

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

**MEETING TYPE:** Regular – Virtual Meeting via Teleconference

**DATE:** Wednesday, May 20, 2020

**CALL TO ORDER:** 6:30 p.m. by Chairman Murray. Accountant Hom led the assembly in the Pledge of Allegiance.

**ROLL CALL:** Corbet-present; Evergettis-present; Gerbsman-present; Murray-present; Naso-present. Also in attendance were Chief Pomi, Accountant Hom, Prevention Officer Pasero, Administrative Assistant Wilson, and Recording Secretary Mulkeen.

**APPROVAL OF PRIOR MONTH'S MINUTES:** M/S Naso/Murray to approve the minutes of April 15, 2020. Roll Call Vote: Corbet-Aye, Evergettis-Aye, Gerbsman-Aye; Murray-Aye, Naso-Aye. Ayes-5; Nays-0; Motion passes

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

**UNFINISHED BUSINESS:**

- a. California Employers' Pension Prefunding Trust (CEPPT) Report – Chief Pomi presented this agreement, previously discussed at the February board meeting, and recommended the Board approve the District creating the CEPPT with CalPERS. Chief explained there are two documents necessary to establish this account: The Agreement and Election of the District to Prefund Employer Contributions to a Defined Benefit Pension Plan (to establish the account) and the Delegation of Authority to Request Disbursements California Employers' Pension Prefunding Trust Resolution (to identify personnel that will have authority over the account). During the February board meeting, Chief Pomi recalled the Board allocated \$450,000 into a reserve account in anticipation of establishing this CalPERS Trust Fund and a funding strategy. Chief added that the District is not required to fund the CEPPT or decide on an allocation strategy tonight. Chief Pomi asked if there were any questions. A board discussion ensued. Chief Pomi recommended the Board approve the CEPPT Agreement and the Delegation of Authority Resolution. Chief added establishing this Trust now provides the District an opportunity to fund it in the future should the current economic conditions change and upon the approval of the Board of Directors.

M/S Murray/Evergettis to approve the creation of the CalPERS Employers' Pension Prefunding Trust Program and Agreement (CEPPT)

**OPPORTUNITY FOR PUBLIC COMMENTS: There were no public comments made.**

Roll Call Vote: Corbet-Aye; Evergettis-Aye; Gerbsman-Aye; Murray-Aye; Naso-Aye  
Ayes: 5 Nays: 0  
Motion passes

- b. Resolution No. 3-2020 of the Kentfield Fire District Board of Directors with California Employers' Pension Prefunding Trust Program Agreement and Election to Prefund Employer Contributions to a Defined Benefit Pension Plan: Chief explained this Resolution will be sent to CalPERS along with the Agreement and Delegation of Authority documents. Director Evergettis expressed concern about funding the Trust during the current economic conditions and requested the Chief's confirmation that funding will be delayed. Chairman Murray commented approving the Resolution does not commit the District to funding the Trust now. Chief Pomi confirmed we are just approving the Resolution to engage the Trust and that the District is not completing the funding policy until the Board feels it is appropriate.

M/S Murray/Gerbsman to approve Resolution 3-2020 of the Kentfield Fire District Board of Directors with California Employers' Pension Prefunding Trust Program Agreement and Election to Prefund Employer Contributions to a Defined Benefit Pension Plan.

**OPPORTUNITY FOR PUBLIC COMMENTS: There were no public comments made.**

Roll Call Vote: Corbet-Aye; Evergettis-Aye; Gerbsman-Aye; Murray-Aye; Naso-Aye  
Ayes: 5 Nays: 0  
Motion passes

- c. KAPF Labor Contract Negotiation Process: Chairman Murray, representing the Board Labor Negotiation Subcommittee, requested a meeting with Captain Garcia and the Union Negotiation Team for Thursday, May 21, 2020 at 11:30 am. Captain Garcia confirmed. Captain Garcia requested Admin Wilson schedule a zoom conference meeting.

**NEW BUSINESS:**

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- a. Ross Valley Paramedic Tax Rate F/Y 2020-21: Chief Pomi recommended the Board approve this annual resolution in support of the existing RVPA tax at the new tax rate schedule. For fiscal year 2020-21 the tax rate increases \$4.00 from \$79.50 to \$83.50.
- b. M/S Naso/Evergettis to approve Resolution 2-2020 of the Kentfield Fire District Board of Directors in Support of the Ross Valley Paramedic Tax Rate for FY 2020-21.

**OPPORTUNITY FOR PUBLIC COMMENTS: There were no public comments made.**

Roll Call Vote: Corbet-Aye; Evergettis-Aye; Gerbsman-Aye; Murray-Aye; Naso-Aye  
Ayes: 5 Nays: 0  
Motion passes

- c. 2019-20 Marin Grand Jury Report: Chief Pomi referred to this report in the board packet explaining it is a follow-up report to the published 2016 Grand Jury web transparency report regarding agency compensation practices. Chief reported the initial report found that agencies did meet the transparency intent. The current Grand Jury report is requesting that our website public pay link to compensation information be achieved with just three clicks. Chief Pomi reported that Admin Assistants Wilson and Mulkeen are working with Todd Lando to update the front page of the District's website. Chief Pomi advised the other issue identified from the publicpayca.gov website is that our District reports our Board of Director salaries as an annual lump sum. It does not report the detail of type of meetings attended and compensation received per Director. Chief thought the District may have to provide this detailed information and change how the District reports compensation to the State. Chief reported that Accountant Hom will work on this information. The District is required to respond to the Grand Jury by July 2020. Chief Pomi reported he had drafted a response and asked the Board for direction. Chairman Murray requested Chief Pomi finalize the response for Board review at the June meeting. If approved by the Board at the June meeting Chief Pomi can send the response to the Grand Jury.
- d. T-Mobile Request for Wireless Communication Facility: Chief Pomi reported that the District received two letters. The first letter from T-Mobile, dated April 28, 2020, informed us that T-Mobile and Sprint finalized their merger on April 1, 2020 and became New T-Mobile. They are in the process of upgrading their equipment to support a wireless network. New T-Mobile is negotiating to extend their lease option with the District and requesting a 25-year lease extension. New T-Mobile hired Md7 Consultants to negotiate this new lease with the District. Chief advised that in 1995 the District entered into our first 25-year lease and that this December 2020 marks our 25<sup>th</sup>, final year, of that lease. The terms of the new lease extend the life of the contract for 25 years, and proposes two options: 1) \$1,200/month rent effective July 1, 2020 with an annual CPI escalator or 2) a one-time lump sum payment of \$200,000 or \$2,000/year in return for a ninety-nine year easement on the property and assignment of the lease rights and rental income under our lease with T-Mobile to Md7 or an affiliate of Md7. Chief Pomi reported the current lease payment is \$1,635/month with a 3% annual CPI. The second letter received, dated May 1, 2020, via certified mail is requesting consent to initiate this significant upgrade on our site. The upgrades include a generator to be located in the back parking lot taking up two parking stalls and additional equipment installed on the roof. The letter stated if the District did not respond in 45 days, consent would be granted. Chief stated the District needs to respond by June 15, 2020 and requested direction from the Board on addressing a response to this notification. A Board discussion ensued. After the Board discussion Chairman Murray directed Chief Pomi to work with County Counsel to create a letter responding to the New T-Mobile lease extension options and that the District is not consenting to any site development. Chief thanked the Board for their support.

**OPPORTUNITY FOR PUBLIC COMMENTS: There were no public comments made.**

M/S Gerbsman/Naso to give Chief Pomi authority to work with County Counsel on the response to the T-Mobile lease extension negotiation letter options and site development.

Roll Call Vote: Corbet-Aye; Evergettis-Aye; Gerbsman-Aye; Murray-Aye; Naso-Aye  
Ayes: 5 Nays: 0  
Motion passes

- a. Adoption of Resolution 4-2020: Chief Pomi advised we will have two, four year terms open. Directors Corbet and Murray are up for re-election. This resolution and election documents initiate the process for District members. In July candidates can submit their paperwork if they wish to run again. Chief commented that if the County Election Department receives the same number of candidate submissions to the number of openings on the board, there will be no District Board election on the ballot. Chief Pomi commented these documents are required for the Board of Directors positions to be included on the November ballot.

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M/S Gerbsman/Evergettis to approve Resolution 4-2020 of the Kentfield Fire District Board of Directors proposing an election be held in its jurisdiction; requesting the Board of Supervisors to consolidate with any other election conducted on said date, and requesting election services by the Marin County Elections Department.

**OPPORTUNITY FOR PUBLIC COMMENTS: There were no public comments made.**

Roll Call Vote: Corbet-Aye; Evergettis-Aye; Gerbsman-Aye; Murray-Aye; Naso-Aye  
Ayes: 5 Nays: 0  
Motion passes

**CHIEF'S REPORT:**

Marin County COVID-19 Status Update: Chief Pomi reported all District members are healthy. The shelter in place has worked. He announced COVID-19 testing is now available to all first responders and Board members. If Board members are interested in getting tested contact Chief Pomi. The County Management Team is working to open up the economy in Marin. They are dealing with businesses, and opening schools in the fall. If members have any questions Chief asked them to send him an email.

Kentfield Fire District Wildfire Season Preparation: Chief reported the District has hired our Seasonal Firefighters: one is returning and we've hired two new Seasonal Firefighters. They will start the first week of June. Staffing on the engine will be crew of four. The District will partner with Ross Valley Fire Department and Marin County Fire Department on a D-Space Evaluation and Inspection Program. This year the inspections will focus on the Kent Woodlands. Residents will get an annual evaluation and information on home hardening. Inspector Pasero will manage the program in the Kentfield District and will be working with other Agency Fire Marshals, Specialists and Inspectors. Inspector Pasero has been working with the College of Marin. They anticipate having 90% of their courses online in the fall. They have offered a large training room, use of their facility and parking lot from June to August for this program at no charge. They have been an outstanding partner. Chief added that the College of Marin provided their gym for the Blood Drive this month. Today is day two of the drive. Mr. Humber, the Blood Drive Coordinator reported they have a full schedule of appointments, with 200 possible donations.

Marin Wildfire Prevention Authority – JPA Update: Chief reported the Operations Committee has met a couple of times. They are working on the Executive Officer recruitment, budgeting, work plan, and grant process. The first board meeting is Thursday, May 21, 2020 at 3:00 p.m. Director Gerbsman represents the Kentfield Fire District on this board. Chief advised fire agencies have been preparing for the fire season using creative approaches to complete the required training.

**CORRESPONDENCE:** Reviewed; Chairman Murray commented on the great article about the Dog Man's legacy.

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

**APPROVAL OF WARRANTS:**

M/S Naso/Murray to approve April warrants 805302960 to and including 805303018 for \$311,302.99.

Roll Call Vote: Corbet-Aye; Evergettis-Aye; Gerbsman-Aye; Murray-Aye; Naso-Aye  
Ayes: 5 Nays: 0  
Motion Passes

The next regular meeting will be held on June 10, 2020. Location to be determined.

A moment of silence was held in memory of John Hom, Dan Hom's brother, who recently passed away.

M/S Gerbsman/Evergettis to adjourn this meeting at 7:27p.m. All ayes.

Respectfully submitted,

Sharon Mulkeen  
Recording Secretary