

FIVE CITIES FIRE AUTHORITY

Jeff Lee, Chair
Karen White, Vice Chair
Keith Storton, Board Member



Stephen C. Lieberman, Executive Officer
Tricia Meyers, Clerk to the Board
David P. Hale, General Counsel

AGENDA BOARD MEETING

FRIDAY, JULY 15, 2022–9:00 A.M.
City of Grover Beach Council Chambers
154 South Eighth Street, Grover Beach, CA

CALL TO ORDER

FLAG SALUTE

ROLL CALL

AGENDA REVIEW:

At this time the Board will review the order of business to be conducted and receive requests for, or make announcements regarding any change(s) in the order of the day. The Board should, by motion, approve the agenda as presented or as revised.

COMMUNITY COMMENTS AND SUGGESTIONS:

This public comment period is an invitation to members of the community to present issues, thoughts, or suggestions on matters not scheduled on this agenda. Comments should be limited to those matters that are within the jurisdiction of the Board. The Brown Act restricts the Board from taking formal action on matters not published on the agenda. In response to your comments, the Chair or Vice Chair may:

- Direct Authority staff to assist or coordinate with you.
- A Board Member may state a desire to meet with you.
- It may be the desire of the Board to place your issue or matter on a future Board agenda.

CONSENT AGENDA:

The following routine items listed below are scheduled for consideration as a group. The recommendations for each item are noted. Any member of the public who wishes to comment on any Consent Agenda item may do so at this time. Any Board Member, the Fire Chief or General Counsel may request that any item be pulled from the Consent Agenda to permit discussion or change the recommended course of action. The Board may approve the remainder of the Consent Agenda on one motion.

BOARD MEETING AGENDA – JULY 15, 2022
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1. **Consideration of Approval of Minutes**(MEYERS)
Recommended Action: Approve the minutes of the Board Meeting of June 17, 2022 and Special Board Meeting of June 30, 2022.
2. **Consideration of Cash Disbursement Activity**(LIEBERMAN)
Recommended Action: Receive and file the listing of cash disbursements for the period of June 1 to June 30, 2022.

PROTEST HEARINGS:

- a. **Protest Hearing and Consideration of Resolution Confirming Weed Abatement Cost Accountant Report Consistent with Health and Safety Code Section 14905 and 14906 ET SEQ**(LIEBERMAN)

CONTINUED BUSINESS:

None.

NEW BUSINESS:

- a. **Status Update – Oceano Measure A-22 & Wind Down Period**(LIEBERMAN)
Recommended Action: Receive and file report.

BOARD MEMBER ITEMS:

The following item(s) are placed on the agenda by a Board Member who would like to receive feedback, obtain consensus to direct staff to prepare information, and/or request a formal agenda report be prepared and the item placed on a future agenda. No formal action can be taken.

None.

FIRE CHIEF ITEMS:

The following item(s) are placed on the agenda by the Fire Chief in order to receive comments, feedback and/or request direction from the Board. No formal action can be taken.

None.

BOARD MEETING AGENDA – JULY 15, 2022
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GENERAL COUNSEL ITEMS:

The following item(s) are placed on the agenda by the General Counsel in order to receive comments, feedback and/or request direction from the Board. No formal action can be taken.

None.

BOARD COMMUNICATIONS:

Correspondence/Comments as presented by the Board.

CLOSED SESSION:

- a. **CONFERENCE WITH LABOR NEGOTIATORS** pursuant to Government Code Section 54957.6:

Agency Negotiators: Che Johnson - Law Firm of Liebert Cassidy Whitmore
Nicole Valentine – Director of Admin. Services – Arroyo Grande
Karla Mattocks - Human Resources Coordinator-Grover Beach
Tashina Ureno – Human Resources Manager-Arroyo Grande

Represented Employees: International Association of Fire Fighters (IAFF) Local 4403

ADJOURNMENT

All staff reports or other written documentation, including any supplemental material distributed to a majority of the Board within 72 hours of a regular meeting, relating to each item of business on the agenda are available for public inspection during regular business hours in the Clerk to the Board's office, 140 Traffic Way, Arroyo Grande. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by the Americans with Disabilities Act. To make a request for disability-related modification or accommodation, contact the Clerk to the Board's office at 805-473-5490 as soon as possible and at least 48 hours prior to the meeting date.

Any documentation or materials to be submitted by the General Public for consideration by the Board shall be submitted to the Clerk to the Board by email at tmeyers@fivecitiesfire.org, no later than 24 hours prior to the above scheduled time for the Five Cities Fire Authority Board meeting. Failure to submit documents or any materials at least 24 hours prior to the scheduled time for the Board meeting shall be grounds for the Board to reject consideration or review of those items unless otherwise required by state or local laws.

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BOARD MEETING AGENDA – JULY 15, 2022
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Beach, Station 2, 701 Rockaway Avenue, Grover Beach, and Oceano Community Services District, 1655 Front Street, Oceano.

Agenda reports can be accessed and downloaded from the Five Cities Fire Authority Website at www.fivecitiesfireauthority.org.

MINUTES

FIVE CITIES FIRE AUTHORITY BOARD MEETING FRIDAY, JUNE 17, 2022

CALL TO ORDER:

Chair Lee called the in-person Five Cities Fire Authority (FCFA) Board meeting to order at 09:00 a.m.

FLAG SALUTE:

Acting Fire Chief, Brian Salce, led the Flag Salute.

ROLL CALL:

FCFA Board: Chair Jeff Lee, Vice Chair Karen White and Board Member Keith Storton.

FCFA Staff Present: Acting Fire Chief Brian Salce, General Counsel Molly Thurmond and Clerk to the Board Tricia Meyers.

AGENDA REVIEW:

Action: Board Member Storton moved, Vice Chair White seconded, and the motion passed unanimously to approve the Five Cities Fire Authority's Agenda by a voice vote.

AYES: Storton, White, Lee
NOES: None
ABSENT: None
ABSTAIN: None

COMMUNITY COMMENTS AND SUGGESTIONS:

None.

CONSENT AGENDA:

Action: Board Member Storton moved, and Vice Chair White seconded the motion to approve the Consent Agenda. No public comment was received. The motion passed on the following roll call vote:

AYES: Storton, White, Lee
NOES: None
ABSENT: None
ABSTAIN: None

1. Consideration of Approval of Minutes.

Action: Approved minutes of the Board Meeting of May 20, 2022.

2. Consideration of Cash Disbursement Activity.

Action: Received and filed the listing of cash disbursements for the period of May 1, 2022 through May 31, 2022.

CONTINUED BUSINESS:

None.

PROTEST HEARINGS:

a. Protest Hearing: 2022 Weed Abatement Protest Hearing and Issuance of Abatement Order.

Clerk to the Board Tricia Meyers presented the properties on the list for the weed abatement protest hearing. There are fifty-five properties out of compliance at this time. The owner of 1311 20th Street in Oceano spoke during public comment and reported that his weeds have been abated. Five Cities Fire Authority staff will remove the address from the list after they confirm the weeds are cleared.

Action: Board Member Storton moved, Vice Chair White seconded the motion, to close the public hearing and issue an abatement order to direct the Acting Fire Chief to have the weeds removed on the properties reported on the list. The motion passed on the following roll call vote:

AYES: Storton, White, Lee
NOES: None
ABSENT: None
ABSTAIN: None

NEW BUSINESS:

None.

BOARD MEMBER ITEMS:

None.

FIRE CHIEF ITEMS:

- a. Acting Fire Chief Salce reported that call volume continues to increase and has recently included brush fires. This is a concern due to the dry conditions.

GENERAL COUNSEL ITEMS:

None.

BOARD COMMUNICATIONS:

Vice Chair White reported that Measure A-22 did not pass in Oceano. Chair Lee proposed a Special Meeting for June 30, 2022 for a closed session to discuss negotiation matters. Board Member Storton announced that the City Council of Arroyo Grande has approved an Employee Retention Incentive Program, which will provide incentive pay to existing employees in FY 2022-23. The city has also proposed to include Five Cities Fire Authority employees in this program.

CLOSED SESSION:

None.

ADJOURNMENT:

Chair Lee adjourned the meeting at 9:21 a.m.

JEFF LEE, CHAIR

ATTEST:

TRICIA MEYERS, CLERK TO THE BOARD

MINUTES

FIVE CITIES FIRE AUTHORITY SPECIAL BOARD MEETING THURSDAY, JUNE 30, 2022

CALL TO ORDER:

Chair Lee called the Five Cities Fire Authority (FCFA) Special Board meeting to order at 09:00 a.m.

FLAG SALUTE:

Captain Sean McMahon led the Flag Salute.

ROLL CALL:

FCFA Board: Chair Jeff Lee, Vice Chair Karen White and Board Member Keith Storton.

FCFA Staff Present: Fire Chief Stephen Lieberman, General Counsel Dave Hale and Clerk to the Board Tricia Meyers.

COMMUNITY COMMENTS AND SUGGESTIONS:

Joe Rawson, member of Local 4403, provided public comment. The Local 4403 union members are asking that their salaries be comparable to surrounding agencies. Union members feel that the current salary schedule prevents Five Cities Fire Authority from recruiting new employees and may lead to retention issues as well.

CLOSED SESSION:

The Board adjourned to a Closed Session at 09:03 a.m. concerning the following item:

- a. **CONFERENCE WITH LABOR NEGOTIATORS** pursuant to Government Code Section 54957.6:

Agency Negotiators: Che Johnson – Law Firm of Liebert Cassidy Whitmore
Nicole Valentine – Accounting Manager – Arroyo Grande
Karla Mattocks – Human Resources Coordinator-Grover Beach
Tashina Ureno – Human Resources Manager-Arroyo Grande

Represented Employees: International Association of Fire Fighters (IAFF) Local 4403

RECONVENE TO OPEN SESSION:

General Counsel Hale called the meeting back to order at 09:45 a.m. with no reportable action.

ADJOURNMENT:

Chair Lee adjourned the meeting at 09:45 a.m.

JEFF LEE, CHAIR

ATTEST:

TRICIA MEYERS, CLERK TO THE BOARD



STAFF REPORT

TO: Chair and Board Members **MEETING DATE:** July 15, 2022

FROM: Stephen C. Lieberman, Fire Chief
Nicole Valentine, Treasurer

SUBJECT: Consideration of Cash Disbursement Ratification

RECOMMENDATION

It is recommended that the Five Cities Fire Authority (FCFA) Board of Directors review, receive and accept the attached listing of cash disbursements for the period June 1 through June 30, 2022.

BACKGROUND

The FCFA JPA agreement identifies the City of Arroyo Grande as the agency providing financial services to the fire department. The City processes payroll and accounts payable on behalf of the FCFA. Historically, the City has processed FCFA payroll on City checks (using a City bank account). The City recovers 100% of these payroll costs along with related staff time. FCFA staff is working with the City to determine if payroll can be processed utilizing FCFA checks/bank account.

Cash disbursements are made weekly based on the submission of all required documentation and supporting invoices for costs incurred/services rendered. The Fire Chief reviews all disbursement documents before they are submitted to the City for processing.

FISCAL IMPACT

There is a \$808,402.64 fiscal impact that includes the following items:

- Accounts Payable Checks \$ 422,829.87
- Payroll and Benefit Checks 385,572.77

ALTERNATIVES

The following alternatives are provided for the Board's consideration:

1. Approve the staff recommendation
2. Do not approve the staff recommendation
3. Provide other direction.

ATTACHMENTS

June 1 through June 30, 2022 Accounts Payable Register
June 1 through June 30, 2022 Payroll and Check Register

PREPARED BY

Stephen C. Lieberman, Fire Chief

FIVE CITIES FIRE AUTHORITY
CHECK LISTING
JUNE 1 - 30, 2022

ATTACHMENT 1

Line	Check Date	Check #	Amount	Description	Acct #	Vendor Name
1	06/03/2022	8337	\$ 20.78	REPLACEMENT INSOLES	290.4211.5272	ALLSTAR FIRE EQUIPMENT, INC
2	06/03/2022	8337	4,888.04	FIRE HOSE	290.4211.5255	ALLSTAR FIRE EQUIPMENT, INC
3	06/03/2022	8338	570.71	DETERGENT-STN 2	290.4211.5604	AQUA SYSTEMS, INC
4	06/03/2022	8339	266.14	SHOP SUPPLIES-RENTAL MOPPS, MATS	290.4211.5303	ARAMARK UNIFORM SERVICES
5	06/03/2022	8340	741.58	BAN#9391033185 PHONE LINES 4/25-5/24	290.4211.5403	AT&T
6	06/03/2022	8341	326.01	IPAD WIRELESS CHRGS 4/12-5/11	290.4211.5403	AT&T MOBILITY
7	06/03/2022	8342	971.54	EMS SUPPLIES	290.4211.5206	BOUND TREE MEDICAL, LLC
8	06/03/2022	8343	72.91	FLYERS FOR CAREER FAIR	290.4211.5306	BURDINE PRINTING (DBA)
9	06/03/2022	8344	118.75	ACCT#8245101000202519 STN 2 TV	290.4211.5401	CHARTER COMMUNICATIONS
10	06/03/2022	8344	93.80	ACCT#8245101010116287 STN 3 TV	290.4211.5401	CHARTER COMMUNICATIONS
11	06/03/2022	8344	211.62	ACCT#8245100960102339 STN 1 TV	290.4211.5401	CHARTER COMMUNICATIONS
12	06/03/2022	8345	40.96	SHIPPING CHRGS	290.4211.5208	FEDEX
13	06/03/2022	8346	341.80	UTILITIES -WATER STN 2	290.4211.5401	CITY OF GROVER BEACH
14	06/03/2022	8347	2,429.20	FUEL	290.4211.5608	JB DEWAR, INC
15	06/03/2022	8348	312.00	04/22 LEGAL SVCS	290.4211.5303	LIEBERT, CASSIDY, WHITMORE
16	06/03/2022	8349	36.61	LINSEED OIL, BATTERIES	290.4211.5273	MINER'S ACE HARDWARE, INC
17	06/03/2022	8349	9.69	CHEMICAL GLOVES	290.4211.5604	MINER'S ACE HARDWARE, INC
18	06/03/2022	8350	682.50	04/22 PROF LEGAL SVCS	290.4211.5303	MOLLY THURMOND P.C.
19	06/03/2022	8351	1,501.72	ELECTRIC-STN 1 4/14-5/12	290.4211.5401	PACIFIC GAS & ELECTRIC CO
20	06/03/2022	8352	871.48	CLEANING SUPPLIES	290.4211.5604	PROCARE JANITORIAL SUPPLY
21	06/03/2022	8353	3,484.33	6652 NEW TIRES	290.4211.5601	SANTA MARIA TIRE, INC
22	06/03/2022	8353	927.29	6661 REPLACE TIRE	290.4211.5601	SANTA MARIA TIRE, INC
23	06/03/2022	8354	155.12	GAS SERVICES-STN 2 4/15-5/16	290.4211.5401	SOCALGAS
24	06/03/2022	8355	136.19	6645 REPAIR SIREN FOOT SWITCH	290.4211.5601	SOUTH COAST EMERGENCY
25	06/03/2022	8355	85.00	6692 CK ENGINE LIGHT ON	290.4211.5601	SOUTH COAST EMERGENCY
26	06/03/2022	8355	1,598.77	6652 ANNUAL SVC	290.4211.5601	SOUTH COAST EMERGENCY
27	06/03/2022	8356	177.79	ICE MACHINE RENTAL	290.4211.5303	TOGNAZZINI BEVERAGE SERVICE
28	06/03/2022	8357	579.20	ACCT#670954297-00001 (14) PHONES	290.4211.5403	VERIZON WIRELESS
29	06/15/2022	8358	174.87	BAN#9391033179 STN 3 CIRCUIT CHARGES	290.4211.5403	AT&T
30	06/15/2022	8358	174.87	BAN#9391033178 STN 2 CIRCUIT CHARGES	290.4211.5403	AT&T
31	06/15/2022	8359	16.86	SECURE CONFERENCE	290.4211.5403	BANK OF AMERICA
32	06/15/2022	8359	99.99	APPLE.COM-LANDGLIDE APP SUBSCRIPTION	290.4211.5807	BANK OF AMERICA
33	06/15/2022	8359	49.98	VIEWBRITE LIGHTED COLLAPSIBLE SAFETY CONE	290.4211.5255	BANK OF AMERICA
34	06/15/2022	8359	45.26	AMAZON-COMPUTER SPEAKERS	290.4211.5702	BANK OF AMERICA
35	06/15/2022	8359	36.62	AMAZON-MATRESS PROTECTOR	290.4211.5804	BANK OF AMERICA
36	06/15/2022	8359	218.61	AMAZON-PRINTER TONER	290.4211.5201	BANK OF AMERICA
37	06/15/2022	8359	209.14	REDBACK-STN BOOTS	290.4211.5272	BANK OF AMERICA
38	06/15/2022	8359	422.75	FUEL-EXXON, 76, CHEVRON	290.4211.5608	BANK OF AMERICA

FIVE CITIES FIRE AUTHORITY
CHECK LISTING
JUNE 1 - 30, 2022

ATTACHMENT 1

Line	Check Date	Check #	Amount	Description	Acct #	Vendor Name
39	06/15/2022	8359	\$ 24.77	MINERS-VEHICLE MAINT	290.4211.5601	BANK OF AMERICA
40	06/15/2022	8359	68.60	TRAINING/MEETING SUPPLIES-TJS, GROCERY OUTLET	290.4211.5501	BANK OF AMERICA
41	06/15/2022	8359	35.00	CALL IN STUDIO	290.4211.5607	BANK OF AMERICA
42	06/15/2022	8359	14.99	ZOOM	290.4211.5403	BANK OF AMERICA
43	06/15/2022	8359	9,408.76	CENTRAL COAST TRUCK-REPAIR 664	290.4211.5601	BANK OF AMERICA
44	06/15/2022	8359	149.77	AMAZON PRIME MEMBERSHIP	290.4211.5503	BANK OF AMERICA
45	06/15/2022	8359	0.99	APPLE.COM- CHIEFS IPHONE CLOUD	290.4211.5607	BANK OF AMERICA
46	06/15/2022	8359	614.91	COUNSELING TEAM REGISTRATION	290.4211.5501	BANK OF AMERICA
47	06/15/2022	8359	76.05	POSTAGE	290.4211.5208	BANK OF AMERICA
48	06/15/2022	8359	146.56	ALL HANDS MEETING SUPPLIES-VONS	290.4211.5501	BANK OF AMERICA
49	06/15/2022	8359	1,923.08	RUGGED RADIO-HEADSETS & ACCESSORIES	290.4211.5603	BANK OF AMERICA
50	06/15/2022	8359	25.00	STARBUCKS -PUBLIC ED EVENT	290.4211.5504	BANK OF AMERICA
51	06/15/2022	8359	37.49	OFFICE SUPPLIES	290.4211.5201	BANK OF AMERICA
52	06/15/2022	8359	68.11	BLM TRAINING GUIDES	290.4211.5501	BANK OF AMERICA
53	06/15/2022	8359	297.41	SPEEDTECH -LED LIGHTS	290.4211.6301	BANK OF AMERICA
54	06/15/2022	8359	300.00	MASTERTECH AUTO-INSTALL SWAY BAR	290.4211.5601	BANK OF AMERICA
55	06/15/2022	8360	209.98	ACCT#8245100960252290 STN 1 INTERNET	290.4211.5401	CHARTER COMMUNICATIONS
56	06/15/2022	8361	1,313.50	05/22 PROF LEGAL SVCS	290.4211.5303	DAVID P. HALE
57	06/15/2022	8362	(2.45)	CREDIT ON ACCOUNT	290.4211.5608	JB DEWAR, INC
58	06/15/2022	8362	(51.93)	CREDIT FOR FILTER RETURNS	290.4211.5608	JB DEWAR, INC
59	06/15/2022	8362	(716.40)	CREDIT-PRICING ERROR	290.4211.5608	JB DEWAR, INC
60	06/15/2022	8362	703.36	FUEL	290.4211.5608	JB DEWAR, INC
61	06/15/2022	8362	(50.00)	CREDIT ON ACCT	290.4211.5608	JB DEWAR, INC
62	06/15/2022	8362	3,183.85	FUEL	290.4211.5608	JB DEWAR, INC
63	06/15/2022	8363	258.19	GAS SERVICES-STN 1 4/27-5/26	290.4211.5401	SOCALGAS
64	06/27/2022	8364	7.80	PASSPORT NAMETAGS-QUINLAN	290.4211.5255	ADVANCE MARKING SYSTEMS
65	06/27/2022	8364	4.99	FREIGHT	290.4211.5255	ADVANCE MARKING SYSTEMS
66	06/27/2022	8365	250.25	ARGON/OXYGEN CYLINDER RENTAL	290.4211.5303	AIRGAS USA, LLC
67	06/27/2022	8365	174.30	(3) OXYGEN CYLINDERS USPDAC	290.4211.5303	AIRGAS USA, LLC
68	06/27/2022	8365	284.30	OXYGEN CYLINDERS	290.4211.5303	AIRGAS USA, LLC
69	06/27/2022	8365	597.05	STD MD 40 CYLINDER ANT6400	290.4211.5303	AIRGAS USA, LLC
70	06/27/2022	8366	266.14	SHOP SUPPLIES RENTAL MATS, MOPS	290.4211.5303	ARAMARK UNIFORM SERVICES
71	06/27/2022	8367	370,523.09	05/22 REIMB EXPENSES TO CITY	290.0000.2002	CITY OF ARROYO GRANDE
72	06/27/2022	8368	33.97	CIRCUIT LINE TO AGPD	290.4211.5403	AT & T
73	06/27/2022	8369	140.00	ADJUST PRESSURE SWITCH	290.4211.5603	BAUER COMPRESSORS, INC
74	06/27/2022	8370	825.00	FSTEP TRAINING CONFINED SPACE	290.4211.5501	CAL FIRE
75	06/27/2022	8371	209.98	ACCT#8245101010138133 STN 3 INTERNET	290.4211.5401	CHARTER COMMUNICATIONS
76	06/27/2022	8371	209.96	ACCT#8245101000239800 STN 2 INTERNET	290.4211.5401	CHARTER COMMUNICATIONS

FIVE CITIES FIRE AUTHORITY
CHECK LISTING
JUNE 1 - 30, 2022

ATTACHMENT 1

Line	Check Date	Check #	Amount	Description	Acct #	Vendor Name
77	06/27/2022	8372	\$ 275.00	FIRE SPRINKLER SYSTEM REVIEW-1	290.4211.5303	COLLINGS & ASSOCIATES LLC
78	06/27/2022	8372	275.00	FIRE SPRINKLER SYSTEM REVIEW-1	290.4211.5303	COLLINGS & ASSOCIATES LLC
79	06/27/2022	8373	596.51	CHAIN SAW PARTS & EQUIPMENT	290.4211.5603	GARVEY EQUIPMENT COMPANY
80	06/27/2022	8374	1,218.67	STN 2 PG&E COSTS 4/20-5/18	290.4211.5401	CITY OF GROVER BEACH
81	06/27/2022	8375	100.00	CPR TRAINING ANNUAL INSTRUCTOR	290.4211.5601	HELPING HAND HEALTH EDUCATION
82	06/27/2022	8376	2,502.21	FUEL	290.4211.5608	JB DEWAR, INC
83	06/27/2022	8377	1,786.61	ELECTRIC-STN 1 5/13-6/12	290.4211.5401	PACIFIC GAS & ELECTRIC CO
84	06/27/2022	8378	154.88	GAS SERVICES-STN 2 5/15-6/16	290.4211.5401	SOCALGAS
85	06/27/2022	8379	1,007.14	8692-REPAIR SEATBELT	290.4211.5601	SOUTH COAST EMERGENCY
86	06/27/2022	8379	129.11	T5-REPAIR HYDROLIC LEAK	290.4211.5601	SOUTH COAST EMERGENCY
87	06/27/2022	8380	177.79	ICE MACHINE RENTAL	290.4211.5303	TOGNAZZINI BEVERAGE SERVICE
			\$ 422,829.97			

FIVE CITIES FIRE AUTHORITY
DEPARTMENTAL LABOR DISTRIBUTION
PAY PERIOD
05/13/2022 - 05/26/2022
6/3/2022

BY ACCOUNT

5101	Salaries Full time	82,436.46
5102	Salaries Part-Time - PPT	-
5103	Salaries Part-Time - TPT	272.00
5105	Salaries OverTime	40,331.55
5106	Salaries Strike Team OT	-
5108	Holiday Pay	4,043.75
5109	Sick Pay	6,068.99
5110	Annual Leave Buyback	-
5111	Vacation Buyback	-
5112	Sick Leave Buyback	-
5113	Vacation Pay	5,461.14
5114	Comp Pay	1,923.18
5115	Annual Leave Pay	1,926.06
5121	PERS Retirement	21,092.19
5122	Social Security	10,595.44
5123	PARS Retirement	-
5126	State Disability Ins.	1,259.27
5127	Deferred Compensation	125.00
5131	Health Insurance	17,683.45
5132	Dental Insurance	1,008.50
5133	Vision Insurance	272.18
5134	Life Insurance	126.22
5135	Long Term Disability	154.34
5143	Uniform Allowance	-
		194,779.72

FIVE CITIES FIRE AUTHORITY
DEPARTMENTAL LABOR DISTRIBUTION
PAY PERIOD
05/27/2022 - 06/09/2022
6/17/2022

BY ACCOUNT

5101	Salaries Full time	77,636.71
5102	Salaries Part-Time - PPT	-
5103	Salaries Part-Time - TPT	-
5105	Salaries OverTime	34,333.80
5106	Salaries Strike Team OT	-
5108	Holiday Pay	6,802.10
5109	Sick Pay	5,442.55
5110	Annual Leave Buyback	-
5111	Vacation Buyback	-
5112	Sick Leave Buyback	-
5113	Vacation Pay	3,189.02
5114	Comp Pay	7,298.53
5115	Annual Leave Pay	3,545.77
5121	PERS Retirement	21,085.93
5122	Social Security	10,899.11
5123	PARS Retirement	-
5126	State Disability Ins.	1,189.84
5127	Deferred Compensation	125.00
5131	Health Insurance	17,683.45
5132	Dental Insurance	1,008.50
5133	Vision Insurance	272.18
5134	Life Insurance	126.22
5135	Long Term Disability	154.34
5143	Uniform Allowance	-
		190,793.05



STAFF REPORT

TO: Chair and Board Members **MEETING DATE: July 15, 2022**

FROM: Stephen Lieberman, Fire Chief/Executive Officer

**SUBJECT: PROTEST HEARING AND CONSIDERATION OF RESOLUTION
CONFIRMING WEED ABATEMENT COST ACCOUNTING REPORT
CONSISTENT WITH HEALTH AND SAFETY CODE SECTION 14905
AND 14906 ET SEQ**

RECOMMENDATION

It is recommended the Board adopt the attached Resolution and confirm the itemized report consisting of an account of the cost of abatement in front of or on each separate parcel of land.

BACKGROUND

Pursuant to Government Code Sections 39502 and 61100, the Member Agencies of the Five Cities Fire Authority ("Authority") have delegated to the Authority all weed abatement functions consistent with Health and Safety Code Sections 14875, et seq., and therefore the Authority Fire Chief is hereby designated the person to give notice to destroy weeds consistent with Health and Safety Code Section 14890.

The Authority prepared a list of each lot or parcel within the cities of Arroyo Grande and Grover Beach and Oceano Community Services District enumerating those lots subject to abatement and adopted on May 20, 2022 a resolution approving a list of properties to be given notice their properties would be subject to weed abatement by the Authority. Notice was given to each and every property owner and on June 17, 2022, at 9 a.m., the Board held a protest hearing to allow protest related to the list of properties subject to weed abatement, and thereafter, the Board upon receiving no public protest, ordered the Fire Chief to abate and have the weeds removed.

The Fire Chief has engaged a contractor that has removed and abated the weeds on those properties that have not been cleaned by the property owners, and has developed

an itemized report of the cost incurred on abating the weeds on each parcel of land which report is attached hereto as Exhibit A to the Resolution.

Prior to this hearing, a copy of the report and notice of this meeting has been posted near the chamber door of the City of Grover Beach, Council Chambers consistent with Health and Safety Code section 14905 and 14906.

FISCAL IMPACT

Costs associated with abatement will be placed on the property owners' property tax bills.

ALTERNATIVES

The following alternatives are provided for the Board's consideration:

1. Consider any public objections from owners liable to be assessed for the work of abatement and make any such modifications to the report as it deems necessary, after which it should confirm the report by approving the Resolution.
2. Do not adopt the Resolution; or
3. Provide direction to staff.

ATTACHMENTS

1. Resolution

PREPARED BY

S. Lieberman, Fire Chief/Executive Officer

2022 ARROYO GRANDE WEED ABATEMENT PROGRAM
LIST OF PROPOSED ASSESMENTS

EXHIBIT A

APN #	CONTRACTOR FEE	FCFA ADMINISTRATIVE FEE (18.5%)	TOTAL ASSESMENT
006-095-021	\$356.65	\$65.98	\$422.63
006-097-017	\$1,902.13	\$351.89	\$2,254.02
006-097-018	\$2,332.60	\$431.53	\$2,764.13
006-097-019	\$2,043.75	\$378.09	\$2,421.84
006-097-020	\$1,830.15	\$338.58	\$2,168.73
006-097-023	\$190.90	\$35.32	\$226.22
006-097-024	\$7,705.32	\$1,425.48	\$9,130.80
007-771-053	\$1,097.39	\$203.02	\$1,300.41
077-241-032	\$357.00	\$66.05	\$423.05
Total	\$17,815.89	\$3,295.94	\$21,111.83

2022 GROVER BEACH WEED ABATEMENT PROGRAM
LIST OF PROPOSED ASSESMENTS

EXHIBIT A

APN #	CONTRACTOR FEE	FCFA ADMINISTRATIVE FEE (18.5%)	TOTAL ASSESMENT
060-033-011	\$205.41	\$38.00	\$243.41
060-033-012	\$193.13	\$35.73	\$228.86
060-283-020	\$350.00	\$64.75	\$414.75
060-293-011	\$487.87	\$90.26	\$578.13
060-325-015	\$381.15	\$70.51	\$451.66
060-542-014	\$655.59	\$121.28	\$776.87
060-545-031	\$1,189.19	\$220.00	\$1,409.19
Total	\$3,462.34	\$640.53	\$4,102.87

2022 OCEANO WEED ABATEMENT PROGRAM
LIST OF PROPOSED ASSESMENTS

EXHIBIT A

APN #	CONTRACTOR FEE	FCFA ADMINISTRATIVE FEE (18.5%)	TOTAL ASSESMENT
061-021-058	\$105.00	\$19.43	\$124.43
062-072-028	\$210.00	\$38.85	\$248.85
062-104-022	\$266.00	\$49.21	\$315.21
Total	\$581.00	\$107.49	\$688.49

RESOLUTION NO. 2022-08

A RESOLUTION OF THE BOARD OF THE FIVE CITIES FIRE AUTHORITY CONFIRMING THE ATTACHED ITEMIZED COST REPORT FOR WEED ABATEMENT ON FRONT OF OR ON EACH SEPARATE PARCEL OF LAND SUBJECT TO THE BOARD'S ABATEMENT ORDER

WHEREAS, the Authority prepared a list of each lot or parcel within the cities of Arroyo Grande and Grover Beach and Oceano Community Services District enumerating those lots subject to abatement and adopted a resolution on May 20, 2022 approving a list of properties to be given notice their properties would be subject to weed abatement by the Authority; and

WHEREAS, notice was given consistent with California Health and Safety Code section 14892 to each and every property owner subject to the May 20, 2022 resolution; and

WHEREAS, on June 17, 2022, at 9 a.m. the Board held a public hearing to allow protest related to the list of properties subject to weed abatement, and thereafter, the Board ordered the Fire Chief to abate and have the weeds removed; and

WHEREAS, a contractor was engaged by the Authority to remove and abate the weeds on those properties that have not been cleaned by the property owners, and has developed an itemized report of the cost incurred on abating the weeds on each parcel of land subject to the above abatement order; and

WHEREAS, prior to this hearing a copy of the report and notice of this meeting has been posted near the chamber door of the City of Grover Beach Council Chambers consistent with California Health and Safety Code section 14905 and 14906.

NOW, THEREFORE, BE IT RESOLVED, BY THE BOARD OF THE AUTHORITY AS FOLLOWS:

1. The Board upon considering the attached itemized report, incorporated herein by reference and identified as Exhibit A, does confirm the report subject to any proposed modifications of the Board as it deems necessary.
2. Consistent with California Health and Safety Code, § 14915 which states: "A copy of the report, as confirmed, shall be turned over to the auditor of the county, on or before the sixteenth day of July following such confirmation, and the auditor shall enter the amounts of the respective assessments against the respective parcels of land as they appear on the current assessment roll"; the Board herein directs the Fire Chief to turn over a copy of the report, as confirmed by the Board, to the auditor of the County of San

Luis Obispo, within such time necessary for the auditor to enter the amounts of the respective cost, which shall constitute special assessments, against the respective parcels of land as they appear on the current assessment roll.

BE IT ALSO RESOLVED that the Clerk to the Board shall certify the passage and adoption of this Resolution and enter it into the book of original Resolutions.

On motion by _____, seconded by _____, and on the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

the foregoing Resolution was passed and adopted at the meeting of the Board of the Five Cities Fire Authority, this 15th day of July, 2022.

JEFF LEE, CHAIR

ATTEST:

TRICIA MEYERS, CLERK TO THE BOARD

APPROVED AS TO CONTENT:

STEPHEN C. LIEBERMAN, FIRE CHIEF

APPROVED AS TO FORM:

DAVID P. HALE, GENERAL COUNSEL

OFFICIAL CERTIFICATION

I, **TRICIA MEYERS**, Clerk to the Board of the Five Cities Fire Authority, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that Resolution No. 2022-08 is a true, full, and correct copy of said Resolution passed and adopted at the meeting of the Board of the Five Cities Fire Authority on the 15th day of July, 2022.

WITNESS my hand and the Seal of the Five Cities Fire Authority affixed this 15th day of July, 2022.

TRICIA MEYERS, CLERK TO THE BOARD



STAFF REPORT

TO: Chair and Board Members MEETING DATE: July 15, 2022

FROM: Stephen Lieberman, Fire Chief/Executive Officer

SUBJECT: Status Update – Oceano Measure A-22 & Wind Down Period

RECOMMENDATION

It is recommended that the Board of Directors (Board) receive an update summarizing the results of the July 2022 election, and the process for a wind down period as defined by the Third Amendment to the Five Cities Fire Authority (FCFA) Joint Exercise of Powers Agreement.

BACKGROUND

The third amendment to the FCFA JPA was executed by the member communities in 2020 following the narrow failure of Oceano Community Services District (OCSD) Measure A-20, along with the economic uncertainty associated with a global pandemic (COVID-19). The Third Amendment to the JPA directed Oceano to attempt to pass a similar revenue measure in June 2022, locked community contributions for the FCFA operating budget at FY 2019-2020 levels for a 3-year period, and defined a process should the 2022 revenue measure pass or fail.

OCSD Measure A-22

Measure A-22 failed to gather a two-thirds majority vote. Final results were certified on July 7, 2022 and reflect:

YES	775	57.75%
NO	567	42.25%

Wind Down Period

With the failure of the ballot measure, the agreement states that the OCSD will cease to be a member of the JPA effective June 30, 2023. The period between certification of the election (July 7, 2022) and June 30, 2023 is defined as the "Wind Down Period." During this time, Arroyo Grande and Grover Beach may negotiate a new or modified JPA and

maintain the right to use the trademark name of “Five Cities Fire Authority.” During this period, the communities will be involved in a work program defined in the third amendment document (Reference attachment 1). Work program components include:

- Establish the distribution of assets of the JPA
- Establish the obligations of the JPA including:
 - Lease payments on apparatus
 - Unfunded PERS liability for any disassociating or withdrawing member community
 - Other employment related liability
- Post Dissociation reconciliation of assets and liabilities. Any party owing funds to the other shall pay such funds to the appropriate agency.

ANALYSIS OF ISSUES

During the wind down period, two processes will likely occur simultaneously. The first is the actual work program defined by the third amendment. The second will be conversations between Arroyo Grande and Grover Beach to determine desired levels of fire and emergency service response, the related funding need (Reference attachment 2) and negotiations for amending the JPA to a two-party agreement, dissolution of the JPA or some other mutually agreeable JPA structure.

FCFA staff has completed much of the required inventory identification, equipment valuation, and has worked with a PERS actuary to determine initial pension liabilities. FCFA will engage the actuary to perform a more focused analysis during the wind down period.

FISCAL IMPACT

There will be expenditures required for the PERS actuarial work product. As stated in the third amendment, the Fire Chief may request additional funding if needed. Such a request would likely require approval by the governing body of one or more party.

ALTERNATIVES

The following alternatives are provided for the Board’s consideration:

1. Receive and file staff report.
2. Provide other direction to staff.

ATTACHMENTS

1. FCFA Wind Down Period Tasking
2. FCFA Wind Down Period Flow Chart
3. Third Amendment to Five Cities Fire Authority Joint Exercise of Powers Agreement

PREPARED BY

S. Lieberman, Fire Chief/Executive Officer

Wind Down Period Tasking

October 1, 2022

- Determination of equipment and physical assets

February 1, 2023

- Estimate as to the distribution of:
 - Debt
 - Employment Liability
 - Pension/PERS
 - All other post-employment obligations

March 1, 2023

- Estimate as to the distribution of all other assets

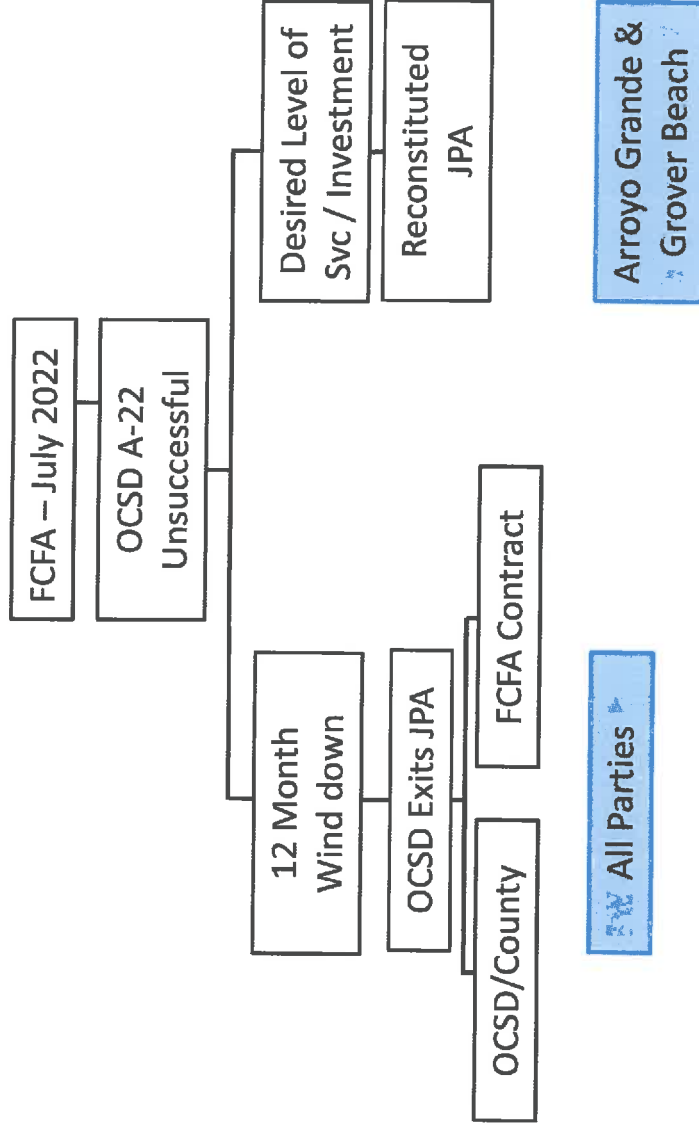
June 30, 2023

- Oceano CSD exits JPA

Prior to October 1, 2023

- Post-Dissociation reconciliation of:
 - Assets
 - Liabilities
- Any party owing funds shall pay such funds

FCFA Wind Down Period Flow Chart



**THIRD AMENDMENT TO FIVE CITIES FIRE AUTHORITY
JOINT EXERCISE OF POWERS AGREEMENT**

This Third Amendment to the Five Cities Fire Authority (“FCFA”) Joint Exercise of Powers Agreement, dated June 7, 2010 (“JPA”) (“Third Amendment”), is made and entered into as of July 1, 2020, by and between the cities of Arroyo Grande and Grover Beach, and the Oceano Community Services District (“Oceano”), which are hereinafter referred to as “Party” and “Parties.”

WHEREAS, on June 7, 2010, the Parties entered into a JPA pursuant to Section 6500 et seq. of Chapter 5 of Division 7 of Title 1 of the Government Code of the State of California, for the purpose of allowing the Parties to share a combined fire department in order to provide efficient and economical fire protection services; and

WHEREAS, in or about May of 2018, the Parties executed a Memorandum of Agreement Amending the FCFA JPA (“First Amendment”) in order to provide an opportunity for the Parties to meet and confer for the purpose of considering amendments to the JPA including, but not limited to, modifications to the funding formula contained in Exhibit B of the JPA (“Funding Formula”), the provisions regarding member withdrawal, and future staffing levels beyond Fiscal Year 2018/19; and

WHEREAS, the First Amendment required the Parties to agree upon amendments to the JPA by April 1, 2019 or the JPA would terminate as of December 31, 2019; and

WHEREAS, in March of 2019, the Parties executed an extension of the First Amendment, which extended the time for the Parties to mutually agree upon JPA Amendments to October 1, 2019; and

WHEREAS, the Parties executed the Second Amendment to the JPA as of July 1, 2019 which required Oceano to undertake the legally required procedures to place a special tax on the March 2020 ballot in accordance with Government Code Section 61121; and

WHEREAS, Oceano did undertake the legally required procedures to place a special tax on the March 2020 ballot which resulted in ballot Measure A-20 falling short of passage by 10 votes (66.1% compared to the required 66.67%); and

WHEREAS, the possibility of a citizen’s initiative to place a special tax measure on the November 2020 ballot was prevented by the COVID-19 pandemic and related statewide shelter at home order; and

WHEREAS, the economic situation of all Parties has drastically changed due to the COVID-19 pandemic and related statewide shelter at home order; and

WHEREAS, the Parties recognize it is in the economic best interests of all Parties to allow additional time for the community of Oceano to place another special tax measure on the ballot; and

WHEREAS, the parties have met in good faith and now desire to amend the JPA.

NOW THEREFORE, in consideration of the mutual covenants and conditions set forth herein, the Parties agree as follows:

1. **Recitals**. The above recitals are true and correct and incorporated herein.

2. **Fiscal Year 2020/21 and 2021/22**. Each Parties' contributions for funding the Fiscal Year 2020/21 and 2021/22 FCFA Budget shall be:
 - A. City of Arroyo Grande \$2,580,955
45.01% _____
 - B. City of Grover Beach \$2,015,115
35.14% _____
 - C. Oceano Community Services District \$1,138,148
19.85% _____
 - D. The Fire Chief will make every effort to maintain a flat budget through the fiscal years that the funding contributions set forth in this Section 2 apply. The Parties acknowledge that use of Fund Balance may be necessary to offset unanticipated or increased costs. In the event of significant emergency costs or purchases necessary during the fiscal years during which this Section 2 applies, the Parties will consider contributing additional funding, subject to FCFA Board budgetary approval. It is acknowledged that any such additional contributions may require the approval of the governing body of one or more Party.

3. **Funding Formula**.
 - A. The Funding Formula contained in Attachment 1 to the Second Amendment to the JPA is hereby amended and replaced in its entirety as set forth in Attachment 1 to this Amendment. All references in the JPA to Attachment 1 shall refer to Attachment 1 of the Third Amendment.
 - B. The funding contributions specified in Section 2 were determined using a transitional formula that modified component 3 of the Funding Formula related to fire stations to reflect current staffing levels. The funding contributions specified in Section 2 will be used for Fiscal Years 2020/21 and 2021/22 and possibly Fiscal Year 2022/23 as provided in Section 4B.
 - C. The Funding Formula will be reviewed by the Jurisdiction every three years in the month of January, commencing 2024.

4. **Ballot Measure**.

- A. Oceano agrees to undertake the legally required procedures to place a special tax on the 2022 primary ballot in accordance with Government Code Section 61121 or Elections Code 9300-9323. Oceano will seek a special tax amount sufficient to enable Oceano to be able to fund its share of the Funding Formula taking into account the priorities of the Strategic Plan as determined by the Five Cities Fire Authority Board of Directors.

- B. If the Oceano ballot measure does not pass and Oceano is unable to fund its share of the Funding Formula, by operation of this Third Amendment and subject to the Wind Down Period (identified below), Oceano will automatically and without further action cease to be a member of the JPA on June 30, 2023. The time between when the County Clerk Recorder concludes that the Oceano ballot measure has failed and June 30, 2023 will be known as the “Wind Down Period.” Oceano agrees that should it no longer be a member agency of the FCFA, the cities of Arroyo Grande and Grover Beach may continue to operate under the trademark name of Five Cities Fire Authority with no further rights of Oceano to that name. Should the ballot measure fail, the funding obligations set forth in Section 2 above for the Fiscal Year 2021/2022 FCFA Budget, shall be the same in Fiscal Year 2022/2023.

- C. If the Oceano ballot measure passes, the Funding Formula set forth in Attachment 1 of the Third Amendment shall apply beginning in Fiscal Year 2022/23.


5. **Wind Down Period.**

- A. During the Wind Down Period, the Parties shall establish the distribution of assets currently owned and/or in the possession of the JPA, including but not limited to major pieces of apparatus and capital equipment.
- B. During the Wind Down Period, the Parties will establish the obligations of the Parties to pay future obligations that were incurred by the FCFA prior to June 30, 2022, including, but not limited to the following:
 - a. Lease payments on Engine 2 and 3; however, the Parties mutually agree and understand that as a result of the dissociation and/or withdrawal of Oceano or any other Party, no Party will be obligated for future payment lease obligations for any Engine that does not remain in the custody, control, and possession of that Jurisdiction.
 - b. Withdrawal and/or dissociation of Oceano or any other Party shall not absolve such Party of liabilities arising out of the participation in the JPA incurred in the ordinary course of business. The Parties mutually agree and understand that as a result of the dissociation and/or withdrawal of Oceano or any other Party, all Parties will remain obligated to pay future FCFA employment related obligations incurred prior to June 30, 2023, including but not limited to pension/PERS, accrued fringe benefits etc.
 - c. During the Wind Down period, the FCFA will perform an unfunded actuarial accrued liability analysis to calculate Oceano or any other dissociating and/or withdrawing Parties' share of unfunded PERS liability, which will be due to the remaining JPA Parties or the City of Arroyo Grande should the JPA be dissolved.
 - d. During the Wind Down Period, the Parties will meet and confer in good faith in regard to the distribution of assets and liabilities as follows:
 - a. A determination as to the distribution of equipment and physical assets by October 1, 2022 (effective June 30, 2023).
 - b. An estimate as to the distribution of debt, employment liability, pension/PERS and other post-employment obligations by February 1, 2023 (effective June 30, 2023).
 - c. An estimate as to the distribution of all other assets by March 1, 2023 (effective June 30, 2023).
 - e. The parties mutually agree and understand that any liability related to unresolved claims or litigation existing prior to June 30, 2023 will remain the obligation of all Parties whether remaining members of the FCFA or not.
 - f. Prior to October 1, 2023, the Parties shall complete a post-dissociation reconciliation of all assets and liabilities incurred prior to June 30, 2023. Any party owing funds shall pay such funds to the other immediately upon determination. The parties agree to cooperate in completing this post closing reconciliation.

6. **Effect of Amendment.** All other provisions of the JPA shall remain unchanged and in full force and affect. To the extent there is inconsistency between this Amendment and the JPA, the terms of this Amendment shall control, including but not limited to JPA Sections 6.B, 8.B(3), and 17.
7. **Counterparts.** This Amendment may be executed in any number of counterparts and by the Parties hereto in separate counterparts, each of which when so executed shall be deemed to be an original and all of which taken together shall constitute one and the same agreement.
8. **Severability.** If any part of this Amendment is found to be in conflict with applicable laws, that part will be inoperative, null and void insofar as it is in conflict with any applicable laws, but the remainder of the Amendment will remain in full force and effect.

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their proper officers hereunto duly authorized.

CITY OF ARROYO GRANDE


Caren Ray Russom, Mayor

ATTEST:


Kelly Wedmore, City Clerk

APPROVED AS TO FORM:


Tim Carmel, City Attorney

CITY OF GROVER BEACH

Jeff Lee, Mayor

ATTEST:

Wendi Sims, City Clerk

APPROVED AS TO FORM:

David Hale, City Attorney

OCEANO COMMUNITY SERVICES DISTRICT

Linda Austin, President

ATTEST:

By:

APPROVED AS TO FORM:

Jeff Minnery, District Counsel

IN WITNESS WHEREOF, the Parties hereto have caused this Amendment to be executed by their proper officers hereunto duly authorized.

CITY OF ARROYO GRANDE

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David Hale, City Attorney

OCEANO COMMUNITY SERVICES DISTRICT

Linda Austin
Linda Austin, President

ATTEST:

By:

APPROVED AS TO FORM:

Jeff Minnery, District Counsel

ATTACHMENT 1

FUNDING FORMULA

Should the ballot measure pass, effective July 1, 2022, the Parties shall bear the costs of the Five Cities Fire Authority according to the following formula, to be calculated every three years when the budget is prepared. If the ballot measure fails, the funding will be in accordance with Section 4.B of this Third Amendment.

1. 33.33% of costs shall be assessed among the Parties in proportion to the population of each Jurisdiction as most recently determined by the U.S. Census and any intervening estimates prepared by the California Department of Finance when the Fire Chief prepares each annual budget.
2. 33.33% of costs shall be assessed among the Parties in proportion to the number of annual service calls, calculated on a three-year rolling average in each Jurisdiction as most recently determined when the Fire Chief prepares each annual budget.
3. 33.33% of costs shall be assessed among the Parties in proportion to the number of fire stations and personnel located in each Jurisdiction.