excellent <input checked="" type="checkbox"/>	Good <input type="checkbox"/>	Fair <input type="checkbox"/>	Poor <input type="checkbox"/>
--	--	----------------------------------	----------------------------------	----------------------------------

Please take this opportunity to discuss your experience with the fire department on this incident. Do you have any suggestions for improvement?

SEE ATTACHMENT

Please fold and place in the enclosed envelope. No postage is required.



**Kevin Mahr, Assistant Fire Chief**

**North County Fire Protection Dist. 330**

**Dear Kevin,**

**On Friday, 15 March 2019 I fell off a ladder on my property and sustained serious back injury. My son helped get me to my bed and the called 911. The ambulance and fire truck arrived within 10 minutes with a crew of E Jacobo, J Kortekas B McReynolds B McMillon and D Helman.**

**I was impressed with the training professionalism and efficiency of the crew. Everyone had a job to do and they got me stabilized and in the ambulance very quickly. The trip to the hospital was smooth and one of the crew members installed an IV and administered two doses of pain killer which was greatly appreciated.**

**Once at the hospital the crew worked closely with the hospital staff to transfer responsibilities for my care. I was particularly impressed with a member of the crew that was an explorer in training. His dedication and volunteer work shows that North County Fire hires only the best for future staffing.**

**Please give my regards to the crew for a job well done.**

4.29.19

**INCIDENT 2019-021214**

**1914-140088**

**Customer satisfaction survey response.**

**Your firefighter was wonderful. Dispatch needs to be retuned.**

**I made it clear to dispatch that we were to be taken to UCSD.**

**Upon arrival, The Firefighter said that all the Fire Ambulances were out and that we would be transported by the Vista ambulance to Scripps (where we spent hours in emergency) and then an ambulance would take us to UCSD.**

**At Scripps, in the pouring rain, we had to get assistance to put Jennifer in the back seat of the car and take her to UCSD.**

**At UCSD we had to have assistance to get her out of the car and into the hospital.**

**Jennifer does not walk or talk and has uncontrolled seizures. She had to have a life-saving procedure at UCSD for a bug she picked up at Tri-City hospital.**

**Unfortunately, she got pneumonia and had to take meds that caused the procedure to become undone. And cannot be redone. I am very happy with the Firefighters and all that you do. Also, the empathy shown by the Firefighter that explained the procedure of transport. Even though it didn't work out that way.**

Crew	Station	Captain	Week of					Crew Total	Shift Total
			2-Jun & 9-Jun	16 Jun	23 Jun	30 Jun			
A	1	Choi	11	3			14	30	
	2	Harrington	6				6		
	3	Garing					0		
	4	Rees					0		
	5	Mann	10				10		
B	1	August	12	7			19	34	
	2	Hammer	2				2		
	3	Ayers		1			1		
	4	Bradshaw					0		
	5	Jones	12				12		
C	1	Benoit					0	17	
	2	MacMillan	4				4		
	3	Berry					0		
	4	DeCamp					0		
	5	Fieri	13				13		
<b>Grand Total</b>							<b>81</b>		

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FLEET MAINTENANCE DIVISION**

**TO:** BOARD OF DIRECTORS  
**FROM:** DIVISION CHIEF MAHR AND CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** ANNUAL FLEET SERVICES REPORT

## **CONSENT AGENDA**

### **BACKGROUND:**

This annual report is intended to provide the Board with information pertaining to the condition and status of the NCFPD fleet of vehicles. Fleet maintenance is responsible for the maintenance and repair of all NCFPD vehicles, generators and other associated power equipment and tools.

### **DISCUSSION:**

Currently the two mechanics in Fleet Services are working diligently to repair and maintain a fleet of vehicles, facility generators and multiple other pieces of smaller power equipment. It is worth mentioning that having this very specialized fleet services capability within our own agency is of tremendous value. Having this capability in house not only reduces out of service times on our vehicles but allows for detailed preventative maintenance on an ongoing basis. This preventive maintenance is critical in the reduction of routine breakdowns and critical failures of our fire pumps and drivetrains.

The District anticipates placing two (2) newly purchased Type 1 Engines into service by Aug 2019. The 2018 Type 3 Engine was returned to the manufacturer for extensive repairs and alteration to meet weight requirements. This unit has been returned to the District and will be placed into service July 2019. During FY19/20 the District anticipates moving forward with 1 ambulance remount. The following tables provide a summary of the age and mileage of our existing fleet of vehicles as it will be with the new apparatus being placed into service. Additionally, as a result of the new engines the District intends to surplus the two (2) oldest reserve Type 1 engines.

**Front Line Engine Age and Mileage:**

Fleet Number	Unit Age	Unit Mileage	
	2019	2018	2019
19023	0		2200
19022	0		2200
12021	7	38646	46168
12020	7	70091	82775
08018	11	81948	92390
<b>Avg. Age and Miles</b>	<b>5.0</b>	<b>63561.7</b>	<b>45146.6</b>

NFPA recommends replacement of front-line engines at 15 years.

**Reserve Engine Age and Mileage:**

Fleet Number	Unit Age	Unit Mileage	
	2019	2018	2019
06017	12	98198	114756
03015	16	122538	133560
97012	22	130950	136153
90011	29	116629	116824
<b>Avg. Age and Miles</b>	<b>19.75</b>	<b>117078.75</b>	<b>125323.25</b>

NFPA recommends replacement of reserve engines at 20 years. The Board has already approved replacement of both units during FY18/19.

**Front Line Ambulance Age and Mileage:**

Fleet Number	Unit Age	Unit Mileage	
	2019	2018	2019
18422	1	0	11021
18421	1	17473	34822
17420	2	39639	96172
<b>Avg. Age and Miles</b>	<b>1.3</b>	<b>28556</b>	<b>65497</b>

This table includes the new ambulance that will go in service July 1st. Currently our ambulances are averaging 60,000 miles per year with an anticipated replacement at 3 years.

**Reserve Ambulance Age and Mileage:**

Fleet Number	Unit Age	Unit Mileage	
	2019	2018	2019
16419	3	66703	102104
11417	8	180446	190510
09416	10	199693	199693
09415	10	161131	163716
<b>Average</b>	<b>7.75</b>	<b>151993.25</b>	<b>164005.75</b>
NOT IN SERVICE	Expected remount FY19/20		

The agency goal is to have these units in reserve status for 2 years.

**Type 3 (Brush) Engine Age and Mileage:**

Fleet Number	Unit Age	Unit Mileage	
	2019	2018	2019
18317	1	0	4000
02314	17	32480	39071
02313	17	38394	40458
02312	17	28487	30568
<b>Avg. Age and Miles</b>	<b>17</b>	<b>33120.3</b>	<b>36699</b>

NFPA recommends replacement at 15 years. This Table includes the new brush engine that will go in service sometime in July.

**Chief Officer Vehicles:**

Unit	Unit Age	Unit Mileage	
	2019	2018	2019
18640	1	0	9890
17639	2	9297	24069
17638	2	9477	16657
08636	11	91810	100297
08635	11	91690	128000
<b>Avg. Age and Miles</b>	<b>5.4</b>	<b>40454.8</b>	<b>55782.6</b>

These vehicles are replaced between 10 -15 years depending on mileage and purpose and are then used to replace older support staff vehicles within the District. This table includes the new vehicle that will go into service sometime in July.

**Staff / Support Vehicles / Misc.:**

Unit	Unit Age	Mileage	
	2019	2018	2019
08637	11	25590	27561
07633	12	116186	117089
04632	15	67523	79162
04631	15	86383	88900
04630	15	140621	146865
03629	16	41018	45193
02628	17	78931	86704
01627	18	129271	133373
00626	19	34907	35700
00625	19	107052	108863
<b>Avg. Age and Miles</b>	<b>15.7</b>	<b>82748.2</b>	<b>86941</b>
<b>Misc. Units</b>			
09019 / Mini Pumper	10	21664	23580
97311 / Type 6	22	34644	34789
05315 / Water Tender	14	9218	9490
<b>Avg. Age and Miles</b>	<b>16</b>	<b>28154</b>	<b>29184.5</b>

These vehicles are replaced at 15 years depending on mileage and purpose. Some of the vehicles in this table are retired Chief Officer vehicles that have been repurposed. Reserve Apparatus

**FISCAL ANALYSIS:**

Fleet Services Department 108 continues to maintain fiscal responsibility by operating within budget.

Currently, the only purchase budgeted for FY19/20 is the remounting of one of our existing ambulances. The cost of this will be determined at the time of the project but will more than likely range between \$125,000.00 and \$160,000.00. That said, the District will be reimbursed for 50% of the actual cost by the Fallbrook Regional Health District.

**SUMMARY:**

With the recent replacement of the 2 Type 1 Fire Engines our fleet of Type 1 engines is improving. The District will now have 2 reliable reserve engines to be used when a primary engine is either assigned out of the area, or out-of-service for maintenance and/or repair.

As evident in the tables above, the District still has an aged fleet of Type 3 engines and Staff/Support vehicles. As such, it will be important that the District continue to fund and replace vehicles in accordance with the adopted Capital Equipment Replacement Plan to maintain a healthy fleet.





**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
TRAINING DIVISION**

**TO:** BOARD OF DIRECTORS  
**FROM:** D/C McREYNOLDS AND CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** 2019 TRAINING PROGRESS REPORT

## **CONSENT AGENDA**

### **RECOMMENDATION:**

Board information only, no action required.

### **BACKGROUND:**

The purpose of the District's training program is to ensure a state of readiness and to prepare our personnel with the skills and knowledge necessary to respond and perform both emergency and non-emergency operations effectively, efficiently and safely.

Minimum established monthly training hours for Safety members (20 hours) meet requirements established by the Insurance Services Office (ISO) and industry standards. In addition, the training program ensures compliance with various local, state and federal mandates regarding training of emergency personnel. Currently, the Volunteer firefighting force is required to maintain a minimum of ten (10) hours per month.

### **DISCUSSION:**

The NCFPD Training Division continues to serve all the various ranks and groups in the organization. Chief Officers, Captains, Engineers, Firefighters, Volunteer Firefighters, Single Role EMT's and Paramedics, Support Staff, and Administrative Staff all receive training on various levels. We not only provide and support in-house training, but a considerable amount of external training such as the North Zone Fire Explorer Academy, the Palomar College Fire Academy, North Zone Training, Regional Training, Cadre Training, and Promotional Academies.

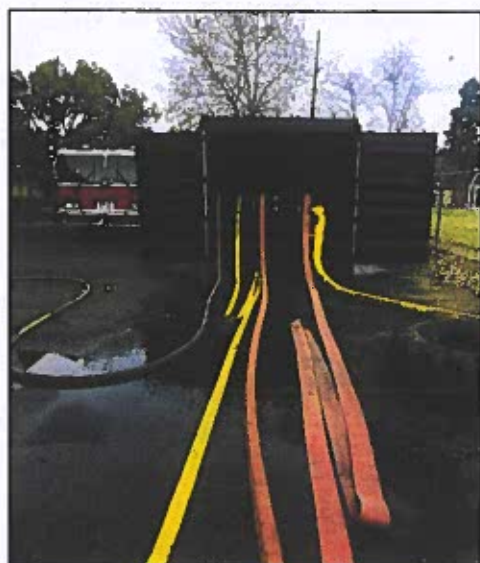




During the first half of 2019 we have continued to provide training that has covered a wide range of skills from live structural and wildland firefighting scenarios to community evacuation training with the San Diego County Sheriff's Department and Cal-Fire. These skills our people hold not only serve the NCFPD and North Zone but also the State of California through overhead and strike team deployments.

Many of the drills are scenario based that require crews to function both individually and as a team meeting local and state standards. In addition to training, we participated in the North Zone Engineers, Captains, and Battalion Chiefs Promotional Exams.

Emergency Medical training also remains a high priority to keep our personnel highly trained in life saving skills. Not only do we continue to train on county protocols and skills, but we continue to train our medical professionals with basic and advanced life support



training such as Pediatric Advanced Life Support (PALS) and cutting-edge training such as Advanced Respiratory Training (ART).

One of the more valuable training props our personnel had this year was the *Pump-Pod* (shown on the left). This mobile unit gave our engineer candidates the opportunity to practice field hydraulics pumping thousands of gallons of water in a recirculating system wasting very little water.

Much of the in-house training that occurs is the result of the dedication and hard work of the various training cadres that have emerged within our organization. I would like to recognize the following groups for their efforts during 2019:

**Wildland**

Capt. Rob DeCamp  
 Capt. Chris Mattarollo  
 FF Bruce Moore

**Rope Rescue**

Capt. Joey Bradshaw  
 Eng. Sam Russell  
 FF Tyler Ruiz

**Auto Extrication**

Capt. Joel Hammer  
 Eng. Matt Lindsey  
 FF Joe Harlin

**Truck Operations**

Capt. Ryan Garing  
 Eng. Danny Sahagun

**Live Burn**

Eng. Danny Sahagun  
 Eng. Sam Russell

**EMS**

MSO Mike Gurney  
 Capt. Brian MacMillan

**Training Report**  
**July 23, 2019**  
**Page 3 of 3**

**Truck Operations**

Eng. Matt Lindsey  
 Eng. Collin Baker

**Live Burn**

FF Rob Hager

**EMS**

Eng. Matt Lindsey  
 Eng. Dave Helman  
 FF Josh Kortekaas

**Single Role**

Eng. Collin Baker

**Explorers**

FF Rob Hager  
 FF Dennis Soriano

**Pump Testing**

Eng. Stormy McInerny  
 Eng. Benoit

**Driver/Operator**

Capt. Rick Rees  
 Eng. Mike Benoit  
 Eng. Sam Russell

**Haz Mat**

Capt. Ryan Garing

**Fire Command/ICS**

B/C Greg Mann  
 Capt. Rick Rees  
 Capt. Brian MacMillan

**Multi Company Ops**

Capt. Brian MacMillan  
 Capt. Rick Rees

<b>TOTAL TRAINING HOURS THROUGH JULY 17, 2019</b>	
Total Hours Logged:	14,220
Average Total Hours per Month:	2370
Average Total Hours per Day:	78

**SUMMARY:**

Training hours for our personnel, when evaluated on an average basis, remain above the minimum requirements. Through the talents of in-house and north zone training cadres, NCF continues to deliver exceptional training practices to all our district's members.

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE PREVENTION BUREAU**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF  
**DATE:** JULY 23<sup>RD</sup>, 2019  
**SUBJECT:** WEED INSPECTION – MONTHLY REPORT

**CONSENT AGENDA**

**RECOMMENDATION:**

This report is informational only.

**BACKGROUND:**

North County Fire Protection District receives complaints via phone calls and the online complaint form from community members regarding weeds and other concerns. These complaints are logged, and the inspections are completed in the order they are received. This is the beginning of the weed abatement process.



**DISCUSSION:**

As of July 15, 2019, the District received 96 new weed abatement complaints, bringing the total to 242 weed/brush/dumping complaints logged this year. Fire Prevention has conducted 146 new inspections since the same time last month, for a total of 205 for the year. Of these 182 have received an initial notice. There have been 36 follow up inspections on those properties that were given notice and of these 16 were given a second notice to comply.

**FISCAL:**

Annually, North County Fire Protection District budgets \$30,000 to be used towards forced abatement activities.

**SUMMARY:**

Fire Prevention will continue to follow up on complaints and provide written notice to comply. Some of these notices may end up as forced abatements. This will continue until the rainy season begins.

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE PREVENTION BUREAU**

**TO:** BOARD OF DIRECTORS  
**FROM:** CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** MULTI-YEAR FACILITIES AND EQUIPMENT PLAN

**ACTION AGENDA**

**RECOMMENDATION:**

- Public Hearing 4:15 p.m. – Time Certain for the establishment of a Multi-Year Facilities and Equipment Plan for the Fire Mitigation Fee (FMF) Program and adoption of Resolution No. 2019-06.
- Approve the FY 2018/2019 Fire Mitigation Annual Report, FY 2019/2020 Multi-Year Facilities and Equipment Plan and Resolution 2019-06 as presented.
- Direct Staff to send the adoptive Resolution and Report to the County of San Diego.

**BACKGROUND:**

The District is required to adopt a Multi-Year Facilities and Equipment Plan to participate in the San Diego County (FMF) program, which are otherwise known as “developer impact fees.” FMF funds are restricted and can only be used for facility improvements. Last fiscal year the FMF Committee reapproved District expenditures toward construction of Fire Station #4. The Multi-Year Plan is required to be updated annually.

**DISCUSSION:**

Staff has developed the attached Fire Mitigation Annual Report and the Five Year Plan. The Report and the adoptive Resolution will be sent to the County when the Board approves it. As the District has expended nearly \$1.4M in FMF Committee approved projects in excess of what has been collected in FMF funds, subsequent fiscal years on this Plan simply indicate that the District will employ the “payback option,” although it is highly unlikely we will do so given the aforementioned construction cost of F.S. #4 (currently estimated to be \$6.5M), which is in considerable need of replacement.

**FISCAL ANALYSIS:**

The projected Fire Mitigation Fee Revenue for FY 2019/2020 is approximately \$300,000.00 from fees and interest.

**Multi-Year Facilities and Equipment Plan**

**July 23, 2019**

**Page 2 of 2**

**SUMMARY:**

Adoption of the Multi-Year Facilities and Equipment Plan and Fire Mitigation Fee Annual Report will allow the District to continue to participate in the Fire Mitigation Fee Program for the purpose of collecting developer impact fees in order to offset increased demands upon District infrastructure.





# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION NO. 2019-06

### RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, CALIFORNIA ESTABLISHING A MULTI-YEAR FACILITIES AND EQUIPMENT PLAN FOR THE FIRE MITIGATION FEE PROGRAM

**WHEREAS**, the North County Fire Protection District participates in the San Diego County Fire Mitigation Fee Program; and

**WHEREAS**, the District must meet facilities and equipment needs caused by new growth; and

**WHEREAS**, any portion of the Fire Mitigation Fees, which have been collected yet unexpended or uncommitted five or more years after deposit shall be returned;

**THEREFORE, BE IT RESOLVED** that the North County Fire Protection District adopts the attached Multi-Year Mitigation Capital Expenditures Plan to meet facilities and equipment needs caused by new growth.

**APPROVED, SIGNED and ADOPTED**, by the Board of Directors of the North County Fire Protection District, County of San Diego, State of California, on this **23rd day of July, 2019** by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**RECUSED:**

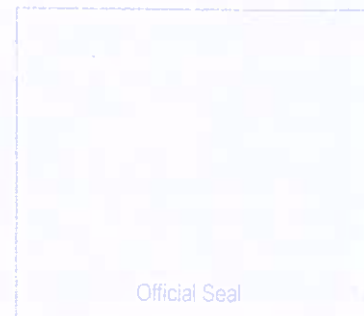
\_\_\_\_\_  
Fred Luevano, Board President

**ATTEST: I HEREBY CERTIFY** that the foregoing is a true and correct copy of the Resolution duly and regularly adopted by the Board of Directors of the North County Fire Protection District thereof held on the **23rd day of July, 2019**, and that the same now appears on record in my office.

**IN WITNESS THEREOF**, I hereunto set my hand and affixed by official seal this **23rd day of July, 2019**.



\_\_\_\_\_  
Loren A. Stephen-Porter, Board Secretary



# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-06

RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, CALIFORNIA ESTABLISHING A MULTI-YEAR FACILITIES AND EQUIPMENT PLAN FOR THE FIRE MITIGATION FEE PROGRAM

**"ATTACHMENT A"**



### FIRE MITIGATION FEE MULTI-YEAR FACILITIES AND EQUIPMENT PLAN

(Estimates reflect only that portion of facility cost necessitated by new growth)

	<u>MITIGATION FEES</u>	<u>DISTRICT'S SHARE</u>
<b><u>FISCAL YEAR 2019/2020:</u></b>		
1. Debt Service Pay Back		
2. Fire Station 4 - (FMF Committee approved 1-10-19)	\$4,935,874	\$1,645,291

#### **FISCAL YEAR 2020/2021:**

1. Debt Service Pay Back

#### **FISCAL YEAR 2021/2022:**

1. Debt Service Pay Back

#### **FISCAL YEAR 2022/2023:**

1. Debt Service Pay Back

#### **FISCAL YEAR 2023/2024:**

1. Debt Service Pay Back

APPROVED: 23rd day of July, 2019

MOTION BY: \_\_\_\_\_

SECOND BY: \_\_\_\_\_

**ROLL CALL RESULTS:**

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

RECUSED: \_\_\_\_\_

\_\_\_\_\_  
Fred Luevano, Board President

# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-06



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, CALIFORNIA ESTABLISHING A MULTI-YEAR FACILITIES AND EQUIPMENT PLAN FOR THE FIRE MITIGATION FEE PROGRAM

**"ATTACHMENT A"**

I HEREBY CERTIFY that the foregoing is a true and correct copy of the Resolution duly and regularly adopted by the Board of Directors of the North County Fire Protection District thereof held on the **23rd day of July, 2019**, and that the same now appears on record in the Office of the Board Secretary.

IN WITNESS THEREOF, I hereto set my hand and affixed by official seal this **23rd day of July, 2019**.

Loren-Stephen Porter, Board Secretary





# NORTH COUNTY FIRE PROTECTION DISTRICT

330 S. Main Avenue • Fallbrook, California 92028-2938 • Phone: (760) 723-2005 • Fax: (760) 723-2072 • Web: [www.ncfire.org](http://www.ncfire.org)

## BOARD OF DIRECTORS

RUTH HARRIS  
BOB HOFFMAN  
FRED LUEVANO  
KENNETH E. MUNSON  
JOHN VAN DOORN

STEPHEN J. ABBOTT - Fire Chief/CEO - [sabbott@ncfire.org](mailto:sabbott@ncfire.org)  
ROBERT H. JAMES - District Counsel - [roberthjameslaw@gmail.com](mailto:roberthjameslaw@gmail.com)  
LOREN A. STEPHEN-PORTER - Executive Assistant/Board Secretary - [lstephen@ncfire.org](mailto:lstephen@ncfire.org)

Susan Quasarano  
San Diego County Fire Authority  
5510 Overland Avenue, Suite 250  
San Diego, CA 92123

Subject: Mitigation Expenditure Justification

Dear Ms. Quasarano:

Please review and approve the use of mitigation funds for the North County Fire Protection District growth needs.

### Background:

Over the past decade, growth driven by new development has had a significant impact on the North County Fire Protection District. Using information provided by SANDAG, between the years 2018 and 2050, the area served by the District will grow by nearly 25,000 residents (a 50% increase), thereby increasing our anticipated call volume by 50% as well. Considering that 60% of this population growth will be from the elderly and children (over 65 years old and under 10 years old), we anticipate a disproportionate increase in call volume, as our call volume has escalated from 70 calls per thousand in 1990 to 120 calls per thousand now.

Population, growth and development have driven these major increases in service demands, and inflation has dramatically increased the costs of construction. As evidenced by the Fire Mitigation Fee (FMF) Annual Report, to date the District has expended nearly \$1.4 million dollars more than allotted through the FMF program. Due to this negative balance the District would like to continue to exercise the debt service payback option until further notice.

Additionally, the District anticipates moving forward with construction of a permanent facility for Fire Station #4, located at 4375 Pala Mesa Dr., Fallbrook. Use of FMF funds for this facility was originally approved by the FMF Committee in FY 02/03, again in FY 06/07, and most recently in FY 18/19. The new anticipated total cost for construction is \$6,581,165.

If either you or the Committee has any questions, please contact me at (760) 723-2012.

Sincerely,



Stephen J. Abbott  
Fire Chief/CEO



PROUDLY SERVING THE COMMUNITIES OF FALLBROOK, BONSALE AND RAINBOW

DUTY ~ INTEGRITY ~ RESPECT

June 23,, 2019 – Regular Board Meeting

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT**  
FIRE PREVENTION REPORT

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF  
**DATE:** JULY 23, 2019  
**SUBJECT:** APPROVE/AUTHORIZE FIXED CHARGE SPECIAL ASSESSMENT FOR WEED ABATEMENT

**ACTION AGENDA**

**RECOMMENDATION:**

Staff recommends the Board approve and authorize the administrative staff to deliver the Fixed Charge Special Assessment forms to San Diego Property Tax Services on or before the deadline of August 10<sup>th</sup>, 2019.

**BACKGROUND:**

The Fire Prevention Bureau is responsible for the annual weed abatement of properties with hazardous growth that is not maintained by property owners. Throughout the year, staff has mailed weed abatement notices to those property owners who have a known or existing fire hazard on their parcel(s). The District maintains a Special Services Agreement with California Tree Services, Inc. to bring specifically hazardous properties into compliance with North County Fire Protection District's Ordinance No. 2000-01.

Property owners are required to remove dead/dying vegetation and annual growth from their property, maintaining the parcel in accordance with the District's Ordinance. Those who have failed to comply with District notices to abate within a specified time period have been brought to compliance by the District's Special Service contractor. The property owners have been invoiced for the final costs and fees associated with abating their parcel.

At the June 25<sup>th</sup> Board meeting, the Board was presented with a preliminary list of properties eligible for the Special Tax Assessment. Neither of these properties listed have made payments as of the time of writing this staff report.

**DISCUSSION:**

The majority of property owners who received a Notice to Abate willingly complied within the timeframe allowed; however, some parcels were cleared by the Fire District. Administrative staff has mailed courtesy notices and invoices requesting payment to the following non-compliant property owners:

**APPROVE/AUTHORIZE FIXED CHARGE SPECIAL  
ASSESSMENT FOR WEED ABATEMENT  
July 23, 2019  
Page 2 Of 2**

<b>APN</b>	<b>COST TO ABATE</b>	<b>ADMIN FEES</b>	<b>TOTAL</b>
105-437-38-00	\$5,000.00	\$878.00	\$5,878.00
124-190-14-00	\$8,800.00	\$878.00	\$9,678.00
<b>TOTAL</b>	<b>\$13,800</b>	<b>\$1,756</b>	<b>\$15,556</b>

This list of non-compliant owners has been publicly posted a minimum (3) days prior to the June 25<sup>th</sup> board meeting as well as a minimum (3) days before the July 23<sup>rd</sup> board meeting. A final request for payment has been sent to the property owners noting the payment deadline. Those property owners who fail to pay by close of business on July 31<sup>st</sup>, 2019 will remain on this list, which will be delivered to the County of San Diego no later than August 10<sup>th</sup>, 2019. The County of San Diego will reimburse the Fire District for all charges, including the administrative fees, and will include them on the owner's next property tax bill.

**Attachments:**

1. Invoices from California Tree Services
2. Receipts for Payments made by North County Fire
3. County required form, Attachment B
4. County required form, Attachment E





**NORTH COUNTY FIRE PROTECTION DISTRICT**  
 330 South Main Ave. Fallbrook, CA 92028  
 Prevention Division

**FINAL NOTICE - PENDING FORCED ABATEMENT**

1/17/2019

ROGER AND VIRGINIA LANG FAMILY TRUST  
 2 VIAGGIO LN  
 FOOTHILL RANCH, CA 92610  
 RE: 124-190-14

DATE	AMOUNT	UNITS	DESCRIPTION	TOTAL
1/17/2019	\$ 283.00	1	Non-Compliance Weed Abatement Reinspection	\$ 266.00
1/17/2019	\$ 604.00	1	Forced Weed Abatement Administrative Fee	\$ 612.00
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
<b>TOTAL:</b>				<b>\$ 878.00</b>

**FINAL NOTICE - PENDING FORCED ABATEMENT**

Your cooperation is expected. Failure to pay or correct by **January 24th, 2019** will make you liable to the penalties provided by law and subject to forced abatement procedures in accordance with the Consolidated San Diego County Fire Code, Division II, Appendix II-A and NCFPD Ordinance 2014-01.

**California Tree Service, Inc**

P.O. Box 2019  
San Marcos, CA 92079-2019

**Invoice**

Date	Invoice #
2 21 2019	Lang-19-1

Bill To

**North County Fire**  
330 S Main Avenue  
Fallbrook, CA 92028

<b>Ship To</b>
3510 Gird Road Fallbrook, CA APN 124-190-14

P.O. No	Terms	Due Date	Job #
	Due on receipt	2 21 2019	Gird Road

Quantity	Description	Rate	Serviced	Class	Amount
32	Mulcher for all trees branches - 32 hrs	125.00	2 8 2019		4,000.00
96	Labor for cutting trees trimming - 3 men 32 hrs	50.00			4,800.00

<b>Total</b>	58,800.00
<b>Payments/Credits</b>	50.00
<b>Balance Due</b>	58,850.00

Fax ID#33-0590043

Phone #	Fax #	E-mail	Web Site
760-510-8100	760-746-2567	caltree222@yahoo.com	www.calreeservice.com





NORTH COUNTY FIRE PROTECTION DISTRICT  
 330 South Main Ave. Fallbrook, CA 92028  
 Prevention Division

**FINAL NOTICE - PENDING FORCED ABATEMENT**

10/23/2018

RENEE M MESSNER  
 1850 E ALVARADO ST  
 FALLBROOK, CA 92028  
 RE: 105-437-38

DATE	AMOUNT	UNITS	DESCRIPTION	TOTAL
10/23/2018	\$ 283.00	1	Non-Compliance Weed Abatement Reinspection	\$ 283.00
10/23/2018	\$ 604.00	1	Forced Weed Abatement Administrative Fee	\$ 604.00
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
				\$ -
<b>TOTAL:</b>				<b>\$ 887.00</b>

**FINAL NOTICE - PENDING FORCED ABATEMENT**

Your cooperation is expected. Failure to pay or correct by **November 2nd, 2018** will make you liable to the penalties provided by law and subject to forced abatement procedures in accordance with the Consolidated San Diego County Fire Code, Division II, Appendix II-A and NCFPD Ordinance 2014-01.

SENT PRIORITY & REGULAR 10/23



**California Tree Service, Inc**

P.O. Box 2019  
San Marcos, CA 92079-2019

**Invoice**

Date	Invoice #
1/23/2019	Mess-19-1

Bill To

**Rence M Messner Trust**  
C/O Linda Messner  
1533 Capistrano Ave  
Spring Valley, CA 91777

Ship To

1850 E Alvarado Street  
Fallbrook, CA 92028  
APN 10543735  
Forced Abatement per NC Fire

P.O No	Terms	Due Date	Job #
	Due on receipt	1/23/2019	Messner

Quantity	Description	Rate	Serviced	Class	Amount
24	Mowing - 3 man crew - 24 hours total	50.00	1/11/2019		1,200.00
24	Mulcher for all tree limbs - 24 hours	125.00			3,000.00
16	Labor for cutting palm tree - 2 men 16 hours total	50.00			800.00

**Total** \$5,000.00

**Payments/Credits** \$0.00

**Balance Due** \$5,000.00

Tax ID#33-05911043

Phone #	Fax #	E-mail	Web Site
760-510-5100	760-746-2867	caltree222@yahoo.com	www.caltreeservice.com







# NORTH COUNTY FIRE PROTECTION DISTRICT

330 S. Main Avenue • Fallbrook, California 92028-2938 • Phone: (760) 723-2005 • Fax: (760) 723-2072 • Web: [www.ncfire.org](http://www.ncfire.org)

## BOARD OF DIRECTORS

RUTH HARRIS  
BOB HOFFMAN  
FRED LUEVANO  
KENNETH E. MUNSON  
JOHN VAN DOORN

STEPHEN J. ABBOTT - Fire Chief/CEO - [sabbott@ncfire.org](mailto:sabbott@ncfire.org)  
ROBERT H. JAMES - District Counsel - [roberthjameslaw@gmail.com](mailto:roberthjameslaw@gmail.com)  
LOREN A. STEPHEN-PORTER - Executive Assistant/Board Secretary - [lstephen@ncfire.org](mailto:lstephen@ncfire.org)

## Attachment E

July 23, 2019

County of San Diego  
Auditor and Controller  
Property Tax Services  
5530 Overland Avenue, Suite 410  
San Diego, CA 92123

### CERTIFICATION OF FIXED CHARGE SPECIAL ASSESSMENTS

This letter is to certify that, according to the records of North County Fire Protection District, all assessments and special taxes are in compliance with Article XIIC and D of the Constitution of the State of California, that the total number of parcels subject to Fixed Charge Special Assessments and the dollar amount by fund for 2018/2019 are as listed below:

Fund Number	Count	Amount
3107-01	2	\$15,556

Certified By:

\_\_\_\_\_  
Stephen J. Abbott, Fire Chief/CEO



PROUDLY SERVING THE COMMUNITIES OF FALLBROOK, BONSALE AND RAINBOW

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# NORTH COUNTY FIRE PROTECTION DISTRICT

## FIRE CHIEF REPORT

**TO:** Board of Directors  
**FROM:** Stephen Abbott, Fire Chief/CEO  
**DATE:** July 23, 2019  
**SUBJECT:** Resolution to adopt Local Goals and Policies for Community Facilities Districts

### **ACTION AGENDA**

#### **RECOMMENDATION:**

That the Board of Directors approves Resolution 2019-11, which adopts local goals and policies for community facilities districts ("CFD").

#### **BACKGROUND:**

Prior to forming a CFD, the District is required by Government Code section 53312.7 to consider and adopt local goals and policies concerning the use of CFDs. This action accomplishes this goal.

#### **DISCUSSION:**

The District is required by Government Code section 53312.7 to adopt local goals and policies. These policies must include, at a minimum, the following information:

1. A statement of the priority that various kinds of public facilities and services shall have for financing through the use of this chapter, including public facilities to be owned and operated by other public agencies, including school districts, and services to be provided by other public agencies.
2. A statement concerning the credit quality to be required of bond issues, including criteria to be used in evaluating the credit quality.
3. A statement concerning steps to be taken to ensure that prospective property purchasers are fully informed about their taxpaying obligations imposed under this chapter.
4. A statement concerning criteria for evaluating the equity of tax allocation formulas and concerning desirable and maximum amounts of special tax to be levied against any parcel pursuant to this chapter.
5. A statement of definitions, standards and assumptions to be used in appraisals.

**CFD LOCAL GOALS AND POLICIES**

**JULY 23, 2019**

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The proposed goals and policies includes all of this information, as well as authority for the Board to waive any of these requirements as applicable.

**FISCAL ANALYSIS:**

There is no fiscal impact to this action.

**SUMMARY:**

Approving the attached Resolution 2019-11 and the Local Goals and Policies is necessary to comply with the Mello-Roos Community Facilities Act of 1992, governing formation of CFDs.

# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-11



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ADOPTING LOCAL GOALS AND POLICIES FOR IMPLEMENTATION OF THE MELLO-ROOS COMMUNITY FACILITIES ACT OF 1982, AS AMENDED, CALIFORNIA GOVERNMENT CODE SECTION 53311, ET SEQ., REGARDING FORMATION OF COMMUNITY FACILITIES DISTRICTS

**WHEREAS**, the Mello-Roos Community Facilities Act of 1982 (California Government Code 53311, *et seq.* (the "Act")) establishes mechanisms to finance authorized public facilities and/or public services that benefit or serve existing, new, or planned development for the North County Fire Protection District (the "District"); and

**WHEREAS**, California Government Code § 53312.7 provides that a local agency may initiate proceedings to establish a district pursuant to the Act only if it has first considered and adopted local goals and policies concerning the use of the Act; and

**WHEREAS**, District staff has caused to be prepared and presented to the Board of Directors a statement of local goals and policies relating to the formation and implementation of community facilities districts within the District as required by the Act, attached hereto as **Attachment 1**;

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED BY THE BOARD OF DIRECTORS OF NORTH COUNTY FIRE PROTECTION DISTRICT AS FOLLOWS:**

**Section 1. Findings.** All of the preceding recitals are true and correct.

**Section 2. Adoption of Local Goals and Policies.** Pursuant to the provisions of California Government Code § 53312.7, the District hereby adopts those local goals and policies set forth in **Attachment 1**, by this reference included as though fully set forth herein. The local goals and policies adopted hereby supersede any prior local goals and policies of the District which have previously been adopted.

**Section 3. Effective Date.** This Resolution shall be effective immediately. The Secretary shall certify to the adoption to this Resolution.

# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-11



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ADOPTING LOCAL GOALS AND POLICIES FOR IMPLEMENTATION OF THE MELLO-ROOS COMMUNITY FACILITIES ACT OF 1982, AS AMENDED, CALIFORNIA GOVERNMENT CODE SECTION 53311, ET SEQ., REGARDING FORMATION OF COMMUNITY FACILITIES DISTRICTS

**APPROVED, SIGNED AND ADOPTED** at a Regular Meeting of the Board of Directors of the North County Fire Protection District held on this **23rd day of July, 2019**, by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**RECUSED:**

\_\_\_\_\_  
Fred Luevano, Board President

**I HEREBY CERTIFY** that foregoing is a true and correct copy of the Resolution duly and regularly adopted by the Board of Directors of the North County Fire Protection District at the meeting thereof held on the **23rd day of July, 2019** and that the same now appears on record in my office.

**IN WITNESS THEREOF**, I hereunto set my hand and affixed by official seal this this **23rd day of July, 2019**.

\_\_\_\_\_  
Loren A. Stephen-Porter, Board Secretary



# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-11



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ADOPTING LOCAL GOALS AND POLICIES FOR IMPLEMENTATION OF THE MELLO-ROOS COMMUNITY FACILITIES ACT OF 1982, AS AMENDED, CALIFORNIA GOVERNMENT CODE SECTION 53311, ET SEQ., REGARDING FORMATION OF COMMUNITY FACILITIES DISTRICTS

### ATTACHMENT 1

#### LOCAL GOALS AND POLICIES

[SEE ATTACHED]



# NORTH COUNTY FIRE PROTECTION DISTRICT

## POLICY AND PROCEDURE MANUAL

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### STATEMENT OF GOALS AND POLICIES REGARDING THE ESTABLISHMENT OF COMMUNITY FACILITIES DISTRICTS

#### 1.0. **PURPOSE AND SCOPE:**

- 1.1. The Board of Directors of North County Fire Protection District (the "Board of Directors") hereby establishes and states its goals and policies concerning the use of the Mello-Roos Community Facilities Act of 1982 (Chapter 2.5 of Part I of Division 2 of Title 5 of the Government Code of the State of California) (the "Act"), as amended, in providing adequate public infrastructure improvements and public services for North County Fire Protection District (the "District"). The following goals and policies shall apply to all Community Facilities Districts hereafter formed or proposed to be formed by the District. Any policy or goal stated herein may be supplemented, amended or waived by resolution or motion adopted by the Board of Directors.
- 1.2. The purpose of this Statement of Goals and Policies is to provide the District Staff, the residents of the District and the owners and developers of property located within the District with guidance in the application for and consideration of the establishment of Community Facilities Districts within the District for the purpose of financing or assisting in financing the acquisition or construction of public infrastructure or the provision of authorized public services to benefit and serve either existing or new development or a combination thereof. The underlying principles behind this Policy are the protection of the public interest, assuring fairness in the application of special taxes to current and future property owners, assuring full disclosure of the existence of any special tax liens, insuring the creditworthiness of any Community Facilities District special tax bonds, protecting the District's credit rating and financial position and assuring that applicants for all Community Facilities District proceedings, other than District-initiated proceedings, pay all costs associated with the formation of any Community Facilities District.
- 1.3. The scope of this Policy is limited to the proposed formation of Community Facilities Districts for the limited purpose of financing or assisting in financing the acquisition or construction of public infrastructure and/or the provision of authorized public services.





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#### 2.0. **INTRODUCTORY STATEMENT:**

- 2.1. The District will consider applications initiated by owners or developers of vacant property proposed to be developed, owners of property within existing developed areas or registered voters residing in existing developed areas or the District itself, for the establishment of Community Facilities Districts to finance authorized public improvements or to provide authorized public services, which benefit or serve existing or new development or a combination thereof. A Community Facilities District proposed to be established to finance public improvements or authorized services to serve new development may be referred to as a "Development-Related CFD."
- 2.2. Each application for the establishment of a Community Facilities District must comply with the applicable goals and policies contained herein unless the Board of Directors expressly grants an exception to or waiver of such policy or policies as they apply to a specific application.

#### 3.0. **FINDING OF PUBLIC INTEREST OR BENEFIT:**

- 3.1. The Board of Directors may authorize the initiation of proceedings to form a Community Facilities District to finance authorized public improvements or to provide authorized public services if the Board of Directors determines that the public improvements to be financed or public services to be provided or, in the case of a Development-Related CFD, the attributes of the new development will provide, in the opinion of the Board of Directors, a public benefit to the community-at-large, as well as the benefit to be derived by the properties within the Community Facilities District.
  - 3.1.1. Examples of public benefit to the community-at-large may include, but are not limited to, the following:
    - 3.1.1.1. Construction of a major public facility which meets a community need including, finance the purchase, construction, expansion, improvement or rehabilitation of any real or other tangible property with an estimated useful life of five years or longer or finance planning and design work that



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- is directly related to the purchase, construction, expansion or rehabilitation of any real or tangible property.
- 3.1.1.2. Provision of District infrastructure sooner than would otherwise be required for a particular development project.
  - 3.1.1.3. Construction of District infrastructure to serve commercial or industrial projects, where the District's facilities are necessary to meet increased demands placed upon the District in the area currently served by District.
  - 3.1.1.4. Provision of new development that meets specific land use goals and objectives of the District.
  - 3.1.1.5. Provision of maintenance or other authorized public services identified establishing the Community Facilities District to finance the costs of improving, replacing, constructing, and/or acquiring facilities as a priority necessary to promote or maintain quality of life and public safety within existing or developing areas of the District.
  - 3.1.1.6. Provision of new fire, rescue, and/or Emergency Medical Services, to include personnel costs, as well as new apparatus and equipment associated with provision of said new services.
- 4.0. **AUTHORIZED PUBLIC FACILITIES:**
- 4.1. Facilities eligible to be financed by a Community Facilities District must, upon the completion of the construction or acquisition thereof financed through such a Community Facilities District, be owned by the District, another public agency or a public utility and must have a useful life of five (5) years or more. The list of eligible facilities includes, but is not limited to, the types of facilities specified in Government Code Section 53313, as it currently exists, or may hereafter be amended.
  - 4.2. The funding of facilities to be owned, operated or maintained by public agencies other than the District shall be considered on a case-by-case basis. If such facilities are consistent with the approved land use plans for the proposed Community Facilities District, the District may consider entering into a Joint Community Facilities Agreement in order to permit the financing of such facilities through such Community Facilities District. The Board of Directors shall have the final determination as to the eligibility of any facility for financing.



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#### 5.0. **PRIORITIZATION OF FACILITIES:**

- 5.1. It is the Policy of the District to give first priority to the provision of public facilities benefiting the District in any Community Facilities District established by the District.
- 5.2. It is secondarily the Policy of the District, in any Community Facilities District established by the District, to assist in the financing of other public facilities to be owned, operated or maintained by other public agencies or public utilities.
- 5.3. The Board of Directors shall have the final determination as to the prioritization of financing of any facilities.

#### 6.0. **AUTHORIZED PUBLIC SERVICES:**

- 6.1. Except as provided in the following paragraph, public services proposed to be financed through a Community Facilities District may include such services as may be authorized by the Act. The Board of Directors shall have the final determination as to the prioritization of financing of such services.
- 6.2. A Community Facilities District formed by the District may not finance public services provided by any other public agency.

#### 7.0. **SPECIAL TAX REQUIREMENTS:**

##### 7.1. **REASONABLE BASIS OF APPORTIONMENT:**

- 7.1.1. Special taxes must be allocated and apportioned on a reasonable basis to all categories and classes of property (other than exempt property) within the Community Facilities District. Exemptions from the special tax may be given to parcels which are publicly owned, are held by property owners' associations, are used for a public purpose such as permanent open space or wetlands or are affected by public utility easements that make it impractical their utilization for other than the purposes set forth in the easement.



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#### 7.2. MAXIMUM SPECIAL TAXES AND AGGREGATE TAX AND ASSESSMENT BURDEN:

7.2.1. It is the Policy of the District that the Maximum Annual Special Tax applicable to any parcel used for residential purposes within a Community Facilities District formed by the District shall not exceed one percent (1%) of the Base Sale Price, i.e., excluding upgrades and lot premiums, of residential properties to be subject to the levy of the special tax (the "Developed Residential Properties"), determined as of the date of formation of the Community Facilities District. In the case of a Development-Related CFD, the Base Sales Price of such Residential Properties shall be based upon a price point analysis undertaken by a market absorption consultant retained by the applicant for a proposed Community Facilities District and which conclusions have been verified by a market absorption consultant retained by the District. As a distinct and separate requirement, the total of the following property taxes, assessments and special taxes described below, shall not exceed two (2%) of such Base Sales Price of Developed-Residential Properties:

7.2.1.1. Ad valorem property taxes.

7.2.1.2. Voter approved ad valorem property taxes in excess of one percent (1%) of the assessed value of the subject properties.

7.2.1.3. The maximum annual special taxes levied by the Community Facilities District under consideration and any other Community Facilities District or other public agency.

7.2.1.4. The annual assessment installments, including any administrative surcharge, for any existing assessment district where such assessment installments are utilized to pay debt service on bonds issued for such assessment district.

7.2.1.5. Annual assessments levied within an assessment district to pay for maintenance or services.

7.2.2. The foregoing requirement shall apply not only to property taxes, assessments and special taxes which are being levied at the time of formation of the Community Facilities District, but such additional property taxes, assessments and special taxes, which have been authorized but not yet levied, as estimated by the District.



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#### 7.3. RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAXES:

7.3.1. The rate and method of apportionment of the special tax for any Community Facilities District shall adhere to the following requirements:

7.3.1.1. The rate and method of apportionment for special taxes for a Community Facilities District must be structured so as to produce special tax revenues sufficient to:

7.3.1.1.1. Pay scheduled debt service on all bonds issued for the Community Facilities District (the "Bonds"); pay annual services or maintenance expense if applicable; pay amounts equal to existing or projected delinquencies in special tax payments; fund any amounts required to establish or replenish any reserve fund established for such Bonds; and pay reasonable and necessary annual administrative expenses of the Community Facilities District.

7.3.1.1.2. Additionally, the rate and method of apportionment may be structured so as to produce amounts sufficient to fund (a) amounts to pay directly the costs of public facilities authorized to be financed by the Community Facilities District, (b) the accumulation of funds reasonably required for future debt service on Bonds, (c) remarketing, credit enhancement or liquidity fees, and (d) any other costs or payments permitted by law. The special tax revenues necessary to fund all required expenses or deposits for a Community Facilities District may be referred to as the "Special Tax Requirement."

7.3.1.2. In any case, the rate and method of apportionment must be structured such that the projected maximum special tax that could be levied in any fiscal year would produce special tax revenues at least equal to (a) 110% of projected annual debt service on all Bonds for the calendar year commencing in such fiscal year, plus (b) projected administrative expenses of the Community Facilities District for the calendar year commencing in such fiscal year.



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- 7.3.1.3. A backup special tax shall be required for any Development-Related CFD to protect against changes in density resulting in the generation of insufficient special tax revenues to pay annual debt service and administrative expenses. The Board of Directors may additionally or alternatively require that as a condition of approval of the downsizing of the development in a Development-Related CFD at the request of the applicant or the applicant's successor-in-interest, as applicable, must prepay such portion of the special tax obligation as may be necessary in the determination of the District to ensure that adequate debt service coverage exists with respect to any outstanding bonds or otherwise provides security in a form and amount deemed necessary by the Board of Directors to provide for the payment of debt service on the bonds.
- 7.3.1.4. An option to permit the prepayment, in whole or in part, of the special tax obligation for an individual parcel shall be included in any rate and method of apportionment of special taxes to pay for public facilities. Such prepayment shall be permitted only if (a) the payment of all special taxes for such a parcel is current and (b) following such prepayment, the projected maximum special taxes that could be levied in any fiscal year on all remaining taxable property within the Community Facilities District will produce the special tax revenues required in paragraph B above. No prepayment shall be permitted of a special tax levied to finance authorized services or maintenance.
- 7.3.1.5. The maximum special tax to pay for public facilities shall be levied against any parcel used for private residential purposes in the first fiscal year following the fiscal year in which the building permit for the construction of a residential dwelling unit on such parcel is issued and such maximum special tax may not escalate.
- 7.3.1.6. The rate and method of apportionment of a special tax to pay for public facilities shall specify a fiscal year beyond which the special tax may not be levied on any parcel used for private residential purposes. In most cases, that final date will be ten (10) years after the stated maturity of any bond issues. Such a special tax will cease to be levied when all bonds and the District's administrative costs have been paid. A special tax to pay for public services or maintenance shall have no termination date unless established by the Board of Directors.



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#### 8.0. CREDIT QUALITY REQUIREMENTS FOR SPECIAL TAX BONDS:

#### 8.1. TERMS AND CONDITIONS OF SPECIAL TAX BONDS:

8.1.1. All terms and conditions of any special tax bonds issued by the District for any Community Facilities District, including, without limitation, the sizing, timing, term, interest rates, discount, redemption features, flow of funds, investment provisions and foreclosure covenants, shall be established by the District. Each special tax bond issue shall be structured to adequately protect bond owners and to avoid negatively impacting the District's access to the municipal bond market. Unless otherwise approved by the Board of Directors, the following shall serve as minimum bond requirements:

8.1.1.1. A Reserve Fund shall be established for each bond issue to be funded out of the bond proceeds in an amount equal to 10% of the original proceeds of the bonds or such lesser amount as may be required by federal tax law.

8.1.1.2. Interest shall be capitalized for a bond issue only so long as necessary to place the special tax installments on the assessment roll; provided, however, interest may be capitalized for a term to be established in the sole discretion of the Board of Directors on a case-by-case basis, not to exceed an aggregate of eighteen (18) months, taking into consideration the value-to-debt ratio, the expected timing of initial occupancies, expected absorption and buildout of the project, the expected construction and completion schedule for the public improvements to be funded from the proceeds of the bond issue in question, the size of the bond issue, the development pro forma and the equity position of the applicant and such other factors as the Board of Directors may deem relevant. Irrespective of the term or amount of capitalized interest included in any bonds issued for a Community Facilities District, the maximum special tax shall be levied against any parcel used for private residential purposes in the first fiscal year following the fiscal year in which the building permit for the construction of such residential dwelling unit is issued.

8.1.1.3. In instances where multiple series of bonds are to be issued, the District shall determine what improvements shall be financed from the proceeds of each series of bonds.



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- 8.1.1.4. The District shall not be required or expected to make any payment of the bonds out of its general funds or other available funds. The sole source of revenue for the payment of the bonds shall be the special taxes, capitalized interest, if any, and moneys on deposit in the Reserve Fund established for such bonds.

#### 8.2. CREDIT ENHANCEMENT:

- 8.2.1. Where a substantial amount of a property within a Community Facilities District is undeveloped at the time of issuance of Bonds for such Community Facilities District, the District may, in its discretion, require credit enhancement to increase the security of the Bonds, particularly where the value-to-debt ratio of a significant portion of the property in such Community Facilities District is less than 4:1, or in such other situations where the District determines such an increase in credit quality to be necessary, appropriate or prudent.
- 8.2.2. Such credit enhancement will usually be in the form of an irrevocable standby letter of credit, will be required to be in an amount not less than 200% of the share of debt service allocable to the applicable developer owned parcels for which such credit enhancement is required and will be required to remain in effect until the share of debt service allocable to such developer owned parcels is less than 20% of the annual debt service on all outstanding bonds issued for such Community Facilities District.
- 8.2.3. The credit enhancement will generally be required to be issued or guaranteed by an entity, the long-term unsecured obligations of which are rated at least "A" by Moody's Investor Services or Standard & Poor's Ratings Services.

#### 9.0. REQUIRED-VALUE-TO-DEBT RATIO:

- 9.1. It is the Policy of the District that the value-to-debt ratio, i.e., the full market value of the properties subject to the levy of special taxes, including the value of the improvements to be financed from the proceeds of the issue or series of special tax bonds for which the value-to-debt ratio is being computed, compared to the aggregate amount of the special tax lien proposed to be created plus any prior





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fixed assessment liens and/or special tax liens, for a Community Facilities District must be at least 4:1. A Community Facilities District with a Value-To-Debt Ratio of less than 4:1 but equal to or greater than 3:1 may be approved, in the sole discretion of the Board of Directors, upon a determination by the District Manager, after consultation with the Finance Director, the bond counsel, the underwriter and the financial advisor, that a Value-To-Debt Ratio of less than 4:1 is financially prudent under the circumstances of the particular Community Facilities District. In addition, the Board of Directors may, in its sole discretion, accept a form or forms of credit enhancement such as a letter of credit, bond insurance or the escrow of bond proceeds to offset a deficiency in the required Value-To-Debt Ratio as it applies to the taxable property within the Community Facilities District in the aggregate or with respect to any development area.

9.2. The Value-To-Debt Ratio shall be determined based upon the full market value of the properties subject to the levy of the special tax as shown on the ad valorem assessment roll or upon an appraisal of the properties proposed to be assessed. The District Manager may require that the Value-To-Debt Ratio be determined by an appraisal if, in his judgment, the assessed values of the properties proposed to be assessed do not reflect the current full cash value of such properties. The appraisal shall be coordinated by, done under the direction of, and addressed to the District. The appraisal shall be undertaken by a state certified real estate appraiser, as defined in Business and Professions Code Section 11340. The appraiser shall be selected and retained by the District. The costs associated with the preparation of the appraisal report shall be paid by the applicant for the Community Facilities District but shall be subject to possible reimbursement as provided for herein. The appraisal shall be conducted in accordance with assumptions and criteria established by the District, based upon the definitions, standards and assumptions contained in the following section.

#### 9.3. APPRAISALS:

9.3.1. The definitions, standards and assumptions to be used in appraisals required in connection with the District's use of the Act for Community Facilities Districts are as set forth in the Appraisal Standards for Land Secured Financings published by the California Debt Advisory Commission and originally dated May 1994 and modified July 2004 (the "CDIAC Guidelines").



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- 9.3.2. Notwithstanding the foregoing, if there is a conflict between the definitions, standards or assumptions in the CDIAAC Guidelines and the corresponding definitions, standards or assumptions in the Uniform Standards of Professional Appraisal Practice of the Appraisal Foundation ("USPAP"), USPAP shall govern.
- 9.4. ABSORPTION STUDY:
- 9.4.1. An independent absorption study of any proposed residential development project within a proposed Development-Related CFD, and in such other cases as may be appropriate, shall be required for the formation of such Community Facilities District. The independent absorption study shall be used:
- 9.4.1.1. As a basis to verify proposed base pricing of the finished products (lots or completed buildings or dwelling units) subject to the levy of the special tax;
  - 9.4.1.2. To determine the projected market absorption of such finished products; and
  - 9.4.1.3. As a basis for verification that sufficient special tax revenues can be generated to fund the Special Tax Requirement for the Community Facilities District.
- 9.4.2. The District may require an independent Absorption Study of any proposed industrial or commercial development within a proposed Community Facilities District. Additionally, the projected absorption rates will be provided to the appraiser for use in the appraisal.
- 9.5. DISCLOSURE TO PROPERTY PURCHASERS IN DEVELOPMENT-RELATED CFD'S:
- 9.5.1. The developer of property within a Development-Related CFD who is selling lots, parcels or developed properties therein, shall provide disclosure notice to prospective purchasers that comply with all of the requirements of the Act, including but not limited to Government Code Section 53341.5.



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- 9.5.2. The applicant must keep an executed copy of each disclosure document and agree to provide a copy of all applicable executed disclosure documents to the District upon request.

#### 9.6. PREFORMATION COST DEPOSITS AND REIMBURSEMENTS:

- 9.6.1. Except for those applications for Community Facilities Districts where the District is the applicant, all District and consultant costs incurred in the proceedings to form a Community Facilities District and issue special tax bonds therefor will be paid by the applicant by advance deposit with the District of moneys sufficient to pay all such costs. Each application for the formation of a Community Facilities District shall be accompanied by an initial deposit in an amount to be determined by the District Manager or the Director of Finance to be adequate to fund the evaluation of the application and undertake the proceedings to form the Community Facilities District and issue the special tax bonds therefor. The Fire Chief/CEO or Administrative Division Chief may, in his or her sole discretion, permit an applicant to make periodic deposits to cover such expenses rather than a single lump sum deposit; provided, however, no preformation costs shall be incurred by the District in excess of the amount then on deposit for such purposes. If additional funds are required to pay required preformation costs, the Fire Chief/CEO or Administrative Division Chief may make written demand upon the applicant for such additional funds and the applicant shall deposit such additional funds with the District within seven (7) working days of the date of receipt of such demand. Upon the depletion of the funds deposited by applicant for preformation costs, all proceedings shall be suspended until receipt by the District of such additional funds as the Fire Chief/CEO or Administrative Division Chief may demand.

- 9.6.2. The deposits shall be used by the District to pay for costs and expenses incurred by the District incident to the evaluation of the application and the proceedings for the formation of the Community Facilities District and the issuance of the special tax bonds therefor, including, but not limited to, legal, special tax consultant, engineering, appraisal, market absorption, financial



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advisor, District administrative and staff costs and expenses, required notifications, printing and publication costs.

9.6.3. The District shall refund any unexpended and unencumbered portion of the deposits upon the occurrence of one of the following events:

9.6.3.1. The formation of the Community Facilities District and the issuance of the special tax bonds for such Community Facilities District;

9.6.3.2. The formation of the Community Facilities District or the issuance of the special tax bonds is disapproved by the Board of Directors;

9.6.3.3. The proceedings for the formation of the Community Facilities District and the issuance of the special tax bonds are abandoned at the written request of the applicant; or

9.6.3.4. It is determined for some other reason that the special tax bonds may not be issued and sold.

9.6.4. Except as otherwise provided herein, the applicant shall be entitled to reimbursement of all amounts deposited with the District to pay for costs incident to the proceedings for the formation of the Community Facilities District and the issuance of the special tax bonds therefor upon the formation of the Community Facilities District and the successful issuance and sale of the special tax bonds for the Community Facilities District. Any such reimbursement shall be payable solely from the proceeds of the special tax bonds.

9.6.5. The District shall not accrue or pay interest on any moneys deposited with the District.

#### 10.0. **SELECTION OF CONSULTANTS:**

10.1. The District shall select and retain all consultants necessary for the evaluation of any application and the proceedings for the formation of a Community Facilities District and the issuance of the special tax bonds therefor, including, but not limited to, special tax consultant, bond counsel, disclosure counsel, financial advisor, underwriter, appraiser and market absorption analyst after consultation with the applicant.



# NORTH COUNTY FIRE PROTECTION DISTRICT

## POLICY AND PROCEDURE MANUAL

GOVERNANCE  
BOARD OF DIRECTORS

SECTION 110.02  
July 23, 2019  
Page 17 of 18

### STATEMENT OF GOALS AND POLICIES REGARDING THE ESTABLISHMENT OF COMMUNITY FACILITIES DISTRICTS

#### 11.0. LAND USE APPROVALS:

- 11.1. Properties proposed to be included in a Development-Related CFD must have received such discretionary land use approvals as may, in the determination of the District, be necessary to enable the District to adequately evaluate the Community Facilities District including the properties to be included and the improvements proposed to be financed. The District will issue bonds secured by the levy of special taxes within a Development-Related CFD only when (i) the properties included within such Community Facilities District have received those applicable discretionary land use approvals which would permit the development of such properties consistent with the assumptions utilized in the development of the rate and method of apportionment of the special taxes for such Community Facilities District and (ii) applicable environmental review has been completed.
- 11.2. The final rate and method of apportionment of the special taxes approved at the time of the adoption of the resolution of formation of a Community Facilities District will be based upon the final map of the property within the Community Facilities District.
- 11.3. Bond proceeds will only be released to the extent that such bonds are secured by the levy of special taxes on properties that require no further discretionary land use approvals or regulatory permits the denial of which could prohibit or delay the development of such property, including but not limited to, rough or finish grading, construction of both in tract and offsite public improvements, construction of all private improvements and/or the issuance of building permits for such property.
- 11.4. It is the Policy of the Board of Directors in granting approval for development such as zoning, specific plan or subdivision approval to grant such approval as a part of the District's ongoing planning and land use approval process. In granting such approval, the District reserves such rights as may be permitted by law to modify such approvals in the future as the Board of Directors determines the public health, safety, welfare and interest may require. Such approval when granted is subject to a condition that the construction of any part of the development does not, standing alone, grant any rights to complete the development of the remainder of such development.



# NORTH COUNTY FIRE PROTECTION DISTRICT

## POLICY AND PROCEDURE MANUAL

GOVERNANCE  
BOARD OF DIRECTORS

SECTION 10.02  
July 23, 2019  
Page 18 of 18

### STATEMENT OF GOALS AND POLICIES REGARDING THE ESTABLISHMENT OF COMMUNITY FACILITIES DISTRICTS

- 11.5. Construction of public improvements to serve undeveloped land financed through a Community Facilities District shall not vest any rights to the then existing land use approvals for the property assessed for such improvements or to any particular level, type or intensity of development or use. Applicants for a Development-Related CFD must include an express acknowledgment of this Policy and shall expressly waive on their behalf and on behalf of their successors and assigns any cause of action at law or in equity including, but not limited to, taking or damaging of property, for reassessment of property or denial of any right protected by USC Section 1983 which might be applicable to the properties to be assessed.



**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
ADMINISTRATION**

**TO:** BOARD OF DIRECTORS  
**FROM:** CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** DEDICATION OF NEW FIRE ENGINE

**ACTION AGENDA**

**RECOMMENDATION:**

- Dedicate one of the new Pierce Type 1 Fire Engines in memory of Engineer/Paramedic Stormy McInerny
- Authorize staff to develop a memorial and expend funds necessary to install plaque or similar memorial (not to exceed \$1,000).

**BACKGROUND:**

It is within the realm of fire service traditions that employees who succumb to untimely circumstances and/or otherwise make significant contributions to the Department have in some way been memorialized. Examples include the "Roy Noon Meeting Hall" as well as dedication of old Engine 114 to Richard Wamsley. An opportunity exists to do so with the recent passing of Engineer Stormy McInerny.

**DISCUSSION:**

Engineer/Paramedic Erin "Stormy" McInerny recently passed away after 32 years of service to the District, just two weeks after retirement. Stormy spent a considerable amount of his extracurricular efforts in augmenting the role of Engineer, including mentoring of many and coordinating fire pump testing. Given the nature of his death staff believes it is appropriate to memorialize Stormy's passing and given his affiliation within the organization staff believes dedication of an engine in his memory is most fitting.

**FISCAL ANALYSIS:**

Not to exceed \$1000 for an all-weather plaque with professional installation.

**SUMMARY:**

Dedication of a new Type 1 Engine would be a fitting and proper way to memorialize the contributions of a recently fallen comrade.

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
ADMINISTRATION**

**TO:** BOARD OF DIRECTORS  
**FROM:** CHIEF ABBOTT  
**DATE:** JULY 23, 2019  
**SUBJECT:** STATE MANDATED INSPECTION REPORTING

**ACTION AGENDA**

**RECOMMENDATION:**

- Approve Resolution 2019-12, Report on Certain State Mandated Inspections

**BACKGROUND:**

Senate Bill 1205, codified in Sept. 2018 as Health & Safety Code §13146.4, requires annual reporting of completed inspections for certain "State Mandated" occupancies during the "budget appropriations process." The purpose of this legislation is for governing bodies to determine the adequacy of its fire prevention activities, particularly as it relates to obligatory requirements, so that it can adjust future appropriations for prevention activities accordingly. As we have now just completed the 18/19 fiscal year, staff is providing this report to the Board for consideration.

**DISCUSSION:**

The District is required to report on the number of educational facilities and the number of certain congregate residential facilities present within its jurisdiction, and the percent of inspections completed for both types. As noted in the resolution, there are 15 educational facilities and 112 congregate residential facilities, all of which (100%) were inspected last fiscal year (18/19). Single family dwellings are excluded from this legislative inspection requirement.

**FISCAL ANALYSIS:**

No fiscal impact at this time

**SUMMARY:**

The District is fulfilling its inspection and reporting obligations in accordance with SB 1205.

# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-12



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, SAN DIEGO COUNTY, STATE OF CALIFORNIA, ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE CHIEF/CEO REGARDING THE INSPECTION OF CERTAIN OCCUPANCIES AS REQUIRED TO PERFORM THESE ANNUAL INSPECTIONS IN SUCH OCCUPANCIES PURSUANT TO §13146.2 AND §13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE.

**WHEREAS**, California Health & Safety Code §13146.4 was added in 2018, and became effective on September 27, 2018; and

**WHEREAS**, California Health & Safety Code §13146.2 and §13146.3 requires all fire departments, that provide fire protection services, including the North County Fire Protection District, to perform annual inspections in every building used as a public or private school, hotel, motel, lodging house, apartment house and certain residential care facilities for compliance with building standards as provided; and

**WHEREAS**, California Health & Safety Code §13146.2 requires all fire departments, that provide fire protection services, including the North County Fire Protection District, to report annually to its administering authority on its compliance with California Health & Safety Code §13146.2 and §13146.3; and

**WHEREAS**, the Board of Directors of North County Fire Protection District intends this Resolution to fulfill the requirements of the California Health & Safety Code regarding acknowledgment of the North County Fire Protection District's compliance with California Health and Safety Code §13146.2 and §13146.3.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Directors of the North County Fire Protection District expressly acknowledges the measure of compliance of the North County Fire Protection District with California Health and Safety Code §13146.2 and §13146.3 in the area encompassed by the North County Fire Protection District, as follows:

### 1.0. EDUCATIONAL GROUP "E" OCCUPANCIES:

1.1. Educational Group E occupancies are generally those public and private schools, used by more than six (6) persons at any one time for educational purposes through the twelfth (12<sup>th</sup>) grade. Within the North County Fire Protection District, there lie 15 Group E occupancies, buildings, structures and/or facilities.

# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-12



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, SAN DIEGO COUNTY, STATE OF CALIFORNIA, ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE CHIEF/CEO REGARDING THE INSPECTION OF CERTAIN OCCUPANCIES AS REQUIRED TO PERFORM THESE ANNUAL INSPECTIONS IN SUCH OCCUPANCIES PURSUANT TO §13146.2 AND §13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE.

- 1.2. During F/Y 2018/2019, the North County Fire Protection District completed the annual inspection of 15 Group E occupancies, buildings, structures and/or facilities. This is a compliance rate of 100 % for this reporting period.
- 1.3. Additional items of note regarding this compliance rate can be found in the accompanying staff report for this Resolution.
- 2.0. **RESIDENTIAL GROUP "R" OCCUPANCIES:**
  - 2.1. Residential Group R occupancies, for the purposes of this Resolution, are generally those occupancies containing sleeping units and include hotels, motels, apartments (three units or more), etc., as well as other residential occupancies (including a number of residential care facilities). These residential care facilities have a number of different sub-classifications and they may contain residents or clients that have a range of needs, including those related to custodial care, mobility impairments, cognitive disabilities, etc. The residents may also be non-ambulatory or bedridden. Within the North County Fire Protection District, there lie 112 Group R (and their associated sub-categories) occupancies of this nature.
  - 2.2. During F/Y 2018/2019, the North County Fire Protection District completed the annual inspection of 112 Group R occupancies, buildings, structures and/or facilities. This is a compliance rate of 100 % for this reporting period.
  - 2.3. Additional items of note regarding this compliance rate can be found in the accompanying staff report for this Resolution.

**APPROVED, SIGNED AND ADOPTED** at a Regular Meeting of the Board of Directors of the North County Fire Protection District held on this **23rd day of July, 2019**, by the following vote:

# NORTH COUNTY FIRE PROTECTION DISTRICT

## RESOLUTION 2019-12



RESOLUTION OF THE BOARD OF DIRECTORS OF THE NORTH COUNTY FIRE PROTECTION DISTRICT, SAN DIEGO COUNTY, STATE OF CALIFORNIA, ACKNOWLEDGING RECEIPT OF A REPORT MADE BY THE FIRE CHIEF/CEO REGARDING THE INSPECTION OF CERTAIN OCCUPANCIES AS REQUIRED TO PERFORM THESE ANNUAL INSPECTIONS IN SUCH OCCUPANCIES PURSUANT TO §13146.2 AND §13146.3 OF THE CALIFORNIA HEALTH AND SAFETY CODE.

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

**RECUSED:**

---

Fred Luevano, Board President

**I HEREBY CERTIFY** that foregoing is a true and correct copy of the Resolution duly and regularly adopted by the Board of Directors of the North County Fire Protection District at the meeting thereof held on the **23rd day of July, 2019**, and that the same now appears on record in my office.

**IN WITNESS THEREOF**, I hereunto set my hand and affixed by official seal this this **23rd day of July, 2019**.

---

Loren A. Stephen-Porter, Board Secretary

Attachments: Exhibit "A" – Staff Report Submitted to Board July 23, 2019.

Official Seal



**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** SAN DIEGO LAFCO 2019 CONSOLIDATED REDEVELOPMENT OVERSIGHT BOARD ELECTION

## **ACTION AGENDA**

### **RECOMMENDATION:**

That the Board of Directors authorize the President to cast a ballot in the 2019 San Diego LAFCO Consolidated Redevelopment Oversight Board Election as described in the attached communication from LAFCO.

### **BACKGROUND:**

The Board of Directors has the opportunity cast a ballot in the San Diego Local Agency Formation Commission (LAFCO) elections. LAFCO formed a Nomination Committee, which has reviewed the nomination materials and developed a recommendation. The time has now come to vote with submissions are due by August 30<sup>th</sup>.

### **DISCUSSION:**

There are three individuals running for the Redevelopment Oversight Board. There are individuals running are outlined in the attached materials. The Nominating Committee has recommended that all three members are equally qualified.

**FISCAL ANALYSIS:** No fiscal impact.

### **SUMMARY:**

The Board should determine which nominees it wishes to support and authorize the President to cast ballots for the 2019 LAFCO Redevelopment Oversight Board election.



**San Diego County**  
**Local Agency Formation Commission**  
 Regional Service Planning | Subdivision of the State of California

**CALL FOR BALLOTS**

July 5, 2019

**TO:** Independent Special Districts of San Diego County

**FROM:** Tameron Lockett, Executive Assistant  
 San Diego County Local Agency Formation Commission

**SUBJECT:** Call for Ballots |  
 San Diego County Consolidated Redevelopment Oversight Board

This notice serves as a call for ballots pursuant to California Government Code 56332(f) with respect to electing one special district representative among the three nominated candidates to serve on the San Diego County Consolidated Redevelopment Oversight Board. All independent special districts in San Diego County are eligible to cast one vote through their presiding officers or their alternates as designed by the governing bodies.

The official ballot is attached. Ballots must be signed by the presiding officers or their designees and returned to San Diego LAFCO no later than **Friday, August 30, 2019**. A ballot received without a signature will not be counted. Should LAFCO receive a quorum of 30 ballots by the August 30<sup>th</sup> deadline the nominee with the most votes will be appointed. Should LAFCO not receive a quorum of ballots by the deadline an automatic 60-day extension to October 30<sup>th</sup> is required.

Last, and consistent with adopted policy, the Special Districts Advisory Committee formed a Nominating Committee to review all three candidates' qualifications and consider making a recommendation as part of the balloting process. The Nominating Committee believes all three candidates are equally qualified, and as such recommends each independent special district cast their ballot as they see fit.

Ballots and/or any related questions should be directed by e-mail to Tammy Lockett at [tameron.lockett@sdcounty.ca.gov](mailto:tameron.lockett@sdcounty.ca.gov).

Attachment: as stated

<b>Administration</b> Keene Simonds, Executive Officer County Operations Center 9335 Hazard Way, Suite 200 San Diego, California 92123 T 858.614.7755 F 858.614.7766 <a href="http://www.sdlafco.org">www.sdlafco.org</a>	<b>Jim Desmond</b> County of San Diego	<b>Mary Casillas Salas</b> City of Chula Vista	<b>Mark Kersey</b> City of San Diego	<b>Jo MacKenzie, Chair</b> Vista Irrigation	<b>Andy Vanderlaan</b> General Public
	<b>Dianne Jacob, Vice Chair</b> County of San Diego	<b>Bill Wells</b> City of El Cajon	<b>Chris Cate, Alternate</b> City of San Diego	<b>Barry Willis</b> Alpine Fire Protection	<b>Harry Mathis, Alternate</b> General Public
	<b>Greg Cox, Alternate</b> County of San Diego	<b>Serge Dedina, Alternate</b> City of Imperial Beach		<b>Erin Lump, Alternate</b> Rincon del Diablo MWD	

**ATTACHMENT A**

**SAN DIEGO COUNTY CONSOLIDATED REDEVELOPMENT OVERSIGHT BOARD  
ELECTION BALLOT and VOTE CERTIFICATION**

**VOTE FOR ONLY ONE NOMINEE**

**William R. (Bob) Ayres** (Grossmont Healthcare District) [ ]  
**Mark Baker** (Lakeside Fire Protection District) [ ]  
**Mitch Thompson** (Otay Water District) [ ]

I hereby certify that I cast the votes of the North County Fire Protection District  
(Name of District)

for the Consolidated Redevelopment Oversight Board Election as:

- [ **XX** ] the presiding officer, or  
[ ] the duly-appointed alternate board member.

\_\_\_\_\_  
(Signature)

Fred Luevano

\_\_\_\_\_  
(Print name)

President

\_\_\_\_\_  
(Title)

July 23, 2019

\_\_\_\_\_  
(Date)

**NOTE:** The Nominating Committee believes all three candidates are equally qualified and recommends each special district proceed with voting as they see fit. Additionally, a candidate's forum is tentatively scheduled for August 15, 2019 as part of the quarterly meeting of the San Diego Chapter of the California Association of Special Districts (SDCSDA). Separate confirmation of the candidate's forum will be provided by SDCSDA.

**Return Ballot and Vote Certification Form to:**  
**San Diego LAFCO**  
**Tamaron Lockett**  
**9335 Hazard Way, Suite 200**  
**San Diego, CA 92123**  
**(858) 614-7755 (office) · (858) 614-7766 (FAX)**  
**Email: [tamaron.lockett@sdcounty.ca.gov](mailto:tamaron.lockett@sdcounty.ca.gov)**

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT**

**FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** DISCUSSION AGENDA

There are no Discussion Agenda Items for the July 23, 2019, Board Meeting.

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**ROBERT H. JAMES**

ATTORNEY AT LAW

ROBERT H. JAMES, Esq.  
roberthjameslaw@gmail.com

3668 KATIE LENDRE DRIVE  
FALLBROOK, CALIFORNIA 92028

TELEPHONE  
(760) 723-9018

July 1, 2019

**Board of Directors  
North County Fire Protection District**

Re: General Counsel Board Report for July 1, 2019

**California Supreme Court Decides Cal Fire Narrowly**

As expected, the California Supreme Court affirmed the appellate court's holding in Cal Fire Local 2881 v. California Public Employees' Retirement System et al., concluding that the plaintiffs did not have a vested right to the option to purchase nonqualified service credit, referred to as "airtime," for CalPERS purposes. Airtime is service credit for time not attributed to actual work performed, but counted for purposes of calculating retirement benefits. In its decision, the Court ruled that the Legislature's decision to eliminate the ability to purchase airtime was constitutional. Concluding that the ability to purchase airtime was not a vested right, the Court declined to address the "California Rule" — despite intense pressure to do so.

The California Rule, traditionally referred to as the vested rights doctrine, refers to decades of California case law commencing with the 1947 case *Kern v. City of Long Beach*. It has recognized that public employees obtain a vested contractual right to pension benefits as soon as they begin employment that may not be destroyed, once vested, without impairing a contractual obligation.

The ability to purchase airtime was eliminated by the Public Employees' Pension Reform Act, or PEPR, effective Jan. 1, 2013 with the enactment of Government Code section 7522.46. Previously, CalPERS permitted eligible members to purchase up to five additional years of airtime pursuant to Government Code section 20909. The plaintiffs in *Cal Fire* challenged the application of section 7522.46 by filing a petition for writ of mandate and injunctive relief seeking the court to order CalPERS to continue permitting classic members, who otherwise meet the service credit eligibility requirements, to purchase airtime. After losing at the trial and appellate court levels, the plaintiffs filed a petition for review with the California Supreme Court. Review was granted on April 12, 2017.

After considering the plaintiffs' arguments, the Court concluded that they failed to establish that the option to purchase airtime was a vested right and, as such, ruled in favor of the Legislature.

The Court did not rule on to what extent, if at all, a vested right may be impaired — for that we will have to wait on the Court's ruling on the Alameda County Deputy Sheriff's Association et al.

## ROBERT H. JAMES

ATTORNEY AT LAW

ROBERT H. JAMES, Esq.

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v. Alameda County Employees' Retirement Association et al. and the Marin Association of Public Employees et al. v. Marin County Employees' Retirement Association et al. cases. However, *Cal Fire* provides public employers the following guidelines to assess whether a proposed change to a component of its employees' pension benefits implicates a vested right:

- Public employment benefits are statutory rather than contractual, except during the term of a collectively bargained agreement subject to the Meyers-Milias-Brown Act, and are, therefore, subject to constitutional protection under the contract clause only in very limited exceptions.
- The Court identified only two exceptions: (1) when there is a clear legislative intent, whether express or implied, to create a vested right or (2) when the nature of the benefit is such that an implied contract right exists even in the absence of clear legislative intent. Pension rights are accorded special protection under this latter exception.
- However, not all public employment benefits are pension rights, even though they may affect the pension benefit that is paid to an employee upon retirement. An example of this is the reduction in the mandatory retirement age from 70 to 67 in *Miller v. State of California*. While the plaintiff argued that precluding him from three additional years of service was an unconstitutional impairment of a vested right, the *Miller* court held that the plaintiff had no right to continued employment to age 70 and, therefore, he had no vested right to the later retirement age.
- The special protection extended to pension rights is rooted in the understanding that pension rights are a form of deferred compensation granted in exchange of services rendered but not paid until a future date. This might prove to be key to the Court's consideration, in *Alameda* and *Marin*, of a central component of the California Rule under current case law — that existing employees have a vested right to earn pension benefits under the same terms, if not better, as existed at the time of employment *even with respect to future service* with the same employer. The concept of deferred compensation in the context of pension rights applies to services previously rendered that have not been fully compensated. Pension rights are intended to fill that gap. If so, it cannot be said that future accruals associated with future service are a form of deferred compensation because services have not yet been rendered. As such, it is possible that the Court may rule that the right to pension benefits for *future service* is not a vested right under the implied contract clause exception. Of course, the other exception — whether there is a clear intent to create a vested right — could still apply.

After considering the preceding, the Court concluded that there was no evidence that the Legislature intended to create a vested right to the option to purchase airtime and that the option to purchase airtime was not protected under the implied contract clause because it was not a form of deferred compensation. As such, the option to purchase airtime was not a vested

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right and, therefore, the Legislature's elimination of that option was constitutional.

Given the Court's decision to sidestep a decision on the California Rule, *Cal Fire* is not groundbreaking but, on subsequent looks, it might give us some inkling on how the Court may rule when it finally takes on the California Rule. For now, public employers should consult with their benefits counsel before considering any changes to pension benefits.



Robert H. James  
Attorney at Law  
General Counsel for the  
North County Fire Protection District

RHJ/km  
cc: Chief Steve Abbott

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** WRITTEN CORRESPONDENCE

● **WRITTEN COMMUNICATION:**

- July 12, 2019 Letter from San Diego Regional Foundation re: Grant of \$30,000. For purchase of Wildland PPE and training for Volunteers.

● **BOARD RECOGNITION PROGRAM: None.**



July 12, 2019

Chief Stephen Abbott  
North County Fire Protection District  
330 S. Main Ave.  
Fallbrook, CA 92028

Dear Chief Abbott:

CONGRATULATIONS, your department has been selected to receive a 2019 grant from the San Diego Regional Fire Foundation.

Your grant total is \$30,000 for the purchase of wildland personal protective equipment (PPE's) and training for your 23 volunteer firefighters. The funding for the PPE's and training was made possible by a donation received from San Diego Gas & Electric.

By cashing the attached check, you are agreeing to acquire the equipment and provide the training as set forth in this letter and that you will provide the San Diego Regional Fire Foundation a letter stating that all the equipment has been purchased with receipts attached. To be eligible for future grants, this letter and receipts must be received by March 31, 2020 or an explanation for the delay must be received by that date.

The Fire Foundation Board of Directors is pleased to be able to financially assist your department in providing top quality service to your community.

Sincerely,

Frank H. Ault  
Board Chair



# Looking for Alternatives to Cash-in-Lieu Benefits for Employees? New Health Reimbursement Arrangements Available for Current Employees, Starting in 2020 | California Public Agency Labor & Employment Blog

*By Heather Coffman on July 16, 2019 Posted in Healthcare*



Employers and employee organizations are often looking for new, creative ways to expand, streamline, or restructure employees' health benefits. Starting in January 2020, employers may offer two different health reimbursement arrangements ("HRA's") to their current employees. Typically, employers offer HRAs for *retirees* through collective bargaining agreements but do not offer them for current employees because of restrictive HRA rules. Under new rules issued on June 13, 2019, employees can benefit from two new types of HRAs, starting on January 1, 2020: Individual Coverage HRAs and Excepted Benefit HRAs. Read on to learn more about these new HRA options and whether your agency might offer them through the collective bargaining process.

## Overview: What is an HRA?

Employers may reimburse employees tax-free for qualified medical expenses through Health Reimbursement Arrangements. Employers fund an account, which reimburses employees' and their dependents' qualifying medical expenses.

## What are the new HRA options?

Employers may offer either an Individual Coverage HRA or an Excepted Benefit HRA to a class of employees – it cannot offer both options to the same group.

An **Individual Coverage HRA** has the following attributes:

- Participants must enroll in individual health insurance coverage or Medicare.
- The HRA can reimburse medical insurance premiums, medical care expenses, or both, without an annual limit.
- Unused amounts will roll over into the next plan year.
- Employees must be able to opt-out and waive future reimbursements each plan year.
- Employees can participate in a Health Flex Savings Account and the Individual Coverage HRA.
- Employers must offer the HRA to a minimum class size of employees on the same terms and conditions.

By comparison, an **Excepted Benefit HRA** offers the following:

- Participants must have the *opportunity* to enroll in the employer's group plan, but the participants are not required to enroll.
- The HRA can reimburse medical care expenses, plus premiums for only excepted benefit coverage, like stand-alone dental coverage, up to \$1,800 for the 2020 plan year.
- Unused amounts will roll over into the next plan year.
- The employer must offer the same benefit to all similarly situated employees.

Interested in learning more?

These new plans touch on a complex web of laws including tax, health and welfare, and labor laws. In addition, please remember that changes to employees' health benefits must be negotiated, and these new policies require a notice period before any negotiated changes would take effect. If your agency is interested in learning more about these new HRA benefits, LCW is available to help assess your Agency's long-term labor relations and benefits coverage strategies.

← **Brush Fire Sparks In North San Diego County**



Police & Fire (<https://patch.com/california/oceanside-camp Pendleton/police-fire>)

# Brush Fire Sparks In North San Diego County

The blaze ignited off the 41100 block of De Luz Murrieta Road in De Luz, north of Fallbrook, according to Cal Fire.

By Kristina Houck, Patch Staff (<https://patch.com/users/kristina-houck>)  
Jul 16, 2019 2:47 pm ET | Updated Jul 16, 2019 4:52 pm ET



(<https://patch.com/california/oceanside-camp Pendleton/amp/28186034/brush-fire-sparks-in-north-san-diego-county>)



Re



The blaze sparked off the 41100 block of De Luz Murrieta Road in De Luz, north of Fallbrook, according to Cal Fire. (Shutterstock)

SAN DIEGO COUNTY, CA – Firefighters quickly halted a roughly 1.5-acre brush fire

(<https://>

### Tuesday in San Diego's North County.

#### < Brush Fire Sparks In North San Diego County



itter.com

The blaze sparked off the 41100 block of De Luz Murrieta Road in De Luz, north of Fallbrook, according to Cal Fire. No structural damage or injuries were reported.

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**CAL FIRE/SAN DIEGO COUNTY FIRE**

@CALFIRESANDIEGO

**#RanchFire** [update] The IC reports that the fire is now 1.5 acres and holding within the retardant lines.

18 11:50 AM - Jul 16, 2019

[See CAL FIRE/SAN DIEGO COUNTY FIRE's other Tweets](#)

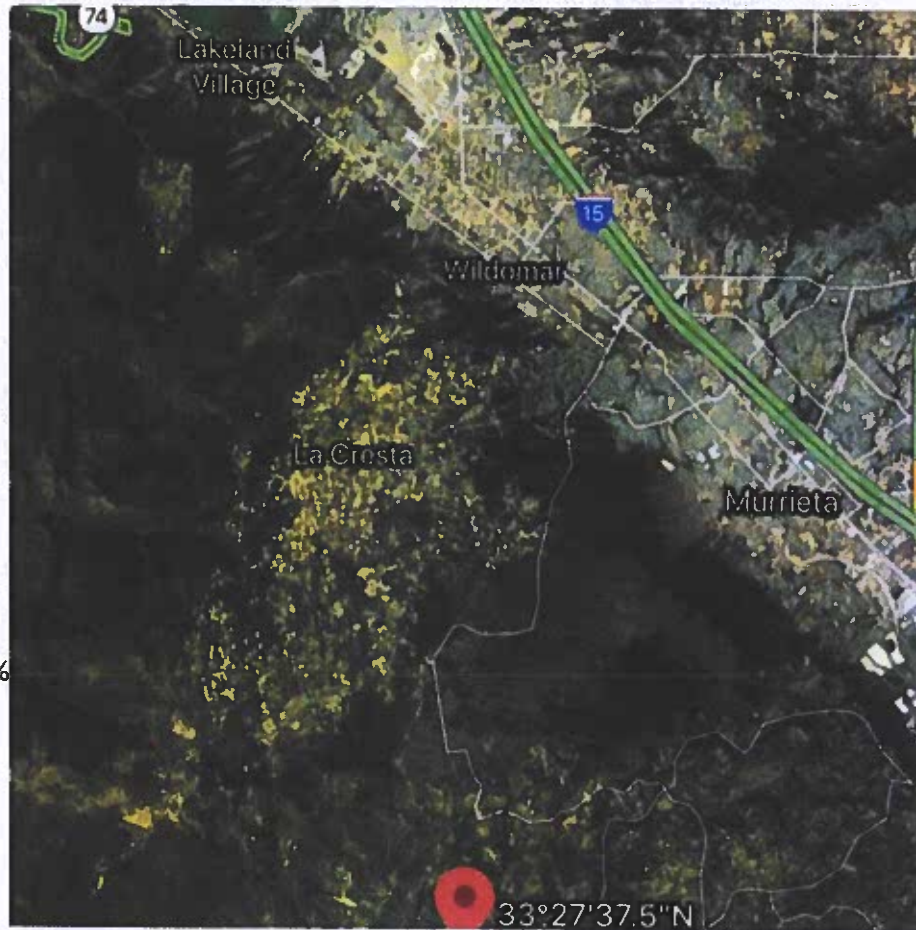
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1%20Fire%20Sparks%



**CAL FIRE/SAN DIEGO COUNTY FIRE**

@CALFIRESANDIEGO

**@CALFIRESANDIEGO** is at scene of a 1/2 acre vegetation fire in the area of the 41100 blk of De Luz Murrieta Rd in De Luz. IC reports a moderate rate of spread with one structure threatened. **#RanchFire**

24 11:24 AM - Jul 16, 2019



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# The Gift That Keeps Giving: Gifts of Public Funds

*Speaker: Che I. Johnson*

The California Constitution prohibits public agencies, including school and community college districts, from making a gift of public funds. “Due to their unique operating environment, governments have a responsibility to be accountable for the use of resources that differs significantly from that of business enterprises. Although businesses receive revenues from a voluntary exchange between a willing buyer and seller, most governments obtain resources primarily from the involuntary payment of taxes.” (GASB White Paper: *Why Governmental Accounting and Financial Reporting Is – And Should Be – Different* (April 2013).) The restriction against gifts of public funds is in place to ensure accountability to constituents and to prevent misuse of this public money. The Constitution states, in relevant part: “The Legislature shall have no power . . . to make any gift or authorize the making of any gift, of any public money or thing of value to any individual, municipal or other corporation[.]” (Const., Art. XVI, § 6.) Courts have interpreted this provision to include all payments of public money for which there is no authority or enforceable claim, even if there is a moral or equitable obligation.

Importantly, an expenditure is not a “gift” within the meaning of the constitutional prohibition if the district receives adequate consideration in exchange for the funds expended. Consideration is a benefit or something of value commensurate with amount of the payment. In determining whether an expenditure is considered a “gift” within the meaning of the gift clause, the primary question is whether the funds are used for a public or private purpose. If the expenditure is primarily for a public purpose, it will generally not be a gift. If the expenditure is for a private purpose, however, such as for the benefit of a single employee or student, it will likely be an unlawful gift of public funds. As the California Supreme Court explained in *City of Oakland v. Garrison* (1924) 194 Cal. 298, 302:

Where the question arises as to whether or not a proposed application of public funds is to be deemed a gift within the meaning of that term as used in the constitution, the primary and fundamental subject of inquiry is as to whether the money is to be used for a public or private purpose. If it is for a public purpose within the jurisdiction for the appropriating board or body, it is not, generally speaking, to be

regarded as a gift.

To justify an expenditure, a district's governing board must determine that the expense will tangibly benefit the education of its students. If the governing board has reasonably determined that a particular type of expenditure serves a legitimate public purpose, courts will generally defer to the board's decision.

### **When Does An Expenditure Serve A Public Purpose?**

In the context of public education, an expenditure serves a legitimate public purpose when it will directly and tangibly benefit the education of students within the district. Examples of appropriate school expenditures typically include payments for:

- School furniture, supplies, and equipment;
- Teacher and faculty salaries;
- Uniforms and regalia for school bands, choirs, or athletic teams;
- Caps and gowns for graduation ceremonies;
- Instructional materials and textbooks;
- Maintenance of buildings and facilities;
- Research and promotional activities to advance public education;
- Awards to high school students for excellence;
- Flowers or decorations for a district awards ceremony or commemorative event;
- Transportation for high school students living in outlying parts of the district.

On the other hand, expenditures driven by personal motives or moral obligations, such as a desire to convey compassion, sympathy, joy, or gratitude, generally do not serve a primary public purpose and, thus, are likely unlawful gifts of public funds. Districts and public officials can face potential legal liability, including taxpayer lawsuits, civil and criminal penalties, and the loss of public confidence, for the misuse or improper expenditure of public monies. (*See, e.g.*, Gov. Code, § 8314; Pen. Code, § 424.)

In *Stanson v. Mott* (1976) 17 Cal.3d 206, for example, a taxpayer filed a lawsuit alleging that a state official had authorized an improper expenditure of public funds to promote the passage of a bond issue. The taxpayer requested the court to require the official to personally repay the funds. The state official argued that the expenditure was lawful and that, in any event, he could not be held personally liable. The California Supreme Court disagreed. The Court concluded that in the absence of clear legislative authorization, a public agency may not expend public funds to promote a partisan position in an election campaign. The Court also held that public officials may be held

personally liable if they fail to exercise due care and reasonable diligence in authorizing the expenditure of public funds. Whether or not an official has acted with due care depends on various factors including, for example, whether the expenditure's impropriety was obvious or not, whether the official was alerted to the possible invalidity of the expenditure, and whether the official relied upon legal advice in making the expenditure.

## **Frequent Questions and Scenarios**

As most administrators are aware, there are various circumstances when they must decide whether a particular expenditure is a gift of public funds. Below are some frequently asked questions and common scenarios.

*i. Does the gift of public funds doctrine apply to expenses that are just a few dollars?*

Yes. The constitutional prohibition against the gift of public funds applies to expenditures of any amount.

*ii. May a community college donate money to its auxiliary foundation?*

No. If a community college provides publicly funded support to any nonprofit corporation, including an auxiliary foundation, it will constitute an unlawful gift of public funds unless the college secures an enforceable claim for a service or benefit of like value. In other words, a college must receive adequate consideration for the publicly funded support it provides to its auxiliary organization.

*iii. Are student body funds subject to the gift public funds doctrine?*

Yes. Funds maintained by associated student body organizations, or ASBs, are public funds subject to the constitutional gift clause. (See, FCMAT (2015) *Associated Student Body Accounting Manual, Fraud Prevention and Desk Reference for California K-12 Public Schools and Community Colleges.*)

*iv. May a community college use its reserves to fund enrollment fees for indigent students?*

No. Education Code section 76300 states that “[t]he governing board of each community college district shall charge each student a fee pursuant to this section.” The language of this statute establishes that per-unit fees are mandatory and cannot be waived. If a district fails to collect the mandatory fees, it may be subject to a penalty in the

form of an apportionment reduction. (Educ. Code, § 76300 subd. (d).)

*v. One of our board members had a recent loss in the family. We want to show our respect and send flowers for the funeral service. That's not a violation of the gift clause, is it?*

Yes, it is. Although it is certainly a noble cause, public expenditures that are driven by personal motives or moral obligations, such as to convey compassion or sympathy are an impermissible use of public funds. (*See, Veterans' Welfare Board v. Riley* (1922) 189 Cal. 159, 170 ["[o]ur own decisions consistently hold that an appropriation of public funds based upon a moral obligation as a consideration is a gift within the meaning of the constitution".]) This principle applies to public monies spent for flowers or gifts for occasions such as funerals, birthdays, weddings, anniversaries, or other life events.

*vi. Is the settlement of a good faith dispute between the district and a private party a proper use of public funds?*

It depends. Assuming the settlement does not exceed the district's potential liability, the settlement of a good faith dispute between the district and a private party, such as an employee or contractor, is an appropriate use of public funds because the relinquishment of a valid legal claim in return for a settlement is good consideration and establishes a valid purpose. The use of public funds to settle a claim with no arguable liability, on the other hand, such as a claim that is barred by the statute of limitations, lacks consideration, serves no public purpose, and violates the gift clause. (*See, Page v. Mira Costa Community College Dist.* (2009) 180 Cal.App.4th 471.)

*vii. We want to show our staff appreciation with occasional gift certificates, mugs, and free movie tickets. Is that a permissible expenditure of public funds?*

Not likely. These expenditures are for the primary benefit of employees who receive the gifts and are driven by the motive to convey gratitude. As such, they are likely an impermissible use of public monies.

*viii. May the district use public funds to repair and maintain a road located on private property if the public has a right to travel on the road?*

Yes. The use of public funds to improve a roadway which members of the public, including students, have a right to travel does not violate the gift clause because it would serve a public purpose. (*See, 80 Ops.Cal.Atty.Gen. 56*)



ix. *Is a donation to charity a gift of public funds in violation of the gift clause?*

Yes. The use of public monies to support nonprofit organizations or charities without consideration, no matter how worthy or benevolent the cause, are impermissible expenditures in violation of the gift clause. (See, 15 McQuillin, *The Law of Municipal Corporations* (3d ed. 2017) § 39:31 [“[a]ppropriations to charitable or nonprofit associations, without consideration, cannot be made”].)

### **Conclusion**

As public agencies, school and community college districts are subject to the constitutional prohibition against gifts of public funds. In reviewing proposed expenditures, districts should exercise due care and diligence in determining whether or not a particular expense serves a primary public purpose. Although the analysis may be somewhat tricky at times, in the world of local public education, expenses are most likely justified when they will directly benefit the education of students within the district.

## **CalPERS reports 6.7% annual return, misses benchmark**

*Arleen Jacobius*

CalPERS on Thursday reported a 6.7% net return for its fiscal year ended June 30, underperforming its 7.1% benchmark for the fiscal year and all other time periods.

The \$372.8 billion California Public Employees Retirement System, Sacramento, earned an annualized net return of 5.8% over five years, a 9.1% return for the 10-year period and 5.8% for the 20 years ended June 30. Over the past 30 years, the CalPERS fund has returned an average of 8.1% annually. By comparison, CalPERS' benchmark was 6.05% for the five-year period, 9.47% for the 10-year and 6.14% for the 20-year period ending June 30. There is no benchmark for the 30-year period, said Joe DeAnda, CalPERS spokesman in an email.

The best performing asset class during the 12-month period was fixed income, returning net 9.6%, followed by private equity, with a 7.7% net return, and equities, at 6.1%.

As of March 31, CalPERS' actual allocation was 50.6% in equities, 7.5% in private equity, 28.8% in fixed income, 11.2% in real assets and the remainder in liquidity.

# America's biggest pension fund falls short of its own goals

*Heather Gillers*

- Pensions

## The California Public Employees' Retirement System earned 6.7% in the year ending June 30 — shy of a 7% target

The US's largest pension fund fell just short of its investment target in fiscal 2019, underlining the difficulty of earning the kind of returns state and local funds need to pay future benefits.

The California Public Employees' Retirement System earned 6.7% in the year ending June 30, it said Thursday. Its goal is 7%. The performance leaves the retirement system known as Calpers with 70% of what it needs to afford all future obligations to public workers across the state of California.

"While we did not achieve our 7% actuarial return target this fiscal year, I can't stress strongly enough that we are long-term investors," said Ben Meng, who took over as investment chief of Calpers in January.

Similar shortfalls face many other state and local pension funds as a result of increasing life-spans, overoptimistic return assumptions and government decisions to skimp on pension contributions. The total gap between assets and liabilities for public-pension funds across the US is \$4.2tn, according to the Federal Reserve.

Fixed-income investments were Calpers's best performer in 2019, returning 9.6%, well above the fund's target for that asset class, as bonds, particularly long-term Treasurys, [rallied](#) amid expectations of a Federal Reserve rate cut.

Calpers's stock portfolio earned 6.1%, just short of the fund's equity target. The S&P 500 was up 8.22% for the 52-week period ended June 28.

“Dropping interest rates is always a good thing for people who own bonds and of course a surging equity market is good for people who own stocks,” said Becky Sielman, principal and consulting actuary at Milliman.

Dragging down Calpers returns was the real-asset category, which earned 3.7%, 2.82 percentage points below the fund’s target for that asset class. Large pension funds have been [moving further into the area](#), which includes real estate, forestland and infrastructure, in hopes of earning high returns by taking on more risk. Calpers’ allocation to real assets is 13%, up from 8% in 2006.

Calpers is hoping to try to meet its return target in the coming years by ramping up its allocation to private equity. Directors in March approved in concept [a plan](#) that would divert as much as \$20bn over the next decade to new investments in technology startups and privately held businesses. Private equity in 2019 returned 7.7%.

Calpers’s 2019 returns bring the fund’s five-year annualised returns to 5.8% and its 10-year returns to 9.1%. Over the past 20 years it has earned 5.8%.

This article was published by [The Wall Street Journal](#)

# Cal Fire San Diego rips out flammable vegetation in wildfire-prone areas as part of statewide initiative

*By Joshua Emerson Smith*

Chainsaws roared in the rural community of Crest, east of El Cajon, as firefighters and prison inmates last week hacked down vegetation bordering homes under a hot summer sun.

The project, part of a statewide initiative to reduce fuels in wild-fire prone areas, aims to create a 200-foot-wide fuel break covering about 60 acres. A similar project covering 128 acres in Guatay is also underway in San Diego County.

Dressed in heavy yellow firefighting jackets and pants, dozens of seasonal firefighters with the California Department of Forestry and Fire Protection, or Cal Fire, were cutting down everything from pepper and willow trees to chaparral species, such as buck wheat, sage and chamise.

“Going into an area where a fire’s threatening a community but where we have an established fuel break, we have a much higher comfort level, knowing that we have a safe area to fall back on if things go wrong,” said Brian Castellini, 42, fire captain with Cal Fire San Diego Unit, who was helping to oversee efforts on Friday.

In the wake of deadly wildfires that claimed more than 100 lives since 2017, California leaders have focused on preparing backcountry residents for the next big blaze.

In April, Cal Fire recommended cutting back flammable vegetation in 35 locations from San Diego to Redding, saying the fuel breaks would improve the safety of more than 200 communities. The bulk of Cal Fire’s vegetation removal efforts are aimed at Northern and Central California.

Gov. Gavin Newsom expedited the projects, allocating \$35 million and exempting efforts from environmental review.

Specifically, he waived the California Environmental Quality Act, which would have required Cal Fire to conduct a potentially lengthy

review of the fuel management projects and then mitigate the impacts. The projects will be paid for with forest management funds in the 2018-19 state budget.



Cal Fire seasonal firefighters create fuel breaks around homes while also re-certifying their chainsaw training on June 28, 2019 in Crest, California.

(Sam Hodgson/The San Diego Union-Tribune)

Some wildfire experts have been critical of more remote vegetation clearing projects, arguing that removing large trees far away from homes does little to stop the spread of wildfire.

“Places like Idyllwild that are mountain towns, they’re actually doing really good vegetation management,” said Char Miller, a wildfire policy experts and professor of environmental analysis at Pomona College. “It’s the wholesale mulching chaparral and cutting of trees deeper into the wilderness that does not make any sense.”

At the same time, some specialists have been skeptical that the efforts, even those closer to communities, will do much to slow down the larger blazes that have ravage the state in recent years.

“The only time that a fire actually stops at a fuel break is if there’s actually a firefighter there doing some kind of defense,” said Alexandra Syphard, chief scientist for the La Jolla-based Sage Underwriters, a new wildfire insurance company for homeowners.

Cal Fire authorities said that the projects in San Diego County are largely aimed at protecting homes during smaller blazes.

“People envision the big Santa Ana fires, but 80 percent of the fires are not those fires,” said Eric Just, unit forester for Cal Fire San Diego. “Those separators can provide a big benefit for firefighters, not to mention the homeowners.

“Gavin Newsom was looking for projects in the wildland urban interface with some level of vulnerability to fire. Both of these communities are vulnerable because of that isolation factor,” he added, referring to Crest and Guatay.

Authorities said that a fuel breaks can allow firefighters to run hoses from trucks parked on the street down to where crews can meet the flames before they get to people and property.

The fuel break in Crest, Castellini said last week, “gives us a safe buffer to go into an offensive mode to engage the fire directly and protect these homes, versus being in a defensive mode where we don’t have a safe area to set up operations.”

These big blazes, he added, “look like a river of fire running up over the brush. In some areas, the convective heat is moving in front of the flaming front, igniting vegetation ahead of it. It’s explosive.”



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POSTED 8:14 AM, JULY 2, 2019, BY FOX 5 DIGITAL TEAM, *UPDATED AT 08:18AM, JULY 2, 2019*

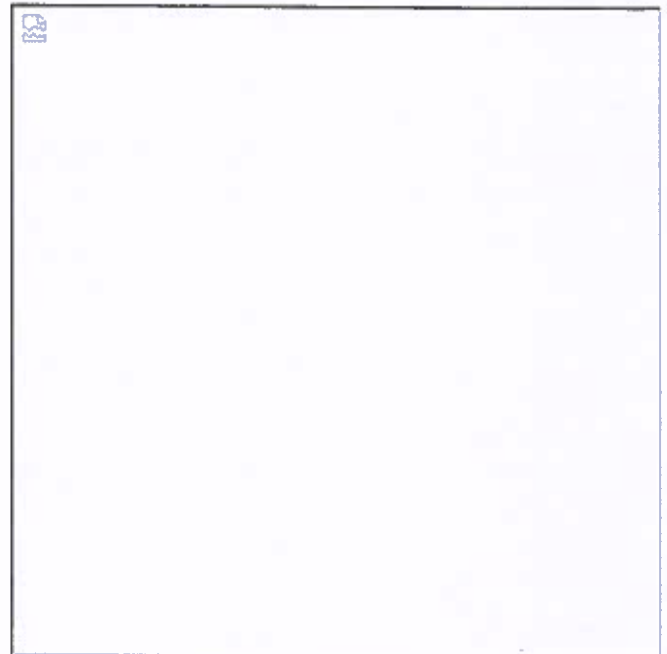


FALLBROOK, Calif. — Firefighters were battling a brush fire that broke out at the 900 block of Alturas Road in Fallbrook Tuesday morning.

North County Fire and Camp Pendleton Fire sent crews to address a vegetation fire at 923 Alturas Road.

Shortly after 7 a.m., North County Fire tweeted that crews had stopped the fire's forward progress.

No injuries had been reported by 8 a.m. Tuesday. Firefighters said the cause of the fire was under investigation.



North County Fire and Camp Pendleton Fire sent crews to address a vegetation fire at the 900 block of Alturas Road near Camp Pendleton on Tuesday.





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**North County Fire**  
@NorthCountyFire

North county fire and camp Pendleton units are at scene of a small vegetation fire in the vicinity of Aviation and Alturas Rd. in Fallbrook. Cause of fire is under investigation.

13 7:04 AM - Jul 2, 2019

[See North County Fire's other Tweets](#)

*Check back on this developing story for updates.*

**RELATED STORIES**

**County to work on improving wildfire plan**

**California utilities get new rules for cutting electricity to prevent wildfires**

**PG&E electrical lines caused Camp Fire, probe finds**

## **Orange County Fire Authority gets help from SCE to try out helicopters that can fight fires at night**

Nighttime aerial firefighting equipment that helped knock down Australian wildfires last year will be tested in Orange County over the next five months.

Starting July 1, the Orange County Fire Authority will run a pilot program with two special helicopters: one that does reconnaissance of ground conditions, any obstacles such as power lines, and where the nearest water sources are, and a second chopper that will be “the first-ever nighttime, hover-filling tanker in the U.S.,” authority spokeswoman Colleen Windsor said.

Firefighting aircraft that can work at night have been responding to wildland fires in Orange County through mutual aid agreements, but the county doesn’t have equipment of its own. Also, officials said existing aircraft in the U.S. aren’t able to refill from open water sources such as ponds and lakes in the dark.

Through a \$4 million grant from Southern California Edison, the fire authority will lease the new helicopters from Coulson Aviation – which also provided aircraft for the Australian effort – and the company will provide pilots trained in using night vision goggles and other technology for nighttime flying, an OCFA report said.

“Edison is making significant investments to assist firefighting capabilities across our service area to protect our customers and communities from the ongoing threat of wildfires,” company Vice President of Local Public Affairs Chris Thompson said in a prepared statement.

“This most recent project is an opportunity for Edison to accelerate the first U.S. deployment of this innovative firefighting technology.”

For about five months, the new aircraft will be on call to help fight fires anywhere in Edison’s 50,000-square-mile service territory, Windsor said.

Temperatures and winds tend to drop at night and humidity often goes up, making it a “missed opportunity” for firefighters to get control of a blaze when weather conditions are on their side, Windsor said.

Anaheim, where residents were evacuated and homes burned during 2017's Canyon Fire 2, now relies on Calfire for air support, Anaheim Fire and Rescue spokesman Daron Wyatt said, but the Edison-funded helicopters "will benefit everybody in the county."

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# Inverse Condemnation Cases May be Filed in Federal Court

Disgruntled landowners seeking to challenge state and local land use controls under the U.S. Constitution's Takings Clause were given more options by the U.S. Supreme Court. This ruling, handed down Friday, provides individuals and business entities seeking compensation for alleged takings property with a choice. They no longer have to sue in state court first. Instead they may now sue in federal court. As was noted in the dissent, public agencies should expect this decision "to channel a mass of quintessentially local cases involving complex state-law issues into federal courts."

The Takings Clause prevents government entities from taking a private landowner's property unless it is for a public purpose and with just compensation. The Clause may be invoked not only when a government exercises eminent domain power, as in condemning land for a highway, but sometimes also in extreme cases of government regulation of the use of private property, known as "inverse condemnation." For decades, landowners seeking money damages for inverse condemnation were required to first avail themselves of just compensation remedies provided by state law and sue in state court. The new ruling from the nation's high court in [\*Knick v. Township of Scott, Pennsylvania\*](#) says that landowners are no longer required to go to state court first.

In *Knick*, the Township of Scott adopted an ordinance requiring all cemeteries be kept open to the public during daylight hours. Plaintiff Rose Mary Knick's 90-acre rural property has a small graveyard where Knick's neighbors' ancestors are allegedly buried. After challenging the ordinance for violating the Takings Clause in state court — but seeking only declaratory and injunctive relief, and not monetary compensation — Knick filed suit in federal court, seeking damages under section 1983 of the Civil Rights Act, which allows people to sue the government for civil rights violations. The federal trial court dismissed Knick's taking claim under a 30-year old U.S. Supreme Court decision, *Williamson County Regional Planning Comm'n v. Hamilton Bank of Johnson City*.

*Williamson County* held that a landowner's Fifth Amendment taking claim against a local zoning board was not ripe for two reasons: 1.) the developer still had an opportunity to seek a variance from the zoning appeals board, so that any taking "was not yet final" and 2.) the developer had not yet sought compensation through the procedures

“the State had provided for doing so.” The first requirement — exhaustion of administrative remedies — was not an issue in *Knick*. The Court made that clear, saying “*Knick* does not question the validity of this finality requirement, which is not at issue here.” What was before the Court in *Knick* was *Williamson County*’s second holding — exhaustion of state court remedies. After the federal court of appeal affirmed dismissal of *Knick*’s complaint, *Knick* sought review in the U.S. Supreme Court, challenging the requirement that an inverse condemnation plaintiff litigate in state court first before seeking compensation in federal court.

The U.S. Supreme Court reversed the lower court. The Court overruled the *Williamson County*’s state court litigation requirement. The Court observed that requiring landowners seeking recovery under the Takings Clause to proceed in state court first had an unanticipated consequence: a landowner who lost in state court, then sought recovery in federal court, would be barred because the federal court would be required to follow that state court decision. Because nearly all states, including California, provide just compensation remedies to property owners who have suffered a taking, the upshot was that landowners claiming to have suffered takings at the hands of state and local regulators have been prevented from ever bringing their claims in federal court, according to the court. The Court reasoned that *Williamson County*’s rationale for the state litigation requirement was poor and was in conflict with much of the Court’s takings jurisprudence.

If you have any questions about this decision or how it may impact your agency, please contact the author of this Legal Alert listed to the right in the firm’s [Municipal Law](#) practice group, or [your BB&K attorney](#).

Please feel free to share this Legal Alert or subscribe by [clicking here](#). Follow us on Facebook [@BestBestKrieger](#) and on Twitter [@BBKlaw](#).

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# Increasing wildfire activity could have lasting health impacts

POSTED 10:32 PM, JUNE 24, 2019, BY ASSOCIATED PRESS

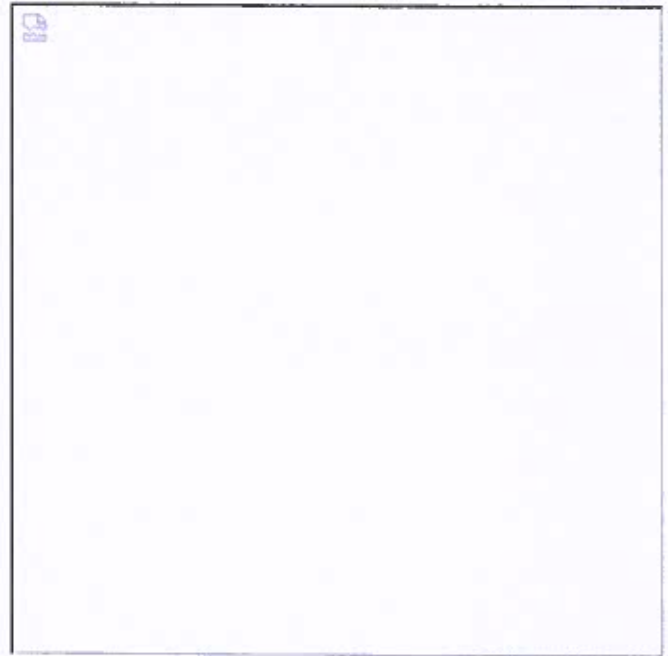


Climate change in the Western U.S. means more intense and frequent wildfires churning out waves of smoke that scientists say will sweep across the continent to affect tens of millions of people and cause a spike in premature deaths.

That emerging reality is prompting people in cities and rural areas alike to gird themselves for another summer of sooty skies along the West Coast and in the Rocky Mountains – the regions widely expected to suffer most from blazes tied to dryer, warmer conditions.

“There’s so little we can do. We have air purifiers and masks – otherwise we’re just like ‘Please don’t burn,’” said Sarah Rochelle Montoya of San Francisco, who fled her home with her husband and children last fall to escape thick smoke enveloping the city from a disastrous fire roughly 150 miles away.

Other sources of air pollution are in decline in the U.S. as coal-fired power plants close and fewer older cars roll down highways. But those air quality gains are being



A smokey haze lingers over the Seattle skyline Wednesday, Aug. 15, 2018. (Alex Rubin, Q13 Fox)

erased in some areas by the ill effects of massive clouds of smoke that can spread hundreds and even thousands of miles on cross-country winds, according to researchers.

With the 2019 fire season already heating up with fires from southern California to Canada, authorities are scrambling to better protect the public before smoke again blankets cities and towns. Officials in Seattle recently announced plans to retrofit five public buildings as smoke-free shelters.

Scientists from NASA and universities are refining satellite imagery to predict where smoke will travel and how intense it will be. Local authorities are using those forecasts to send out real-time alerts encouraging people to stay indoors when conditions turn unhealthy.

The scope of the problem is immense: Over the next three decades, more than 300 counties in the West will see more severe smoke waves from wildfires, sometimes lasting weeks longer than in years past, according to atmospheric researchers led by a team from Yale and Harvard.

For almost two weeks last year during the Camp Fire, which killed 85 people and destroyed 14,000 homes in Paradise, California, smoke from the blaze inundated the San Francisco neighborhood where Montoya lives with her husband, Trevor McNeil, and their three children.

Lines formed outside hardware stores as people rushed to buy face masks and indoor air purifiers. The city's famous open air cable cars shut down. Schools kept children inside or canceled classes, and a church soup kitchen sheltered homeless people from the smoke.

Montoya's three children have respiratory problems that their doctor says is likely a precursor to asthma, she said. That would put them among those most at-risk from being harmed by wildfire smoke, but the family was unable to find child-sized face masks or an adequate air filter. Both were sold out everywhere they looked.

In desperation, her family ended up fleeing to a relative's vacation home in Lake Tahoe. The children were delighted that they could go outside again.

"We really needed our kids to be able to breathe," Montoya said.

Smoke from wildfires was once considered a fleeting nuisance except for the most

vulnerable populations. But it's now seen in some regions as a recurring and increasing public health threat, said James Crooks, a health investigator at National Jewish Health, a Denver medical center that specializes in respiratory ailments. "There are so many fires so many places upwind of you that you're getting increased particle levels and increased ozone from the fires for weeks and weeks," Crooks said.

One such place is Ashland, Oregon, a city of about 21,000 known for its summer-long Oregon Shakespeare Festival.

During each of the past two summers, Ashland had about 40 days of smoke-filled air, said Chris Chambers, wildfire division chief for the fire department. Last year that forced cancellation of more than two-dozen outdoor performances. Family physician Justin Adams said the smoke was hardest on his patients with asthma and other breathing problems and he expects some to see long-term health effects.

"It was essentially like they'd started smoking again for two months," he said.

Voters in 2018 approved a bond measure that includes money to retrofit Ashland schools with "scrubbers" to filter smoke. Other public buildings and businesses already have them. A community alert system allows 6,500 people to receive emails and text messages when the National Weather Service issues smoke alerts.

"We really feel like we've made a conscious effort to adapt to climate change," Chambers said. "But you can't just live your whole life inside."

The direct damage from conflagrations that regularly erupt in the West is stark. In California alone, wildfires over the past two years torched more than 33,000 houses, outbuildings and other structures and killed 146 people.

Harder to grasp are health impacts from microscopic particles in the smoke that can trigger heart attacks, breathing problems and other maladies. The particles, about 1/30th of the diameter of a human hair, penetrate deeply into the lungs to cause coughing, chest pain and asthma attacks. Children, the elderly and people with lung diseases or heart trouble are most at risk.

Death can occur within days or weeks among the most vulnerable following heavy smoke exposure, said Linda Smith, chief of the California Air Resources Board's health branch.



In the past decade as many as 2,500 people annually died prematurely in the U.S. from short-term wildfire smoke exposure, according to Environmental Protection Agency scientists.

The long-term effects have only recently come into focus, with estimates that chronic smoke exposure is causing on the order of 20,000 premature deaths per year, said Jeff Pierce, an associate professor of atmospheric science at Colorado State University. That figure could double by the end of this century due to hotter, dryer conditions and much longer fire seasons, said Pierce. His research team compared known health impacts from air pollution against future climate scenarios to derive its projections.

Even among wildfire experts, understanding of health impacts from smoke was elusive until recently. But attitudes shifted as growing awareness of climate change ushered in research examining wildfire's potential consequences.

Residents of Northern California, western Oregon, Washington state and the Northern Rockies are projected to suffer the worst increases in smoke exposure, according to Loretta Mickley, a senior climate research fellow at Harvard.

"It's really incredible how much the U.S. has managed to clean up the air from other (pollution) sources like power plants and industry and cars," Mickley said. "Climate change is throwing a new variable into the mix and increasing smoke, and that will work against our other efforts to clear the air through regulations. This is kind of an unexpected source of pollution and health hazard."

### **RELATED STORIES**

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**US air quality is slipping after years of improvement**

**Wildfire danger unusually high for Western Washington**

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** COMMENTS, REPORTS AND UPDATES

● **STAFF COMMENTS/REPORTS/UPDATES:**

● **STEPHEN ABBOTT, FIRE CHIEF/CEO:**

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● **CHIEF OFFICERS & STAFF:**

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● **BOARD:**

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● **BARGAINING GROUPS:**

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● **PUBLIC COMMENT:**

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**NORTH COUNTY FIRE  
PROTECTION DISTRICT  
FIRE CHIEF/CEO**

**TO:** BOARD OF DIRECTORS  
**FROM:** STEPHEN ABBOTT, FIRE CHIEF/CEO  
**DATE:** JULY 23, 2019  
**SUBJECT:** CLOSED SESSION

CS-1. There are no Closed Sessions Items for the July 23, 2019 Board Meeting.

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