

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

Held at Fire District Headquarters, 595 San Ysidro Road, July 20, 2011.

The meeting was called to order by Director Newquist at 8:34 am.

Present: Director Newquist and Director Venable. Director Jensen and was absent. Chief Wallace and District Counsel E. Hvolbøll were also present.

1. Public comment.

There was no public comment

2. Report on status of Upper Hyde Road and related issues.

Mr. Collins advised that there has been a delay in completing the hydrant agreement due to an illness with their pro bono attorney, and are currently in a holding pattern until this can be completed. The Board took no action.

3. Approval of Minutes of June 17, 2011 Adjourned Regular Meeting.

On a motion made by Director Venable, seconded by Director Newquist, the Board unanimously approved the Minutes of June 17, 2011 Adjourned Regular Meeting.

4. Approval of District warrants and claims.

After an explanation of payments made to ISS for improving the AM Radio coverage, and reimbursement by MERRAG for the van storage building at the Montecito Water District, the Board unanimously approved the warrants and claims for the month of June on a motion made by Director Venable, seconded by Director Newquist.

5. Review and consider response to Grand Jury Report entitled “Local Government Post Employment Benefits in Santa Barbara County – Complicated and Costly.”

Chief Wallace and Mr. Hvolbøll reviewed the report and made suggestions for their response. District Counsel will work with the Fire Chief to draft a response on behalf of the Board and bring back to the August meeting for consideration. The Board took no action.

6. Second reading and adoption of District Ordinance No. 2011-01 Levying Special Taxes within Community Facilities District No. 2011 (Upper Hyde Road) for the Montecito Fire Protection District, and subsequent adoption.

On a motion made by Director Venable, seconded by Director Newquist, Ordinance No. 2011-01 Levying Special Taxes within Community Facilities District No. 2011 (Upper Hyde Road) for the Montecito Fire Protection District was adopted by the following roll call vote:

Ayes: J. Venable, D. Newquist
Noes: None
Absent: R. J. Jensen

The Ordinance will be published within 15 days of adoption in a newspaper of general circulation and will take effect 30 days from the date of adoption.

7. Staff presentation regarding consideration of increasing the Montecito Fire Protection District Board from 3 directors to 5 directors.

Mr. Hvolbøll reviewed the process the District would follow to pursue a larger Board, which will have to be approved by a vote of the District's constituents. He added that it would be appropriate to pursue this for the General Election of 2012 if this is the direction that the Board would like to go.

On a motion made by Director Venable, seconded by Director Newquist, the Board directed the Fire Chief and Counsel to return to the September regular meeting with a schedule of events and draft resolutions to call an election for the regular election in 2012 increasing the Montecito Fire Protection District Board from 3 directors to 5 directors, and allow the voters to fill the newly created positions by election.

8. Approve and authorize the Fire Chief to execute the Architectural Services Agreement between the Montecito Fire Protection District and Leach Mounce Architects related to the design of Station 3.

Mr. Hvolbøll and Chief Wallace reviewed a revised agreement which included added provisions that any additional services would be approved by the Board of Directors, a "not to exceed clause" of \$720,000 and all exhibits.

On a motion made by Director Newquist, seconded by Director Venable, the Board unanimously approved and authorized the Fire Chief to execute the Architectural Services Agreement between the Montecito Fire Protection District and Leach Mounce Architects related to the design of Station 3.

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

Name of Case: Rhonda Kauer Dalton, individually vs. Montecito Fire Protection District, a public agency; and DOES 1-10, inclusive, Santa Barbara Superior Court Case No. 1381564.

The Board entered closed session at 9:25 a.m. and reconvened at 9:35 a.m.

Mr. Hvolbøll advised that no reportable action was taken.

10. Fire Chief's report.

Chief Wallace reported on Curtis Vincent's Retirement BBQ on 7/30; Jeff Saley's transition into the Wildland Fire Specialist position full time; Cal Fire SRA Fees; Chief Wallace's participation on the Governor's Fire Service Leader Ad Hoc Committee.

11. Board of Directors report.

Director Venable reported on architectural interview process.

Director Newquist reported on and thanked the Department for the 4th of July activities.

12. Requests from Directors for items other than regular agenda items to be included for the August Regular Board meeting.

There were no additional items.

Adjournment

Director Newquist adjourned the meeting at 9:41 am