



*Joe Gear*  
*Executive Director*

## **California Fire & Rescue Training Authority, Sacramento**

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Fire Chief Kim Zagaris, Chairperson  
Deputy Chief Leo Baustian  
Director Matt Kelly

Governing Council

California Emergency Management Agency  
Sacramento Fire Department  
Sacramento Metropolitan Fire District

**GOVERNING COUNCIL – ACTION SUMMARY  
CALIFORNIA FIRE AND RESCUE TRAINING AUTHORITY AT SACRAMENTO  
MEETING  
April 13, 2009 – 9:00AM**

**Sacramento Metropolitan Fire District - Board Chambers  
2101 Hurley Way, Sacramento, CA 95825**

### **CALL TO ORDER**

Fire Chief Kim Zagaris called the meeting to order at 9:02 AM. Also present: Delegate Matt Kelly and Delegate Leo Baustian. Staff: Executive Director Joe Gear, Council Clerk Sherri Martucci, General Counsel Joseph Chavez and an audience of thirteen.

### **PLEDGE TO THE FLAG**

### **PUBLIC COMMENT ON AGENDA/NON-AGENDA ITEMS**

None received.

### **CONSENT AGENDA**

1. Approval of Action Summary: February 6, 2009
  2. Approval of Action Summary: February 12, 2009 Special Meeting
- **Council Action**  
Kelly/Baustian: to approve Consent Agenda  
VOTE: (Baustian, Kelly, Zagaris)

## FINANCE REPORT – Martucci

1. Status of 2008/2009 Final Budget
2. 2008/2009 Revenues/Expenditures Report
3. 2008/2009 OES Funds Status Report

- **Council Action**  
**RECEIVED AND FILED**

## ACTION ITEM(S)

1. **Health and Safety of Brickyard Training Facility (Brenner)**

Barbara Brenner, Loss Prevention Manager for the City of Sacramento Division of Risk Management, is responsible for oversight of occupational safety and environmental compliance for the City of Sacramento. The report summarizes the information on the remedial investigation which was conducted compliant with federal and state laws for environmental compliance and there was a determination by the Air Force, the US EPA, the California Department of Toxic Substance and Control, that if the property was used in concurrence with the findings of suitability to lease and the restrictions on any disturbance of soil, digging, excavation, that was sufficient and that it blocked the path of exposure to the contaminants that are buried below. Barbara Brenner felt if there was still concern that the right thing to do was to do some additional testing and options have been provided for in the report.

Counsel Chavez recommended that this matter be adjourned and opened back up after the Closed Session.

**Item #1 – Council deferred to after closed session.**

2. **Relocation of Urban Search and Rescue Training Site (Davis)**

Mr. Davis presented a proposal to relocate training activities at the brickyard to a location with less development restrictions at the site. Mr. Davis is requesting direction from the Council for staff to pursue alternate sites and enter into negotiations with 686 (Public Safety JPA) and Mather to relocate and to pursue funding to build out those sites.

### **Council Action**

**Kelly/Baustian:** to direct staff to enter into negotiations with the owners of the alternate sites and to pursue the funding needed for securing the site and installing new training props; which is not due to contamination (of the existing site), it is due to the effort to find a site that is more suitable.

**UNANIMOUS VOTE: (Baustian, Kelly, Zagaris)**

## **PRESENTATION ITEM(S)**

### **1. Northern California Regional Public Safety Training Authority – HVAC Invoice (Gear)**

Chief Gear indicated that when the budget was adopted for 2008/2009 the Council did not approve funding for replacement of the HVAC. At that time, the system was still operational. The invoice to the Fire JPA totaled \$26,033.25 (25% share) for needed upgrades to the system. Chief Gear did not approve this expenditure and was seeking direction from the Governing Council on how to proceed. Chief Baustian proposed having the Public Safety JPA bill the JPA in the next cycle, to be included in next year's budget. Chief Zagaris suggested having a board workshop to discuss the benefit of the PS JPA to the JPA as a whole. Chief Zagaris recommends the JPA continue to evaluate and not take any action at this time.

**Received presentation**

## **INFORMATION ITEM(S)**

### **1. Scheduled Classes – Spring to Fall 2009**

## **EXECUTIVE DIRECTOR REPORT (Gear)**

Chief Gear reported that he had moved forward with the creation of a subcommittee to explore the relocation of the US&R training area. Working with him were Chief Costamagna (SFD), Chief Metzinger (Metro), Chief Kyle Johnson (Metro), and Captain Jay Coon (SFD). Also participating in some of the meetings were Chief White and Captain Mo Johnson from Metro, as well as Mr. Davis. The subcommittee has explored the area that the Public Safety JPA proposes, just south of Bldg. 686. McClellan Jet Services occupies Building 603 (at no cost) in that area and Captain Valenzuela (PS JPA) is attempting to contact them and remove them from the premises. This was also identified in the County of Sacramento audit. The site would need 750 ft of fencing and the application for an encroachment permit has been submitted to the Air Force. Building 603 (which is a former fire station) and the surrounding area are completely fenced in already and it has concrete base rather than an asphalt base. The concrete is in very good shape. The JPA could relocate or put new props in the area without having to spend any money on fencing. Chief Gear stated they do have some preliminary recommendations, which they are working on a budget for and are ready to go out to informal bid on the fencing.

Chief Gear mentioned the Public Safety JPA audit and he will have staff forward copies to the Council Members.

Chief Gear indicated that staff is moving forward on the Rescue Systems training cache trailers project. Two Fire Academy graduates, now seasonal with

CalFire were brought on as logisticians to assist with the project and a couple of other projects at the JPA. Everyone that has worked with them has said they are excellent to work with, a credit to Captain Johnson and his program.

The Sheriff's office has moved out of Building 686 (PSJPA). Captain Ziegler, who is their training officer, still has an office and he will continue to occupy the space until June 30<sup>th</sup>. At this time, they have abandoned all of the space, except Sheriff's logistics in 684 which may be recommended to leave (by the PSJPA) since it is not part of training mission.

Chief Gear is working on the US&R MobEx 2009 with San Diego and Riverside. Chief Gear has developed a template to streamline the MobEx process, including press releases and invitations for public officials.

Chief Baustian questioned what Chief Gear knew about possible radioactive contaminated area just to the west of Bldg 603. Chief Gear stated the entire area was about 100 sq. feet that they had fenced off and is scheduled for mitigation June 2009. This is the only area the Air Force has identified as contaminated in that area. Chief Baustian wants to be cautious about moving from one site that is less desirable to another less desirable site that is limited in what we can do. In negotiations, Chief Baustian requested staff to find out what the time schedule was and to get that resolved first.

## **DELEGATE REPORTS**

### **Northern California Regional Public Safety Training JPA (Baustian)**

Chief Baustian reported on the March 26<sup>th</sup> meeting. Building 600 IMAT lease of space is near completion.

The second Fire and Rescue seat on the board was approved. Chief Miller is the second seat. There will need to be some changes to the Public Safety JPA charter agreement. The Board authorized Captain Valenzuela to proceed on that. They also need to adopt some changes to the agreement to clarify timelines for the budget approval process.

Chief Baustian will report to the PS JPA that there had been no action regarding the HVAC.

Chief Baustian indicated there had been an increase in Community Area Maintenance Fees by McClellan Park for Bldg. 600 of \$90,000 per year.

Chief Baustian said, as Chief Gear stated earlier, the Sheriff's office is moving their academy off of the campus. They had already submitted their one year notice.

### **Next Meeting(s):**

**April 16, 2009 ~ 9AM**

2409 Dean Street, McClellan Park

## GOVERNING COUNCIL QUESTIONS AND COMMENTS

None.

### 10:10AM RECESS TO CLOSED SESSION

#### CLOSED SESSION GOVERNMENT CODES:

#### CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to California Government section 54956.9 (b); three potential cases. Baustian/Chavez

### 10:45AM CLOSED SESSION REPORT

Counsel Chavez reported that the Council went into Closed Session pursuant of California Government section 54956.9(b) regarding three potential cases of litigation as it related to the Brickyard site. The Council was briefed on those three matters. The Council took no action.

## RETURN TO ACTION ITEM(S)

### 1. Health and Safety of Brickyard Training Facility (Brenner)

#### Council Action

**Baustian 1st:** To accept staff's recommendation in the report and authorize an expenditure of an amount not to exceed \$15,000 to do additional testing of the Brickyard site.

#### **Kelly 2<sup>nd</sup>.**

Counsel Chavez interjected to advise the Council to be aware of the effect of passing the motion as presented and would adopt the staff's recommendation in total. He indicated that if that was the intent of Council that is fine, but Counsel Chavez wanted the Council to be aware of the legal effect of the motion that was made. Counsel Chavez felt it would be better procedurally if the Council was clear in its intent in the motion that it passes.

#### Council Action

**Chief Baustian amended 1<sup>st</sup> Motion:** To authorize the spending of the money for testing and wait until the results before taking any further action.

**Chief Zagaris:** To authorize the testing of the site and have test result brought back to the Council before any further action taken.

**Kelly 2<sup>nd</sup>:** Accepts motions as amended.

**UNANIMOUS VOTE: (Baustian, Kelly, Zagaris)**

**NEXT MEETING(S) ~ 2009 Meeting Schedule**  
**May 12, 2009 10AM**  
**June 3, 2009 10AM**  
**September 2, 2009 10AM**  
**November 4, 2009 10AM**

#### **ADJOURNMENT**

- **Council Action**  
Zagaris to adjourn the meeting at 10:47AM.

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**Fire Chief, Kim Zagaris**  
**Chairperson**