

**KENTFIELD FIRE PROTECTION DISTRICT  
BOARD OF DIRECTORS MEETING**

**MEETING TYPE:** Regular

**DATE:** April 19, 2017

**CALL TO ORDER:** 6:30 p.m. by Chairman Naso. Director Corbet led the assembly in the Pledge of Allegiance.

**ROLL CALL:** All Directors were present. Also in attendance were Chief Pomi and Recording Secretary Mulkeen.

**APPROVAL OF PRIOR MONTH'S MINUTES:** M/S Gerbsman/Evergettis to approve the minutes of March 15, 2017. All ayes.

**PUBLIC COMMENT PERIOD:** As there were no members of the public in attendance, no comments were received.

**SPECIAL ANNOUNCEMENTS/PRESENTATIONS:** None

**UNFINISHED BUSINESS:**

- a. KAPF Labor Contract Process: Chief Pomi recalled that at last month's meeting the Board directed a subcommittee to meet with the labor negotiation team. The meeting took place on April 18. Director Murray commented that the meeting was very productive and professional. Captain Garcia thanked the committee for their time. The Board moved into closed session at 6:34 pm. The Board returned to open session at 7:02 pm. Director Murray reported that the Board met and discussed the offer presented by the labor negotiation team for the 2017/18 labor contract. The Board extended a 3% offer to the Association for the 2017/18 contract year. Upon receiving the offer, Captain Garcia advised he would email the offer to the Association members and correspond with the subcommittee their response.

**NEW BUSINESS:**

- a. 2017 FASIS Board of Directors Election: Chief Pomi explained that FASIS currently has four vacancies for Board members. The candidate summaries, in the Board packet, reflect six members interested. Chief Pomi asked the Board to select four candidates from the official ballot. Director Gerbsman asked which candidates Chief Pomi recommended. Chief Pomi recommended the three incumbents and Mr. Thomas Perazzo, Director, Southern Marin Fire Protection District. He and Chairman Naso met Mr. Perazzo at the FDAC conference held earlier this month. After a brief discussion, all members agreed with Chief Pomi's recommendation.

**OPPORTUNITY FOR PUBLIC COMMENT: There were no comments.**

Evergettis/Corbet M/S to select the four candidates, Mr. Glen Weeks, Ms. Carol Giovanatto, Mr. Jack Piccinini and Mr. Thomas Perazzo, recommended by Chief Pomi.  
Ayes: Corbet, Evergettis, Gerbsman, Murray, Naso.

**CORRESPONDENCE:** none

**DISTRICT OPERATIONS:** The Incident Log and Overtime Report were reviewed.

**CHIEF'S REPORT:**

- a. FDAC Conference: Chief Pomi noted he and Chairman Naso attended this conference. They attended many sessions and heard several legal updates from representatives in Sacramento. Of current interest is AB1661, which requires governing board officials attend harassment training. Chief Pomi explained the District has a 1.5-hour online program through Targeted Solutions. This program will document the training for legal purposes. The District will set up the Directors and schedule their training accordingly. Another decision discussed during the conference concerned the public records act. The newspaper reported recently on the Supreme Court decision that emails and text messages in regards to local agency business, that are either sent or stored on your personal phone or device, could potentially be included in public records act requests. There currently is no process in place to access these types of records yet they want agencies to know it is potentially reportable to the public. Another interesting topic presented was Prop 64, the marijuana legalization initiative. There are limited regulations in place. The initiative restricts marijuana smoking to the dispensary or a private residence. On the public safety side, the District has a no tobacco, smoking or drugs on the premises policy that covers our employees. EMS Agencies have specified that no one who carries a valid EMT card can have cannabis in their system. DMV is working to define cannabis use parameters. Law Enforcement is still working on how to implement this new law. Chairman Naso commented on the concern/impact on our on-duty

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employees as they enter properties where the drug is used, are exposed to the fumes, and then carry the marijuana residue on their clothing throughout the day. Chief Pomi reported 150 fire representatives attended the conference this year and FDAC's goal is to increase attendance to 200-250. He encouraged Board members to attend in the future. Chairman Naso commented it was a good conference and he looks forward to attending next year.

- b. T-Mobile Second Amendment to Communications Site Lease Agreement: Chief Pomi apprised the Board of a financial issue with the T-Mobile cellular lease. He explained in January 2013, the District signed a second amendment to the lease agreement that stipulated T-Mobile get their own PG&E meter. The agreement terms required T-Mobile to take readings from the sub-meter twice a year. The plan process was that T-Mobile would take the meter readings, compare them to the actual meter readings, and provide a true-up statement for either the District or T-Mobile. T-Mobile had the meter installed in October 2014. They then started paying PG&E directly. However, T-Mobile continued to pay the District \$200 a month along with the rent check from 2014 through April 2017. Chief Pomi reported a T-Mobile auditor contacted him this month with the discovery that T-Mobile over paid the District a total of \$5800 for utility usage over the last three years because they continued to pay the \$200 utility fee. Chief Pomi advised his research revealed that Chief Smith never pursued a true up on this account. Chief Pomi reported, by his calculations, that T-Mobile may owe the District too. The actual costs for electricity was \$388/month. For the entire period, the District paid \$5,042 above and beyond the \$200/month that T-Mobile would cover for electricity. Chief Pomi consulted with County Counsel about this financial oversight and Counsel suggested he request the meter reading data from T-Mobile. Chief Pomi announced he did send a letter to T-Mobile last week requesting the meter reading data and is awaiting their response. He requested that T-Mobile Corporate stop the \$200 utility payment to the District effective May 1, 2017. Chief Pomi stated he would advise the Board on this issue as discovery continues.

**DIRECTOR MATTERS:**

Director Gerbsman reported that a Marin County Sheriff contacted him to report that vandals had rifled through mailboxes on Laurel Ave, Hankin Drive and Makin Grade. Luckily, he did not have any important mail stolen although his board packet was missing. Chief Pomi requested that all board packets be delivered directly to the Board members' homes.

Chairman Naso announced the Elisa Ann Ruch Burn Relay is scheduled for May 24. This will be the 20<sup>th</sup> anniversary of the relay.

**APPROVAL OF WARRANTS:**

Directors Murray/Gerbsman M/S to approve warrants 805300718 to and including 805300774 for \$232,801.98.

The next regular meeting is scheduled on May 17, 2017.

A moment of silence was held for departed members.

Murray/Gerbsman M/S to adjourn this meeting at 7:25 p.m. All ayes.

Respectfully submitted,

Sharon Mulkeen  
Recording Secretary