

**SAN RAMON VALLEY FIRE PROTECTION DISTRICT
BOARD OF DIRECTORS REGULAR MEETING
Minutes – October 19, 2009**

MISSION STATEMENT

In the spirit of our tradition, we strive for excellence, respectfully serving all with pride, honor and compassion.

Location: 1500 Bollinger Canyon Road
Administrative Building-Boardroom
San Ramon, CA 94583

Board Members Present: President Dickson, Director Linari, Vice-President Lindsay, and Director Price.

Staff Present: Chief Price, Assistant Chief Collins, Assistant Chief Hart, Fire Marshal Jamison, Administrative Services Director Leete, Technology Systems Manager Call, District Counsel Ross, Battalion Chief Barton, Finance Supervisor Sasser, Union President John Keel, Special Operations Battalion Chief Picard and District Clerk Brooks.

1. Call to Order

President Dickson called the meeting to order at 7:00 p.m.

2. Pledge of Allegiance

President Dickson led the Pledge of Allegiance.

3. Determination of Quorum and Confirmation of Agenda

There was a quorum and no changes to the agenda.

4. Consent Calendar

Director Lindsay moved approval of consent calendar items 4.1-4.6 (1-4). Director Price seconded the motion. Motion carried.

5. Public Comment

Jan Conway, Alamo resident, asked if the District has purchased or plans to purchase any property in Alamo. President Dickson asked Ms. Conway to put her question in writing via email to the Chief.

Ralph Hoffman, Walnut Creek resident provided his history with the District, praised Dan Borenstein for bringing the pension issue up and was happy to see the good turnout in the audience.

Ross Smith, Danville resident stated that he was pleased that the Personnel Committee is recommending someone for the board seat from the private sector, and also stated that there

are too many Chiefs here at the District. Mr. Smith also questioned the appropriation limit calculations.

6. Special Announcements/Presentations/General Business

6.1 None

7. Old Business

7.1 Open Public Hearing as set forth in the annual exterior hazard abatement notices mailed between September 9, 2009 and October 13, 2009 stipulating October 19, 2009 at 7:00 p.m. as the date, time and place as provided for the purpose of receiving public comment to show cause why exterior hazard abatement orders should not be enforced.

President Dickson opened the Public Hearing. No one came forward. President Dickson then closed the Public Hearing.

7.2 Discussion and approval of Personnel Committee's recommendation to fill vacancy created by the resignation of Director Kenneth Sandy.

Director Lindsay moved approval of the Personnel Committee's recommendation of Matthew J. Stamey to fill the vacancy left by Director Sandy's resignation. Director Linari seconded the motion. Motion was approved by a roll call vote. Director Stamey's appointment would be effective Tuesday, October 20, 2009. The Board congratulated Mr. Stamey on his appointment.

7.3 Discussion and possible action on recommendations of Ad Hoc District Pension Benefit Committee.

President Dickson introduced this item. Director Lindsay spoke of the Ad Hoc Committee's recommendations, stating that they were significant changes.

7.3.1 Presentation by Special Counsel Art Hartinger on efforts by the District to address final compensation affecting pension allowances.

Special Counsel Hartinger went through each of the ten recommendations suggested by the Ad Hoc Committee, stating that these were very effective steps in a relatively short amount of time that the Committee came up with.

At this time in the meeting there was Public Comment on this item.

Donna Kerger, San Ramon resident, praised the Board on these pension changes and stated that she is very proud of our Board.

Smitty Schmidt, Alamo resident, stated that the changes are good, but not enough, they are still excessive.

Ralph Hoffman, Walnut Creek resident, asked why these changes were not made years ago and that the changes are good, but not enough.

7.3.2 Consideration and possible approval of Resolution No. 2009-09 requiring “retirement law counsel” review of all benefit changes prior to adoption by the Board of Directors.

Motion by Director Lindsay to approve Resolution No. 2009-09. Director Linari seconded the motion which was approved by roll call vote.

7.3.3 Consideration and possible approval of Resolution No. 2009-10 requiring timely presentation of detailed retirement worksheets of all District retirees at the time of separation.

Motion by Director Lindsay to approve Resolution No. 2009-10. Director Price seconded the motion which was approved by roll call vote.

7.3.4 Consideration and possible approval of Ad Hoc Benefit Committee recommendations, Item 3 and Item 4.

Motion by Director Price to approve Ad Hoc Benefit Committee recommendations, Item 3 and 4. Director Lindsay seconded the motion which was approved by a roll call vote.

7.3.5 Consideration and possible approval of Ad Hoc Benefit Committee recommendations Item 5 through Item 10, for all affected employees, excluding the Fire Chief.

Motion by Director Lindsay to approve Ad Hoc Benefit Committee recommendations Item 5 through Item 10, for all affected employees, excluding the Fire Chief. Director Price seconded the motion which was approved by a roll call vote.

7.3.6 Consideration and possible approval of Ad Hoc Benefit Committee recommendations Item 5 through Item 10, for the Fire Chief (Director Price has recused herself on this item on advice of District Counsel).

Motion by Director Lindsay to approve Ad Hoc Benefit Committee recommendations Item 5 through Item 10, for the Fire Chief (Director Price has recused herself on this item on advice of District Counsel.) Director Linari seconded the motion which was approved by a roll call vote.

The Board took a short recess at 7:35 p.m., and reconvened at 7:50 p.m.

8. New Business

8.1. Securitization – Staff report on enrollment and actions necessary for participation in the Proposition 1A Receivable Financing Program.

Administrative Services Director Leete proceeded to provide the background of this item.

Ralph Hoffman, Walnut Creek resident, stated that the State is taking money from everyone, not just Special Districts.

- 8.1.1 Motion by Director Lindsay, to adopt Resolution No. 2009-11. Director Price seconded the motion. Motion was approved by roll call vote.
- 8.1.2 Motion by Director Price, authorizing the Fire Chief and the Administrative Services Director to enter into the purchase and sale agreement and to obtain the required legal opinion and approvals. Director Linari seconded the motion. Motion was approved by roll call vote.

9. Correspondence

Director Lindsay stated that it is always so nice to see positive letters in the board packet. Director Linari commented on the Heart Safe Community letter. Chief Price stated that at the November Board meeting, District crews would be recognized for several life saving calls they were involved in recently.

10. Monthly Activity Reports

- 10.1 Operations - Assistant Chief Collins
Assistant Chief Collins provided the monthly Operations report briefly highlighting some of the recent fires in the District, and the exceptional work of our crews in several life-saving incidents.
- 10.2 Support Services - Assistant Chief Hart
Assistant Chief Hart provided the monthly Support Services report highlighting that concrete is being poured for the Station 36 Annex Building, and that the new ambulances should be in service by the first of the year.
- 10.3 Fire Prevention - Fire Marshal Jamison
Fire Marshal Jamison provided the monthly Fire Prevention report highlighting the Emergency Preparedness Fair, LPGA and CERT overview to a group from Mexico.
- 10.4 Administrative Services - Administrative Services Director Leete
Administrative Services Director Leete provided the monthly Administrative Services report highlighting that his department has been working on Accreditation and the 5-Year planning model.
- 10.5 Fire Chief - Chief Price
Chief Price informed the Board of the following meetings he attended this past month: Danville Mayor's Breakfast, Funeral for Mike Shimansky, Exchange Club Luncheon, and Alamo Rotary Luncheon.

Chief Price also updated the Board on the status of the Accreditation project, stating that we are ahead of schedule and 90 employees are working hard on this project.

11. Good of the Order

None.

12. Closed Session

- 12.1 Conference with District Counsel – Potential Litigation
Possible exposure to litigation (two matters)
[Pursuant to Government Code §54956.9(b)(2) and 54954.5(c)]. Facts and circumstances that might result in litigation need not be disclosed. [Pursuant to Government Code § 54956.9(b) (3)(a)]
- 12.2 Status of labor negotiations between the District and the San Ramon Valley Firefighters Association under the provisions [Authorized under Government Code §54957.6 and 54954.5(f).]
- 12.3 Conference with District Counsel-Potential Litigation Workers Compensation Claim No. SRV0900039 dated 11/11/08; M. Dakin vs. San Ramon Valley Fire Protection District [Authorized under Government Code § 54956.9(b)]

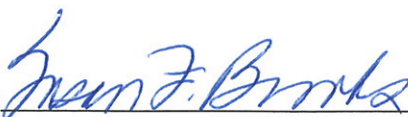
13. Return to Open Session


Regular session ended:	8:20 p.m.
Closed session began:	8:35 p.m.
Closed session ended:	9:10 p.m.
Regular session reconvened:	9:12 p.m.

Chief Price called for a meeting of the Personnel Committee. The Committee members checked their schedules and decided on the date of Monday, November 2, 2009 at 2:00 p.m. for a Personnel Committee meeting.

14. Adjournment

The meeting adjourned at 9:20 p.m. to the next regular board meeting of **Wednesday, November 18, 2009 at 7:00 p.m.**

Prepared by: 
Susan F. Brooks
District Clerk

Approved by: 
Nick Dickson
Board President