



KENSINGTON FIRE PROTECTION DISTRICT BOARD OF DIRECTORS MEETING MINUTES

DATE/TIME: February 15, 2023, 7:00PM

LOCATION: Via Zoom Teleconference

PRESENT: Directors: President Julie Stein, Director Don Dommer, Vice President
Director Daniel Levine, Director Larry Nagel, Director Jim Watt
Staff: GM Mary Morris-Mayorga, Fire Chief Eric Saylor

1. CALL TO ORDER/ROLL CALL

President Stein called the meeting to order at 7:02 p.m. and confirmed the roll call.

2. ADOPTION OF RESOLUTION 2023-02 RE-AUTHORIZING REMOTE MEETINGS

President Stein proposed to adopt this agenda item and provided details of this resolution.

There was no board discussion.

MOTION: M/s Dommer/Levine: Motion to approve the resolution 2023-02 re-authorization of remote meetings.	
VOTE: Ayes: Levine, Dommer, Nagel, Watt, and Stein Nays: None Absent: None	
Motion passed 5-0-0	Video Time Stamped: 00:07:41

President Stein announced the board would not take up agenda items 3, 4, and 11b.

Additionally, she amended the order of the agenda to Adopt the Consent Items prior to taking Public Comment. This change is reflected in the minutes.

3. ANNOUNCE AND ADJOURN TO CLOSED SESSION (n/a)

The board did not adjourn for this agenda item.

- a. **Closed Session:** The Board may recess to consider matters of pending litigation (GC 54956.9), personnel (GC 54957), labor relations (GC 54957.6), and real property negotiations (GC 54956.8). Records are not available for public inspection.

Subject: Anticipated Litigation (GC 54956.9) – Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9: 1 case.

4. RECONVENE TO OPEN SESSION (n/a)

This agenda item is not applicable per agenda item 3.

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Report on action taken by the Board during closed session, if any, pursuant to California Government Code Section 54957.1

5. ADOPTION OF CONSENT ITEMS (00:03:57)

President Stein proposed to approve all consent items on the agenda with a single vote.

The board did not vote to remove any consent items and there was no further board discussion.

- a. Approval of Minutes of the Board of Directors meetings of 04/13/2022 and 04/28/2022. President Stein removed the approval of the 05/11/2022 minutes.
- b. Acceptance of Incident Activity Report January 2023
- c. Approval of Monthly Transmittal 02/15/2023
- d. Approval of Monthly Financial Reports 01/31/2023

MOTION: M/s Nagel/Levine: Motion to approve consent items 5a, 5b, 5c, and 5d.	
VOTE: Ayes: Levine, Dommer, Nagel, Watt, and Stein Nays: None Absent: None	
Motion passed 5-0-0	Video Time Stamped: 00:05:10

6. PUBLIC COMMENT (00:08:49)

Vince Wells, President of IAFF Local 1230 and Amit Nath, Kensington Police Officers Association, submitted written public comments prior to the meeting.

Danielle Madugo commented on the earthquake in Turkey that occurred on February 6, 2023 and what could possibly happen if a similar event took place in the Bay Area. She commended the CERT program and Emergency Preparedness committee members for their work in this regard.

David spoke on behalf of Station 65 and addressed his concerns about the proposal to consolidate the two districts. Damien Carrion, Captain for the El Cerrito/Kensington Fire Protection District, addressed his concerns about and recommendations for the proposal to consolidate the two districts. John Gaccione requested the board recognize Janet Cosel's years of service. Director Levine confirmed this was complete. Mabry Benson requested that Mark Constantini's public comment emails be kept at three (3) minutes. Mark Figueira, Fire Captain and paramedic for the El Cerrito/Kensington Fire Protection District and Treasurer/Secretary for the United Professional Firefighters of Contra Costa County Local 1230, addressed his concerns about the proposal to consolidate the two districts. Andrew Reed commented on the proposal to consolidate the two districts.

Director Dommer commented on the remodel of the Public Safety building and the proposal to consolidate the two districts.

Director Nagel requested the emailed public comments be posted to the KFPD website.

There were no additional comments by the board.

7. GENERAL MANAGER RECRUITMENT (00:42:00)

Brent Ives reported on the search for the part-time permanent general manager. He will conduct an open workshop to discuss the specific details of the search and next best steps. Mr. Ives will send GM Morris-Mayorga potential dates for the workshop. He stated that because the interim GM is a CalPERS retiree it is necessary for the district to engage in a search for a permanent GM.

GM Morris-Mayorga confirmed KFPD is not a CalPERS agency so the interim GM's hours are not limited.

There was no public comment or additional comments by the board.

8. FIRE CHIEF'S REPORT (00:51:05)

Fire Chief Eric Saylor presented the report as included in the packet. He gave an update on Albany providing ambulances to Kensington. He stated residents may apply to FEMA grants for any damages related to the winter storms.

9. EMERGENCY PREP COORDINATOR'S REPORT (00:59:35)

Coordinator Johnny Valenzuela presented the report as included in the packet. He reviewed the emergency supply sale process and noted the Wildcat Firewise application is in progress. He will provide information on how to recycle expired fire extinguishers, present the process for the recruitment of volunteers, and provide an update on the goat-grazing schedule at the next board meeting.

There was no additional public or board comments.

10. OLD BUSINESS

There was no old business.

11. NEW BUSINESS (01:09:11)

- a. Errors in the Watt Presentation on Proposed Alternatives for the Renovation of the Kensington Public Safety Building

Director Nagel presented the report as included in the packet and recommended the board review the presentation before moving forward.

Cassandra Duggan commented that the report is in denial of the November 8, 2022 election and that the board should honor the citizens of Kensington. Syliva Elsbury commented on the report and the credibility of the board. She also wanted to know the status of Bart Jones' plans that were submitted to the KFPD. Lynn Price stated she supports the Public Safety Building's renovations. She went on to detail a June 2022 meeting with KFPD. John Gaccione commented that the Public Safety Building is on a major faultline and expressed his concerns about the consolidation of two districts. Matthew Freedman wanted to know if the current plans are pursued does this mean the current plans must be suspended, revised, and re-permitted. He also wanted to know how much time and money would be required to make these

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potential changes and made additional comments about the report. Mabry Benson echoed these comments. Andrew Reed was in support of Cassandra Duggan's comments. He objected to any proposed revisions to the plans that have already been approved. He asked if the board received requests from the county/state for specific upgrades to the Public Safety Building. Danielle Madugo commented that if the community listened to the KFPD and KPPCSD they would not need to consider new plans. She was opposed to consolidating the two districts. Mark Wegner questioned why the KPPCSD needs to be located inside of the boundaries of Kensington.

Director Nagel addressed several of the public comments including the status of Bart Jones' plans, the Alquist-Priolo Act, and whether the board received requests from the county/state for specific upgrades to the Public Safety Building.

Director Watt commented that agenda item 11b will be brought before the board at the April 2023 meeting.

Director Levine, Dommer, and President Stein commented on the 24-page memorandum, the original building plans, and provided their understanding of the language.

There was no additional public or board comments.

- b. Approval of a Realignment of the Restroom on First Floor of the PSB and a 90-Day Delay in the Construction of the Admin and Meeting Rooms (n/a)

President Stein announced the board would not discuss/approve this agenda item.

12. GENERAL MANAGER'S REPORT (02:06:37)

General Manager Mary Morris-Mayorga presented the report as included in the packet. She announced the governance and management transition. She noted the 2022-2023 audit is nearly complete.

President Stein commented there are online and live board member trainings with CFDA.

There were no additional comments by the board.

13. COMMITTEE REPORTS

- a. **Emergency Preparedness Committee Meeting (02:11:58)**

Director Nagel presented the report as included in the packet. He reported that the last meeting was on January 26, 2023 and provided updates on the agendas for the five (5) subcommittees.

Director Levine wanted confirmation if Zone 0 would be reviewed in the upcoming meeting. Director Nagel confirmed.

There were no additional comments by the board.

b. **Finance Committee Meeting (02:20:48)**

Director Watt presented the report as included in the packet. He noted the committee postponed any further discussion on the adjustments to the 2022-2023 budget. The committee is going to hold a finance meeting in March 2023 where it will discuss the increase in costs associated with KFPD firefighters and what the final results of the completion of the renovations of the Public Safety Building will have on the total budget.

There were no additional comments by the board.

c. **Consolidation Liaison Temporary Committee (02:24:02)**

Director Levine presented the report as included in the packet. He noted there will be a presentation by Luanne Texera about the consolidation of the two districts on April 24, 2023 at 7p.m.

There were no additional comments by the board.

d. **Public Safety Building Temporary Committee (02:26:53)**

President Stein presented the report as included in the packet. She noted this committee has met weekly with the KPPCSD committee and the expectation is that KPPCSD will present a proposal with feedback from this committee. There is no time frame on the completion of this proposal.

There were no additional comments by the board.

e. **Information Technology Temporary Committee (02:29:10)**

Director Levine presented the report as included in the packet. He reported on the details of the first in-person board meeting on March 15, 2023 and had accessibility suggestions.

There were no additional comments by the board.

14. OUTSIDE AGENCIES REPORTS

a. **Contra Costa Special Districts Association (02:33:31)**

Director Nagel presented the report as included in the packet. He reported the last meeting was on January 23, 2023 and the next meeting will be on March 20, 2023. He noted staff administrator, Kate Rouch, organized a county-wide wildfire forum. He also noted the anniversary dinner will take place in fall 2023.

President Stein stated there will be a special board meeting before the end of February 2023.

There were no additional comments by the board.

15. ADJOURNMENT: President Stein adjourned the meeting at 09:43:00 p.m.

The next Board of Directors meeting will occur on March 15, 2023.

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MINUTES PREPARED BY: Candace Eros Diaz and Mary Morris-Mayorga

These minutes were approved at the Board Meeting of the Kensington Fire Protection District on April 19, 2023.

Attest:

A handwritten signature in blue ink, appearing to read "Candace Eros Diaz", is written over a horizontal line.

Secretary of the Board