

**EL DORADO COUNTY FIRE PROTECTION DISTRICT  
BOARD MEETING**

**MINUTES  
January 17, 2013**

2850 Fair Lane Ct., Building "C"  
Placerville, CA 95667  
3:00 P.M. Closed Session  
4:00 P.M. Open Session

**3:00 P.M. CLOSED SESSION**

**A.** Conference with Legal Counsel – Anticipated Litigation; significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one case) due to the District's receipt of a Notice of Filing of Discrimination Complaint, DFEH # 26550-13275-R, EEOC # 37A-2013-16266-C, Calfee v. El Dorado County Fire District.

**B.** PUBLIC EMPLOYEE APPOINTMENT pursuant to Gov. Code Section 54957 (b)(1). Title: ITERIM FIRE CHIEF.

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**4:00 P.M. OPEN SESSION**

**1. CALL TO ORDER:**

Director Brunton called the meeting to order at 4:42 P.M.

**2. ROLL CALL:**

Present: Swarbrick, Thomas, Brunton, Johnson, Courtial  
Absent: None

**3. PLEDGE OF ALLEGIANCE:**

Pledge of Allegiance was recited.

**4. APPROVE AGENDA:**

*It was moved by Director Johnson and seconded by Director Swarbrick to approve the agenda as presented. The motion was passed by the following vote:*

Ayes: Swarbrick, Thomas, Brunton, Johnson, Courtial

Noes: None

Absent: None

5. **CONSENT CALENDAR:**

(All items approved on a single vote except those pulled for individual discussion and action).

**A. Minutes: December 20, 2012 Regular Board Meeting**

Director Dennis asked for the Minutes from the December 20, 2012 meeting be pulled regarding item 8D; motion for Vice Chairman of the Board. After review the original motion is correct.

Director Dennis asked that the Minutes from the December 20, 2012 meeting reflect the correct vote on items 8D, 8E, 8F and 8G. The correct vote for all motions is as follows:

Ayes: Swarbrick, Thomas, Brunton, Johnson, Courtial

Noes: None

Absent: None

**B. Claim Payments/Deposits**

<u>District Claims:</u>	<u>JPA Claims:</u>	<u>Deposits:</u>
\$ 48,488.71	\$ 9,965.88	\$164,660.32
\$ 51,681.08		\$128,674.96
\$ 53,893.44		\$ 5,576.83
\$ 1,690.45		

*It was moved by Director Dennis and seconded by Director Johnson to approve the consent calendar as corrected. The motion was passed by the following vote:*

Ayes: Swarbrick, Thomas, Brunton, Johnson, Courtial

Noes: None

Absent: None

6. **PUBLIC COMMENT**

(Any person wishing to address the Board on any item that is not on the agenda may do so at this time. Public comments are limited to five minutes per person).

**No Public Comment**

7. **REPORT OF ACTION TAKEN IN CLOSED SESSION:**

**A. Conference with Legal Counsel – Anticipated Litigation; significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9 (one case) due to the District’s receipt of a Notice of Filing of Discrimination**

Complaint, DFEH # 26550-13275-R, EEOC # 37A-2013-16266-C, Calfee v. El Dorado County Fire District.

No Action Taken

**B. PUBLIC EMPLOYEE APPOINTMENT** pursuant to Gov. Code Section 54957 (b)(1). Title: ITERIM FIRE CHIEF.

No Action Taken

**8. DEPARTMENTAL MATTERS:**

**A. Fire Chief Succession Plan**

Acting Fire Chief Hardy stated that this is a standing item that Director Thomas asked to be maintained on the Agenda until it is essentially resolved.

**B. Consideration of Contract for Interim Fire Chief**

- Discussion
- Action
- Oath of Office

This item was tabled until the next regular scheduled Board Meeting on February 21, 2013.

**C. Resolution 2013-01 Commending Assistant Chief Rob Cima**

*It was moved by Director Swarbrick and seconded by Director Johnson to approve Resolution 2013-01 Commending Assistant Chief Rob Cima. The motion was passed by the following vote:*

Ayes: Swarbrick, Johnson, Courtial, Thomas, Brunton  
Noes: None  
Absent: None

**D. Resolution 2013-02 Commending Battalion Chief Sam Huffman**

*It was moved by Director Johnson and seconded by Director Swarbrick to approve Resolution 2013-02 Commending Battalion Chief Sam Huffman. The motion was passed by the following vote:*

Ayes: Swarbrick, Johnson, Courtial, Thomas, Brunton  
Noes: None  
Absent: None

**E. Request from Food Bank of El Dorado County to waive all Fire District Fee's**

*It was moved by Director Johnson and seconded by Director Swarbrick to reject the Food Bank's request to waive development and plan review fees, but to avail ourselves to an opportunity to consult with them on the project and also to waive any follow up fees for inspections beyond what the District generally charges . The motion was passed by the following vote:*

Ayes: Swarbrick, Johnson, Courtial, Thomas, Brunton  
Noes: None  
Absent: None

**F. Change in Worker's Compensation Physician**

*It was moved by Director Johnson and seconded by Director Thomas to approve staff's recommendation to move to Mountain Lake Medical Group for the District's Worker's Compensation Physician. The motion was passed by the following vote:*

Ayes: Swarbrick, Johnson, Courtial, Thomas, Brunton  
Noes: None  
Absent: None

**G. Principal Life Insurance Renewal**

*It was moved by Director Swarbrick and seconded by Director Courtial to approve staff's recommendation to continue with Principal Life Insurance. The motion was passed by the following vote:*

Ayes: Swarbrick, Johnson, Courtial, Thomas, Brunton  
Noes: None  
Absent: None

**H. Mid Year Financial Report**

Report given by Michael Ocenosak

Public Comment

Jason Lindberg

**I. Calendar Year End Report**

Report given by Acting Fire Chief Michael Hardy

**9. COMMITTEE REPORTS:**

**A. Facilities & Equipment (Johnson/Brunton)**

**No Report**

**B. Fire Prevention (Johnson/Swarbrick)**

Director Johnson stated the District has sign boards that can be used for public information and he has noticed that those sign boards are blank. Acting Fire Chief Hardy stated he appreciates Director Johnson bringing that to his attention, and he has deferred that to Division Chief Pott to insure that we are using our sign boards to the best of our ability. Division Chief Pott stated he has sent out an email with a list for two messages per month with direction to change the signs at the beginning of each month.

Director Swarbrick stated he met with Division Chief Pott and Fire Prevention Specialist Ryan Bain regarding the resent fire deaths in the District

C. El Dorado County Emergency Services Authority-JPA (Swarbrick)  
(Thomas-alternate)

Director Swarbrick stated the JPA was okay with what the District had presented to them for the Loan Labor payment.

Acting Fire Chief Hardy stated the Placerville Police Department and Marshall Hospital have settled on the Medic 26 case. Chief Hardy stated in talking with the District Attorney, his recommendation was that the District not settle because all policies were followed. As of January 16 the plaintiffs have dropped their case against El Dorado County Fire and JPA. Chief Hardy stated they also talked about issues that have occurred within the county because of the elimination of Medic 26; there has been a significant draw down on 4 different occasions where the district has run out of Medic Units. Chief Hardy stated that Diamond Springs and El Dorado Hills have committed to staffing another Medic Unit when needed. Chief Hardy stated that it was asked of El Dorado County Fire to down staff an engine company to staff a medic unit; Chief Hardy stated he could not see jeopardizing the constituents of El Dorado County Fire by eliminating an Engine Company to augment the JPA.

D. Human Resources (Thomas/Courtial)

**No Report**

E. Budget and Finance (Thomas/Courtial)

Director Thomas stated he had the opportunity to sit in on the bi-monthly staff meeting. Director Thomas stated the management staff is working hard on every line item in the budget and finding errors that occurred while the District employed a temporary employee. Director Thomas stated the Division Chiefs are doing a great job of getting in there and learning. Acting Fire Chief Hardy stated it is an open invitation to all board members to come and join the bi-monthly staff meeting.

F. Revenue Research Committee (Courtial/Brunton)

**No Report**

**10. CORRESPONDENCE AND COMMUNICATION:**

- Fire Engine Response Statistics
- Medic Unit Response Statistics
- Thank you letters from students of El Dorado High School for recent Job Shadows.
- Thank you letter from Executive Director Marty Hackett expressing gratitude for the services provided by Chirstopher Cottingham.
- Thank you letter from Chief Thomas Keating for Michael Campbell's involvement with the CISD team.

**11. CHIEF OFFICERS QUARTERLY REPORTS:**

**12. FIRE CHIEF'S REPORT**

Acting Fire Chief Hardy stated over the last month he did finalize and pass probation for four firefighters; Gino Ottoboni, Jake Lerza, Casey Kiernan, and Brent Cramer. Chief Hardy stated he along with Jason Lindberg, Paul Dutch and Division Chief Cordero, met with the Tribes legal department regarding our current five year contract that is due to expire June 30, 2013 as well as staffing for Station 28. The Tribe feels the District is doing a tremendous job and they were satisfied with the staffing level at Station 28. Chief Hardy stated they are interested in moving forward in extending the contract and their legal department is drafting a contract that essentially mimics the current contract. Chief Hardy stated that the staff is finalizing the management transition and are moving out of the trailer into the office to incur savings. Chief Hardy also stated that Marshall ER opened this week. Chief Hardy stated that the District is encouraging Explorer Post 1000 to become self sufficient and they are doing a Spaghetti Fundraiser January 27 at the American Legion Hall from 4:30 – 8:00 P.M.

**13. BOARD COMMENTS:**

Swarbrick: **No Comment**

Johnson: **No Comment**

Courtial: **No Comment**

Thomas: **No Comment**

Brunton: **No Comment**

**14. FUTURE AGENDA ITEMS:**

Resolution to amend the budget

Next regularly scheduled Board Meeting, February 21, 2013  
2850 Fair Lane Court, Building C, Placerville, CA 95667

15. **ADJOURNMENT:** At 6:16 P.M. it was moved by Director Johnson and seconded by Director Thomas to adjourn the meeting. All in favor.