



Todd Harms
Fire Chief

Sacramento Metropolitan Fire District

10545 Armstrong Ave., Suite 200 · Mather, California 95655 · Phone (916) 859-4300 · Fax (916) 859-3700

BOARD OF DIRECTORS - SPECIAL MEETING

Thursday, August 25, 2022 – 6:00 PM

Sacramento Metropolitan Fire District

10545 Armstrong Avenue

Board Room – Second Floor

Mather, California

&

Remotely Via Zoom

Phone: (669) 900-6833

Webinar ID: 853 0315 7861#

Passcode: 874 753 543#

Cynthia Saylor
Board President
Division 1

D'Elman Clark
Board Vice President
Division 6

Walt White
Board Secretary
Division 9

Grant Goold
Board Member
Division 2

Randy Orzalli
Board Member
Division 3

Ted Wood
Board Member
Division 4

Jennifer Sheetz
Board Member
Division 5

Vacant
Board Member
Division 7

Gay Jones
Board Member
Division 8

The mission of the Sacramento Metropolitan Fire District is to provide professional and compassionate protection, education and service to our community.

The Governor has declared a State of Emergency to exist in California as a result of the threat of COVID-19 (aka the "Coronavirus"). The Governor issued Executive Order N-25-20 and N-29-20, which directs Californians to follow public health directives including canceling large gatherings. Per the State of Emergency effective March 2, 2020, the Board of Directors of the Sacramento Metropolitan Fire District proclaimed that a local emergency exists, and authorized remote teleconference meetings from August 11, 2022 through September 9, 2022 pursuant to Brown Act provisions.

The Public's health and well-being are the top priority for the Board of Directors of the Sacramento Metropolitan Fire District and you are urged to take all appropriate health safety precautions. **If you would like to view the meeting via the Zoom Application, please contact Board Clerk Penilla via email at the address listed below.**

Members of the public seeking to attend and to address the Board who require reasonable accommodations to access the meeting, based on disability or other reasons, should contact the following person at least forty-eight (48) hours in advance of a Regular meeting to make arrangements for such reasonable accommodations:

Melissa Penilla
Board Clerk
(916) 859-4305

penilla.melissa@metrofire.ca.gov

The Board will convene in open session at 6:00 p.m.



Sacramento Metropolitan Fire District

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REGULAR BOARD MEETING

THURSDAY, AUGUST 25, 2022

CALL TO ORDER

ROLL CALL

PLEDGE TO FLAG

METRO CABLE ANNOUNCEMENT

The Open Session Meeting is videotaped for cablecast on Metro Cable 14. Replay on Sunday, August 28th at 12:00 noon and Monday, August 29th at 6:00pm on Channel 14; Webcast at metro14live.saccounty.net.

PUBLIC OPPORTUNITY TO DISCUSS MATTERS OF PUBLIC INTEREST WITHIN DISTRICT JURISDICTION INCLUDING ITEMS ON OR NOT ON AGENDA

*The Board of Directors of the Sacramento Metropolitan Fire District appreciates and encourages public interest and welcomes questions and opinions at its meetings. Public members desiring to address the Board are requested to first be recognized by the presiding officer and identify themselves for the record. The presiding officer may in the interest of time and good order limit the number of public member presentations. Speakers' comments will be limited to **three minutes** (Per Section 31 of the Board of Directors Policies and Procedures).*

In accordance with Section 31 of the Board of Directors Policies and Procedures, members of the Public requesting their written comments be read into the meeting record must be present or have a representative present to read their comments during the time allotted.

CONSENT ITEMS

Matters of routine approval including but not limited to action summary minutes, referral of issues to committee, committee referrals to the full Board, items that require yearly approval, declaration of surplus equipment, and other consent matters. Consent Agenda is acted upon as one unit unless a Board member requests separate discussion and/or action.

CONSENT ITEMS

- | | <u>Page No.</u> |
|--|-----------------|
| 1. Action Summary Minutes
Recommendation: Approve the Action Summary Minutes for the Regular Board meeting of August 11, 2022. | 6 |
| 2. Action Summary Minutes
Recommendation: Approve the Action Summary Minutes for the Special Board meeting of August 18, 2022. | 11 |
| 3. Purchase Approval – Six (6) Ambulance Remounts
Recommendation: Approve the remounting of six ambulance remounts with Leader Industries. | 12 |
| 4. Hazardous Materials Response Agreement – Amador County
Recommendation: Approve the reinstatement of the agreement and authorize the Fire Chief to approve the amendment for two (2) one-year extensions. | 13 |
| 5. Reimbursement Resolution – Tax-Exempt Debt
Recommendation: Adopt a resolution authorizing reimbursement to the District for funds related to tax-exempt debt. | 22 |



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REGULAR BOARD MEETING

THURSDAY, AUGUST 25, 2022

PRESENTATION ITEM

1. **Firefighters Burn Institute – 2022 Boot Drive** (*Joe Pick, Executive Director*) *
Recommendation: Receive presentation, no action required.

ACTION ITEMS

1. **Board Director Vacancy – Division 7** **
A. Recommendation: Greet Candidate to fill the vacancy, and appoint Director and administer the Oath of Office.

REPORTS

1. **PRESIDENT'S REPORT**—(*President Saylor*)
2. **FIRE CHIEF'S REPORT**—(*Chief Harms*)
OPERATIONS' REPORT – (*Deputy Chief Mitchell*)
3. **SMFD – FIREFIGHTERS LOCAL 522 REPORT** – (*BC Matt Cole, Local 522 Vice President*)

4. COMMITTEE AND DELEGATE REPORTS

All Committee Meetings will be held at the Sacramento Metropolitan Fire District Board Room, 10545 Armstrong Avenue, Mather, California unless otherwise specified.

- A. **Executive Committee** – (*President Saylor*)
Next Meeting: TBD
- B. **Communications Center JPA** – (*DC Wagaman*)
Next Meeting: September 13, 2022 at 9:00 AM
- C. **Finance and Audit Committee** – (*Director Orzalli*)
Report Out: August 25, 2022 at 5:00 PM
Next Meeting: TBD
- D. **Policy Committee** – (*Director Gould*)
Next Meeting: TBD

BOARD MEMBER QUESTIONS AND COMMENTS

CLOSED SESSION

1. **Pursuant to California Government Code Section 54956.9 (a) –two (2) matters of Workers Compensation Settlement Authority**
 - A. Rick Griggs and the Sacramento Metropolitan Fire District
Claim # 402105C38F2-0001 – Workers Compensation Settlement Authority
Colin Connor of Lenahan, Slater, Pearse & Majernik, LLP
 - B. Kevin Henson and the Sacramento Metropolitan Fire District
Claim # SMDQ - 549980 – Workers Compensation Settlement Authority
Colin Connor of Lenahan, Slater, Pearse & Majernik, LLP



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REGULAR BOARD MEETING

THURSDAY, AUGUST 25, 2022

2. Pursuant to California Government Code Section 54956.9 (a) – two (2) matters of Workers Compensation Compromise and Release

- A. Daniel Baker and the Sacramento Metropolitan Fire District
Claim #s SMFW – 178603; SMDQ – 549871; SMDQ - 550051
Workers Compensation Settlement Authority
Colin Connor of Lenahan, Slater, Pearse & Majernik, LLP
- B. Craig Henderson and the Sacramento Metropolitan Fire District
Claim # SMDQ - 550426 – Workers Compensation Settlement Authority
Jessica Valenti of Lenahan, Slater, Pearse & Majernik, LLP

3. Conference with Labor Negotiator

Pursuant to California Government Code Section 54957.6

- A. District Negotiator: Jack Hughes, Liebert Cassidy Whitmore
Employee Organization: Sacramento Area Fire Fighters Local 522
- B. District Negotiator: Jack Hughes, Liebert Cassidy Whitmore
Employee Organization: Battalion Chiefs Bargaining Group,
Sacramento Area Fire Fighters Local 522
- C. District Negotiator: Jack Hughes, Liebert Cassidy Whitmore
Employee Organization: Administrative Support Personnel (ASP)
Affiliate of Sacramento Area Fire Fighters Local 522
- D. District Negotiator: Jack Hughes, Liebert Cassidy Whitmore
Employee Organization: Safety Senior Management, Management
and Unrepresented Confidential Employees
- E. District Negotiator: Jack Hughes, Liebert Cassidy Whitmore
Employee Organization: Non-Safety Senior Management, Management
and Unrepresented Confidential Employees

4. PERSONNEL MATTERS – PUBLIC EMPLOYEE EMPLOYMENT

Pursuant to California Government Code Section 54957

Fire Chief Selection Process

CLOSED SESSION REPORT OUT

ADJOURNMENT

NEXT BOARD MEETING(S):

Unless specified differently, all meetings of the Board are held at Sacramento Metropolitan Fire District, 10545 Armstrong Avenue, Mather, CA

- Regular Board Meeting – September 8, 2022 at 6:00 PM



Sacramento Metropolitan Fire District

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REGULAR BOARD MEETING

THURSDAY, AUGUST 25, 2022


The following action and presentation items are scheduled for the next board meeting agenda. Board members are requested to identify additional action or presentation items they desire to be scheduled on the agenda.

ANTICIPATED AGENDA ITEMS: 2022/23 Final Budget

Posted on August 22, 2022

Melissa Penilla, Clerk of the Board

* No written report

**  Separate Attachment

DISABILITY INFORMATION:

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (916) 859-4305. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting.



Sacramento Metropolitan Fire District

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TODD HARMS
Fire Chief

ACTION SUMMARY MINUTES – REGULAR MEETING

BOARD OF DIRECTORS SACRAMENTO METROPOLITAN FIRE DISTRICT

Thursday, August 11, 2022

Held at the following locations:

10545 Armstrong Avenue – Board Room
Mather, California
&
Remotely Via Zoom

CALL TO ORDER

The meeting was called to order at 6:02 pm by President Saylor. Board members present in person: Clark, Goold, Jones, Saylor, Sheetz, White, and Wood. Board members present virtually via Zoom: Orzalli. Board members absent: Division 7 (currently vacant). Staff present: Chief Harms, General Counsel Lavra, and Board Clerk Penilla.

PUBLIC COMMENT: None

Prior to taking action on the consent calendar Clerk Penilla requested Consent Item number 7 be moved to the action calendar. Further, she shared this item is being moved due to the CalPERS requirements and General Counsel's recommendation. President Saylor agreed, and Consent Item number 7 was moved to Action Item number 2.

CONSENT ITEMS

Action: Moved by Goold, seconded by Wood, and carried unanimously by members present to adopt the consent calendar as follows:

- 1. Action Summary Minutes**
Recommendation: Approve the Action Summary Minutes for the Regular Board meeting of July 28, 2022.
Action: Approved the Action Summary Minutes.
- 2. Surplus Vehicle Designation**
Recommendation: Adopt a Resolution establishing a list of surplus vehicles, and sell or donate the vehicles as deemed appropriate by the Fire Chief.
Action: Adopted Resolution No. 2022-062.
- 3. Purchase Approval – Five (5) Pierce Type I Engines**
Recommendation: Approve the purchase of five (5) Type I Pierce Engines from Golden State Fire Apparatus in the amount of \$4,129,662.45.
Action: Approved the purchase.
- 4. Purchase Approval – Three (3) North Star Ambulances**
Recommendation: Approve the purchase of three (3) 2023 North Star Ambulances from Braun Northwest in the amount of \$823,878.13.
Action: Approved the purchase.

5. **City of Citrus Heights Agreement for Administration of the Capital Fire Facilities Impact Fee**
Recommendation: Adopt a resolution authorizing the Fire Chief or his designee to execute the agreement between the City of Citrus Heights and the District regarding administration of a Capital Fire Facilities Fee.
Action: Adopted Resolution No. 2022-063.

6. **Bid Award – Station Access Control, Phase 2**
Recommendation: Approve the Request for Exception to Competitive Bidding Process and approve the bid award to Access Systems, Inc.
Action: Approved the exception to competitive bidding process and approved the bid award.

7. **Authorization to Employ Retired Annuitant – Lisa Barsdale**
Recommendation: Adopt a resolution authorizing an exemption to the CalPERS 180-day wait period.
Action: No action taken, moved to action calendar as action item number 2.

PRESENTATION ITEMS

1. **Property Tax Revenue Forecasting** (*Jeff Frye, Chief Development Officer*)
Recommendation: Receive presentation, no action required.
Action: Presentation received, no action taken.

ACTION ITEMS

1. **ARFF Service Agreement – McClellan Business Park, LLC**
(Jeff Frye, Chief Development Officer)
Recommendation: Adopt a resolution authorizing the Fire Chief or his designee to execute the agreement for McClellan Airport Aircraft Rescue and Firefighting Services.
Action: Moved by White, seconded by Goold, and carried unanimously by members present to adopt Resolution No. 2022-064.

2. **Authorization to Employ Retired Annuitant – Lisa Barsdale** (*Deputy Chief Wagaman*)
Recommendation: Adopt a resolution authorizing an exemption to the CalPERS 180-day wait period.
Action: Moved by Goold, seconded by White, and carried unanimously by members present to adopt Resolution No. 2022-065.

3. **Ratification of Resolution to Extend Teleconference of Board Meetings (Government Code 54953(e) (3))** (*President Saylor*)
Recommendation: Consider adopting a Resolution which would extend the ability to teleconference without compliance of Government Code paragraph (3) of subdivision (b) of section 54953 from August 11, 2022 – September 9, 2022 or until further re-ratified.
Action: Moved by Clark, seconded by White, and carried unanimously by members present to adopt Resolution No. 2022-066.

4. **Industrial Disability Retirement – Kevin R. Henson**
Recommendation: After discussion in Closed Session, consider adopting a Resolution finding Engineer Henson has suffered job related injuries and is eligible for an Industrial Disability Retirement.

Action: Moved by Clark, seconded by Jones, and carried unanimously by members present to adopt Resolution No. 2022-067.

REPORTS

1. **PRESIDENT'S REPORT**—(*President Saylor*) No report

2. **FIRE CHIEF'S REPORT**—(*Chief Harms*)

Chief Harms shared since we last met the SAFER Grant deployments have gone into service, a special thank you to the Service Delivery Team and the three Deputy Chiefs who ensured everything was in place to make this happen.

Meetings

8/4, SRP 22-2 graduation was held: 10 recruits with 5 paramedics and 5 EMTs

Event

8/12, Sacramento CEO SOAK Event for ALS – 11:00am at DOCO

Our dear friend and former board member was diagnosed with ALS a few years ago. Chief Harms been looking for ways to get involved and support ALS-focused programs, and was recently asked to participate in an upcoming CEO Soak event hosted by the ALS Association Greater Sacramento Chapter and DOCO. While this is the inaugural event held by the Sacramento Chapter, nationally, this event has raised more than \$1,000,000 and has assisted in providing families with ALS-cost services and local and national advocacy and research.

OPERATIONS' REPORT

Deputy Chief Mitchell shared statistics since the last Board Meeting with 3,840 total incidents since July 28, 2022; an average of 274 calls per day. Of those 2,472 (64.4%) were EMS related incidents, and 133 were fire incidents.

On August 16th, Battalion Chief Gonsalves, along with KHS, will present a case review at the SCEMSA Stroke Care Committee meeting. This incident occurred on February 27, 2022 with a 43 year old female patient who was found down in her vehicle. She was driving home and on the phone with her brother, who noticed she was no longer making sense during their conversation. He had her pull over, and used the Find My iPhone feature to figure out her location.

Continuum of care between Dispatch, EMS, and the hospital will be emphasized. KHS was extremely happy with our care provided and the early stroke alert activation, which is credited to the patient's positive outcome. It was 32 minutes from time of call at Dispatch to the back door of the hospital, with a 4 minute response, and just a 6 minute scene time. The crew involved in this incident was T50 and M50 B-shift. TR50-Captain Manfredi, Engineer Zumwalt, FF/PM Haas, FF/PM Arso; M50- FF/PM Gallisdorfer and FF/PM Getreu as the Primary Paramedic all did a great job.

Next, on Friday, August 5th an auto wrecking yard fire occurred in Battalion 5 on W. 6th Street. This incident involved a number of companies, Law Enforcement, Sac OES, and SMUD broken up into three divisions to bring it under control. CERT deployed 5 members to the incident to support rehab. Crews stayed on scene overnight to complete mop-up, and the cause is under investigation.

Lastly, there was an apartment fire on Data Drive on Sunday, August 7th in the early morning hours. Eight units of a twenty unit building were impacted by fire, smoke, and water damage. SMUD and PG&E were able to restore utilities to the 12 non-impacted units allowing the residents to remain. We had 1 member that sustained burn injuries and was treated and released.

3. SMFD – FIREFIGHTERS LOCAL 522 REPORT

Firefighter Mike Gildone, on behalf of Vice President Local 522 Matt Cole, congratulated Engineer Kevin Henson on retiring, and wished him the best.

Local 522 recently met for a staffing/labor management collaboration, it was a productive meeting, and they continue to appreciate the efforts of AC Jenkins who represents management. A union representative participated in the Deputy Fire Marshal interview process earlier this week. Labor is working to put together a promotional review group, recently had a meeting with this group. Lastly, the negotiations group met earlier today, they are prepared for the negotiations meeting with management next week.

FF Gildone also spoke to the success of the Service Delivery Team. Since deployment took place one week ago he has had the opportunity to speak with the new positions and heard very good things and how helpful it has been to the deployment model. For example, Squad has responded to 58 calls in seven days, which is an average of eight calls per day.

4. COMMITTEE AND DELEGATE REPORTS

All Committee Meetings will be held at the Sacramento Metropolitan Fire District Board Room, 10545 Armstrong Avenue, Mather, California unless otherwise specified.

- A. **Executive Committee – (President Saylor)**
Report Out: August 11, 2022 at 5:30 PM
The Committee met earlier and no action was taken.
Next Meeting: TBD

- B. **Communications Center JPA – (DC Wagaman)**
Next Meeting: September 13, 2022 at 9:00 AM

- C. **Finance and Audit Committee – (Director Orzalli)**
Next Meeting: August 25, 2022 at a time 5:00 PM

- D. **Policy Committee – (Director Goold)**
Next Meeting: TBD

BOARD MEMBER QUESTIONS AND COMMENTS

Director Jones thanked senior staff, administrative officials, and all staff members who were responsive to her questions and she is appreciative of the dialogue.

Director Orzalli thanked Jeff Frye for his report on the property tax revenue forecast, this information is critically important to the future of Metro Fire.

Director Goold echoed Director Orzalli's comments, the presentation was short, succinct, and valuable. Director Goold also asked that we review the interview process, especially the

scientific steps to be considered a successful candidate. This process, along with recruitment, should be reviewed and brought up to speed.

The board recessed to closed session at 7:02 PM.

CLOSED SESSION

1. Pursuant to California Government Code Section 54956.9 (a) – one (1) matter of Industrial Disability Retirement.

- A. Kevin R. Henson and the Sacramento Metropolitan Fire District
Claim # SMDQ - 549980 – Industrial Disability Retirement
Ty Bailey, Deputy Chief Administration

Action: No action taken.

2. PERSONNEL MATTERS – PUBLIC EMPLOYEE EMPLOYMENT

Pursuant to California Government Code Section 54957

Fire Chief Selection Process

Action: No action taken.

The Board reconvened to open session at 8:33 PM.

ADJOURNMENT

The meeting was adjourned at 8:36 PM.

Cinthia Saylor, President

Walt White, Secretary

Melissa Penilla, Board Clerk



Sacramento Metropolitan Fire District

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TODD HARMS
Fire Chief

ACTION SUMMARY MINUTES – SPECIAL MEETING

BOARD OF DIRECTORS SACRAMENTO METROPOLITAN FIRE DISTRICT

Thursday, August 18, 2022

Held at the following locations:

10545 Armstrong Avenue – Board Room
Mather, California
&
Remotely Via Zoom

CALL TO ORDER

The meeting was called to order at 6:04PM by President Saylor. Board members present: Clark, Goold, Jones, Orzalli, Saylor, and Wood. Board members absent: Sheetz, White, and Division 7 (Vacant). Staff present: Fire Chief Harms, General Counsel Lavra, and Clerk Penilla.

PUBLIC COMMENT: None

The Board recessed to closed session at 6:05PM.

CLOSED SESSION

1. PERSONNEL MATTERS – PUBLIC EMPLOYEE EMPLOYMENT Pursuant to California Government Code Section 54957

Fire Chief Selection Process

Director Goold left the meeting at 7:03PM.

Action: The Board took no reportable action.

The Board reconvened to open session at 7:14PM.

ADJOURNMENT

The meeting was adjourned at 7:16 PM.

Cinthia Saylor, President

Walt White, Secretary

Melissa Penilla, Board Clerk



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TODD HARMS
Fire Chief

DATE: August 25, 2022
TO: Board of Directors
SUBJECT: Purchase Approval – Six (6) Ambulance Remounts

TOPIC

Staff seeks Board approval to have six (6) 2016 Sprinter/Leader Ambulances, units 24444, 24445, 24457, 24460, 24461 and 24463, remounted onto new 2023 Sprinter chassis by Leader Industries.

SUMMARY

In order to maintain all original functionality and reliability, this purchase will be sole source, performed by the original manufacturer of the ambulance. Additionally, The Purchasing Division has reviewed the Exception to Competitive Bidding documents and determined they are consistent with Metro Fire purchasing policies and procedures.

DISCUSSION

Due to the increased mileage EMS transports are placing on our Ambulance fleet, we are reaching their replacement mileage in three years, rather than the expected six years. In an effort to reduce the cost of maintaining a working Ambulance fleet, Staff recommends replacing the worn out chassis of six existing vehicles and remounting the original box portion onto a new vehicle. This process will result in a vehicle that has been updated and nearly new, with a cost savings of \$106,000.00 per unit.


FISCAL IMPACT

The total cost for the remounting of the six (6) Ambulances is \$1,009,388.76. The funds for this purchase are included in the FY 2022/23 Final Budget.

RECOMMENDATION

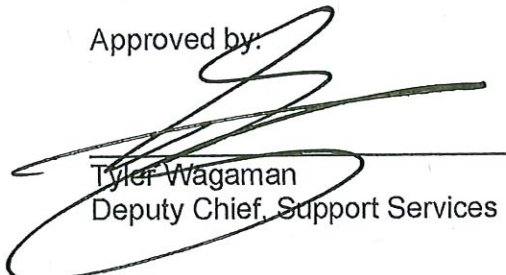
Staff respectfully recommends the Board approve the remounting of these six (6) Ambulances Leader Industries.

Submitted by:



Shea Pursell
Fleet Manager

Approved by:



Tyler Wagaman
Deputy Chief, Support Services



TODD HARMS
Fire Chief

Sacramento Metropolitan Fire District

10545 Armstrong Ave., Suite 200 · Mather, CA 95655 · Phone (916) 859-4300 · Fax (916) 859-3702

DATE: August 25, 2022
TO: Board of Directors
SUBJECT: Hazardous Materials Response Agreement with Amador County

TOPIC

Hazardous Materials Response Agreement between Metro Fire and Amador County.

DISCUSSION

Under the contract, Metro Fire will continue to provide the services of our HazMat team to hazardous materials incidents on a case-by-case basis. Metro Fire will maintain proficiencies of the HazMat Team.

The term of the agreement was for one year from the date of the full execution with an option for two (2) one-year extensions. There has been a lapse in the contract and Amador County is requesting reinstate the contract and to exercise both years of the extension at this time.

FISCAL IMPACT

Metro Fire will provide emergency hazardous materials response with billing based on a time and materials fee system. The fee for service is consistent with applicable local agreements held within Sacramento County for similar services.

RECOMMENDATION

Staff recommends the Board of Directors approve the reinstatement of the agreement for services with Amador County and authorize the Fire Chief to approve the amendment for two (2) one-year extensions.

Submitted by:

Joseph Fiorica
Battalion Chief, Special Operations

Approved by:



Adam Mitchell
Deputy Chief, Operations

GENERAL SERVICES ADMINISTRATION

MAIL: 12200-B Airport Road, Jackson, CA 95642

LOCATION: 12200-B Airport Road, Martell, CA

PHONE: (209) 223-6375 FAX: (209) 223-0749 E-MAIL: jhopkins@amadorgov.org



August 19, 2022

Sacramento Metropolitan Fire District
Joseph A. Fiorica, Assistant Chief, A Shift Commander
CAD/Dispatch Liaison

Re: MOU for the use of Metro Fire Type I Hazardous Materials Response Team

Dear Chief Fiorica,

The County of Amador would like to reinstate the Memorandum of Understanding by and Between Amador County and Sacramento Metropolitan Fire District for hazardous material incident response dated July 13, 2021. In addition to reinstating the contract we would like to exercise the option of the two, one year extensions that are a part of the original agreement. All terms and conditions outlined in the original agreement remain valid and in effect.

Once you Board of Directors agree to these terms, please provide 3 signed copies of the MOU to me so I may place the matter on our Board of Supervisors meeting agenda for their approval and execution.

Thanks you for your time and efforts with this MOU. If you have any questions or concerns please feel free to contact me directly at (209) 223-6759.

Sincerely,

A handwritten signature in blue ink, appearing to read "J. Hopkins".

Jon Hopkins
Director of General Services Administration

Cc: Chuck Iley, CAO
Greg Gillott, County Counsel
file



TODD HARMS
Fire Chief

Sacramento Metropolitan Fire District

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AMENDMENT TO AGREEMENT BETWEEN THE COUNTY OF AMADOR AND THE SACRAMENTO METROPOLITAN FIRE DISTRICT FOR HAZARDOUS MATERIALS RESPONSE

This amendment is made and entered into this **25th** day of **August, 2022** by and between the County of Amador and the Sacramento Metropolitan Fire District, a California Special District.

RECITALS

Whereas, the County of Amador and the Sacramento Metropolitan Fire District have previously entered in an Memorandum of Understanding (MOU) on July 13, 2021, to provide services described in the agreement; and

Whereas, the County of Amador and the Sacramento Metropolitan Fire District desire to formally amend said MOU to reinstate the MOU and to change the termination date in order to continue to receive hazardous materials response team services;

Now, therefore, the MOU is amended as follows:

1. Reinstatement of the MOU

Metro Fire agrees to reinstate the MOU that expired on July 14, 2022. All terms and conditions in the original agreement remain valid and in effect.

2. Payment

Reimbursement to Metro Fire will be in accordance with Payment for Service as outlined on Page 3 of the MOU. Year 2 payment will be in effect from July 14, 2022 until July 13, 2023 and Year 4 payment will be in effect from July 14, 2023 until July 13, 2024. All other payment terms remain the same.

3. Term

The term of the MOU commenced on July 13, 2021 shall be extended to **July 13, 2024**.

4. Effective Date

This amendment shall be deemed executed when it has been signed by both parties, and after receiving any necessary approval of the parties' governing boards.

5. Reaffirmation

In all other respects, the above referenced MOU remains in full force and effect.

6. Entire MOU

The MOU, as amended by this amendment, and any attachments hereto, constitute the entire MOU between the County of Amador and the Sacramento Metropolitan Fire District concerning the subject matter contained herein.

In witness whereof, the parties hereto have executed this amendment to the MOU as of the day and year first written above.

County of Amador

Sacramento Metropolitan Fire District

Amador Board of Supervisors

Fire Chief

Approved As to Legal Form

Amador County Counsel

MEMORANDUM OF UNDERSTANDING
BY AND BETWEEN
AMADOR COUNTY AND
SACRAMENTO METROPOLITAN FIRE DISTRICT

This MEMORANDUM OF UNDERSTANDING (hereinafter "MOU"), entered into on July 13th, 2021, is made by and between the County of Amador (hereinafter "County") and the Sacramento Metropolitan Fire District (hereinafter "Metro Fire"). This MOU establishes the response criteria for the use of the Metro Fire Type 1 Hazardous Materials Response Team (hereinafter "HMRT").

RECITALS

1. Metro Fire has assembled a Type 1 Hazardous Materials Response Team (HMRT) which is housed under Metro Fire's Special Operations.
2. The Amador County Environmental Health Department is identified in the County's Hazardous Materials Area Plan as the agency responsible for establishing and maintaining an MOU for the provision of an HMRT, in the event an incident occurs that is beyond the scope and abilities of local responders.
3. The County and Metro Fire have the opportunity to enter into an MOU for the County's use of Metro Fire's HMRT to assist with responding to hazardous materials incidences.
4. The Standardized Emergency Management System (SEMS) is the recognized system for managing a multi-jurisdictional response for hazardous material incidents. In the field, the Incident Command System (ICS), a component of SEMS, is used for managing a hazardous materials incident involving multiple jurisdictions.

NOW, THEREFORE, in consideration of the mutual promises and conditions herein made, it is agreed as follows:

SCOPE OF SERVICES

1. The Metro Fire HMRT's services are limited to hazard categorization, site safety planning, containment, site mitigation, and other on-scene management activities designed to limit the spread and environmental contamination of hazardous substances releases.
2. The HMRT shall respond, when available, to requests for assistance made by the County through the 911 dispatch system, through either the Amador County Sheriff's Office Dispatch or the Cal Fire Communications Center in El Dorado County. Such requests for assistance shall be authorized by the on-scene incident commander (IC) and shall include the following information:
 - Location of the incident
 - Contact information for the Incident Commander
 - Name of person to whom the team is to report to
 - Nature of the incident
 - Service(s) requested
 - Any trained emergency response personnel and equipment on scene available to assist the HMRT.
3. Upon receipt of a request for assistance, the on-duty Shift Commander, Battalion Chief, HazMat Coordinator, or HMRT shall contact the IC to confirm the anticipated level of response required, and to provide an estimated time of arrival to the scene.
4. The County is responsible for providing to Metro Fire the State Office of Emergency Services (OES) incident control number. The Amador County Sheriff's Office of Emergency Services, representative of Amador County Environmental Health, the Incident Commander, or facility initiating the incident, depending on the specific case, will make the notification to the State

Office of Emergency Service (OES) Warning Center for hazardous material incidents. The Warning Center will issue a control number for the incident.

5. A County representative will be responsible for having hazardous waste manifests or other documentation/authorizations executed which may result from the deployment of the HMRT.
6. Metro Fire shall be responsible for proper training, certification, and composition of its HMRT members

PAYMENT FOR SERVICES

1. Metro Fire shall be reimbursed for materials and time. The table below indicates the agreed upon hourly rates for years 1, 2, and 3. This hourly rate covers a response of a Type 1 Engine, a Type 1 Hazardous Materials unit, and a Battalion Chief. A total of seven Hazardous Materials Specialists will respond with the assigned resources. Time shall be computed on a portal to portal basis. Expendable materials will be billed by Metro Fire at replacement cost.

Year	Per Hour Cost	Percentage Increase
1	\$1,265	0%
2	\$1,303	3%
3	\$1,341	3%

2. Metro Fire shall direct billings to the Amador County Environmental Health Department. Such billings will in turn be directed to the "responsible party" for the hazardous materials incident for reimbursement to the County.
3. The County will provide payment no later than ninety (90) days from receipt of the Metro Fire billing. This 90 day period is designed to allow the County an opportunity to secure reimbursement from the responsible party prior to making payment to Metro Fire. Payment is

due from the County to Metro Fire within this time period regardless of whether the County secures reimbursement from the "responsible party."

MISCELLANEOUS PROVISIONS

1. **Limitations:** Nothing in this Agreement will be interpreted to conflict with, or be inconsistent with, any federal or state statute, regulation, or other provision of law applicable to the County or Metro Fire. Furthermore, this MOU does not constitute a delegation of any authority by either party to the other.
2. **Employment Policy:** It is agreed that employees of the parties to this MOU will at all times be subject only to the laws, regulations, and rules governing their employment, regardless of agency, and will not be entitled to compensation or other benefits of any kind other than specifically provided by the terms of their employment.
3. **Indemnification:** To the fullest extent permitted by law, each party hereto (hereafter "Indemnifying Party") will indemnify, defend, and hold harmless the other parties, and their respective officers, agents, and employees, from and against any and all losses, costs, damages, expenses, claims, suits, demands, or liability of any kind or character, including but not limited to reasonable attorney fees, to the extent arising from any negligent, reckless, or intentional act or omission of the Indemnifying Party, its officers, volunteers, agents or employees, which occurs in the performance of, or otherwise in connection with this MOU.

It is the intention of the parties that where fault is determined to have been contributory, principles of comparative fault will be followed and each party will bear the proportionate cost of any damage attributable to the fault of that party, its officers, directors, agents, employees, subcontractors, and volunteers.

The indemnity provisions of this MOU will survive the termination of this MOU.

TERM

1. The term of this MOU will be one year from the date of execution, unless Metro Fire and Amador County mutually agree in writing to extend the term for up to two additional one year periods.
2. This MOU may be cancelled by either party by providing 30 days' prior written notice to the other party, or may be amended at any time by written mutual consent of the parties involved.


IN WITNESS WHEREOF, the parties have executed this MOU.

COUNTY OF Amador County

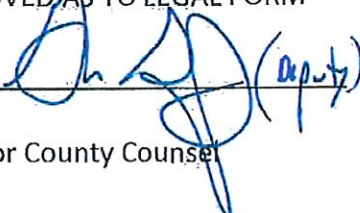
SACRAMENTO METRO FIRE



Amador Board of Supervisors



APPROVED AS TO LEGAL FORM



Amador County Counsel



Sacramento Metropolitan Fire District

10545 Armstrong Ave., Suite #200, Mather, CA 95655 · (916) 859-4300 · Fax (916) 859-3700

TODD HARMS
Fire Chief

DATE: August 25, 2022
TO: Board of Directors
SUBJECT: Adoption of a Reimbursement Resolution – Tax-Exempt Debt

TOPIC

Staff recommends adoption of the attached reimbursement resolution to reimburse the District for funds that have been or may be expended prior to issuing tax-exempt debt. The recommended action is in anticipation of the District entering into a capital lease transaction to fund the purchase of budgeted capital expenditures.

DISCUSSION

In order to legally reimburse expenditures made prior to the issuance of tax-exempt debt, a reimbursement resolution must be in place pursuant to Treasury Regulation Section 1.150-2. Adoption of a reimbursement resolution does not bind the District to issuing future debt. Instead, a reimbursement resolution allows the District to use its own funds for capital expenditures and later repay itself from the financing proceeds.

Purchases made after the reimbursement resolution adoption and those made no more than 60 days prior to adoption are eligible for reimbursement. Staff anticipates the recommendation to finance not more than \$6,500,000 of capital purchases in accordance with the Capital Improvement Program (CIP) and the FY2022-23 Final Budget. The capital purchases include medics, engines, copter conversion, and other vehicles and equipment.

FISCAL IMPACT

Adoption of the resolution will allow reimbursement of qualified District expenditures up to \$6,500,000. Purchases that are projected to be delivered in FY 2022-23 have been included in the District's FY 2022/23 Final Budget.

RECOMMENDATION

Staff recommends adoption of the attached reimbursement resolution.

Submitted by:

Approved by:

Dave O'Toole
Chief Financial Officer

Ty Bailey
Deputy Chief, Administration



TODD HARMS
Fire Chief

Sacramento Metropolitan Fire District

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RESOLUTION NO. 2022-____

A RESOLUTION OF THE BOARD OF DIRECTORS FOR THE SACRAMENTO METROPOLITAN FIRE DISTRICT DECLARING THE OFFICIAL INTENT OF THE DISTRICT TO REIMBURSE ITSELF FOR CERTAIN CAPITAL AND OTHER EXPENDITURES FROM THE PROCEEDS OF PROPOSED INDEBTEDNESS

WHEREAS, the Sacramento Metropolitan Fire District (hereinafter referred to as District) intends to purchase certain equipment, including medics, medic remounts, engines and other vehicles and equipment (Capital Assets); and

WHEREAS, the District expects to expend some of its own funds to purchase the Capital Assets (Reimbursement Expenditures) prior to the issuance of indebtedness for the purpose of financing costs associated with the Capital Assets on a long-term basis; and

WHEREAS, the District reasonably expects that the debt obligations for the Capital Assets will be issued in total for not more than \$6,500,000 and that certain of the proceeds of such debt obligations will be used to reimburse the Reimbursement Expenditures; and

WHEREAS, proceeds of such debt obligations will be allocated to Reimbursement Expenditures no later than 18 months after the latter of (i) the date the cost is paid or (ii) the date the Capital Asset is placed in service or abandoned (but in no event more than 3 years after the cost is paid).

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Sacramento Metropolitan Fire District, as follows:

SECTION 1. Compliance with Treasury Regulations

This declaration is made solely for purposes of establishing compliance with requirements of Section 1.150-2 of the Treasury Regulations. This declaration does not bind the District to make any Capital Asset expenditure or incur any indebtedness.

SECTION 2. Intent to Reimburse the District from Proceeds of Indebtedness

The District hereby declares its official intent to use proceeds of indebtedness to reimburse itself for Reimbursement Expenditures.

SECTION 3. Effective Date

This Resolution shall take effect from and after the date of its passage and adoption.

PASSED AND APPROVED this 25th day of August, 2022, by the following vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAIN:

SACRAMENTO METROPOLITAN FIRE DISTRICT

By: _____
President, Board of Directors

ATTEST:

Clerk of the Board