



## **VALLEY CENTER FIRE PROTECTION DISTRICT**

Administrative Office & Fire Prevention Bureau  
28234 Lilac Road  
Valley Center, CA 92082  
Tel: 760-751-7600 Fax: 760-749-3892

### **Minutes Of The Regular Meeting Of the Board of Directors of Valley Center Fire Protection District November 18, 2010**

A Regular Meeting of the Board of Directors of the Valley Center Fire Protection District was held, pursuant to notice duly given, at 6:30 p.m. on November 18, 2010, at Valley Center Municipal Water District Office, 29300 Valley Center Rd., Valley Center, CA 92082. The following members of the Board of Directors were present: Mel Schuler, Oliver Smith, Weaver Simonsen and Bill Palmer. District Chief Cristina Wallace, District Administrator John Byrne, Fire Marshal George Lucia and Secretary Amy Mayerchik were also present.

#### **Closed Session**

The Directors conducted a Closed Session to consider personnel matters. Upon conclusion of this session, the President announced that no action was taken.

#### **Presentation of Awards**

The Board presented outgoing Director Mel Schuler with a plaque from the District in appreciation for his 16 years of service on the Fire Board. Division Chief Kevin O'Leary also presented Director Schuler with a plaque from CAL FIRE.

#### **Approval of Minutes**

The minutes of the Regular Meeting on October 21, 2010 and the Special Meeting on November 4, 2010 were submitted for approval. Upon motion made and duly seconded, the minutes were approved.

#### **Administrative Reports**

- Each of the Staff members presented their reports. Staff responded to clarification questions asked by the Board on various aspects of the reports. No action was taken on any of the matters discussed.

#### **Old Business**

- None

#### **New Business**

- The Fire Marshal proposed the adoption of Ordinance #2010-39 enacting the 2010 California Fire Code. Following a discussion of the matter, upon motion duly made and seconded, the Board approved by roll call vote Ordinance #2010-39 in the form and content as presented to the meeting.

Fire Station #72  
28234 Lilac Road  
Valley Center, CA 92082

Fire Station #73  
28205 N. Lake Wohlford Road  
Valley Center, CA 92082

- The Board considered the Statement of Goals for the District for this fiscal year in the form and content as set forth as presented to the meeting. The Board approved the Statement of Goals for FY 11.
- The District Administrator submitted for approval a Resolution of Intention to Annex Territory to CFD 2008-1 in the form and content as set forth hereto. Upon motion duly made and seconded, Resolution 2010-12 was unanimously adopted by roll call vote.

**Treasurer's Report**

Mr. Simonsen presented the Fiscal Recap for October 2010. The report was approved.

**Board Comments**

- None

**Adjournment**

There being no further business to come before the Board, the meeting was adjourned.

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Oliver Smith  
Secretary

**NEXT REGULAR MEETING: Thursday, December 16, 2010**

ORDINANCE NO: 2010-39

AN ORDINANCE OF THE VALLEY CENTER FIRE PROTECTION DISTRICT WHICH ADOPTS  
THE CALIFORNIA CODE, 2010 EDITION, AND 2009 INTERNATIONAL FIRE CODE WITH  
CERTAIN AMENDMENTS, ADDITIONS, AND DELETIONS

First read at a regular meeting of the Board of Directors of the Valley Center Fire Protection District of the County of San Diego, California, held on the 16<sup>th</sup> day of September 2010. A second reading occurred at a regular meeting on the 21<sup>st</sup> day of October 2010 a public hearing was held November 18<sup>th</sup>, 2010 and finally adopted and ordered published in the manner required by law at the hearing and meeting on the 18<sup>th</sup> of November 2010, by the following roll call vote:

|          |   |
|----------|---|
| AYES:    | 4 |
| NOES:    | 0 |
| ABSENT:  | 0 |
| ABSTAIN: | 0 |

**DISTRICT GOALS FOR FY11**

**DUTY**

**% DONE**

**PROGRESS**

|  | DUTY     | % DONE | PROGRESS |
|--|----------|--------|----------|
| Maximize the utilization of District resources.  | ALL      |        |          |
| Monitor CAD responses on Standard Response Plan to eliminate redundancies in unit assignments and/or utilization of resources. | CPI      | 0%     |          |
| Devise and implement a procedure to recover District Mercy Dispatch fees.  | PI       | 0%     |          |
| Enhance the District's public safety capabilities and community awareness.   | ALL      |        |          |
| Continue to enhance our relationship with CERT, TIP and Fire Safe Council  | CLES     | 0%     |          |
| Continue to increase public awareness of the District's public safety role, capabilities                                       | GAP      | 0%     |          |
| Continue to coordinate with all appropriate agencies for continuing evacuation planning  | BRI/CLTY | 0%     |          |
| Increase the District's financial stability.   | BOUS/PIH |        |          |
| Pay strict attention to the Budget to minimize the risk of enlarging the deficit anticipated for the fiscal year.              | PI       | 0%     |          |
| Conduct a review of all Board Policies for continuation, revision, or elimination.   | BOB      |        |          |
| Post all District Board agendas, minutes and policies on the District website.   | PI       | 0%     |          |
|  |          |        |          |
|  |          |        |          |
|  |          |        |          |

NOTE: All information is confidential unless otherwise indicated. District Board is not responsible for any information provided to the public without the District's permission.

| DISTRICT GOALS FOR FY11  | DUTY     | % DONE | PROGRESS |
|--|----------|--------|----------|
| Establish relations with Local, State, and Federal political entities.   | BOB      |        |          |
| Other General Goals  |          |        |          |
| Adopt a District policy governing the types of grant programs acceptable to the District.  | JB       | 0%     |          |
| Improve incident response statistics gathering and reporting and perform regular and rigorous incident review.   | CW       | 0%     |          |
| Institute a fire access program providing for the identification and mapping of all privately-owned bridges and culverts with emphasis on those that do not accommodate the gross vehicle weights and widths of fire apparatus in use. | JB/CW/GL | 0%     |          |
| Acquire a suitable site for a new fire station and administration building on Cole Grade Road. Acquire all permits required to commence construction of the facilities.  | JB       | 0%     |          |
| Complete another Fire Hydrant Maintenance Program cycle.   | JB/CJL   | 0%     |          |
| Conduct driver/operator training to qualify members of the Reserve component for that position.  | CW       | 0%     |          |
| Enhance the use of volunteers to improve and enhance the conduct of mandatory programs such as fuel reduction, burn permits, business and self inspections, and other fire prevention programs.  | GL       | 0%     |          |
| Use "no cost" grants such as the portable fire extinguisher trainer grant to educate civic groups and local citizens about increased fire safety and prevention.   | GL       | 0%     |          |
| Seek County imposition of performance or surety bonds against fire hazards from developers as a condition of all final permits.  | GL       | 0%     |          |
| Establish a system to identify fire fighting equipment that is scheduled to go out of service and to provide funds for its timely replacement.   | CW/JB    | 0%     |          |
| Conduct high rise and wide structure fire suppression training.  | CW       | 0%     |          |
| Maintain a component of Reserve Fire Fighters that is at least sufficient to avoid incurring overtime expenses.  | CW/JB    | 0%     |          |

KEY: ALL—primary or sole responsibility / CAPITALIZED INITIALS—primary responsibility / BOLD INITIALS—shared responsibility / LOWER CASE INITIALS—supervisory and/or coordinating responsibility

**RESOLUTION NO. 2010-12**  
**A RESOLUTION OF INTENTION**  
**OF THE BOARD OF DIRECTORS OF THE VALLEY CENTER FIRE PROTECTION DISTRICT**  
**TO ANNEX TERRITORY TO COMMUNITY FACILITIES DISTRICT NO. 2008-1**  
**AND TO AUTHORIZE THE LEVY OF SPECIAL TAXES THEREIN**

WHEREAS, under the Mello-Roos Community Facilities Act of 1982, as amended (the "Act"), Chapter 2.5 of Part 1 of Division 2 of Title 5, commencing at section 53311 of the California Government Code, the Board of Directors (the "Board") of the Valley Center Fire Protection District (the "District") has conducted proceedings to establish Community Facilities District No. 2008-1 (the "CFD"), and

WHEREAS, the Board is the legislative body for the CFD and is empowered with the authority to annex territory to the CFD and now desires to undertake proceedings to annex territory to the CFD, and

WHEREAS, a petition requesting institution proceedings to annex territory to Community Facilities District No.2008-1 District has been received from landowners owning not less that 10% of the proposed land to be annexed to the CFD, and

WHEREAS, the petition dated November 10, 2010 has been found to meet the requirements of Government Code section 53319, and

WHEREAS, this Board, having received indications of interest from the owner of the areas of land proposed to be annexed to the CFD, now desires to proceed with the annexation to the CFD in order to finance the balance of the costs of certain public services and facilities necessary or incident to development in the CSD.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Valley Center Fire Protection District as follows:

1. This Board hereby finds and determines that public convenience and necessity require that territory be added to the CFD be formed and that the Board is authorized to conduct proceedings for the annexation of territory to the CFD pursuant to the Act.
2. The name of the existing CFD is "Community Facilities District No. 2008-1."
3. The territory included in the existing CFD is as shown on the map thereof filed in Book 42 of Maps of Assessment and Community Facilities Districts at Page 27 in the office of the County Recorder, County of San Diego, State of California to which map reference is hereby made for further particulars. The territory now proposed to be annexed to the CFD is as shown on Annexation Map No.2 to the CFD on file with the Clerk of the Board, the boundaries of which territory are hereby preliminarily approved and which map is incorporated in full herein by reference. The Clerk of the Board is hereby directed to record, or cause to be recorded, said map showing the territory to be annexed to the CFD in the office of the County Recorder of the County of San Diego within fifteen days of the date of adoption of this Resolution.

4. The types of services financed by the CFD and pursuant to the Act consist of those services (the "Services") described in Exhibit A to Resolution 2008-09, adopted by the Board on May 29, 2008 (the "Resolution of Formation"). It is presently intended that the Services will be shared, without preference or priority, by the existing territory in the CFD and the territory proposed to be annexed to the CFD.

5. Except to the extent that the funds are otherwise available to the CFD to pay for the Services, a special tax sufficient to pay the costs thereof is intended to be levied annually within the CFD and collected in the same manner and at the same time as ordinary *ad valorem* property taxes. The proposed rate and method of apportionment of the special tax among the parcels of real property within the CFD, as now in existence and following the annexation proposed herein, in sufficient detail to allow each landowner within the territory proposed to be annexed to the CFD to estimate the maximum amount such owner will have to pay are described in detail in Exhibit A attached to the Resolution of Formation, which by this reference is incorporated herein.

6. The Board shall hold a public hearing (the "Hearing") on the annexation of territory to the CFD and the proposed Rate and Method of Apportionment at 6 p.m., or as soon thereafter as practicable, on December 16, 2010, at the Valley Center Municipal Water District, at 29300 Valley Center Road, Valley Center, California. At the hearing, the Board will consider and finally determine whether the public interest, convenience and necessity require the annexation of territory to the CFD. Should the Board determine to annex territory to the CFD, a special election will be held to authorize the levy of the special tax in accordance with the procedures contained in Government Code section 53326. If held, the proposed voting procedure at the election is expected to be a landowner vote with each landowner of record as of the close of the Hearing having one vote for each acre of land or portion thereof owned within the territory to be annexed to the CFD. Ballots for the special election may be distributed by mail or by personal service. At the time and place set forth above for the Hearing, any interested person, including all persons owning lands or registered to vote within the proposed CFD, may appear and be heard.

7. The District may accept advances of funds or work-in-kind from any source, including, but not limited to, private persons or private entities, for any authorized purpose, including, but not limited to, paying any cost incurred by the District in the annexation of territory to the CFD. The District may enter into an agreement with the person or entity advancing the funds or work-in-kind, to repay all or a portion of the funds advanced, or to reimburse the person or entity for the value, or cost, whichever is less, of the work-in-kind, as determined by this Board, with or without interest.

8. The District Secretary is hereby directed to cause notice of the public hearing to be given by publication one time in a newspaper published in the area of the CFD. The publication shall be completed at least seven days before the date of the public hearing in Section 6. The Secretary shall also cause notice of the hearing to be given to each property owner within the CFD by first class mail, postage prepaid, to each such owner's addresses as it appears on the most recent tax records of the District or as otherwise known to the Secretary to be correct. Such mailed notice shall be completed not less than fifteen days before the date of the public hearing. Each of the notices shall be substantially in the form specified in section 53322 of the Act, with the form summarizing the provisions hereof hereby specifically approved.

9. Except as may otherwise be provided by law or by the rate and method of apportionment of the special tax for the CFD, all lands owned by any public entity, including the United States, the State of California and/or the District, or any departments or political subdivisions thereof, shall be omitted from the levy of the Special Tax to be made to cover the costs and expenses of the Services and the CFD. In the event that a portion of the property within the CFD shall become for

any reason exempt, wholly or in part, from the levy of the special tax, this Board will, on behalf of the CFD, increase the levy to the extent necessary upon the remaining property within the CFD that is not exempt in order to yield the required revenues to pay for the Services and other annual expenses of the CFD, if any, subject to the provisions of the rate and method of apportionment of the special tax.

10. The officers, employees and agents of the District are hereby authorized and directed to do any and all things and to execute and deliver any and all documents which they may deem necessary or advisable in order to carry out, give effect to and comply with the terms and intent of this resolution.

PASSED AND ADOPTED by the Board of Directors of the Valley Center Fire Protection District on the 18th day of November, 2010 by the following vote:

Ayes:

Noes:

Absent:

Abstain:

ATTEST:

\_\_\_\_\_  
President, Board of Directors

\_\_\_\_\_  
Secretary, Board of Directors