

MINUTES OF THE REGULAR MEETING OF THE BOARD OF DIRECTORS OF THE
MONTECITO FIRE PROTECTION DISTRICT

Held at Westmont College Kerrywood Hall, Hieronymus Lounge, 955 La Paz Road January 22, 2018 at 2:00 p.m.

Director van Duinwyk called the meeting to order at 2:05 p.m.

Present: Director van Duinwyk, Director Easton, Director Powell, Director Lee. Chief Hickman and District Counsel Susan Basham were also present.

Absent: Director Venable

- 1. Public comment: Any person may address the Board at this time on any non-agenda matter that is within the subject matter jurisdiction of the Montecito Fire Protection District. (30 minutes total time allotted for this discussion.)**

There were no public comments at this meeting.

- 2. TIME CERTAIN: 2:00 Receive presentation from Craig Fechter of Fechter & Company regarding Annual Financial Report for Fiscal Year Ended June 30, 2017. (Strategic Plan Goal 9.1)**

Craig Fechter provided a presentation regarding the Annual Financial Report for Fiscal Year Ended June 30, 2017 via conference call.

- 3. Consider acceptance of Fechter & Company's Annual Financial Report for the Fiscal Year Ended June 30, 2017.**

Motion to accept Fechter & Company's Annual Financial Report as amended for the Fiscal Year Ended June 30, 2017 made by Director van Duinwyk, seconded by Director Easton and unanimously passed. The Board determined that agenda item 17 would be addressed at this point in the meeting.

- 4. Election of Board Officers (President, Vice President, Secretary) for 2018.**

Director van Duinwyk nominated Director Easton as President, seconded by Director Lee. Director Powell mentioned that the President and Vice President would be asked to serve on a Stake Holders group being formed by Das Williams, and expressed his interest be President, as he would like to serve in that capacity. Director Lee nominated Director Powell as President, seconded by Director Easton. Director Easton withdrew her nomination. The motion to nominate Director Powell as President unanimously passed. Director Powell nominated Director Easton as Vice President, seconded by Director van Duinwyk and unanimously passed. Director Powell nominated Director Lee as Secretary, seconded by Director Easton and unanimously passed.

5. Appointment of Board Labor Negotiators for 2018.

Director Powell nominated Director Lee as a Labor Negotiator, seconded by Director Easton and unanimously passed. Director van Duinwyk nominated Director Powell as a Labor Negotiator, seconded by Director Lee and unanimously passed.

6. Appointment of Board Real Property Negotiators for 2018.

Director Powell nominated Director Lee as a Real Property Negotiator, seconded by Director van Duinwyk and unanimously passed. Director Powell nominated Director van Duinwyk as a Real Property Negotiator, seconded by Director Easton and unanimously passed.

7. Appointment of Committee members.

a. Finance Committee.

Director Easton nominated Director van Duinwyk as a Finance Committee member, seconded by Director Powell and unanimously passed. Director Powell nominated Director Venable as a Finance Committee member, seconded by Director Easton and unanimously passed.

b. Strategic Planning Committee.

Director Powell nominated Director Easton as a Strategic Planning Committee member, seconded by Director van Duinwyk and unanimously passed. Director Easton nominated Director Powell as a Strategic Planning Committee member, seconded by Director van Duinwyk and unanimously passed. The motion to reconsider the vote regarding the Strategic Planning Committee was made by Director Easton, seconded by Director Powell and unanimously passed. Director Powell nominated Director Lee and Director Easton as the Strategic Planning Committee members, seconded by Director Easton and unanimously passed.

c. Personnel Committee.

Director Lee nominated Director Venable as a Personnel Committee member, seconded by Director Powell and unanimously passed. Director van Duinwyk nominated Director Lee as a Personnel Committee member, seconded by Director Powell and unanimously passed.

8. Adopt Resolution 2018-01 determining time and place of Regular Board meetings.

The motion to designate 2:00 p.m. on the fourth Monday of each month at the Montecito Fire Protection District Headquarters, as the time and place of its regular meeting was made by Director Powell, seconded by Director Easton. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton

Nays: None

Abstain: None

Absent: J. Venable

9. Adopt Resolution 2018-02 regarding inventory of District lands and air space.

The motion to adopt Resolution 2018-02 regarding inventory of District lands and air space was made by Director Powell, seconded by Director Lee. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton

Nays: None

Abstain: None

Absent: J. Venable

10. Adopt Resolution 2018-03 increasing Director's Compensation.

The motion to adopt Resolution 2018-03 increasing Director's compensation was made by Director Powell, seconded by Director Easton. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton

Nays: None

Abstain: None

Absent: J. Venable

The Board took a break at 3:25 p.m. The Board reconvened at 3:40 p.m.

11. Consider approval of Resolution 2018-04, declaring that Governing Body Members and Volunteers shall be deemed to be employees of the District for the purpose of providing Workers' Compensation coverage for said certain individuals while providing their services.

The motion to approve Resolution 2018-04 as read was made by Director Powell, seconded by Director Easton. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton

Nays: None

Abstain: None

Absent: J. Venable

12. Consider approval of Resolution 2018-05, Designation of Applicant's Agent Resolution for non-state Agencies.

The motion to approve Resolution 2018-05 as read was made by Director Lee, seconded by Director Easton. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton

Nays: None

Abstain: None
Absent: J. Venable

13. Review by District Counsel on Proposition 4 Override Election process.

District Counsel, Susan Basham provided information regarding the Proposition 4 Override Election process.

- a. Approve Resolution 2018-06 pursuant to section 12001 of the elections code ordering, calling, providing for and giving notice of a special election to be held in the Montecito Fire Protection District on July 24, 2018 for the purpose of submitting to the voters of said district a proposition pursuant to Article XIII B of the constitution of the State of California to retain the District's increased limits of appropriations.**

The motion to approve Resolution 2018-06 as read was made by Director Powell, seconded by Director Lee. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton
Nays: None
Abstain: None
Absent: J. Venable

- b. Approve Resolution 2018-07 declaring that the special election to be held in the District on July 24, 2018 shall be conducted by all mailed ballots pursuant to section 4108 of the elections code.**

The motion to approve Resolution 2018-07 as read was made by Director Powell, seconded by Director Easton. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton
Nays: None
Abstain: None
Absent: J. Venable

- c. Approve Resolution 2018-08 requesting the Board of Supervisors of the County of Santa Barbara to authorize the elections official of the County Clerk-Recorder-Assessor's office of said County to render specified services to the District relating to the conduct of a special election of said District to be held on July 24, 2018, pursuant to Section 10002 of the elections code.**

The motion to approve Resolution 2018-08 as read was made by Director Powell, seconded by Director Lee. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton
Nays: None

Abstain: None
Absent: J. Venable

14. Consider approval of Resolution 2018-09, establishing Appropriation Limits under Article XIII B of the State Constitution of the State of California for FY 2016-17.

Chief Hickman provided background information regarding the Gann Limit project. Consultant, Bob Geiss provided additional comments regarding the project. The motion to approve Resolution 2018-09 as read was made by Director Powell, seconded by Director Easton. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton
Nays: None
Abstain: None
Absent: J. Venable

15. Approve Resolution 2018-10 ratifying the Fire Chief's acceptance of donations during the recent declared emergencies in the jurisdiction of the Montecito Fire Protection District.

The motion to approve Resolution 2018-10 as read was made by Director Easton, seconded by Director Lee. The roll call vote was as follows:

Ayes: J. A. Powell, M. Lee, P. van Duinwyk, S. Easton
Nays: None
Abstain: None
Absent: J. Venable

16. Report from the Finance Committee. (Strategic Plan Goal 9.1)

a. Consider recommendation to approve October, November and December 2017 financial statements.

Director van Duinwyk provided a report regarding the October, November and December 2017 financial statements. Chief Hickman provided information regarding the financial impact of the Thomas Fire. Motion made by Director Lee, seconded by Director Easton and unanimously passed to approve the October, November and December 2017 financial statements.

17. Thomas Fire and Flood/Mudslide event update: Chief Hickman.

Division Chief Taylor provided a thorough report regarding the Thomas Fire and debris flow events.

18. Approval of Minutes of the November 27, 2017 Regular Meeting.

Motion to approve the minutes of the November 27, 2017 Regular meeting made by Director Lee, seconded by Director Easton and the motion carried. Director Powell abstained.

19. Fire Chief's report.

Chief Hickman provided an update regarding initial figures related to the debris flow incident. He also provided information regarding the District owned property, and the employees that were displaced. The Chief expressed his gratitude to Director Powell for securing housing for both families, at no cost to them for 6 months. Chief Hickman mentioned that discussions are ongoing regarding placement of a satellite station on the east end of the District, until the 192 is repaired. The Chief noted that on the heels of the Thomas Fire and debris flow, staff will be taking a conservative approach regarding budget requests this year.

20. Board of Director's report.

Director Powell stated that because of recent events, the rules of the game have changed in terms of how the Department operates. Director Easton volunteered to send condolences for local fallen firefighters on behalf of the Montecito Fire Protection Board of Directors as needed. The Board agreed.

21. Suggestions from Directors for items other than regular agenda items to be included for the February 26, 2018 Regular Board meeting.

There were no additional suggestions from the Directors.

22. CLOSED SESSION.

**CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)
District Negotiators: Director Powell and Director Venable.
Unrepresented Employee: Fire Chief**

23. That the Board approve and authorize the President to execute a First Amendment to the Fire Chief Employment Agreement.

The Board reported out of closed session at 5:39. Motion made by Director Powell, seconded by Director Easton and unanimously passed to approve a First Amendment to the Fire Chief Employment Agreement.

Meeting Adjourned at 5:41 p.m.

President John Abraham Powell

Secretary Michael Lee