



AMERICAN CANYON FIRE PROTECTION DISTRICT BOARD MEETING

AGENDA

City Hall - Council Chambers
4381 Broadway, Ste. 201, American Canyon

July 26, 2022

6:30 PM

Chair: Leon Garcia
Vice Chair: Mariam Aboudamous
Board Members: Mark Joseph, David Oro, Pierre Washington

Consistent with Government Code Section 54953 and the American Canyon Board of Directors Resolution Declaring the Existence of a Local Emergency due to the COVID-19 Pandemic, Board of Directors and other public meetings will be conducted both in person at City Hall, 4381 Broadway, Suite 201, and also via Zoom Teleconferencing to promote local, state, and federal guidelines and social distancing recommendations for the containment of the coronavirus. District officials and members of the public are invited to attend the meeting either in person or via teleconference. This meeting will be broadcast live to residents on Napa Valley TV [here](#) and on YouTube [here](#).

You may submit public comments for any Agenda Item, Non-Agenda Item or make general public comments by one of the following methods:

Written comments, Via eComments: The eComments link is located on the Meetings & Agendas page of our website here. Comments received before the 3:00 p.m. day-of-meeting cutoff time will be routed to all Board Members at that time. eComments will remain open throughout the meeting, and all comments received will be posted online and become part of the meeting record.

Oral comments, during the meeting: A Zoom Meeting has been established for public participation during the meeting related to a specific agenda item, or matters not on the agenda. To give your public comment directly to the legislative body during the meeting, use the Register to Speak feature of [eComments](#) or connect via below Zoom link and follow the instructions or by calling 1-669-900-6833.

Zoom Meeting Link: [Click here](#)

Meeting ID: 827 9910 1003 **Passcode:** 037355

The above-identified measures exceed all legal requirements for participation in public comment, including those imposed by the Ralph M. Brown Act. For more information, please call the Office of the Fire Executive Assistant at (707) 551-0653 or email [here](#).

AGENDA MATERIALS: Board agenda materials are published 72 hours prior to the meeting, and are available to the public via the City's website at www.cityofamericancanyon.org.

AMERICANS WITH DISABILITIES ACT: The Board of Directors will provide materials in appropriate alternative formats to comply with the Americans with Disabilities Act. Please send a written request to Fire Executive Assistant at 911 Donaldson Way E., American Canyon, CA 94503 or by

email [here](#). Include your name, address, phone number and brief description of the requested materials, as well as your preferred alternative format or auxiliary aid, at least three calendar days before the meeting.

5:30 P.M. CLOSED SESSION

- 1. Conference with Legal Counsel - Anticipated Litigation.
Pursuant to Government Code Section 54956.9 (d)(2); and,
Two Matters.**

PUBLIC ADDRESS-CLOSED SESSION ITEMS

The Chairman will call the meeting to order and conduct role call. The Board of Directors will immediately convene into Closed Session after hearing any public comment on items agendaized for Closed Session consideration. At 6:30 p.m. the Board of Directors will reconvene into Open Session and then resume Closed Session at the end of the meeting to address outstanding items, if necessary.

6:30 P.M. OPEN SESSION - REGULAR MEETING

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

REPORT ON CLOSED SESSION/CONFIRMATION OF REPORTABLE ACTION

PROCLAMATIONS AND PRESENTATIONS

None

PUBLIC COMMENT

This time is reserved for members of the public to address the American Canyon Fire Protection District Board on items of interest that are not on the Agenda and are within the subject matter jurisdiction of the American Canyon Fire Protection District Board. It is recommended that speakers limit their comments to 3 minutes each and it is requested that no comments be made during this period on items on the Agenda. Members of the public wishing to address the American Canyon Fire Protection District Board on items on the Agenda should comment via email prior to the start of the meeting. The American Canyon Fire Protection District Board is prohibited by law from taking any action on matters discussed that are not on the Agenda, and no adverse conclusions should be drawn if the American Canyon Fire Protection Board does not respond to public comment at this time. Speakers are asked to please speak clearly, and provide their name. Any handouts for distribution to the American Canyon Fire Protection District Board must be emailed by 3:00 p.m. on meeting day.

AGENDA CHANGES

The Chair/Board of Directors may change the order of the Agenda or request discussion of a Consent Item. A member of Public may request discussions of a Consent Item by completing a Speaker's Card and presenting it to the Fire Executive Assistant prior to Public Comment.

CONSENT CALENDAR

2. **Approve June 28, 2022 Fire District Minutes.**
Recommendation: Approve June 28, 2022 Fire District Minutes.
3. **AB361 In-Person and Remote Teleconferenced Meetings - July 1 - August 31, 2022.**
Recommendation: Adopt a Resolution due to continuing conditions of a state of emergency caused by the COVID-19 Pandemic, District meetings will be held as hybrid or in-person meetings with the option to attend by teleconference/video conference or in-person meetings of legislative bodies of the American Canyon Fire Protection District for the period of July 1, 2022 through August 31 ,2022 pursuant to Brown Act Provisions.
4. **District Counsel Closed Session Report of June 28, 2022 Fire District Board Meeting.**

PUBLIC HEARINGS

None

BUSINESS

None

FIRE CHIEF ORAL REPORT

CHAIR/BOARD COMMENTS, COMMITTEE REPORTS, AND FUTURE AGENDA ITEMS

The Chair and Board of Directors may comment on matters of public concern and announce matters of public interest; no collective Board action will be taken.

ADJOURNMENT

CERTIFICATION

I, Geoff Belyea, District Fire Chief, do hereby declare that the foregoing Agenda of the American Canyon Fire District Board was posted in compliance with the Brown Act prior to the meeting date.

Geoff Belyea, Fire District Chief

American Canyon Fire Protection District

Board Meeting

ACTION MINUTES

June 28, 2022

PUBLIC ADDRESS – CLOSED SESSION 5:00 P.M.

CLOSED SESSION ROLL CALL

Present: Chairman Leon Garcia, Vice-Chair Mariam Aboudamous, Board Members Mark Joseph, and David Oro, Pierre Washington

Absent: None

5:00 P.M. CLOSED SESSION

- 1. Matters Relating to Public Employment - Pursuant to Government Code Section 54957 (b) Position: District Chief;**
- 2. Matters Relating to Public Employment - Pursuant to Government Code Section 54957 (b) Position: Staffing Personnel Matters;**
- 3. Conference with Legal Counsel – Anticipated Litigation Pursuant to Government Code Section 54956.9 (d) (2); and, Two Matters**

6:30 P.M. OPEN SESSION

CALL TO ORDER

Chairman Garcia called the Meeting to Order at 6:51 p.m.

PLEDGE OF ALLEGIANCE

Chairman Garcia led the Pledge of Allegiance

ROLL CALL

Present: Chairman Leon Garcia, Vice-Chair Mariam Aboudamous, Board Members Mark Joseph, and David Oro, Pierre Washington

Absent: None

REPORT ON CLOSED SESSION/CONFIRMATION OF REPORTABLE ACTION

District Counsel, William D. Ross provided an oral report on Closed Session. The Board convened in Open Session at 5:40 p.m. to address the matters agendaized for Closed Session. Closed Session concluded at 6:48 p.m. With respect to the matters considered, a written report

upon report will be provided by District Counsel Ross on return from Closed Session consistent with Government Code Section 54957.1.

PROCLAMATIONS AND PRESENTATIONS

4. Oath of Office and Badge Pinning for Fire Chief Geoff Belyea effective July 1, 2022

District Counsel William D. Ross administered the Oath of Office for Chief Belyea.

Chief Belyea's wife and children pinned his badge.

The Board Meeting went into recess at 6:58 pm and reconvened at 7:13 pm

5. Receive a presentation on 'Section 201' of the State of California Emergency Medical Services (EMS) Act.

Chief Cahill presented information on "Section 201" of the EMS Act.

Public Comment

None

AGENDA CHANGES

None

CONSENT CALENDAR

Action: Motion to approve CONSENT CALENDAR made by Board Member Joseph, seconded by Board Member Pierre Washington, and CARRIED by roll call vote.

Ayes: Chairman Leon Garcia; Vice-Chair Mariam Aboudamous; Board Members Mark Joseph; and David Oro; and Pierre Washington

Nays: None

Abstain: None

Absent: None

6. Approve May 24, 2022, Fire District Minutes.

Action: Approved the minutes from the Fire District Board Meeting of May 24, 2022

7. District Counsel Closed Session Report of May 24, 2022 Fire District Board Meeting.

Action: Approved the District Counsel Closed Session Report of May 24, 2022.

8. District Counsel Closed Session Report of March 29, 2022 Fire District Board Meeting.

Action: Approved the District Counsel Closed Session Report of March 29, 2022.

9. Adopt Resolution 2022-10 approving the annual cost-of-living increase to the District Fire Service Fee Special Tax consistent with District Ordinance 2013-01 and confirming the Fire Service Fee Assessments of \$752,326.74 for Fiscal Year 2022/2023.

Action: Adopted Resolution 2022-10 approving the annual cost-of-living increase to the

District Fire Service Fee Special Tax consistent with District Ordinance 2013-01 and confirming the Fire Service Fee Assessments of \$752,326.74 for Fiscal Year 2022/2023.

10. **Adopt Resolution 2022-11 Increasing the 1986 Mitigation Fee for Fiscal Year 2022-2023 by the Change in the Consumer Price Index for the Year ended April 2022 by an increase of 5% percent.**

Action: Adopted Resolution 2022-11 Increasing the 1986 Mitigation Fee for Fiscal Year 2022-2023 by the Change in the Consumer Price Index for the Year ended April 2022 by an increase of 5% percent.

11. **Adopt Resolution 2022-12 approving the annual cost-of-living increase to the District First Responder Fee for Emergency Medical Services.**

Action: Adopted Resolution 2022-12 approving the annual cost-of-living increase to the District First Responder Fee for Emergency Medical Services.

12. **Adopt Resolution 2022-13 authorizing the write off of uncollectible Fire Service Fees in the amount of \$2,343.86.**

Action: Adopted Resolution 2022-13 authorizing the write off of uncollectible Fire Service Fees in the amount of \$2,343.86.

13. **Adopt Resolution 2022-14 approving the annual appropriations limit for the American Canyon Fire Protection District for fiscal year 2022-2023.**

Action: Adopted Resolution 2022-14 approving the annual appropriations limit for the American Canyon Fire Protection District for fiscal year 2022-2023.

14. **Adopt Resolution 2022-15 authorizing overtime payment to Fire District Employees while in course of their employment and away from official duty station and assigned to an emergency incident, in support of an emergency incident, or pre-positioned for emergency response.**

Action: Adopted Resolution 2022-15 authorizing overtime payment to Fire District Employees while in course of their employment and away from official duty station and assigned to an emergency incident, in support of an emergency incident, or pre-positioned for emergency response.

PUBLIC HEARINGS

15. **Hold a Public Hearing and adopt a Resolution approving the Preliminary Budget for the American Canyon Fire Protection District for the Fiscal Year 2022-2023.**

Financial Consultant Ken Campo presented a PowerPoint on the Preliminary Budget.

Chairman Garcia called for Public Comment. Written comments: none Oral comments: Beth Marcus was called to speak.

Chairman Garcia closed Public Comment.

Board Member Washington inquired if the new radio equipment was in the Preliminary Budget and Chief Belyea confirmed that it was.

Board Member Joseph requested the District revisit the Battalion Chief positions and management staffing structure at the Final Budget Meeting in September and at mid-year.

Chief Cahill addressed Board Member Joseph's concerns and explained the District needs to have a person on duty for supervision of District employees. The District will be prudent and cautious in hiring for the proposed positions.

Financial Consultant Ken Campo stated that this is the Preliminary Budget, and the Final Budget will be presented in late September.

Board Member Washington stated he approves the staffing model that is being proposed. Board Member Washington requested the Chief work with the Board of Directors on a one-to-one bases in explaining the new staffing model.

Board Member Oro stated that the District needs to continue to invest and build in the safety of this community. He would like for the District to present in more detail financial information in the final budget meeting. He is in favor of approving the new staffing model

Vice Chair Aboudamous stated that the budget does not include revenue from the Broadway District and there is potential increase of property tax revenue. She is in favor of the staffing models.

Action: Adopted Resolution 2022-16 approving the Preliminary Budget for the American Canyon Fire Protection District for the Fiscal Year 2022-2023 made by Vice-Chair Mariam Aboudamous, seconded by Board Member Pierre Washington, and CARRIED by roll call vote.

Ayes: Chairman Leon Garcia; Vice-Chair Mariam Aboudamous; Board Members Mark Joseph; and David Oro; and Pierre Washington

Nays: None

Abstain: None

Absent: None

BUSINESS

16. Consideration and possible approval of Fire Chief Employment Agreement between the American Canyon Fire Protection District and Geoffrey Belyea, Effective July 1, 2022.

Legal Counsel William D. Ross addressed the Board of Directors and summarized the action that took place in Closed Session with amendments to Section 3.A.1, providing for nine (9) months' severance under the agreement; Section 5.1, to set forth a four-step level of compensation beginning at \$214,240.00 a year. Both actions were unanimous in recommended changes or clarifications by the Board of Directors. In addition, modification to Section 7, when the Chief is not at headquarters, the Assistant Chief would be present, recognizing the need of the Chief to perform duties outside the

District but also for the need to have an officer at headquarters. This change was approved by the Board by a vote of 4 to 1. These changes will modify the proposed agreement that was in the agenda packet, effective July 1, 2022.

Chairman Garcia opened Public Comment. There was no Public Comment.

Action: Motion to approve the Employment Agreement as amended made by Board Member Joseph, Seconded by Board Member Washington and CARRIED by roll call vote.

Ayes: Chairman Leon Garcia; Vice-Chair Mariam Aboudamous; Board Members Mark Joseph; and David Oro; and Pierre Washington

Nays: None

Abstain: None

Absent: None

FIRE CHIEF REPORT

Chief Cahill thanked the Board Members for their support and to members of the community. He also thanked the members of the Department, District Counsel, and Administrative Staff, Ken Campo and CERT. This community is very fortunate to have the CERT program and Chief Belyea.

CHAIR/BOARD COMMENTS, COMMITTEE REPORTS, AND FUTURE AGENDA ITEMS

Board Member Joseph suggested the District recognize that future Board Meetings include an agenda item authorizing a Zoom option for Board Meetings.

Action: Motion to authorize Zoom meetings for future Fire Board Meetings as a consent item on a monthly basis by Board Member Joseph, Seconded by Board Member Washington and CARRIED by roll call vote.

Board Member Pierre Washington thanked Chief Cahill for all that he has done for the District, and for his mentoring, and for providing education to the Board of Directors.

Board Member Joseph stated that he appreciated Chief Cahill's experience and expertise.

Vice-Chair Mariam Aboudamous thanked Chief Cahill for his service to the District.

ADJOURNMENT

Meeting was adjourned at 9:04 p.m.

CERTIFICATION

Geoff Belyea, District Fire Chief/District Clerk



AMERICAN CANYON FIRE PROTECTION DISTRICT
BOARD AGENDA
JULY 26, 2022

STAFF REPORT
CONSENT
ITEM NUMBER: 3.

TITLE

AB361 In-Person and Remote Teleconferenced Meetings - July 1 - August 31, 2022.

RECOMMENDATION

Adopt a Resolution due to continuing conditions of a state of emergency caused by the COVID-19 Pandemic, District meetings will be held as hybrid or in-person meetings with the option to attend by teleconference/video conference or in-person meetings of legislative bodies of the American Canyon Fire Protection District for the period of July 1, 2022 through August 31 ,2022 pursuant to Brown Act Provisions.

CONTACT

Geoff Belyea, Fire Chief
William D. Ross, District Counsel

BACKGROUND & ANALYSIS

On May 24, 2022, the District Board of Directors voted to hold the Fire District Board Meetings on an in-person basis. However, due to the rise of the COVID-19 Pandemic, the District Board voted unanimously 5-0 at the June 28, 2022 Fire Board Meeting to return to a hybrid meeting format (both In-Person and Teleconference) effective immediately. Prior to the June 28th meeting the District had met by Zoom teleconference, as did the City of American Canyon as allowed by Executive Order N-29-20 which technically expired on September 30, 2021. Assembly Bill 361, which was approved by the Governor on September 16, 2021, allows local agencies such as the District to continue to meet by Zoom teleconference, provided that certain conditions are met.

The effect of Executive Order N-29-20 was to suspend certain provisions of the Ralph M. Brown Open Meeting Act (Government Code Section 54950 et seq.), which only allowed remote teleconference participation by District Board Members through a posting process at that Legislative body's physical location, with agenda provisions indicating that location with a requirement that it be accessible to the public.

Enclosed is a District Board Resolution which would comply with the provisions of AB 361 to reinstate Zoom meetings of the District Board, effective July 1, 2022 while also permitting in-person meetings. This "hybrid" style of meeting continues to promote social distancing by allowing

members of the Board and members of the public to participate in the manner in which the feel most safe, thereby promoting public participation while simultaneously protecting vulnerable members of the public, such as those with compromised immune systems.

The ability to continue to meet by Zoom, even in conjunction with Open Meetings, can be accomplished by the District Board provided that monthly resolutions, as amended are enacted with provisions referencing appropriate confirmation of declared emergencies are described.

Stated plainly, the Board must enact a "361 Resolution" at each meeting of the District Board to allow the Zoom teleconference procedure to continue with the scheduled in-person meetings.

Changes to the initial Agenda page of the Board will also change as the means for the public to participate via continued Zoom teleconference will have to be described consistent with the AB 361 procedures rather than Executive Order N-29-20. These changes indicate that, pursuant to this authority, members of the public and members of the District Board may continue to participate by Zoom video/teleconferencing, or alternatively participate in person at the designated physical meeting location.

COUNCIL PRIORITY PROGRAMS AND PROJECTS

Public Safety: "Ensure American Canyon remains a safe community."

FISCAL IMPACT

None

ENVIRONMENTAL REVIEW

ATTACHMENTS:

[Resolution 2022-17 Implementing AB 361](#)

RESOLUTION NO. 2022-17

A RESOLUTION OF THE AMERICAN CANYON FIRE PROTECTION DISTRICT PROCLAIMING A LOCAL EMERGENCY EXISTS, RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM ON MARCH 4, 2020, AND AUTHORIZING IN-PERSON OR REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF THE AMERICAN CANYON FIRE PROTECTION DISTRICT FOR THE PERIOD JULY 1, 2022 THROUGH AUGUST 31, 2022, PURSUANT TO BROWN ACT PROVISIONS

WHEREAS, the American Canyon Fire Protection District (“District”) is committed to preserving and nurturing public access and participation in meetings of the American Canyon Fire Protection District Board of Directors (“Board”);

WHEREAS, all meetings of the District’s legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business;

WHEREAS, the Brown Act, Government Code section 54953(e), makes provisions for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions;

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558;

WHEREAS, that proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-caused disasters;

WHEREAS, that proclamation also requires that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees;

WHEREAS, emergency conditions exist in the District, specifically, a State of Emergency has been proclaimed by Governor Newsom on March 4, 2020, proclaiming a State of Emergency to exist in California as a result of the threat of COVID-19;

WHEREAS, during the COVID-19 pandemic, the District Board has conducted remote, teleconferenced, or socially distanced meetings, consistent with the Governor’s Executive Orders promoting social distancing, with an exception on June 28, 2022;

WHEREAS, consistent with AB 361, as a condition of extending the use of the provisions found in Government Code Section 54953(e), the District Board must reconsider the circumstances of the state of emergency that exists in the District, and the District Board has done so;

WHEREAS, due to the emergence of new variants of COVID-19, such as Delta Variant and the BA-5 Variant, followed by the surging of the Omicron Variant of COVID-19, not all members of the public may feel safe to participate personally at in-person meetings;

WHEREAS, the District Board has determined that conducting “hybrid” style meetings with the option for members of the public and members of the Board of Directors to attend either virtually or in person would allow participation in a manner in which individuals feel most safe, thereby promoting public participation while simultaneously promoting social distancing and protecting vulnerable members of the public, such as those with compromised immune systems;

WHEREAS, as a consequence of the local emergency, the District Board does hereby find that the legislative bodies of the District shall conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and,

WHEREAS, the District is providing teleconference access via a conference phone-line number to the meetings to ensure public access.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF AMERICAN CANYON FIRE PROTECTION DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Affirmation that Local Emergency Exists. The District Board hereby proclaims that a local emergency now exists throughout the District, and the surging Delta Variant of COVID-19 followed by the surging of the Omicron and BA-5 Variant of COVID-19 would present an imminent risk to meeting in person.

Section 3. Ratification of Governor’s Proclamation of a State of Emergency. The District Board hereby ratifies the Governor of the State of California’s Proclamation of State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference and In-Person Meetings. The staff and legislative bodies of the District are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings by remote teleconference and in-person in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of August 31, 2022 or such time the District Board adopts a subsequent Resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of the District may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED, APPROVED and ADOPTED at a Special scheduled meeting of the District Board of the American Canyon Fire Protection District held on the 26th day of July, 2022, by the following vote:

AYES:
NOES:
ABSTAIN:
ABSENT:

Leon Garcia, Chairman

ATTEST:

APPROVED AS TO FORM

Geoff Belyea, Fire Chief
Clerk to the Board

William D. Ross, District Counsel

William D. Ross
David Schwarz
Kypros G. Hostetter

Law Offices of
William D. Ross
400 Lambert Avenue
Palo Alto, California 94306
Telephone: (650) 843-8080
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11420 Santa Monica Blvd
#25532
Los Angeles, CA 90025

File No: 199/3

July 21, 2022

VIA E-MAIL

The Honorable Leon Garcia, Chair
and Members of the Board of Directors
American Canyon Fire Protection District
911 Donaldson Way E.
American Canyon, CA 94503

Re: Report Upon Return from Closed Session; Special Virtual Meeting of the City of
the American Canyon Fire Protection District Board of Directors; June 28, 2022

Dear Chair Garcia and Members of the Board of Directors:

This communication sets forth reportable action, if any, of the Board of Directors (“Board”) of the American Canyon Fire Protection District (“District”), consistent with provisions of the Ralph M. Brown Opening Meeting Act (Government Code Section 54950, *et seq.*) resulting from the Closed Session of the June 28, 2022 Virtual Special Meeting, consistent with Government Code Section 54957.1.

After convening in Open Session at 5:40 p.m. and ascertaining that there were no comments, your Board then adjourned to Closed Session at 5:40 p.m. to address the matters agendized for Closed Session consideration.

There were three matters agendized for District Closed Session consideration.

1. Matters Relating to Public Employment – Pursuant to Government Code Section 54957(b)
Position: District Chief;
2. Matters Relating to Public Employment – Pursuant to Government Code Section 54957(b)
Position: Staffing Personnel Matters;
3. Conference with Legal Counsel – Anticipated Litigation
Pursuant to Government Code Section 54956.9(d)(2); and,
Two Matters

The Honorable Leon Garcia, Chair
and Members of the Fire District Board of Directors
July 21, 2022
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With respect to District Closed Session Agenda Item No. 1., there was reportable action in the form of unanimous approval (5-0) of the Employment Agreement between the District and Geoffrey Belyea, effective July 1, 2022, with modifications to Agreement Section 3.A.1, providing for nine (9) months' severance pay and Section 5.1, to set forth a four-step level of compensation beginning at \$214,240.00 annually. Both Amendments were unanimously approved (5-0).

Also, Agreement Section 7, providing for Chief Officer staffing at the Headquarters. The Section was modified to provide that when the Chief is not present, the Assistant Chief would be present recognizing the need of the Chief to perform duties outside of the District while allowing the need to have an Officer at Headquarters.

All authorized changes to the Agreement, were with respect to the Agreement contained in the Agenda Packet as Business Item No. 16.

With respect to District Closed Session Agenda Item No. 2., there was no reportable action under the provisions of Government Code Section 54957(b).

With respect both of the matters considered under District Closed Session Agenda Item No. 3., there was no reportable action under the common law attorney-client privilege and that provided by Government Code Section 54956.9(d)(2).

The Closed Session concluded at 6:48 p.m., where it was indicated that a written report upon return consistent with Government Code Section 54957.1, would be prepared.

This communication should be reviewed under the Consent portion of the Agenda of your next Regular or Special District Board Meeting.

Should you have questions concerning this Report, it may be taken off the Consent calendar when agendized in the future, or our office may be contacted in the interim.

Very truly yours,



William D. Ross
District Counsel

WDR:jf

cc: Geoff Belyea, District Chief
Martha Banuelos, Fire Executive Assistant/Office Administrator