

REGULAR MEETING OF THE BOARD OF DIRECTORS
MONTECITO FIRE PROTECTION DISTRICT

Held at Fire District Headquarters, 595 San Ysidro Road, April 15, 2013 at 3:00 p.m.

The meeting was called to order by Director Venable at 3:04 p.m.

Present: President Venable, Vice President Keller, Secretary Powell, Director Sinser and Director Jensen. Chief Hickman and District Counsel M. Manion were also present.

- 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 is allotted for this discussion.)**

There was no public comment.

For Information Only:

- 2. Badge pinning for recent promotions of Engineer Loren Bass, Captain Evan Skei, and Battalion Chief Todd Edwards.**

Chief Hickman recognized the promotions of Engineer Loren Bass, Captain Evan Skei, and Battalion Chief Todd Edwards.

The Board took no action.

- 3. Update on Upper Hyde Road Mello-Roos Status.**

Chief Hickman reported that he met with the District's Engineer and the Upper Hyde Road Engineer which resulted in some requested changes to the design of the road. He also met with Mr. Colis to review the process and requests. The Board discussed issues relating to enforcement. Director Keller reported that she was contacted by Mr. Collis who inquired about dissolving the Mello-Roos.

Board took no action.

- 4. Fire Chief's report.**

The Fire Chief reviewed the new format for monthly incident reporting; a structure fire on March 9; 3 trail rescues; FDAC Conference; SRA Fee suspension; Fire Season outlook; burn permit cancellations; opening of Santa Maria tanker base on June 13; and the shortage of local hand crews resources.

- 5. Board of Director's report.**

Director Venable reported that he and Chief Hickman will be attending the Santa Barbara Special District's meeting next Monday. It was suggested that a list of District Board meeting dates be sent to the Montecito Journal and the Santa Barbara News Press.

Director Powell reported that he received a phone call from Mr. Bell regarding Ivana Noel as well as Roger Colis and the status of the Mello Roos. He attended the Mountain Drive Community Association meeting where they also discussed the Mello-Roos

situation.

The Board took no action.

6. Report from the Finance Committee (Copy of Agenda for Finance Committee Meeting Attached).

Director Venable reported on the April 11, 2013 Finance Committee Meeting including: report from Demsey Fillger on actuarial valuations of the District's retiree health insurance and pension obligations; report from Informa Co. on District's IT system; Employee Housing rental rates; and recommendation to purchase business cards for Directors.

The Board took no action.

7. Consider hiring Demsey Fillger and Associates to perform a GASB 45 actuarial valuation of the District's retiree health insurance program and a GASB 68 actuarial valuation of the District's pension obligations.

A motion was made by Director Keller, seconded by Director Sinser to hire Demsey Fillger and Associates to perform a GASB 45 actuarial valuation of the District's retiree health insurance program and a GASB 68 actuarial valuation of the District's pension obligations.

After a brief explanation of the proposal, and comments read from an email from Mr. Fillger, Director Keller amended the motion to add that it be subject to the consultant being able to complete the study by May 15th. Director Sinser seconded the amended motion.

Public Comment: Mr. Hazard asked what the likelihood is of contributions for current employees to change, and what is the pension and healthcare liabilities to those who have already retired?

Mary Rose suggested that they consider the new CalPERS' smoothing rules which may increase employer's contributions up to 50% over next 6 years.

Travis Ederer reviewed information in the CalPERS quarterly (3/31/13) update which indicated they are averaging 74% statewide funding and had 13.3% average return on their investments for 2012.

The Board approved hiring Demsey Fillger and Associates to perform a GASB 45 actuarial valuation of the District's retiree health insurance program and a GASB 68 actuarial valuation of the District's pension obligations subject to being able to complete it by May 15th by the following vote:

In favor:	G.B. Sinser, J.A. Powell, S. Keller, and R.J. Jensen
Opposed:	J. Venable
Abstentions:	None
Absent:	None

The Board took a recess at 4:43 p.m. and returned at 5:02.

8. Adopt Resolution 2013-06 amending the Final Budget for fiscal year 2012-13.

Chief Hickman and Ms. Lim explained that this resolution is to reallocate fire reimbursements and revenues back into the categories the expenses originally came from.

On a motion by Director Sinser, seconded by Director Venable, Resolution 2013-06 amending the Final Budget for fiscal year 2012-13 was adopted by the following roll call vote:

In favor:	G.B. Sinser, J.A. Powell, J. Venable, S. Keller, and R.J. Jensen
Opposed:	None
Abstentions:	None
Absent:	None

The Board directed staff to include all payments made to Directors, including healthcare, beginning FY 13/14.

9. Report from the Strategic Planning Committee

Director Powell reported on the April 2, 2013 Strategic Planning Committee Meeting including: Reviewed RFQs for a Community Risk Study and a Standards of Cover Study; report from Fire Chief about changes in paramedicine; fire season predictions and staffing policies; and report on policies regarding fire sprinkler requirements.

The Board took no action.

10. Report from the Community Outreach Committee

Director Keller reported on the April 1, 2013 Community Outreach Committee Meeting including: revised speaker's card; recommendations for website; budget recommendations for community outreach; increased mailing for annual hazard reduction flyers; discussion on how information should be vetted; list of community organizations that may benefit from Board representation.

The Board asked to agendize a list of community organizations that may benefit from Board representation on both the next Community Outreach Committee and the next Regular Board Meeting.

The Community Outreach Committee asked to agendize for their next meeting what financial information should be added to the website, and what format it should be in.

11. Approval of Minutes of March 18, 2013 Regular Meeting.

On a motion made by Director Powell, seconded by Venable, the minutes of the March 18, 2013 Regular Meeting were approved as amended by the following vote:

In favor:	G.B. Sinser, J.A. Powell, J. Venable, and R.J. Jensen
Opposed:	None
Abstentions:	S. Keller
Absent:	None

12. Approval of District warrants and claims.

After an explanation of payments made for Reach Out Tree Care, IT Support, and Price, Postel and Parma, Director Powell made a motion to approve the District's warrants and claims. The motion was seconded by Director Venable, and approved unanimously.

Director Sinser asked to agendaize a discussion regarding when and if the District's attorney needs to attend Board Meetings. He also had several questions that were deferred to discuss directly with the District Accountant at a later date.

13. Approval of Meeting Speaker's Card

On a motion made by Director Keller, seconded by Director Venable, the Board unanimously approved the Speaker's Card as amended.

14. Approval of changes to Board of Director's Code of Conduct and Ethics Policy.

Chief Hickman reviewed the modifications to the Board of Director's Code of Conduct and Ethics Policy which included additional language in Section 1(b), changing the number of Board members in Section 4, and minor formatting. On a motion made by Director Sinser, seconded by Director Keller, the Board unanimously approved the changes to Board of Director's Code of Conduct and Ethics Policy.

Director Jensen left the meeting at 6:15 pm.

15. Approval of changes to District Mission Statement.

Ms. Ventura explained that the only modifications to the Mission Statement were the formatting and the addition of who adopted it and when it was adopted. On a motion made by Director Powell, seconded by Director Keller, the Board approved the modification to the District's Mission Statement by the following vote:

In favor:	G.B. Sinser, J.A. Powell, J. Venable, and S. Keller
Opposed:	None
Abstentions:	None
Absent:	R.J. Jensen

16. Consider approval of Board Meeting Rules of Order.

After a discussion on the pros and cons of each sample submitted, the Board approved the adoption of Rosenberg's (Revised 2011) Rules of Order on a motion by Director Keller, seconded by Director Powell. Director Jensen was absent.

17. Determine vote for FAIRA Member Election.

Chief Hickman advised that he knows Mr. Hutchinson, and would suggest not voting for both Lakeside representatives. On a motion made by Director Keller, seconded by Director Sinser, the Board authorized Chief Hickman to determine who to vote for on the FAIRA Member Election on the following vote:

In favor: G.B. Sinser, J. Venable, S. Keller,
Opposed: None
Abstentions: J.A. Powell
Absent: R.J. Jensen

18. Reject claim for damages for vehicle accident claim from Kenneth Boss.

Chief Hickman reviewed the claim for the accident and explained that it is necessary for the Board to reject the claim for the insurance policy to pick up the claim.

On a motion made by Director Powell, seconded by Director Sinser, the Board approved rejecting the claim for damages for vehicle accident claim from Kenneth Boss by the following vote:

In favor: G.B. Sinser, J.A. Powell, J. Venable, and S. Keller
Opposed: None
Abstentions: None
Absent: R.J. Jensen

The Board took a recess at 6:45 pm. and returned at 6:58 pm.

19. CLOSED SESSION - Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)).

Name of Case: Brian Peters, Lillian Smith, Kate Peters Claimants vs Montecito Fire Protection District Respondent – Amended Claim for Wrongful Death.

The Board went into closed session at 6:58 pm. and reconvened at 7:14 pm. Mr. Manion reported that the Board took no reportable actions.

20. Consider Approval of request for leave of absence for firefighter Sarah Bumanglag.

On a motion made by Director Keller, seconded by Director Sinser, the Board approved the request for leave of absence for firefighter Sarah Bumanglag by the following vote:

In favor: G.B. Sinser, J.A. Powell, J. Venable, and S. Keller
Opposed: None
Abstentions: None
Absent: R.J. Jensen

21. Reject claim for wrongful death filed by Brian Peters, Lillian Smith, Kate Peters.

On a motion made by Director Powell, seconded by Director Keller, the Board approved rejecting the claim for wrongful death filed by Brian Peters, Lillian Smith, Kate Peters by the following vote:

In favor: G.B. Sinser, J.A. Powell, J. Venable, and S. Keller
Opposed: None
Abstentions: None
Absent: R.J. Jensen

22. Suggestions from Directors for items other than regular agenda items to be included for the May Regular Board meeting.

- Issuance of Resolutions of accommodations for those recently promoted.
- Review Executive Study on Emergency Notifications at the next Community Outreach Committee agenda.
- Information on pricing for business cards for Directors.
- Update on Station 3 Litigation.
- Provide a list of community organizations that may benefit from Board representation
- What financial information and format should be added to the website.
- Report from Prevention Bureau on project work and how vendors are determined.
- Discussion on when District Counsel should attend Board Meetings.

Meeting adjourned at 7:40 pm.