

**SAN RAMON VALLEY FIRE PROTECTION DISTRICT
BOARD OF DIRECTORS REGULAR MEETING
Minutes – February 27, 2013**

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: Directors Dakin, Kerr, Price, Stamey and Umont.

Staff Present: Interim Chief Barton, Administrative Services Director Leete, District Counsel Ross, Fire Marshal Kiefer, Technology Services Manager Call, Finance Supervisor Sasser, Battalion Chief Viera, Union President Mohun, District Clerk Brooks.

1. Call to Order

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

2. Pledge of Allegiance

President Stamey led the Pledge of Allegiance.

3. Determination of Quorum and Confirmation of Agenda

There was a quorum and no changes to the agenda.

4. Public Comment

None.

Report Upon Return from Closed Session

At this time in the meeting, Legal Counsel Ross stated that there was one matter discussed in the 6 p.m. Closed Session meeting that will be discussed further under agenda item 7.3. The Board of Directors met in Closed Session to consider the matter of possible public employment for the Fire Chief position. Reportable Action from Closed Session: Board President Stamey stated that the Board considered the offer of employment to the Fire Chief discussing his background and employment agreement and stated that the Board unanimously decided to offer the position of Fire Chief to Paige Meyer. Legal Counsel Ross stated that consistent with the Brown Act this action will be confirmed again under Old Business Item 7.3. Mr. Ross also stated that copies of the Fire Chief contract are available at the meeting tonight. At this time in the meeting, resident Ross Smith asked where he could find a copy of the contract.

5. **Consent Calendar**

Director Price moved approval of Consent Calendar items 5.1-5.5(1). Director Kerr seconded the motion. Director Dakin stated that he felt the Register of Demands should be dealt with separately and not include it as part of the Consent Calendar. Director Kerr stated that the Finance Committee members look at this register closely before the Board meetings. Discussion followed. Motion carried.

6. **Special Announcements/Presentations/General Business**

None.

7. **Old Business**

7.1 Discussion regarding District 2012/13 Budget (monthly on-going and periodic review).

Administrative Services Director Leete had no update on this item.

7.2 Status update regarding Station 32 construction project.

Administrative Services Director Leete referred to the January Board meeting where this item was discussed with staff coming back at this meeting with additional cost information. Director Leete stated that Phase 1 & 2 are essentially complete. Discussion followed regarding the cost, security of the site and hydro seeding. Director Dakin discussed the relocation and cost of building a new Station 32 and asked why current Station 32 needed to be moved to the new location to begin with. Discussion followed and Board President Stamey stated that the Facilities Committee and Finance Committee would meet regarding some of these issues.

7.3 Discussion and possible confirmation of Employment Agreement between San Ramon Valley Fire Protection District and District Fire Chief.

At this time in the meeting, Legal Counsel Ross stated that confirmation of the 6 p.m. Closed Session item regarding employment of the Fire Chief could take place, and stated again that copies of the employment contract were available at the meeting tonight.

At this time in the meeting, Ross Smith, a resident of the District asked if he could review the contract that was available at the meeting before the Board took action on this item. The Board agreed to go on with the other agenda items and come back to this item after Mr. Smith had a chance to review the contract.

After reviewing the Fire Chief's employment contract, Ross Smith stated that Fire Chief Meyer should act in the public interest and not in the interest of those he supervises. The Board thanked Mr. Smith for his comments.

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Motion by Director Price to confirm the Closed Session action as reported to confirm the Employment Agreement between the District and Paige Meyer as Fire Chief. Director Kerr seconded the motion. Motion carried.

At this time in the meeting Chief Meyer addressed the Board and staff stating how happy he was to be here saying that it is an honor to be selected as District Chief and he and his family are very excited to be a part of the District family. The Board congratulated Chief Meyer.

7.4 Consideration and direction for a procedure to agendaize matters for Board regular and special meetings.

Legal Counsel Ross reviewed some of the options related to this item stating that some of the options are very formal and others informal. Board President Stamey stated that he did some research of our local agencies as to how they address this item. Legal Counsel Ross stated that he felt the Board should stay with an informal process of the Board President and Fire Chief agendaizing matters for board meetings – consistent with what exists now utilizing the Committee process also. The Board agreed.

8. New Business

8.1 Discussion and approval of amendment to the San Ramon Valley Fire Protection District/City of San Ramon City Center Tax Sharing Agreement.

Interim Chief Barton referred to the January 13, 2013 letter from the City Manager of the City of San Ramon, regarding the redaction of item 6 of the tax sharing agreement. Chief Barton stated that District Legal Counsel Ross has also reviewed this request for amendment. Motion by Director Price to accept staff's recommendation to approve the request for amendment to the tax sharing agreement. Director Dakin seconded the motion. Motion carried.

9. Correspondence

No comment.

10. Monthly Activity Reports

10.1 Operations – Interim Chief Barton

Chief Barton stated that most notably the turnout time is trending in a positive direction, which is significant. The Board discussed rural/wilderness areas within the District. Director Dakin asked if staff would provide a spreadsheet regarding this. Don Reed, a District resident stated that we cannot control "wilderness". The Board thanked Mr. Reed for his comment.

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Chief Barton also referred to the recent structure fire in Diablo and stated what an excellent job our crews did.

10.2 Support Services – Interim Chief Barton

Chief Barton provided updates on Station 31, stating what a tremendous job Steve Call, Denise Pangelinan and John Stuart did regarding the EBRCSA project

Fire Marshal Kiefer provided an update on the progress of new Station 32.

10.3 Fire Prevention – Fire Marshal Kiefer

Fire Marshal Kiefer stated that activity has begun regarding the Adoption of the 2012 Fire Code and also discussed the SRA Fees, and Hands on CPR that was taking place at the State Capitol today. Fire Marshal Kiefer stated that there is an issue of copper wiring being stolen from sprinkler systems in the District.

10.4 Administrative Services – Administrative Services Director Leete

Director Leete highlighted work on the mid-year budget and the processing of five new firefighter recruits and stated that the Reserve Study should be complete in April. Director Leete and Director Kerr attended a CCCERA meeting where interest rates were discussed.

10.5 Fire Chief – Interim Chief Barton

Interim Chief Barton highlighted the upcoming May recruit academy.

11. Good of the Order

11.1 Long Range Planning Committee Meeting Update

Director Dakin summarized the Long Range Planning Committee meeting where the Committee discussed some of the potential impacts of Con Fire stations closures. Discussion followed regarding automatic aid. Director Dakin would like staff to provide monthly updates on this issue.

12. Closed Session

12.1 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(e)].

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- 12.2 Conference with District Counsel – Potential Litigation
Possible exposure to litigation (one matter). [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)].
- 12.3 Existing litigation: City of Brentwood, et al v. Robert Campbell, in his Official Capacity of Auditor Controller of Contra Costa County, et al, Contra Costa Superior Court Case No. N11-1029.
- 12.4 Conference with District Counsel – Potential Litigation Workers Compensation Claim No. SRV1200017, dated 3/4/11 G. Turman vs. San Ramon Valley Fire Protection District [Authorized under Government Code § 54956.9(b)].
- 12.5 Conference with District Counsel – Potential Litigation Workers Compensation Claim No. SRV1100035, dated 12/30/10 M. Sciortino vs. San Ramon Valley Fire Protection District [Authorized under Government Code § 54956.9(b)].
- 12.6 Conference with District Counsel – Potential Litigation Workers Compensation Claim No. SRV1200019, dated 7/18/11 D. Shorum vs. San Ramon Valley Fire Protection District [Authorized under Government Code § 54956.9(b)].
- 12.7 Conference with District Counsel – Potential Litigation Workers Compensation Claim No. SRV0800059, dated 4/2/08 M. Sylvia vs. San Ramon Valley Fire Protection District [Authorized under Government Code § 54956.9(b)].

13. **Return to Open Session**

Regular session ended: 8:25 p.m.
Closed session began: 8:35 p.m.
Closed session ended: 9:35 p.m.
Regular session reconvened: 9:35 p.m.

14. **Report Upon Return from Closed Session (if applicable)**

15. **Adjournment**

The meeting adjourned at 9:40 p.m., to the next regular meeting of Wednesday, March 27, 2013.

Prepared by:



Susan F. Brooks
District Clerk

Approved by:



Matthew J. Stamey
Board President