



# Moraga-Orinda Fire District

## Board of Directors

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### REGULAR MEETING

July 20, 2022 – 7:00 PM

7:00 p.m. OPEN SESSION ONLY

(No Closed Session)

This meeting will be conducted by webinar and teleconference only in accordance with AB 361. To protect our residents, officials, and staff, and in accordance with AB 361, all public meetings are being conducted electronically to prevent imminent risks to the health or safety of attendees. The meeting is not available for in-person attendance. Members of the public may attend the meeting by video or phone linked in this agenda.

#### PLEASE NOTE TELECONFERENCE MEETING INFORMATION:

To join the Meeting:

By Phone: 1-669-900-6833

Please click the link below to join the webinar by Zoom:

<https://us02web.zoom.us/j/87353617019>

Webinar ID: 873 5361 7019

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**Public Participation** is encouraged by joining via the ZOOM link or the dial-in information above. You can access it either via a smartphone or computer App (Zoom) or via phone.

**Live Public Comment** can be provided via the Zoom app (during public comment) by the raise hand feature. If participating by phone, dial \*9 to *raise your hand*. Staff will call on participants by the name provided or last 4 digits of phone number for dial-in attendees. When your name or number is called, a notification is sent requesting that you unmute your microphone. Participants will be called in the order of hands raised to comment.

**Written Public Comment** can be provided via email at [info@mofd.org](mailto:info@mofd.org).

- Emails received by **3pm** on the day of the meeting will be forwarded to the Board of Directors. Emails will be made a part of the public record and available to view by 5pm on the day of the meeting by following this link [mofd.org/agendas](https://mofd.org/agendas)
- Comments may also be submitted by e-mail during the meeting up until the closure of the public comment period on the relevant agenda item. These will be read into the record by staff at their normal cadence and will be limited to a maximum of 3 minutes.

If you are participating via meeting link (i.e. web platform), and experience technological difficulties, please re-join the meeting by phone via phone number provided above. In the event the meeting broadcast is disrupted, or if a technical issue on the agency's end disrupts public comment, the board will pause the meeting and will not take any further action on items on the agenda until access is restored. The meeting will be live streamed via the [MOFD YouTube Channel](#). A link is accessible via the District's website.

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#### 1. OPENING CEREMONIES

- Call the Meeting to Order
- Roll Call
- Pledge of Allegiance

#### 2. CONSENT AGENDA

##### 2.1 **Adopt Resolution 22-23 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference**

Staff Recommendation: Adopt Resolution 22-23 Re-Ratifying Findings and Determining A Need to Continue Holding Remote Meetings By Teleconference

Attachment: [Resolution 22-23 Re-ratifying Remote Meetings](#)

##### 2.2 **Meeting Minutes – June 15, 2022 (Regular)**

Staff Recommendation: Approve and File

Attachment: [06-15-22 Regular Meeting Minutes DRAFT.pdf](#)

2.3 **Monthly Incident Report – June 2022**

Staff Recommendation: Approve and File

Attachment: [Monthly Incident Report June 2022.pdf](#)

2.4 **Monthly Check/Voucher Register – June 2022**

Staff Recommendation: Approve and File

Attachment: [Check Register June 2022](#)

2.5 **Monthly Financial Report – June 2022**

Staff Recommendation: Approve and File

Attachment: [DRAFT Statement of Revenue & Expenditures - General Fund - Revised 6.30.22.pdf](#)

Attachment: [Capital Projects Fund Actual to Budget - 2122 06.30.22.pdf](#)

Attachment: [Debt Service Fund Actual to Budget - 2122 06.30.22.pdf](#)

Attachment: [Tunnel East Bay Hills Actual to Budget-2122 06.30.22.pdf](#)

2.6 **Dissolve the MOFD 25th Anniversary Celebration Ad Hoc Committee**

Staff Recommendation: Dissolve the MOFD 25th Anniversary Celebration Ad Hoc Committee

3. **PUBLIC COMMENT - ITEMS NOT ON THE AGENDA**

At the beginning of each regular District Board meeting, any member of the public may address the District Board concerning any item not on the Board's agenda but within the subject matter jurisdiction of the Board. Speakers will be limited to three (3) minutes unless otherwise specified by the Presiding Officer. The public will be given an opportunity to speak on each agenda item at the time it is called. The Board may discuss and/or take action regarding any or all of the items listed below. Once the public comment portion of any item on this agenda has been closed by the Board, no further comment from the public will be permitted unless authorized by the Board and if so authorized, said additional public comment shall be limited to the provision of information not previously provided to the Board or as otherwise limited by order of the Presiding Officer or the Board.

4. **PUBLIC HEARING**

4.1 **[Public Hearing on failure to comply with the Notice to Abate order for 34 La Campana Road, Orinda CA, APN: 262191005; declare the property a seasonal and recurrent nuisance and order Fire Chief to abate the property](#)**

Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Open the Public Hearing and Hear Public Comment; 4) Review documentation for the Property and hear from the Property owner and or agent; 5) Close the public hearing 6) Adopt Resolution 22-22, a Resolution of the Moraga-Orinda Fire Protection District declaring that fire hazards on 34 La Campana Road, Orinda CA, APN 262191005 constitute seasonal and recurrent public nuisances and directing the Fire Chief to abate these nuisances at the Property owner's expense.

Attachment A: [22-22 Resolution Nuisance Abatement 34 La Campana](#)

Attachment B: [Written Public Comments Received as of 7/15/2022 at 12:00 P.M](#)

5. **ANNOUNCEMENTS**

5.1 **Brief information only reports related to meetings attended by a Director at District expense.**

(Government Code Section 53232.3(d))

5.2 **Questions and informational comments from Board members and Staff**

5.3 **Communications Received**

1. Pete Nowicki

Pete Nowicki Letter.pdf

5.4 **Fire Chief Updates**

a. **Finance Report**

b. **Human Resources**

c. **Fire Marshal**

d. **Operations**

Attachment: [Monthly Fire Marshal Report](#)

6. **REGULAR AGENDA**

6.1 **[Implementation of the Home Hardening Grant Program](#)**

- Staff Recommendation: 1) No action required; Informational purposes only
- 6.2 [Authorization to Contract with Definitive Networks, Inc. for Information Technology Services and Fiber Connections for the Period October 1, 2022 through June 30, 2025 with an Option to Extend Two Years](#)  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Authorize Staff to Contract with Definitive Networks, Inc. for Information Technology Services and Fiber Connections for the Period October 1, 2022 through June 30, 2025 with an Option to Extend Two Years  
[Attachment A DNI Proposal.pdf](#)
- 6.3 [Adopt Resolution 22-21 Classifying the Various Components of Fund Balance as Defined in Governmental Accounting Standards Board Statement No. 54 and Adopting a Revised Fund Balance Policy](#)  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Adopt Resolution 22-21 Classifying the Various Components of Fund Balance as Defined in Governmental Accounting Standards Board Statement No. 54 and Adopting a Revised Fund Balance Policy  
[Attachment A Fund Balance Policy.docx](#)  
[Attachment B Resolution 22-21 GASB 54.docx](#)
- 6.4 [Approval of Unrepresented Employee Handbook Authorizing Salary and Benefits for Unrepresented Employees Effective July 21, 2022](#)  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve the Unrepresented Employee Handbook authorizing salary and benefits for Unrepresented Employees effective July 21, 2022  
[Attachment A - Unrepresented Handbook 07.21.2022 Legislative Version.pdf](#)  
[Attachment B - Unrepresented Handbook 07.21.2022 Final Version.pdf](#)
- 6.5 [Approval of Side Letter of Agreement Between Moraga-Orinda Fire Protection District and Moraga-Orinda Fire Chief Officers Association to Amend Section IIIC Retiree Health Savings Account Provisions to Provide Additional Retiree Health Savings Account Provisions](#)  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Approve the Side Letter of Agreement Between Moraga-Orinda Fire Protection District and Moraga-Orinda Fire Chief Officers Association to Amend Section IIIC Retiree Health Savings Account to Add Retiree Health Savings Account Provisions  
[Attachment A Side Letter of Agreement with MOFCOA Retiree Health Savings Account.pdf](#)
- 6.6 [Adopt Resolution 22-24 Amending the District Conflict of Interest Code](#)  
Staff Recommendation: 1) Discuss; 2) Deliberate; 3) Adopt Resolution 22-24 – A Resolution of the Moraga-Orinda Fire District of Contra Costa County, Amending the District Conflict of Interest Code  
[Attachment A: Resolution 22-24, A Resolution of the Moraga-Orinda Fire District of Contra Costa County, Amending the District Conflict of Interest Code](#)  
[Attachment B: Exhibit Conflict of Interest Code - Clean Version](#)  
[Attachment C: 2022 Conflict of Interest Code - Redlined Version](#)

7. COMMITTEE REPORTS

- 7.1 **Audit Committee (Directors Danziger and Jex)**
- 7.2 **East Bay Hills Wildfire Prevention and Vegetation Management Joint Powers Agency Meetings (Directors Danziger and Jorgens)**
- 7.3 **Facilities Station 41 Ad Hoc Committee (Directors Baitx and Donner)**
- 7.4 **Joint Fire Prevention Ad Hoc Committee w/City of Orinda (Directors Donner and Jorgens)**

8. ANNOUNCEMENTS

- 8.1 **Future Agenda Items**

9. ADJOURNMENT

*The Moraga-Orinda Fire Protection District ("District"), in complying with the Americans with Disabilities Act ("ADA"), requests individuals who require special accommodations to access, attend and/or participate in District Board meetings due to a disability, to please contact the District Chief's office, (925) 258-4501, at least one business day prior to the*

*scheduled District Board meeting to ensure that we may assist you.*

Any disclosable public records related to an open session item on a Regular meeting agenda and distributed by the Moraga-Orinda Fire District to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspections at 1280 Moraga Way, Moraga, during normal business hours.

I hereby certify that this agenda in its entirety was posted on July 15, 2022, at the Moraga and Orinda Fire Administration offices, Stations 41, 42, 43, 44, and 45 and electronically at [www.mofd.org/agendas](http://www.mofd.org/agendas). Agenda provided to the Moraga Town Office (Hacienda) and Orinda City Hall.



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Marcia Holbrook  
District Secretary/Clerk