

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

Held at Fire District Headquarters, 595 San Ysidro Road, February 22, 2005. The meeting was called to order by President Jensen at 8:54 a.m. Present were Director Jensen and Director Venable. Director Newquist was absent. Others present at the meeting: E. Hvolbøll, C. Lim, R. McClain, G. McLeod, and G. Simmons.

1. Chief McClain relayed Director Newquist's disappointment in being unable to attend this meeting.

2. After a brief discussion regarding Ranchito Vista, the minutes of the January 19, 2005 Adjourned Regular Meeting were unanimously approved on a motion made by Director Venable, seconded by Director Jensen.

3. The warrants and claims for the month of January 2005 were unanimously approved on a motion made by Director Venable, seconded by Director Jensen.

4. At 9:16 a.m., the Board met in closed session pursuant to Government Code Section 54957 to consider the evaluation and employment of a public employee, the Fire Chief, related to his pending workers' compensation claim (SL 190128 R McClain). Legal counsel Eric Hvolbøll was present during the closed session and Fire Chief McClain was present during a portion of the closed session.

At 9:16 a.m., the board came back in to open session, Mr. Hvolbøll reported that the two board members present voted to direct legal counsel to prepare and forward a response to the District's carrier, State Compensation Insurance Fund, regarding Chief McClain's pending claim and the carrier's request for a board determination.

6. Chief McClain explained that the District has never destroyed any records in the past. Doing this will free up extra room in our files and archive room. The records selected for destruction were based on a memo from District Counsel that outlined records retention requirements. If approved, the District will hire a records destruction contractor to complete the destruction.

On a motion made by Director Venable, seconded by Director Jensen, the Board approved Resolution 2005-1 relating to the destruction of records by the following roll call vote:

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

7. Chief McClain explained that Resolution 2005-2 updates the current personnel that are authorized to file reimbursement requests with OES. On a motion made by Director Jensen, seconded by Director Venable, Resolution 2005-2, designation of applicants agent by the following roll call vote:

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

8. Chief McClain advised that Scott Edwards has been off duty for 6 months for an injury that occurred off duty. Mr. Edwards feels that his recovery has been slow but still hopes to be able to return to work.

Chief McClain advised that he would like to see the Board approve another 90 days leave without pay. On a motion made by Director Venable, seconded by Director Jensen, the Board authorized a 90 day extension to his leave without pay, at which time his status will be reviewed by the Fire Chief.

9. Chief McClain advised that he would like to have a Board workshop so that the Board can have an open discussion on several District issues. He suggested some items could include the housing issue; prop 4; staffing and facilities; services; and a review of policies.

Director Venable asked to add an update on county laws and ordinances, and state legislation that could affect the District now or in the future.

10. Chief McClain advised that the letter included in the Board packet would go to individual real estate offices within the Montecito Fire Protection District jurisdiction. Director Venable suggested that it be addressed to the managing broker.

Chief McClain advised that Director Newquist asked that the Board be involved in interviewing potential candidates after applications are received.

Director Venable suggested that the letter include a statement excluding anyone that may have a conflict of interest, such as relatives of District employees.

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The Board directed the fire chief to move forward with sending the letter to local realtor offices.

11. Chief McClain advised that he responded to the letter from the County Building Official, because if the Board took action on the situation at Ranchito Vista, it leaves no room for the residents to appeal any decisions at a later date.

The Board took no action.

12. Chief McClain advised that LAFCO has announced that they will begin their Municipal Service Review in the south east portion of Santa Barbara County. They will examine all the municipal services provided then make recommendations. We will have to complete an extensive questionnaire for them to review, then follow the process to see what their recommendations are.

13. Chief McClain advised that we took the Station One remodel plans to the Montecito Architectural Board of Review approximately 2 weeks ago. It went through well with only a few recommendations. It will be on their consent agenda at their next meeting.

14. Chief McClain reported that he sent a letter to several property owners in the general vicinity we are considering for a third station. He would like to put this on the agenda as a public hearing for the April agenda.

Fire Chief's Report

Chief McClain reported on several issues including: FDAC conference; Rhonda Kauer passed her 6 month probation; new engine to arrive next week; new rescue unit; new BC vehicle; blood drive and car seat installations on April 13; update on John Zilliotto; pension reform legislation; thanks to Chief Kesler for his input to creating employee service pins; letter from Riven Rock Water District.

15. The Board had no additions for the March 21, 2005 regular meeting agenda.

16. Director Jensen adjourned the meeting at 10:15 a.m.

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R.J. Jensen

John Venable