

1 **August 27, 2024**

2 **REGULAR MEETING OF THE BOARD OF DIRECTORS OF**
3 **THE NORTH COUNTY FIRE PROTECTION DISTRICT**

4 **LOCATION: 990 E. MISSION ROAD, FALLBROOK CA 92028**

5 President Pike called the meeting to order at 5:00 p.m.

6 **ALL RECITED THE PLEDGE OF ALLEGIANCE.**

7 **ROLL CALL:**

8 **Present:** Directors Acosta, Egkan, Munson, Pike, and Shaw

9 **Absent:** None

10 **Staff Present:** Chief McReynolds, General Counsel Steinke, DFC MacMillan, DC August, BC
11 Harrington, IT Specialist Swanger, Board Clerk Canpinar, and members of the public and association.

12 **CHANGES TO THE AGENDA:**

13 Chief McReynolds requested agenda item #12 proceed agenda item #7 due to public hearing time
14 requirements; there were no objections.

15
16 **PUBLIC ACTIVITIES AGENDA**

17 1. **PUBLIC COMMENT:** President Pike inquired if there were any public comments regarding items
18 not on the agenda. There being no public comment, the public comment section was closed.

19 **DISCUSSION/PRESENTATION AGENDA**

20 2. There were no discussion/presentation items for the August 27, 2024, Regular Board Meeting.

21 **ACTION AGENDA**

22 **CONSENT ITEMS:**

23 3. **REVIEW AND ACCEPT REGULAR BOARD MEETING MINUTES FOR JULY 23, 2024.**

24 4. **REVIEW AND ACCEPT FINANCIAL REPORTS FOR JULY 2024.**

25 5. **REVIEW AND ACCEPT POLICIES & PROCEDURES:**

26 There were no policies or procedures for the August 27, 2024, Regular Board Meeting.

27 6. **REVIEW AND ACCEPT THE MONTHLY OPERATIONS ACTIVITY REPORT.**

28 President Pike inquired whether there were any questions on Consent Items 3-6. There being
29 no discussion, President Pike asked for a motion to approve the Consent Agenda. On a motion by

30 Director Egkan seconded by Vice President Shaw, the motion to approve the Consent Agenda passed
31 unanimously.

32 **ACTION ITEMS:**

33 **12. REVISED NORTH REGIONAL ZONE AUTOMATIC AID AGREEMENT:** Agenda item #12 was moved to
34 proceed agenda item #7 per the request of Chief McReynolds. The North Zone Automatic Aid
35 Agreement needed updates, including modifications to Health and Safety Code references. Over the
36 past six (6) months, NCFPD and the following North Zone cities, Districts, and tribal groups drafted and
37 approved an updated agreement: Cal Fire San Diego, Camp Pendleton Fire, City of Carlsbad, Deer
38 Springs Fire Protection District, City of Encinitas, City of Escondido, City of Oceanside, Pala
39 Reservation Fire Department, Pauma Reservation Fire Department, Rancho Santa Fe Fire Protection
40 District, Rincon Reservation Fire Department, San Diego County Fire Protection District, San Marcos
41 Fire Protection District, San Pasqual Reservation Fire Department, Valley Center Fire Protection
42 District, and Vista Fire Protection District. The agreement allows participating agencies under certain
43 circumstances to allow neighboring agencies to respond to fire suppression, emergency medical,
44 rescue, and support services for incidents within the limits of their jurisdiction. The revisions will bring
45 the agreement current, more accurately reflecting practices and protocols. On a motion by Vice
46 President Shaw seconded by Director Egkan, the motion to authorize the Chief McReynolds to sign
47 the revised North Regional Zone Automatic Aid Agreement on behalf of the District passed
48 unanimously.

49 **7. PUBLIC HEARING DATE/TIME CERTAIN AUGUST 27, 2024, AT 5:05 P.M. TO ADOPT RESOLUTION 2024-**
50 **12 AND THE PROPOSED AMBULANCE FEE SCHEDULE:** President Pike declared the public hearing open at
51 5:07 p.m. Chief McReynolds presented Resolution 2024-12 to the Board, noting the increased
52 ambulance fee schedule listed as Exhibit 'A'. The Resolution authorizes Staff to increase fees based
53 on the CPI-Urban Index for San Diego County, starting October 1, 2024. This years' increase would
54 be approximately 3%. Automatic rate increases based on CPI were approved by the Board in
55 September of 2016. President Pike asked if there was any public comment on agenda item #7; there
56 being no public comment, the public hearing was closed at 5:10 p.m., at which time brief Board
57 discussion ensued. On a motion by Director Acosta seconded by Vice President Shaw, the motion to

58 adopt Resolution 2024-12 reflecting updates to ambulance billing rates effective October 1, 2024,
59 passed unanimously.

60 8. PUBLIC HEARING DATE/TIME CERTAIN AUGUST 27, 2024, AT 5:05 P.M. TO ADOPT RESOLUTION 2024-
61 13 AND THE ASSOCIATED COST RECOVERY FEE SCHEDULE: President Pike declared the public hearing
62 open at 5:12 p.m. Chief McReynolds informed the Board that Health and Safety Code §13916 allows
63 for agencies to charge a fee to cover the cost of any service for which the District provides, and the
64 California Vehicle Code §17300-17303 allows fire agencies to recover costs related to response for
65 incidents that occur on public roadways. Director Egkan asked if it cost recovery monies include
66 vehicle fires, to which DFC MacMillan responded it encompasses all incidents on roadways: collisions,
67 fires, and roadside rescues. Director Egkan asked Counsel Steinke if the Resolution should state “a
68 fee to cover any cost of service” and not just accidents. Counsel Steinke indicated there is a recital in
69 the Resolution that reinforces the government code and thus references incidents, not solely
70 accidents. Chief McReynolds noted it is becoming increasingly more difficult to recoup costs, as some
71 insurance companies refuse to pay what is owed. President Pike asked if there was any public
72 comment on agenda item #8; there being no public comment, the public hearing was closed at 5:16
73 p.m. On a motion by Director Acosta seconded by Director Egkan, the motion to adopt Resolution
74 2024-13 with the proposed cost recovery fee schedule and rate adjustments passed unanimously.

75 9. PUBLIC HEARING DATE/TIME CERTAIN AUGUST 27, 2024, AT 5:05 P.M. TO ADOPT RESOLUTION 2024-
76 14 FINDING THE FIRE STATION #4 PROJECT EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
77 (CEQA) UNDER A CLASS 2 CATEGORICAL EXEMPTION AND APPROVING THE PROJECT: President Pike
78 declared the public hearing open at 5:19 p.m. Chief McReynolds presented Resolution 2024-14 and
79 the CEQA report to the Board, noting the findings determine the Fire Station #4 Project falls under a
80 Class 2 Categorical Exemption (CE). Counsel Steinke informed the Board that Section 15302 of the
81 CEQA guidelines states a Class 2 CE applies to activities that involve the replacement or reconstruction
82 of existing structures and facilities where the new structure would be located on the same site as the
83 structure replaced and would have substantially the same purpose and capacity. Replacement of a fire
84 station in a rural area is not an unusual project, and there are no nearby similar projects that would
85 cause cumulative environmental impacts, nor is it within or adjacent to any sensitive environmental
86 features or landscapes. President Pike asked if there was any public comment on agenda item #9;

87 there being no public comment, the public hearing was closed at 5:25 p.m. On a motion by Director
88 Egkan seconded by Vice President Shaw, the motion to adopt Resolution 2024-14 finding the Fire
89 Station #4 Project exempt from the California Environmental Quality Act under a Class 2 Categorical
90 Exemption and approving the project passed unanimously.

91 10. **FIRE STATION #3 RENOVATION CONTRACT AMENDMENT: GUARANTEED MAXIMUM PRICE:** Chief
92 McReynolds presented the contract amendment with TELACU Construction Management (TCM) for
93 the Fire Station #3 project to the Board. In April of 2023, the Board awarded a contract with TCM for
94 design/build services of the station, with the project using a "Progressive Design-Build" delivery model.
95 The GMP amendment for construction of the Fire Station #3 renovation is \$6,699,012.00, which
96 includes a base bid of \$5,749,425.00 and a bid alternate for the Dozer Barn of \$949,587.00. The total
97 GMP amount will now be \$7,102,798.00, which includes the \$403,786.00 for preconstruction and
98 design, with an additional owner's allowance of \$248,598.00 (or 3.5%). Chief McReynolds advised the
99 Board that County required stormwater modifications to the property increased the cost of
100 construction over \$700,00.00. The station renovation project will be funded with California State Pass-
101 Through grant funding, American Rescue Plan Act (ARPA) funding, County of San Diego Rainbow
102 General Funds, and District Capital Facility Reserve funding. NCFPD crews are scheduled to relocate
103 temporarily during renovation to the Red Mountain Cal Fire Station on September 9, 2024. Board
104 discussion ensued. On a motion by Director Acosta seconded by Director Egkan, the motion to
105 approve the contract amendment for the Fire Station #3 project including the guaranteed maximum
106 price, moving the project into the construction phase passed unanimously. Hooray!

107 11. **FIRE STATION #3 DOZER BARN GUARANTEED MAXIMUM PRICE:** In December 2023, the Board
108 directed Staff to execute a multi-year lease agreement with the State of California Department of
109 Governmental Services (DGS) for a Cal Fire Dozer barn facility at the Station #3 property. Staff has
110 successfully executed a lease agreement in the amount of \$1,192,023.00, which will be paid to the
111 District in three payments following a 40/40/20 payment schedule. The first 40% payment (476,809.20)
112 will be made after all necessary permits are obtained; the second 40% payment (\$476,809.20) will be
113 made upon completion of interior finishes and electrical wiring; the third payment of 20% (\$238,404.60)
114 will be made after obtaining project completion. Chief McReynolds advised the Board the agreement
115 includes repayment from DGS for the cost of planning and design, permitting, construction

116 management services, construction, staff, and legal counsel time, along with a monthly rent payment
117 of \$1560.00 for use of the Dozer Barn from April 1, 2025, through March 31, 2037. Director Egkan
118 asked who would be responsible for operating the dozer, to which Chief McReynolds confirmed only
119 Cal Fire personnel will operate the heavy equipment, not NCFPD staff. Chief McReynolds also
120 confirmed there will be no living quarters or lavatory in the dozer barn, as Cal Fire staff will continue to
121 be stationed at their Rainbow facility. On a motion by Director Acosta seconded by Director Egkan, the
122 motion to approve the guaranteed maximum prices bid alternate for Dozer Barn construction at the
123 Fire Station #3 site passed unanimously.

124 **LEGAL COUNSEL REPORT:** General Counsel Steinke reviewed the included report: Ethics Training
125 Requirements for Elected Officials.

126 ● **WRITTEN COMMUNICATIONS:** Information only; no action required.

127 ● **BOARD RECOGNITION PROGRAM:** Information only; no action required.

128 ● **STAFF REPORTS/UPDATES:**

129 ● **KEITH McREYNOLDS, FIRE CHIEF:** Chief McReynolds informed the Board of the following
130 items:

131 ○ Hoch Consulting secured NCFPD \$445,000.00 in Assistance to Firefighters Grant
132 program money to replace SCBA equipment.

133 ○ The Insurance Services Office (ISO) is currently conducting the District's evaluation.
134 ISO rates fire departments and their communities on their ability to respond to fires.

135 ○ The first ever Woman's Empowerment Summit was well attended. Future summits to
136 take place in the North Zone with the time and place T.B.D.

137 ○ A Station 3 groundbreaking ceremony will take place at the end of September. Date
138 and time to be determined.

139 ○ Three presentations will be brought to the Board in September: a battery storage
140 presentation, an agency training presentation, and a Women's Empowerment Summit
141 overview presentation.

142 ● **CHIEF OFFICERS AND OTHER STAFF: BC HARRINGTON:** BC Harrington provided
143 communications updates and strike team deployments. **F/M FIERI:** F/M Fieri provided community risk
144 updates, noting the District is still assisting Valley Center with plan checks. **DC AUGUST:** DC August

145 provided an update on current facility projects. The District Open House will be held this year on
146 October 12. **DFC MACMILLAN:** DFC MacMillan provided current strike team staffing, operations
147 updates, and progress updates on District policies and procedures.

148 ● **BOARD:** President Pike: President Pike asked if emergency evacuation outreach in Spanish
149 was available within the GENASYS mobile application. DC August advised the Board that the
150 GENASYS app works in conjunction with the SD Alert app. If residents would like GENASYS
151 notifications in Spanish, they must sign up for Spanish notifications using the SD Alert mobile
152 application, which then translates GENASYS alerts to Spanish. Chief McReynolds notified the Board
153 that all emergency evacuation notices are facilitated by law enforcement. Director Egkan asked about
154 the status of an NCFPD mobile app. DC August informed the Board that this project is still being
155 researched, as costs for development and maintenance of this type of software came in at a higher
156 cost than expected.

157 ● **BARGAINING GROUPS:** There was no comment from the Bargaining Groups.

158 ● **PUBLIC COMMENT:** There was no further comment from the public.

159 **CLOSED SESSION**

160 At 6:11 p.m. President Pike inquired whether there was a motion to adjourn to closed session.
161 There being no objection, President Pike read the items to be discussed in closed session and
162 open session was closed. A short break ensued after the reading of the closed session items. At
163 6:19 p.m. the Board entered closed session to hear:

164 **CS-1. ANNOUNCEMENT – PRESIDENT PIKE:**

165 **CS-2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (GOVERNMENT CODE §54956.8) PROPERTY:**

166 **315 E. IVY ST. AND VACANT LAND, IVY ST., FALLBROOK, CA 92028:**

167 **AGENCY REPRESENTATIVE: WIL SOHOLT**

168 **CS-3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (GOVERNMENT CODE**

169 **§54956.9(d)): ONE CASE**

170 **CS-4. CONFERENCE WITH LABOR NEGOTIATORS (GOVERNMENT CODE §54957.6):**

171 **AGENCY REPRESENTATIVE: CHIEF McREYNOLDS**

172 **EMPLOYEE ORGANIZATIONS: FALLBROOK FIREFIGHTERS ASSOCIATION (SAFETY GROUP EMPLOYEES),**

173 **MANAGEMENT GROUP, AND NON-SAFETY (MISCELLANEOUS).**

174 **CS-5. REPORT FROM CLOSED SESSION – PRESIDENT PIKE:**

175 **● REOPENING TO OPEN SESSION:**

176 On a motion by Director Acosta seconded by Vice President Shaw which passed unanimously, the
177 Board returned to open session at 8:01 p.m. and the following items were reported out to the public:

178 **CS-2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (GOVERNMENT CODE §54956.8) PROPERTY:**

179 **315 E. IVY ST. AND VACANT LAND, IVY ST., FALLBROOK, CA 92028:** There was no reportable action.

180 **CS-3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (GOVERNMENT CODE**

181 **§54956.9(d)):** ONE CASE: There was no reportable action.

182 **CS-4. CONFERENCE WITH LABOR NEGOTIATORS (GOVERNMENT CODE §54957.6):**

183 **AGENCY REPRESENTATIVE: CHIEF McREYNOLDS**

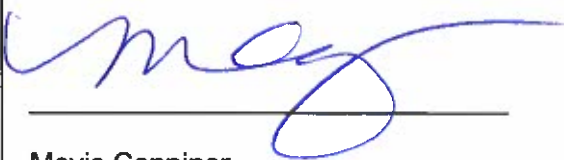
184 **EMPLOYEE ORGANIZATIONS: FALLBROOK FIREFIGHTERS ASSOCIATION (SAFETY GROUP EMPLOYEES),**

185 **MANAGEMENT GROUP, AND NON-SAFETY (MISCELLANEOUS).** There was no reportable action.
186

187 **ADJOURNMENT**

188 A motion was made at 8:02 p.m. by Director Acosta seconded by Vice President Egkan to adjourn
189 the meeting and reconvene on September 24, 2024, at 5:00 p.m., which motion carried unanimously.

190
191 Respectfully submitted,

192 

193
194 Mavis Canpinar

195 Board Clerk

196
197 Minutes approved at the Board of Director's Meeting on:

198 9.24.24