



RODEO-HERCULES FIRE PROTECTION DISTRICT
1680 REFUGIO VALLEY ROAD, HERCULES, CALIFORNIA 94547
(510) 799-4561 FAX: (510) 799-0395

SPECIAL BOARD MEETING AGENDA
October 1, 2019

6:00 p.m.
Hercules City Hall
111 Civic Drive
Hercules, CA 94547

If any member of the public wishes to speak on any item on the agenda, please complete a speaker card and submit it to the Clerk of the Board. The Rodeo Hercules Fire Protection District ("District"), in complying with the Americans with Disabilities Act ("ADA"), requests individuals who require special accommodations to access, attend, and/or participate in District Board meetings due to a disability, to please contact the District Chief's office at (510) 799-4561, at least one business day before the scheduled District Board meeting to ensure that the District may assist you.

1. CALL TO ORDER/ROLL CALL
2. PLEDGE OF ALLEGIANCE
3. WORKSHOP
 - A. LONG TERM STRATEGIC PLANNING WORKSHOP
4. ANNOUNCEMENTS
5. CONFIRMATION OF AGENDA
6. BOARD CORRESPONDENCE
7. PUBLIC COMMUNICATIONS

Public comment on any item of interest to the public that is within the Board's jurisdiction will be heard. The Board may limit comments to no more than 3 minutes per speaker. Public comment will also be allowed on each specific agenda item prior to Board action thereon.

8. CONSENT CALENDAR
 - A. APPROVAL OF MEETING MINUTES OF THE JULY 10, 2019 REGULAR MEETING
 - B. APPROVAL OF MEETING MINUTES OF THE AUGUST 14, 2019 REGULAR MEETING
 - C. REVIEW OF TRANSMITTALS
9. ORDINANCE 2019-01-ORDINANCE OF THE RODEO HERCULES FIRE PROTECTION DISTRICT ADOPTING THE 2019 CALIFORNIA FIRE CODE WITH AMENDMENTS

- A. FIRST READING
 - B. SET PUBLIC HEARING OCTOBER 23, 2019
10. ORDINANCE 2019-02-ORDINANCE OF THE RODEO HERCULES FIRE PROTECTION DISTRICT ADOPTING ENGINEERING/PLAN REVIEW AND PERMITTING FEES
- A. FIRST READING
 - B. SET PUBLIC HEARING OCTOBER 23, 2019
11. FIRE FACILITIES FEES (POSSIBLE ACTION ITEM)
- A. RESOLUTION NO. 2019-11 Resolution to County Board of Supervisors for Implementation of Fire Facilities Fees reflecting the 80% rate Imposed by the City of Hercules City Council
12. LEASE AGREEMENT (POSSIBLE ACTION ITEM)
- A. Authorize Fire Chief to enter into Lease Purchase Agreement for Fire Apparatus and Equipment
 - B.
13. FIRE CHIEF REPORT
14. STAFF REPORTS
- A. October Board meeting—October 23, 2019
15. BOARD MEMBER REPORTS
- A. LAFCO
16. MEASURE O OVERSIGHT COMMITTEE REPORT
17. AD HOC BOARD COMMITTEE REPORTS
18. LOCAL 1230 CORRESPONDENCE
19. ADJOURN TO CLOSED SESSION (NO RECORDING DEVICES ARE PERMITTED)
20. CLOSED SESSION
- A. Closed Session pursuant to Government Code Section 54957.6:
CONFERENCE WITH LABOR NEGOTIATOR
Agency designated representatives: Glenn Berkheimer, Fire Chief Bryan Craig
Employee Organization: IAFF Local 1230
21. RECONVENE IN OPEN SESSION/CLOSED SESSION REPORT OUT
22. DISCUSSION: MEMORANDUM OF UNDERSTANDING BETWEEN RHFD AND LOCAL 1230 (POSSIBLE ACTION ITEM)

23. DISCUSSION: 2019/20 BUDGET (POSSIBLE ACTION ITEM)

A. Review and approve budget amendments

24. REQUESTS FOR FUTURE AGENDA ITEMS

25. ADJOURNMENT

I hereby certify that this agenda in its entirety was posted on September 6, 2019 at the Hercules Fire Station, 1680 Refugio Valley Road, Hercules, CA, the Rodeo Fire Station, 326 Third Street, Rodeo, CA, on the District's website at www.rhfd.org and telecopied to the West County Times.

Kimberly Corcoran, Board Clerk

Any writings or documents provided to a majority of the Board of Directors regarding any item on this Agenda are available during normal business hours for public inspection in the District offices, located at 1680 Refugio Valley Road, Hercules, CA 94547.

Joan E. Baker
4636 Silvercrest Way
Antioch, CA 94531
(925) 778-1069

September 3, 2019

Rodeo-Hercules Fire District Board of Directors
c/o Rodeo-Hercules Fire District
1680 Refugio Valley Road
Hercules, CA 94547

Attn: Andrew Gabriel, Chair
Board of Directors

Dear Mr. Gabriel and RHFD Board Members:

Late last year, I received a call from Chief Bryan Craig with a request for my permission to submit an application to the California Fire Foundation to add my late husband's name to the California Firefighters Memorial Wall in Sacramento. Approximately 4 weeks ago, I received notification that "William E. Baker III" will be added to the wall in a ceremony on September 28, 2019.

Bill absolutely loved his time with Rodeo-Hercules Fire and we made life-long friends while he was there. My son Brendan and I miss Bill greatly, and it's so nice to know that he is not forgotten by his Rodeo-Hercules Fire family. For this, we are grateful.

I would like to take this opportunity to thank Chief Bryan Craig for honoring my husband's memory with this meaningful tribute.

With a Grateful Heart,

Joan E. Baker

cc: Chief Bryan Craig

craig@rhfd.org

From: Pio Roda, Richard <rpioroda@meyersnave.com>
Sent: Monday, May 06, 2019 8:36 PM
To: craig@rhfd.org
Subject: Fwd: CHANGE IN FIRST OUT RESPONSE VEHICLE/APPARATUS

Chief Craig -

This is the first of two emails from Director Prather that he'd like to distribute to the remainder of the Board. I think you may consider what he sent Board correspondence. He can ask to add these items to a future agenda, or discuss with the Chair, at his pleasure.

Please contact me if you have any questions.

Thank you,

- Rich

Get [Outlook for iOS](#)

From: William Prather <waprath@att.net>
Sent: Sunday, May 5, 2019 5:33 PM
To: waprrath@att.net; Pio Roda, Richard
Subject: Fw: CHANGE IN FIRST OUT RESPONSE VEHICLE/APPARATUS

[EXTERNAL E-MAIL]

CHANGE IN FIRST OUT RESPONSE VEHICLE/APPARATUS

I have studied the run and response information since 1962 when I was preparing for the oral interview for the Richmond Fire Department. Over the past 55 years all fire agencies have seen a dramatic decline in fires of all types and an increase in medical calls and all types of

“service” calls. The 6-month Incident Type Count Report, January 1, 2017 to June 30, 2017 should be an eye opener for not only our Directors but for anyone working in our Rodeo-Hercules Fire District and especially for our tax paying citizens. Our current response using our very expensive apparatus, Quint costing near \$1,000,000.00 and a 2000 GPM Pumper costing \$900,000.00, is out of date and certainly not in touch with the reality of our service!

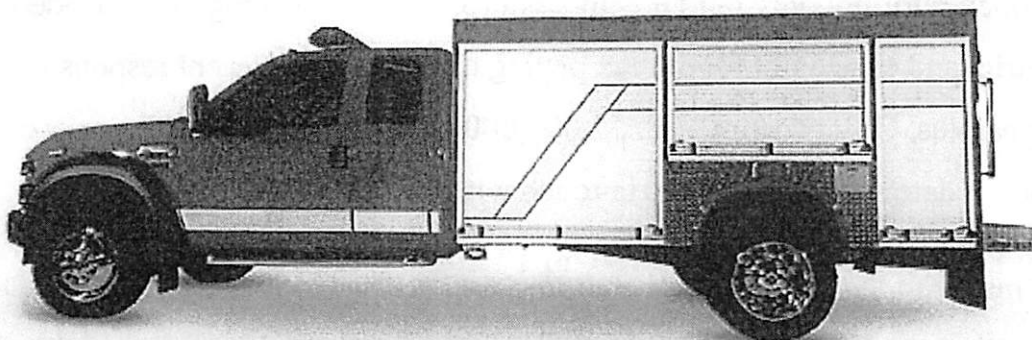
In 2000, I met with then Chief Salmi and proposed that we look at an alternative to the 2000 GPM pumper that our District wanted to purchase. I said at the time “I hoped that would be the last huge and expensive apparatus that our District would purchase. Sadly, that was not to be. We did purchase with grant funds the Quint. Again, I hoped this would be the last large response apparatus our District purchased. I offered at that time an alternative for our first out apparatus and that was a smaller Attack-Rescue vehicle that was 1/5th the cost of our Type 1 pumpers. Again, it was not to be and my suggestion to Hanley fell on deaf ears.

The Acting Chief has brought forth the need to purchase a replacement Type 1 for our District. This shows a lack of understanding regarding the change in our Mission. Reviewing our runs, it should be obvious to all, that we are no longer a “fire first” agency! The lack of understanding is very troubling to this Director and we, as Directors, need to come into the 21st Century and make the needed changes in our first out the door apparatus.

My research had led me to Fouts Bros Fire Equipment.<http://www.foutsfire.com/> The apparatus that I favor for our District is the 11 ft. Mini Pumper. Specs are:

More storage space without much of a price increase

An exceptional mini-pumper—at an exceptional Fouts Brothers price. Feel confident that your crew is well-equipped to fight brush fires and small forest fires, answer emergency calls, support tankers and handle whatever situation arises.



Standard Features:

- **Transverse Compartment** lets you store larger equipment, like generators, backboards or rollout trays.
- **Ford F-550 Regular Cab** with a GVW 17,900 provides the load capacity you need for all your tools and equipment.
- **4-Wheel Drive** so you can handle off-road fires and emergencies.
- **All terrain tires** for taking on rough countryside
- **Diesel engine and automatic transmission**
- **Ambulance Preparation Package.** Dual alternators and auxiliary idle control provide extra amperage to run ambulance electronics.
- **11-Foot Aluminum Body** keeps vehicle weight low so you can carry the equipment you need.
- **Sweep-Out Floors.** Easy to clean—and convenient for getting tools in and out.
- **Hinged or Roll-Up Doors.** Choose what works best for you.

- **300-Gallon Poly Tank.** Fifty-percent less weight than steel tanks, and warranted for life.
- **370 GPM Darley Pump.** The pumps hundreds of departments trust for day-in and day-out performance.
- **Hannay Electric Booster reel w/ 150' of 1" hose included**
- **Adjustable shelves**
- **Whelen LED Lighting and Siren Package**
- **1 1/2" Pre-Connected Hose Lay**
- **Primer for drafting**

Customize your 11-Foot Mini-Pumper with the following options:

- **Extended Cab**
- **Four Door Crew Cab**
- **SCBA Seating**
- **Winch/Brush Guard**
- **Inverter/(2) Pole Light Package**
- **Slide out / Tip Down Trays, Tool Boards**
- **400-Gallon Poly Tank**
- **Diesel Driven Pump**
- **Foam System**

- Front Turret Nozzle
- Odin CAFS System

Tank Sizes:

- 300 Gallon (Standard)
- 150 Gallon
- 225 Gallon
- 400 Gallon

Body Material:

- Aluminum (Standard)- 10-year warranty
- Poly- Lifetime Warranty

Pumps Available:

- Darley (Standard)
- Hale
- Waterous

Chassis Available:

- Ford F-550 (Standard)
- Dodge 5500

This apparatus can be purchased for approximately \$115,000.00 This vehicle would easily handle nearly 97% of our out the door calls. The basic hose load can be a set up for the

following "Heavy Apparatus" and would certainly be much more efficient and less costly than running our very expensive apparatus into the ground. Our Quint and most recent Pumper can be spared the unnecessary runs on mostly medical & service calls that now make up most of our responses.

I do realize that most fire employee's want to ride the BIG RIG and also, they want to be Firefighters. Those days are long gone. We are in the place where we are due to past and present Fire Chief's wanting all the bells and whistles and any new change in apparatus, needed or not. I have been active in fire service or following trends in the fire service for over 55 years. Some may see me as a dinosaur but looks are deceiving. I am a "realist" who had followed closely the many changes in the Emergency Service. Not all change is in the best interest of our citizens & tax payers.

In 1996, I had been an elected member of the RHFD for two years. Then Chief Jimenez asked the Fire Board to consider the need for a Hazmat vehicle. I do not recall the estimate cost but I knew that the Richmond Fire Department had recently put their Hazmat rig in service. I called and asked the number of calls per month for a Hazmat response. The numbers were 12-16 but most were not justified responses! I led the opposition to a RHFD Hazmat apparatus and said if needed, we could easily call for mutual aid from RFD. Fortunately for our taxpayers we did not move forward with the purchase of an unneeded piece of equipment.

I am asking all Directors and members of our RHFD to give thought to this change in type of apparatus. This is not etched in stone, but can be a starting place for a dialogue that hopefully will lead to change and a more efficient use of our tax dollars. Think of the most used equipment and a type of apparatus that would be more efficient, not only in response time but also cost, that could be outfitted for early fire attack, rescue and medical assistance. After weighing all concerns, our recent run activity, I would be disappointed if anyone chose our existing choice of the 2000 GPM pumper or the Quint.

I am asking that this matter be placed on the agenda for the August Board meeting so we can have a discussion on our future. Our future is in our hands at this time. I have seen many

opportunities missed these past 55 years. I hope and pray we do not miss this opportunity for real and efficient change.

Respectfully, .

Director William "Bill" Prather

Rodeo-Hercules Fire District



Virus-free. www.avast.com

craig@rhfd.org

From: Pio Roda, Richard <rpioroda@meyersnave.com>
Sent: Monday, May 06, 2019 8:37 PM
To: craig@rhfd.org
Subject: Fwd: Reducing Overtime and becoming more efficient with Fire Service

Hi Chief -

Second of the two emails from Director Prather.

Please contact me if you have any questions.

Thank you,

- Rich

Get [Outlook for iOS](#)

From: William Prather <waprath@att.net>
Sent: Sunday, May 5, 2019 5:43 PM
To: William Prather; Pio Roda, Richard
Subject: Fw: Reducing Overtime and becoming more efficient with Fire Service

[EXTERNAL E-MAIL]

FIREFIGHTER TEMP AGENCY

OBJECTIVE: TO REDUCE OVERTIME COSTS AND ENHANCE EMERGENCY SERVICE!

Reviewing the past 20 years activity will show the many changes in Fire Departments emergency calls and the significant reduction in fire calls. The reduction of fire calls can be attributed to many things. The number of people smoking has declined significantly, the use of smoke detectors means early warning and cell phones mean that fires are reported quicker while in their incipient stage, no longer delayed alarms that allow a small fire to become a serious blaze. Stricter building codes and the redevelopment of slum areas and old fire hazards took away the old burnable buildings. While fire calls have declined medical and

service calls have increased to a level not anticipated by many in the Fire business.

We have now become an Emergency Service Provider, responding to medicals, auto & vehicle accidents and many other "emergencies" using the 9-1-1 reporting system. Most Fire agencies are responding to 90+% medical or service and fewer than 10% actual fire calls of all types. Unfortunately our Doctrine of Response has not kept up with the times. The current philosophy of staffing and Doctrine of Response utilizing a 2000 GPM pumper with a crew of three, Captain, Engineer, Firefighter (A Para Medic may be one of the ranks) has passed its time of efficiency. Considering the current work load a new model needs to be embraced by all in Emergency Service. Today the Engineer rank, the driver and pump operator is more a chauffeur. A more efficient model for today's work load would be a smaller, more versatile apparatus that could be staffed with a well trained crew of two, one being an officer, Captain or Lieutenant, and a Para Medic/ Firefighter. Ideally both the officer ranks would be Para Medics. On emergency calls today we have an automatic response by the ambulance company staffed with a Para Medic and an EMT. This would have 4 people on scene and if additional support is needed the radio makes for easy communication for help!

Computers make gathering information of our service calls and where and when most calls occur & this information should be a great help in determining where our Stations should be located and staffed. Our citizens do not deserve to be deprived of our most often called need for assistance due to a staffing doctrine driven by MOU or out of date bargaining arguments. Today in our financial crisis in all fire agencies leadership must come into the 21st century and adopt measures that will enhance public safety with the tax dollars available. It is management that has brought us to this unsatisfactory situation and sadly management looks to the already overburdened tax payer to foot the bill. Overtime costs are a cancer in any organization's budget and it has become a cottage industry in the Fire Service. The tax payers are unhappy with the very poor utilization of their tax dollars with this massive overtime spending. The taxpayers deserve better and this proposal will be well received by both taxpayer and citizen who will receive enhanced service in a more efficient manner.

DEVELOPING THE "TEMP AGENCY"

Battalion 7 is the ideal size of an organization to create the Emergency Service Temp Agency.

In 1968 I had the privilege to ride with FDNY Battalion 44. I was introduced to a Deputy Chief who asked how big the department where I worked. I said 7 Engine and 2 Truck companies. He said that is the perfect size organization to make change readily. He told me that if I entered the FDNY and on day one & had an idea that would make for a very positive change in the FDNY efficiency, it would still be in the pipeline 20 years later when one reached the retirement date!

Change is hard but can be accomplished with cooperation & necessity. How do we create our "Interns" for the Temp Agency? We have taken a few baby steps for the development with the Training Area behind RHFD Station 76. If you build it, they will come. Many young men and women desire to become firefighters and they have pursued this Nobel calling by going to school, paying their tuition and graduating often as Firefighter I, EMT, Wild Land Fire Training and often Para Medic Certifications, only to find the job market has shrunk due to agency layoffs due to budget shortfalls. This reduction in our personnel is dangerous to both the citizen and the firefighter.

Battalion 7 operating as a Training Battalion can offer continuing education and classes to those individuals who want to persevere in their desire to become our future firefighters. Offering a two year course of study that will include ALL aspects of a career in Emergency Service to include Firefighting, Physical Conditioning, Truck Company Operations, Heavy Rescue, Fire Inspection, Hazardous Materials, Leadership Skills, Management & Budget, Officer Training, Fire Ground Operations, Para Medic skills, Apparatus Operator and any other class or course of study that will prepare our future fire fighters to become the **SEAL TEAM of PUBLIC SAFETY!**

WHY WOULD ANYONE UNDER TAKE SUCH A COURSE OF STUDY?

THE OPPORTUNITY FOR AN INTERNSHIP!

During the course of study these preparing students can become part of a Reserve Program that will allow them to gain practical experience with fire companies. These Reserves would be very well qualified and would NOT put the paid personnel at risk as they would have a sound resume and be very well prepared. Hopefully the paid personnel would look upon the reserve force as an asset enhancing both Citizen Safety and Firefighter safety. The top graduates of this Academy would qualify as "Interns" and would be paid a stipend to be determined. These TOP QUALIFIED INTERNS would become our Temp Agency employee's and be available to fill any overtime slot in the entire County! The Public, the tax payer and the Citizen who may need service from our fire agencies will appreciate that the Interns will be TOP qualified to deliver any service required. Only the very top, the elite of the academy, will be in the internship program. This program will provide a hiring place for any agency, anywhere that needs to hire Firefighters. Battalion 7 will become a place to get the cream of the emergency service crop! Battalion 7 will become the hiring Mecca of the Emergency Service!

THE BENEFIT FOR CURRENT EMPLOYEES

The opportunity for the employee's in this reconstituted Battalion 7 will be for increased rank and salary not available in today's District. If one becomes a "Training Officer" that deserves an increase in pay as our Para Medic's earn today due to their enhanced abilities. I have always supported pay increases based on PERFORMANCE!

The current model is that after 3 years in service, all members earn the same dollar amount regardless of their ability to perform. The employee's in this District will not only have greater opportunities for earning additional performance pay they will also be able to take great pride in being part of the best organization in this area!

The ideal time to make change is when a Department has turn over putting the old guard out to pasture and hiring those who will be spending the next 30 years plying their trade. We have this opportunity now in Battalion 7 and if we miss the boat then our citizens, taxpayers

and those simply traveling through our District when fate takes a hand and they need Emergency Service will be justified in taking action to make change on their own! The best change comes when an organization can read the mood of the people and make change from within. We have that opportunity today to think outside the box and do our citizens and taxpayers what they want, real change that benefits all not just a few!

This is what I consider a Leggo approach to solving our problems in this County. These ideas can be improved, added to and make for even better changes in our Emergency Services. If you try to denigrate these ideas you don't belong in a management position. Think outside the box, think inside the box but think in a way that will make a positive difference in these trying times. The status Quo will not work!



Virus-free. www.avast.com

***CAL FIRE* Contra Costa County Pre-Season Meeting**

Agenda

May 14, 2019 1000 hours

- **Welcome and Self-Introductions, Chief Bryan Giambrone, CAL FIRE**
- **Report from Chief Mike Marcucci, CAL FIRE**
- **Review of SCU Operations, Chief Bryan Giambrone**
- **Safety Briefing on weather and fuels, Chief Bryan Giambrone**
- **Pre-Season Packet Review, Chief Bryan Giambrone**
- **Report on Sonoma AAB Captain Nick Welch**
- **Report from LNU and Delta Camp Chief Chris Waters**
- **Report from Marin Co. FD Chief Mark Brown**
- **Report from XAL Op Area, Chief Lewis Broschard, Con Fire**
- **Report from State Parks, Monte Rowan**
- **Report from East Bay IMT**
- **Good of the order by Department**
- **Questions/comments**
- **Dismissal**

Monday, August 09, 1999

Frank Batara
2246 Lupine Rd
Hercules, Ca 94547

Dear Frank:

I want to thank all of the members of this District for keeping a good attitude through the difficult financial times that we have experienced these past few years. I especially want to thank Administrative Chief Dennis Salmi for his managing a most difficult financial situation and STILL able to improve morale! In the Emergency Services, the most important thing you can have in the organization is high morale. * (High pay doesn't hurt morale) next is pride in doing the job well: SERVICE TO THE CITIZEN! I am personally very proud of what the members of this Department have done for the citizens and the taxpayers of this District.

I want to also commend the CAP for their assistance and energy and their interest in this District. The more that the taxpayer & the citizen interact (in the non emergency venue) with the members of the department the better they will understand just what SERVICES this District is trained to provide to those in need. In my opinion, the CAP was instrumental in spearheading the successful assessment election.

The Real Estate values have rebounded to our pre Prop 8 levels. With the new Development that will be coming to Hercules in the next few years, we are facing new "opportunities to excel". I would like you to consider appointing a group to study & report in 90 days: 5-10-20 Year Goals for our District.

1. Explore & implement the plan that will maintain the salary range at the top of the comparable position in Contra Costa County within five years
2. Explore the use of lateral transfer* in hiring. Eliminate costly testing. Chief hires the talent!
*lateral transfer will only be attractive if conditions & benefits are top!
3. Explore becoming 100% Paramedic in five years & to establish a top LOCAL paramedic Program in conjunction w/ Doctors Medical Center & Contra Costa College & the Fire Service.
4. Explore the opportunity to operate in cooperation with the Community College a two-year Fire Academy with an Academy Station. *Fire personnel would be paid an incentive 10%?
5. Academy would be state of the art & have TOP TRAINING INSTRUCTORS. It would encompass Fire Suppression, Medical Emergency, Heavy Rescue, Hazardous Material, Code Enforcement, and any other leading edge courses.
6. The local Academy could provide the resource for ALL of CONTRA COSTA COUNTY if ALL of Contra Cost County were to set the standards for entry level Firefighter to a VERY

HIGH LEVEL (This would be a great service to the tax payer-cut litigation & retirement costs!!)

7. Provide what assistance we may deem necessary to establish our District as "The Place to Live if the Big One Hits! The Citizens will appreciate this approach to their future & safety!"
8. Provide out reach to our local youth via High School & Middle School programs. Includes Earthquake preparation, proper use of 911, first aid, CPR, blood donations, Clubs. This is the place to promote the School to Career program and to really provide the Community College with qualified, interested local youth!
9. Future funding from medical transport-AMR? Study should be County wide to provide TOP MEDICAL SERVICE & TRANSPORT. Who would benefit the most? Taxpayer?, AMR?, Fire District? What are the plusses and Minuses in this County? In this District?
10. To ensure that in twenty years this District will be providing state of the art emergency service to all of our citizens and putting this area on the map as the place to be for top value with our tax money!

In my opinion, I believe that IF all jurisdictions cooperate that it will be in the tax payers best interest, the citizens best interest and the firefighters best interest to raise the standards for entry level firefighter to include the very high standards that would be taught locally(within the County).

It troubles me greatly that along with having very low standards currently, we must adhere to a "Two in-two out" rule instead of hiring personnel that can arrive on scene, make a size up, and do what needs to be done! I am in favor of minimum manpower at the station-3! I am also in favor of allowing qualified "trainees" to be allowed to gain practical experience on "ride along" times. Note that this would not diminish the 3 person minimum at each station.

I expect to be in this Community for a long tome. Twenty years from now I may collapse in my garden and when the Fire Department arrives I want to hear, "He needs an immediate transplant", OK, I am trained for that-I am qualified to SAVE HIM! What I don't want to hear is, "Darn, I'm here all by myself and I wished I knew why he isn't breathing!". I hope that puts it all into perspective!

Sincerely,

Bill Prather
Director
Rodeo-Hercules Fire Protection District

How to Create the Ideal Fire Fighter/Emergency Service Candidate

Introduction

In the next several years the Greater Bay Area will have a need for Fire Fighters due to the large number of vacancies that will occur when Agencies adopt the 3% at 50 modification to the Pension systems. The quality of those future Fire Fighters will depend on what WE do today!

The recently adopted Physical Fitness/ Agility Test that has been adopted by many Agencies and hopefully will become the new Standard for all is a huge step in the right direction. I applaud those who support TOP PHYSICAL CONDITION as a basic requirement to do this JOB. But it is more than a job; it is a very special place to SERVE! When one thinks about the Emergency Services, the name says it all! EMERGENCY, definition: A sudden or unexpected occurrence or combination of occurrences demanding prompt action; urgent necessity.

Courtesy & Service is what we bring to the table. The Citizen receiving that Service deserves the BEST! Our job that will help us locally and also provide a source of qualified applicants for Emergency Service jobs in the entire area. The good news is that a lot has been accomplished in many areas of Standardized Operations & Doctrine. Please review what follows, as it may be the missing link to our future needs in Emergency Services!

The High School Fire Training Program *John Swett High School*

Thirty Two Thousand Dollars was the difference between having the Fire Training Program start up in September of 2002. The good news is that it will be starting in 2003! Thank you
Superintendent Michael Roth!

The Mariposa High School Fire Training program headed up by Phil Whitson, retired Fire Captain from Southern California. This class has been operating and growing for over seven years. Those students taking & successfully completing, the yearlong course, starting in their Junior year, and repeating a Senior Advanced Course will earn their Firefighter I Certificate and also their Emergency Medical Technician Certificate. These Certificates will pre-qualify the students to APPLY to test in nearly every Agency testing for Firefighter/Emergency Service position.

More important, this High School program can be duplicated with any interested District. This program can be open to all of our interested youth who have the desire to prepare themselves for a very rewarding career! It only takes Co-operation amongst the various Agencies within and outside our geographical area! This is a perception of what we can create in this local area, Region, County on up the line to maybe someday having a tremendous impact on the Emergency Services!

DEDICATION

This program is dedicated to the 343 members of FDNY who made the Supreme Sacrifice responding to the Trade Center Attack, 9-11-01. May every Academy class bear the Number 343 in honor of those gave their all that day. The First "Academy" Graduating Class of "2004" will be Numbered : "343-1-2004". I can think of no better role model than Americas Bravest, FDNY. May we NEVER forget!

The first step has been taken by Superintendent Michael Roth & his staff, assistants, Grant writer (The Best Grant I've seen!) and all of those attending from Industry, Unions and any other Agency participating (Join us somewhere but don't get in the way) Implementing the Fire Training program, with the funding will be a great success if we recruit in ALL west County High

Schools. Certainly this is a minor Administrative matter & will be resolved without controversy! This program will provide to us (Read citizen, tax payer, resident, transit etc.) the High School Graduate that has the knowledge to help save your life in an Emergency*. * See definition of emergency above. Not a bad investment for the taxpayer or the person with the "emergency". It doesn't matter WHO responds to the emergency as long as they know what to do! Believe me when I say, "I would rather have a 17 year old graduate of Phil Whitson's Fire Training Program work on me than two or three 25-35-45 year old folks that had NOT a CLUE of how to HELP ME". It isn't your AGE it is YOUR TRAINING!

Instructors

The most critical part of any classroom is the student. Without them you don't have a class! Assume that we market this program successfully, we will have a good number of High School Graduates looking for a place to CONTINUE their education in a career field that they found in High School through the Fire Training Program, an ROP program, scheduled to Graduate the First Academy Class, #343-1-2004-these Graduates will be looking for such a place in OUR Community College System.

This is an opportunity to start on a Two year Degree in Fire Science that at the end of Two years, the Graduate will be a qualified Para Medic, Fire Fighter trained in oil fire, ship fire, structure fire, wild land fire fighting techniques with much practical hands on training. This two year program would introduce ALL tools and equipment utilized in today's up to date Fire Department. This would include Heavy Rescue Training and a full course of training in Hazardous Materials & Fire Inspection Techniques. Building construction & use of tools to build Habitat for Humanity Attention would be particularly applied to our newest call to service versus Homeland terrorist threats. This is an

excellent opportunity to boost CERT training & to provide a number of "qualified" Instructors for other CERT classes. Note:

If we think efficiency of dollar spent versus where that dollar affects our lives, nothing makes better sense than to find ways to fund at the lowest scale to develop the BEST long term VALUE to EVERYONE: The STUDENT, the person who has discovered a career path early in high school and now wants to continue LOCAL education at the Community level, needs some help; a job! Perhaps we can find a way, either through stipends for service or scholarships established in Memory of past members who deserve to be remembered, or any manner that can be of benefit to all concerned. What better part-time employee could you ask for, than one than one properly trained and eager to apply the education in their chosen Profession: Fire Fighter/ Emergency Service.

The key to success is to have the very best of Instructor & always have a full class because everyone in attendance is learning! Offer REAL incentives to those current members of the Fire Service interested in getting education ON or OFF duty. To have the personnel become the TOP QUALIFIED in their field deserves top compensation. Hey, if I go down on the sidewalk and need the best, I hope those responding are top qualified to give me SERVICE in my hour, read GOLDEN HOUR, of need! Think of yourself, your family or loved ones and think about those people in need of real emergency service and tell me if you want less than the BEST!

CONTRA COSTA COUNTY FIRE COMMISSIONERS ASSOCIATION

MINUTES

FEBRUARY 26, 1998

The regular quarterly dinner/business meeting of the Contra Costa County Fire Commissioners Association was called to order by President Cockrell, Thursday, February 26, 1998, approximately 7:55 p.m. at Zio Fraedo's restaurant.

To accommodate the schedule of Supervisor Rogers the floor was turned over to him who spoke to the Commissioners on fire related issues in the county and answered questions.

The Business meeting recessed at 8:25 p.m. to finish dinner.

The Business meeting reconvened at 9:05 p.m.

Roll call was made by self introductions around the table, attendees were: Bethel Island (4), Contra Costa (5), East Diablo (3), Moraga-Orinda (3), Rodeo/Hercules (4), San Ramon Valley (4), a total of 23 Commissioners/Directors. Present also were Secretary Lavielle and our guest Supervisor Jim Rogers.

Chief Salmi introduced Frank Batara as a new director for Rodeo/Hercules and Director Wyro introduced Jim Johnston as the Fire Chief for the Moraga-Orinda Fire District. The Commissioners welcomed Director Batara and Chief Johnston.

MOTION by Director Wyro (Moraga-Orinda), seconded by Chief Dutcher (San Ramon) and carried anonymously to accept the Minutes of November 20, 1997 as written.

Secretary's invoice for February 1997 in the amount of \$50.00 was submitted and the Financial Report disbursed for all to review. The Financial Report showed disbursements of \$20.00 to Zio Fraedo's and \$50.00 to Secretary Carol Lavielle, no deposits was made, leaving a balance of \$312.96 in the checking account. The savings account earned four-cent interest, giving a balance of \$5.32.

MOTION by Director Luihn (San Ramon), seconded by Director Wyro (Moraga-Orinda) and unanimously carried to accept the secretary's invoice and the financial report as submitted.

Chief Wahl (Bethel Island) asked the Association to send a representative to work with the Los Medanos College Fire District Technology Advisory Committee in an effort to raise the minimum standards of a firefighter. The Advisory Committee will be meeting June 11, 1998 at 9:30 a.m. at Los Medanos College.

A MOTION was made by Commissioner Chapman (Contra Costa), seconded by Director Wyro (Moraga-Orinda) and approved unanimously by all members to send a representative from the CCC Fire Commissioners Association to the College Fire District Technology Advisory Committee. Director Prather (Rodeo/Hercules) volunteered to accept this position.

Director Wyro (Moraga-Orinda) asked if any of the Fire Districts belonged to The Contra Costa Special District Association. No one knowing of this Association Director Wyro will provide the Commissioners/Directors with information at the May meeting.

Director Prather (Rodeo/Hercules) and Commissioner Cunningham (Contra Costa) gave their report to the Commissioners providing ideas on funding opportunities, ways to save, and long term projects that the Commissioners of Contra Costa may want to become involved with. This order of business will be continued

Monday, October 20, 1997

Board of Directors R/H Fire District
1680 Refugio Valley Road
Hercules, Ca 94547

Dear Swede Johnson, Chairperson:

The Goal of this Task Force is to promote a positive attitude amongst the voters of the District regarding a future Fire District Assessment.

1. Establish an Auxiliary Emergency Force made up of all Emergency Service Personnel who reside within the District. Fire, Police, Medical, Equipment operators etc. will be contacted & invited to "participate" should a major local emergency occur. Twice a year (April & October) an "open House" BBQ-Pancake Breakfast-get together-meet one another, look over equipment and REGISTER TO VOTE!
2. Create a youth Academy-Explorer Group for Emergency Service. Fiscal impact for the Fire District would be minimal but the Community support would be very positive. Taking the best ideas from existing programs and providing an opportunity for local youth to learn about the Emergency Services will be the first step in attracting qualified minorities into the Fire District. Cooperation with the School Districts (West County and John Swett) and the City of Hercules will make the implementation of this program an immediate success. Interested Mentors and instructors can be recruited from the "Auxiliary Emergency Force". Note: THE YOUTH PARTICIPATING IN THIS ACADEMY WILL BE OF VOTING AGE IN THE NEAR FUTURE. THE FAMILIES OF THESE ACADEMY PARTICIPANTS CAN AND WILL BE COUNTED UPON TO SUPPORT A FUTURE FIRE DISTRICT ASSESSMENT!
3. Earthquake Preparation & Education to be stressed to all local residents. The Goal of a comprehensive EQ Preparedness Plan for our Fire District will be to have in place the BEST plan to serve our citizens if the worst does occur! This can be accomplished with cooperation of the local schools and the establishment of Emergency Supplies on school sites. NOTE: this is an excellent area to utilize the Youth Academy. The Academy can be given responsibility for maintaining the Emergency Supply sites and in educating the kids and parents about the importance of proper preparation for emergencies. NOTE: parents that work outside the District will feel more secure knowing that their children will be properly cared for if there is a major emergency or an earthquake. Again this is an excellent area to pick up needed support in a Fire District Assessment Vote!
4. Consolidation study to begin with the Pinole Fire Department. The combining of the Reserve Firefighters Program is a logical first step in any future consolidation. Training Standards & equipment drills can be combined under a part time training officer. A well trained reserve force can be the best asset to the full time firefighters. The combining of the reserve & increased training can be the first step in establishing a "FIRE ACADEMY" locally. This Academy can become the hiring pool for any agency that wants to avoid the expense of an examination. Properly set up, the Academy could become the hiring place for QUALIFIED EMERGENCY SERVICE/PUBLIC SAFETY PERSONNEL. Local youth, upon completion of the Youth Academy could have a place to extend their training in emergency service. Again,

July 8, 1997

July 8, 1997

I have reviewed the June 16, 1997 packet from Mari DeSaulnier and done some further investigation. My findings, our options and a recommendation are as follows.

- Findings
1. The random selection process does not take into account qualifications beyond IQ's. It is a tool to reduce the number of applicants to a reasonable number for interview and selection. It has the unfortunate ability to deprive us of the most qualified candidates from all groups.
 2. The demographics of the hiring pool is the entire county rather than the district served. The makeup of the other fire departments that serve the county and its cities is not considered.
 3. The IQ's do not reflect the direction that the fire service is evolving toward, which is paramedic rescue.
 4. The pay that the department is offering exceeds that which a four year liberal arts major can expect until well into their career in non government service.

- Options
1. Do nothing. This will not alleviate the problems, but will fulfill the obligation of the Consent Decree, most likely in two or three hiring cycles.
 2. Raise the IQ's to reflect the needs and direction of the fire department. If the IQ's are raised, using as an example Woodside F.D., our department's public relations personnel would most likely have to give some guidance during career opportunity days at the High Schools and Colleges in the county. The reserve forces might have to adjust, possibly by adding a company in a diverse area. This is to keep the potential employment pool in balance.

Recommendation: To add to the existing minimum qualifications of good health, a valid California drivers license, be at least 18 years of age and a high school diploma or equivalent.

All applicants must meet at least one of the following criteria to be eligible to participate in this process:

1. Minimum of 30 College Units, including successful completion of a Firefighter 1 training program and current EMT certification.
2. Paramedic certification.
3. Three years (36 months) reserve or volunteer fire fighting experience and current EMT certification.
4. One year (12 months) firefighting experience as a full time or seasonal firefighter and current EMT certification.

CONTRA COSTA COMMUNITY COLLEGE DISTRICT
FIRE SCIENCE ADVISORY BOARD

June 4, 1998

9:30 A.M. - 11:30 A.M.

LOS MEDANOS COLLEGE

ROOM 13/14

- | | | |
|-------|---|------------|
| I. | Call to Order | G. Fretter |
| II. | Nomination/Election of Chair | G. Fretter |
| III. | FFI Academies | G. Fretter |
| | A. Contra Costa Fire Protection District | |
| | B. Bethel Island Fire Protection District | |
| IV. | Raising Standards for Firefighter Entry Level | B. Prather |
| V. | Training Academy | B. Prather |
| | A. Establish Training Station w/2-yr program | |
| | B. Tools and Building Instruction | |
| VI. | Other | |
| VIII. | Adjournment | |

Please call to confirm your attendance to this meeting if you have not done so. Please call Linda Kohler at (925) 439-2185 ext. 272.

Enclosed is a map and a parking permit.

Contra Costa County Fire Commissioners Association

Proposals from subcommittee on Fire District costs.

Funding:

1. Each District, through its commission or administration, request its share of the prop 172 funding.
2. Request that prop H funding be restricted to First Responder providers only.
3. Redevelopment be asked to commit to a capital improvement fund for their respective districts.
4. Seek grant opportunities.

Savings:

1. Combine Fire dispatch.
2. Small districts form JPA's.
3. Joint operations Fire prevention, Fire Investigation, Plan checking.
4. Joint purchasing.

Long Term Projects. (Two years to 5 years)

1. Establish a hiring standard.
2. Create a functional Fire Academy in association with Contra Costa College to create local opportunity for becoming qualified for hiring standards.
3. Coordinate Special Teams (Various rescue, Hazmat, etc.) to make sure needs are met without excessive duplication.

**CONTRA COSTA COMMUNITY COLLEGE DISTRICT
FIRE SCIENCE ADVISORY BOARD
MEETING MINUTES
June 4, 1998**

Present: Chief Keith Richter, Chief Dave Wahl, Gretchen Fretter, Lou Paulson, Peter Garcia, Jerry Fender, Commissioner Bill Prather, Captain Ed Macumber, Steve Hart

Absent: Bat. Chief Ralph Figueria, Chief Paul Hein, Chief James Johnson, Carol Lavielle, Chief Alford Nero, Chief William Radcliffe, Captain Dennis Rein, Chief Joe Rubini, Chief Gene Rittburg, Chief Dennis Salmi, Tony Semenza, Chief Gordon Swanson, Joe Tovar, Fred Welch

1. Agenda
2. Purpose of Advisory Board
3. Letters regarding Advisory Board to College
4. Nomination of Chairperson position

Chief Paul Hein has been nominated as chairperson. Gretchen will ask if he is willing to serve as chair of this committee.

Gretchen discussed the Los Medanos College FIRE program review. Captain Macumber stated the importance of departments entering and promoting the program.

Gretchen talked about a proposal for Block "Training Grants" being available down the road to Consortiums.

Productivity enrollments are lower because of the Introduction course required as a prerequisite. However, quality of students is much higher because of the grounding they get. Gretchen talked about the introduction level Public Safety/Fire Exposure course to the High schools. Bill Prather would like to see work done to improve the public image within the schools. Richmond's Youth Academy is a prime example. Chief Richter echoed that he started out as a youth in a program, went to community college, and got hired at age 18.

Captain Macumber brought up the fact that Contra Costa County Fire Protection District has no

educational incentive to encourage employees to self-educate via college.

Chief Wahl brought up the fact that the Fire Academy requires nine (9) units of Fire Science and EMT Certification but we need a coordinator to run the Academy. The Advisory board agreed we need to appoint a coordinator.

Gretchen commented that all members need to review the Los Medanos College FIRE Program Review and add items they would like to see and get them to her by the end of June. Gretchen will be sending a letter to Chief Semenza from Richmond Chevron on possible use of their facility. Chief Richter said he is willing to offer Contra Costa County Fire Protection District Training Facility as a host facility for Academies.

Commissioner Prather said the lottery process is very offensive to raising the standards for entry level Fire Fighters. We need to work with human resources. Minimum requirements need to be raised. Fender said that the process of lottery is being looked into via the Grand Jury report. Chief Wahl says we need to be ahead of the game so once the lottery is disbanded we can be ready to offer quality training to all people.

Dean Garcia wants to look into a possible forum to discuss the future of Fire and would like to invite Supervisors, Fire Chiefs, Students, Administrators, Officials, SFM office, Human Resources, Fire Commissioners, EMS, etc. Chief Wahl will discuss this idea at the next Chief's Meeting.

Gretchen would like to see some work done on emergency preparedness plan. Dean Garcia echoed this. It is a critical issue of Public Safety.

1. Level of Entrance
2. Consent Decree
3. Think About Public Image/Awareness Level

Chief Fender thinks we should focus on problems we can solve (short term) Fender is also concerned that Instructors are not being used in all aspects of Emergency Service, ie: Police training Fire, Fire training EMS, EMS training Police, etc.

Bill Prather says that people have lost their ability to use tools. He wonders if there is a way the Fire Service, Academy's, etc. could get involved in a Habitat for Humanities program.

Gretchen needs input on the program review by the end of June. Next meeting is September 10, 1998 at Los Medanos College at 9:30 a.m.



RODEO-HERCULES FIRE PROTECTION DISTRICT
1680 REFUGIO VALLEY ROAD, HERCULES, CALIFORNIA 94547
(510) 799-4561 FAX: (510) 799-0395

REGULAR BOARD MEETING MINUTES
July 10, 2019

1. CALL TO ORDER/ROLL CALL(0:18)

Directors Present: Covington, Gabriel, Hill, Thorpe

Directors Absent: Prather

2. PLEDGE OF ALLEGIANCE (0:20)

3. ANNOUNCEMENTS (00:41)

Audio-Visual recording of board meetings; contract from Labor Negotiator regarding closed session.

4. ADJOURN TO CLOSED SESSION (NO RECORDING DEVICES ARE PERMITTED)

Tabled

5. CLOSED SESSION

Tabled.

6. RECONVENE IN OPEN SESSION/CLOSED SESSION REPORT OUT

Tabled.

7. CONFIRMATION OF AGENDA

8. BOARD CORRESPONDENCE

9. PUBLIC COMMUNICATIONS

None.

10. CONSENT CALENDAR (07:20)

A. Approval of meeting minutes of June 12, 2019

Director Covington moved to approve minutes of June 12, 2019, seconded by Director Hill. Motion passed 4-0.

B. Review of Transmittals

11. RESOLUTION NO. 2019-09: A RESOLUTION DECLARING INTENTION TO CONTINUE TO LEVY A FIRE SUPPRESSION ASSESSMENT AND SUPPLEMENTAL FIRE SUPPRESSION ASSESSMENT ON ALL PARCELS OF REAL PROPERTY FOR FISCAL YEAR 2019-20 FOR THE RODEO-HERCULES FIRE PROTECTION DISTRICT (10:29)

- A. Set Benefit Assessment rate of \$52.00 per risk unit for fiscal year 2019-2020 (Action Item)
- B. Set Supplemental Benefit Assessment rate of \$59.00 per risk unit for fiscal year 2019-2020 (Action Item)

Director Hill moved to approve Resolution 2019-09 Continuing Fire Suppression Assessment, seconded by Director Covington.

Roll Call Vote:

Covington: Aye

Gabriel: Aye

Hill: Aye

Thorpe: Aye

Motion passed 4-0-1 absent.

12. MEASURE O OVERSIGHT COMMITTEE REPORT (16:38)

- A. DISCUSSION AND POSSIBLE ACTION: MEASURE O OVERSIGHT COMMITTEE BYLAWS

Motion by Director Covington to approve bylaws as amended, seconded by Director Thorpe.

Roll Call Vote:

Covington: Aye

Gabriel: Aye

Hill: Aye

Thorpe: Aye

Motion passed 4-0-1 absent.

13. FIRE CHIEF REPORT (1:18:46)

14. STAFF REPORTS (1:32:17)

None.

15. BOARD MEMBER REPORTS (1:32:29)

None.

16. AD HOC BOARD COMMITTEE REPORTS (1:33:00)

- A. Live Broadcast- None.
- B. Reserve Program ad hoc committee (Prather & Thorpe)-none.
- C. Proposition 172 ad hoc committee (Gabriel)-none.

Motion by Director Hill to disband Live Broadcast ad hoc committee; seconded by Director Covington. Motion passed 4-0.

17. LOCAL 1230 CORRESPONDENCE (1:33:58)

None.

18. REQUESTS FOR FUTURE AGENDA ITEMS (1:34:07)

- 1. Measure O stipend
- 2. Move closed session to end of board meeting
- 3. Strategic Planning workshop
- 4. Cost of overtime vs. full time employment

19. ADJOURNMENT (1:49:54)

Meeting adjourned at 9:03 p.m.

Audio from this board meeting can be heard at www.rhfd.org
Number in parenthesis is time stamp on audio where agenda item begins.

Board Secretary



RODEO-HERCULES FIRE PROTECTION DISTRICT
1680 REFUGIO VALLEY ROAD, HERCULES, CALIFORNIA 94547
(510) 799-4561 FAX: (510) 799-0395

BOARD MEETING MINUTES
August 14, 2019

1. CALL TO ORDER/ROLL CALL

Present: Gabriel, Hill, Thorpe

Absent: Covington, Prather

2. PLEDGE OF ALLEGIANCE (1:38)

3. ANNOUNCEMENTS (1:53)

Consensus to move closed session to end of board meeting, and to move Item 3 to follow Announcements.

4. ADJOURN TO CLOSED SESSION (NO RECORDING DEVICES ARE PERMITTED) (1:04:25)

5. CLOSED SESSION (1:04:44)

6. RECONVENE IN OPEN SESSION/CLOSED SESSION REPORT OUT

No reportable actions-direction given to staff.

7. CONFIRMATION OF AGENDA

8. BOARD CORRESPONDENCE (17:33)

None.

9. PUBLIC COMMUNICATIONS (17:45)

Sue Pricco.

10. CONSENT CALENDAR (21:55)

- A. Approval of minutes Tabled to September.
- B. Review of Transmittals

11. PUBLIC HEARING-19/20 BUDGET (25:45)

Director Hill moved to approve Resolution 2019-10 Adopting Budget for 19-20 Fiscal Year; seconded by Director Thorpe.

Roll Call Vote

Gabriel: Yes

Hill: Yes

Thorpe: Yes

Motion passes 3-0-2 absent.

12. APPROPRIATIONS LIMIT (42:33)

- A. Discussion and Possible Action: The Board of Directors will consider the adoption of an Appropriations Limit for Fiscal Year 2019-20 in accordance with the State of California Article XIII B/California Government Code §7900-10. Staff recommendation is approval [Action Item]

Motion by Director Hill, to adopt appropriations limit for fiscal year 2019-20; seconded by Director Hill, seconded by Director Thorpe.

Roll Call Vote

Gabriel: Yes

Hill: Yes

Thorpe: Yes

Motion passes 3-0-2 absent.

13. MEASURE O (7:48)

- A. OVERSIGHT COMMITTEE APPLICATION [Possible Action Item]

Marie Bowman Oversight Committee Application.

Director Hill moved to accept Marie Bowman's application and appoint Ms. Bowman to Measure O Oversight Committee; second by Director Thorpe.

Roll Call Vote

Gabriel: Yes

Hill: Yes

Thorpe: Yes

Motion passes 3-0-2 absent.

- B. OVERSIGHT COMMITTEE REPORT (14:37)

14. CLOSED SESSION [Possible Action Item] (58:31)

Motion by Director Hill to move closed session items to after Local 1230 Correspondence, seconded by Director Thorpe. Motion passed 3-0-2 absent.

15. FIRE CHIEF REPORT (45:38)

16. STAFF REPORTS (51:47)

None.

17. BOARD MEMBER REPORTS (51:48)

A. LAFCO-Direction to staff given.

18. AD HOC BOARD COMMITTEE REPORTS (54:31)

- a. Live Broadcast ad hoc committee (Prather)-Motion to dissolve live broadcast ad hoc committee by Director Hill, seconded by Director Thorpe. Motion passed 3-0-2 absent.
- b. Reserve Program ad hoc committee (Prather & Thorpe)-none
- c. Proposition 172 ad hoc committee (Gabriel)-none

19. LOCAL 1230 CORRESPONDENCE (55:22)

Jerry Short-negotiations are wrapping up soon.

20. REQUESTS FOR FUTURE AGENDA ITEMS (56:27)

- 1. Strategic planning workshop roundtable

21. ADJOURNMENT

Meeting adjourned at 8:43 p.m.

Audio from this board meeting can be heard at www.rhfd.org
Number in parenthesis is time stamp on audio where agenda item begins.

Board Secretary

Rodeo Hercules Fire Protection District-General Fund 7800

Transaction List by Date

August 2019

| Date | Name | Memo | Account | Amount |
|------------|---|---------------------------|---------------------------------------|-----------|
| 08/01/2019 | IEDA, INC. | August 2019 | 2310-09 · REGULAR CONTRACT SERVICES | 1,587.00 |
| 08/01/2019 | American Messaging | August 2019 | 2110 · COMMUNICATIONS | 38.13 |
| 08/01/2019 | American River Benefit Administrators | September 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 565.44 |
| 08/01/2019 | Health Care Dental | August 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 2,925.15 |
| 08/01/2019 | Boundtree Medical | Medical Supplies | 2140 · MEDICAL & LAB SUPPLIES | 142.00 |
| 08/01/2019 | PRECISION IT CONSULTING | September 2019 | 2310-09 · REGULAR CONTRACT SERVICES | 1,781.60 |
| 08/01/2019 | The Standard | September 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 550.00 |
| 08/02/2019 | First Net | 07/03-08/02 | 2110 · COMMUNICATIONS | 203.69 |
| 08/05/2019 | Fire District Association of California | 19-20 Membership Dues | 2200 · MEMBERSHIPS | 440.00 |
| 08/05/2019 | EAST BAY MUNICIPAL UTILITY DIS | Station 76-05/31-07/30/19 | 2120 · UTILITIES | 1,071.03 |
| 08/05/2019 | EAST BAY MUNICIPAL UTILITY DIS | Station 76-05/31-07/30 | 2120 · UTILITIES | 285.13 |
| 08/09/2019 | Streamline Automation System | | 2310 · PROFESSIONAL SERVICES -2310 | 7,250.00 |
| 08/09/2019 | Boundtree Medical | Medical Supplies | 2140 · MEDICAL & LAB SUPPLIES | 47.76 |
| 08/09/2019 | KEL-AIRE | August 2019 | 2281 · MAINTENANCE-BLDGS AND GROUNDS | 390.30 |
| 08/10/2019 | VERIZON WIRELESS | 07/11-08/10 | 2110 · COMMUNICATIONS | 19.06 |
| 08/12/2019 | Meyers Nave | General Services | 2310-00 · LEGAL SERVICES-GENERAL | 4,744.75 |
| 08/12/2019 | Meyers Nave | Travel | 2310-00 · LEGAL SERVICES-GENERAL | 42.34 |
| 08/14/2019 | P.G. & E. | Station 75-7/12-08/12 | 2120 · UTILITIES | 274.48 |
| 08/14/2019 | P.G. & E. | Station 76 Annual True up | 2120 · UTILITIES | 6,017.93 |
| 08/14/2019 | Kansas State Bank | Annual Payment | 2250 · RENTS & LEASES -EQUIPMENT | 80,400.68 |
| 08/15/2019 | COUNTY DOIT | DATA0719 | 2315 · DATA PROCESSING SERVICE | 160.68 |
| 08/15/2019 | COUNTY DOIT | DATA0719 | 2315 · DATA PROCESSING SERVICE | 17.84 |
| 08/15/2019 | COUNTY DOIT | DATA0719 | 2326 · INFORMATION SECURITY CHG | 150.41 |
| 08/19/2019 | Rich Clarine | Copay Reimbursement | 1060-01 · Co-Pay Reimbursement | 15.00 |
| 08/19/2019 | American River Benefit Administrators | August 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 565.44 |
| 08/19/2019 | Entenmann-Rovin Co. | Badge | 2479 · OTHER SPECIAL DEPARTMENTAL EXP | 121.71 |
| 08/19/2019 | P.G. & E. | Station 75-0/13-08/13 | 2120 · UTILITIES | 21.79 |
| 08/19/2019 | Team People | August Board Meeting | 2310-09 · REGULAR CONTRACT SERVICES | 432.00 |
| 08/21/2019 | Boundtree Medical | Medical Supplies | 2140 · MEDICAL & LAB SUPPLIES | 16.47 |
| 08/30/2019 | 4850 Reimbursement | 4850 Reimbursement | 1011 · PERMANENT SALARIES | -2,430.54 |
| 08/30/2019 | 4850 Reimbursement | 4850 Reimbursement | 1011 · PERMANENT SALARIES | -1,215.27 |



RODEO-HERCULES FIRE PROTECTION DISTRICT
1680 REFUGIO VALLEY ROAD, HERCULES, CALIFORNIA 94547
(510) 799-4561 FAX: (510) 799-0395

REGULAR BOARD MEETING MINUTES
July 10, 2019

1. CALL TO ORDER/ROLL CALL(0:18)

Directors Present: Covington, Gabriel, Hill, Thorpe

Directors Absent: Prather

2. PLEDGE OF ALLEGIANCE (0:20)

3. ANNOUNCEMENTS (00:41)

Audio-Visual recording of board meetings; contract from Labor Negotiator regarding closed session.

4. ADJOURN TO CLOSED SESSION (NO RECORDING DEVICES ARE PERMITTED)

Tabled

5. CLOSED SESSION

Tabled.

6. RECONVENE IN OPEN SESSION/CLOSED SESSION REPORT OUT

Tabled.

7. CONFIRMATION OF AGENDA

8. BOARD CORRESPONDENCE

9. PUBLIC COMMUNICATIONS

None.

10. CONSENT CALENDAR (07:20)

A. Approval of meeting minutes of June 12, 2019

Director Covington moved to approve minutes of June 12, 2019, seconded by Director Hill. Motion passed 4-0.

B. Review of Transmittals

11. RESOLUTION NO. 2019-09: A RESOLUTION DECLARING INTENTION TO CONTINUE TO LEVY A FIRE SUPPRESSION ASSESSMENT AND SUPPLEMENTAL FIRE SUPPRESSION ASSESSMENT ON ALL PARCELS OF REAL PROPERTY FOR FISCAL YEAR 2019-20 FOR THE RODEO-HERCULES FIRE PROTECTION DISTRICT (10:29)

- A. Set Benefit Assessment rate of \$52.00 per risk unit for fiscal year 2019-2020 (Action Item)
- B. Set Supplemental Benefit Assessment rate of \$59.00 per risk unit for fiscal year 2019-2020 (Action Item)

Director Hill moved to approve Resolution 2019-09 Continuing Fire Suppression Assessment, seconded by Director Covington.

Roll Call Vote:

Covington: Aye

Gabriel: Aye

Hill: Aye

Thorpe: Aye

Motion passed 4-0-1 absent.

12. MEASURE O OVERSIGHT COMMITTEE REPORT (16:38)

- A. DISCUSSION AND POSSIBLE ACTION: MEASURE O OVERSIGHT COMMITTEE BYLAWS

Motion by Director Covington to approve bylaws as amended, seconded by Director Thorpe.

Roll Call Vote:

Covington: Aye

Gabriel: Aye

Hill: Aye

Thorpe: Aye

Motion passed 4-0-1 absent.

13. FIRE CHIEF REPORT (1:18:46)

14. STAFF REPORTS (1:32:17)

None.

15. BOARD MEMBER REPORTS (1:32:29)

None.

16. AD HOC BOARD COMMITTEE REPORTS (1:33:00)

- A. Live Broadcast- None.
- B. Reserve Program ad hoc committee (Prather & Thorpe)-none.
- C. Proposition 172 ad hoc committee (Gabriel)-none.

Motion by Director Hill to disband Live Broadcast ad hoc committee; seconded by Director Covington. Motion passed 4-0.

17. LOCAL 1230 CORRESPONDENCE (1:33:58)

None.

18. REQUESTS FOR FUTURE AGENDA ITEMS (1:34:07)

- 1. Measure O stipend
- 2. Move closed session to end of board meeting
- 3. Strategic Planning workshop
- 4. Cost of overtime vs. full time employment

19. ADJOURNMENT (1:49:54)

Meeting adjourned at 9:03 p.m.

Audio from this board meeting can be heard at www.rhfd.org
Number in parenthesis is time stamp on audio where agenda item begins.

Board Secretary



RODEO-HERCULES FIRE PROTECTION DISTRICT
1680 REFUGIO VALLEY ROAD, HERCULES, CALIFORNIA 94547
(510) 799-4561 FAX: (510) 799-0395

BOARD MEETING MINUTES
August 14, 2019

1. CALL TO ORDER/ROLL CALL

Present: Gabriel, Hill, Thorpe

Absent: Covington, Prather

2. PLEDGE OF ALLEGIANCE (1:38)

3. ANNOUNCEMENTS (1:53)

Consensus to move closed session to end of board meeting, and to move Item 3 to follow Announcements.

4. ADJOURN TO CLOSED SESSION (NO RECORDING DEVICES ARE PERMITTED) (1:04:25)

5. CLOSED SESSION (1:04:44)

6. RECONVENE IN OPEN SESSION/CLOSED SESSION REPORT OUT

No reportable actions-direction given to staff.

7. CONFIRMATION OF AGENDA

8. BOARD CORRESPONDENCE (17:33)

None.

9. PUBLIC COMMUNICATIONS (17:45)

Sue Pricco.

10. CONSENT CALENDAR (21:55)

- A. Approval of minutes Tabled to September.
- B. Review of Transmittals

11. PUBLIC HEARING-19/20 BUDGET (25:45)

Director Hill moved to approve Resolution 2019-10 Adopting Budget for 19-20 Fiscal Year; seconded by Director Thorpe.

Roll Call Vote

Gabriel: Yes

Hill: Yes

Thorpe: Yes

Motion passes 3-0-2 absent.

12. APPROPRIATIONS LIMIT (42:33)

- A. Discussion and Possible Action: The Board of Directors will consider the adoption of an Appropriations Limit for Fiscal Year 2019-20 in accordance with the State of California Article XIII B/California Government Code §7900-10. Staff recommendation is approval [Action Item]

Motion by Director Hill, to adopt appropriations limit for fiscal year 2019-20; seconded by Director Hill, seconded by Director Thorpe.

Roll Call Vote

Gabriel: Yes

Hill: Yes

Thorpe: Yes

Motion passes 3-0-2 absent.

13. MEASURE O (7:48)

- A. OVERSIGHT COMMITTEE APPLICATION [Possible Action Item]

Marie Bowman Oversight Committee Application.

Director Hill moved to accept Marie Bowman's application and appoint Ms. Bowman to Measure O Oversight Committee; second by Director Thorpe.

Roll Call Vote

Gabriel: Yes

Hill: Yes

Thorpe: Yes

Motion passes 3-0-2 absent.

- B. OVERSIGHT COMMITTEE REPORT (14:37)

14. CLOSED SESSION [Possible Action Item] (58:31)

Motion by Director Hill to move closed session items to after Local 1230 Correspondence, seconded by Director Thorpe. Motion passed 3-0-2 absent.

15. FIRE CHIEF REPORT (45:38)

16. STAFF REPORTS (51:47)

None.

17. BOARD MEMBER REPORTS (51:48)

A. LAFCO-Direction to staff given.

18. AD HOC BOARD COMMITTEE REPORTS (54:31)

- a. Live Broadcast ad hoc committee (Prather)-Motion to dissolve live broadcast ad hoc committee by Director Hill, seconded by Director Thorpe. Motion passed 3-0-2 absent.
- b. Reserve Program ad hoc committee (Prather & Thorpe)-none
- c. Proposition 172 ad hoc committee (Gabriel)-none

19. LOCAL 1230 CORRESPONDENCE (55:22)

Jerry Short-negotiations are wrapping up soon.

20. REQUESTS FOR FUTURE AGENDA ITEMS (56:27)

- 1. Strategic planning workshop roundtable

21. ADJOURNMENT

Meeting adjourned at 8:43 p.m.

Audio from this board meeting can be heard at www.rhfd.org
Number in parenthesis is time stamp on audio where agenda item begins.

Board Secretary

Rodeo Hercules Fire Protection District-General Fund 7800

Transaction List by Date

August 2019

| Date | Name | Memo | Account | Amount |
|------------|---|---------------------------|---------------------------------------|-----------|
| 08/01/2019 | IEDA, INC. | August 2019 | 2310-09 · REGULAR CONTRACT SERVICES | 1,587.00 |
| 08/01/2019 | American Messaging | August 2019 | 2110 · COMMUNICATIONS | 38.13 |
| 08/01/2019 | American River Benefit Administrators | September 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 565.44 |
| 08/01/2019 | Health Care Dental | August 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 2,925.15 |
| 08/01/2019 | Boundtree Medical | Medical Supplies | 2140 · MEDICAL & LAB SUPPLIES | 142.00 |
| 08/01/2019 | PRECISION IT CONSULTING | September 2019 | 2310-09 · REGULAR CONTRACT SERVICES | 1,781.60 |
| 08/01/2019 | The Standard | September 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 550.00 |
| 08/02/2019 | First Net | 07/03-08/02 | 2110 · COMMUNICATIONS | 203.69 |
| 08/05/2019 | Fire District Association of California | 19-20 Membership Dues | 2200 · MEMBERSHIPS | 440.00 |
| 08/05/2019 | EAST BAY MUNICIPAL UTILITY DIS | Station 76-05/31-07/30/19 | 2120 · UTILITIES | 1,071.03 |
| 08/05/2019 | EAST BAY MUNICIPAL UTILITY DIS | Station 76-05/31-07/30 | 2120 · UTILITIES | 285.13 |
| 08/09/2019 | Streamline Automation System | | 2310 · PROFESSIONAL SERVICES -2310 | 7,250.00 |
| 08/09/2019 | Boundtree Medical | Medical Supplies | 2140 · MEDICAL & LAB SUPPLIES | 47.76 |
| 08/09/2019 | KEL-AIRE | August 2019 | 2281 · MAINTENANCE-BLDGS AND GROUNDS | 390.30 |
| 08/10/2019 | VERIZON WIRELESS | 07/11-08/10 | 2110 · COMMUNICATIONS | 19.06 |
| 08/12/2019 | Meyers Nave | General Services | 2310-00 · LEGAL SERVICES-GENERAL | 4,744.75 |
| 08/12/2019 | Meyers Nave | Travel | 2310-00 · LEGAL SERVICES-GENERAL | 42.34 |
| 08/14/2019 | P.G. & E. | Station 75-7/12-08/12 | 2120 · UTILITIES | 274.48 |
| 08/14/2019 | P.G. & E. | Station 76 Annual True up | 2120 · UTILITIES | 6,017.93 |
| 08/14/2019 | Kansas State Bank | Annual Payment | 2250 · RENTS & LEASES -EQUIPMENT | 80,400.68 |
| 08/15/2019 | COUNTY DOIT | DATA0719 | 2315 · DATA PROCESSING SERVICE | 160.68 |
| 08/15/2019 | COUNTY DOIT | DATA0719 | 2315 · DATA PROCESSING SERVICE | 17.84 |
| 08/15/2019 | COUNTY DOIT | DATA0719 | 2326 · INFORMATION SECURITY CHG | 150.41 |
| 08/19/2019 | Rich Clarine | Copay Reimbursement | 1060-01 · Co-Pay Reimbursement | 15.00 |
| 08/19/2019 | American River Benefit Administrators | August 2019 | 1060 · EMPLOYEE GROUP INSURANCE | 565.44 |
| 08/19/2019 | Entenmann-Rovin Co. | Badge | 2479 · OTHER SPECIAL DEPARTMENTAL EXP | 121.71 |
| 08/19/2019 | P.G. & E. | Station 75-0/13-08/13 | 2120 · UTILITIES | 21.79 |
| 08/19/2019 | Team People | August Board Meeting | 2310-09 · REGULAR CONTRACT SERVICES | 432.00 |
| 08/21/2019 | Boundtree Medical | Medical Supplies | 2140 · MEDICAL & LAB SUPPLIES | 16.47 |
| 08/30/2019 | 4850 Reimbursement | 4850 Reimbursement | 1011 · PERMANENT SALARIES | -2,430.54 |
| 08/30/2019 | 4850 Reimbursement | 4850 Reimbursement | 1011 · PERMANENT SALARIES | -1,215.27 |

RODEO HERCULES FIRE PROTECTION DISTRICT

MEMORANDUM

Date: October 01, 2019
To: Board of Directors
From: Bryan Craig, Fire Chief *BAC*
Subject: Adoption of 2019 Fire Code.

QUESTION

Shall the Board of Directors adopt by reference the most recent edition of the model California Fire Code as adopted and amended by the State of California (and further amended based on local conditions) for use in the Rodeo Hercules Fire District, repeal existing sections not applicable to new codes and modify the Rodeo Hercules Fire District Fire Code to reflect the new model code?

BACKGROUND

1. Every 3 years the State of California updates the California Code of Regulations, Title 24 (CCR-T24), through the State code adoption cycle. The State of California adopts and publishes amendments to national model codes and updates codes specific to California during this cycle. Such model codes with State amendments and California specific codes go into effect in every City and County in the State of California 180 days after publication. The new 2018 CCR-T24 were published in July of 2019. The Health and Safety Code allows local jurisdictions to change or modify the State-adopted model codes based on local geologic, climatic, or topographic conditions.
2. Government Code section 50022.3 identifies the procedure for the adoption process of codes that established the requirement for first reading of the ordinance title and establishment of the public hearing date.

ANALYSIS

1. In January, 2018, the State of California Building Standards Commission adopted many of these codes with amendments and published them as California codes. The new California Code of Regulations, Title 24, was published in July, 2019. The codes adopted by the Building Standards Commission go into effect 180 days after publication by the State and must

enforced by each City and County. The State also adopted in January 2018 the following California codes specific to California: California Fire Code.

Local jurisdictions may amend the codes only if determined reasonably necessary because of local topographic, geologic, or climatic conditions.

2. Staff participated in a Fire Prevention Panel, composed of county wide prevention officers, to create a consensus document to be utilized county-wide by cities and fire districts in Contra Costa County in an effort to ensure uniformity in requirements.
3. The more significant adaptations include, but are not limited to, the following: amendments and administrative changes previously established in the Rodeo Hercules Fire District Fire Code, but that now have revised code section numbers; inserts a clarification of the appeals process so that a Board of Appeals is established to hear and decide appeals of orders and the Board of Appeals shall be comprised of the Board of Directors; amends definitions; general precautions against fires and clarifies the fire sprinkler requirements applicable to substantial additions, remodels, alterations or repairs by incorporating language from the consensus document .
4. Staff has reviewed the new codes adopted by the State of California and prepared the ordinance for adoption of these codes with amendments into the Rodeo Hercules Fire District Fire Code.

RECOMMENDATION

It is recommended that the Board of Directors (1) introduce an Ordinance adopting by reference the 2019 California Fire Code with local amendments; and (2) set a public hearing date on October 23, 2019 for adoption of the Ordinance.

Attachment:

Ordinance #2019-01



RODEO-HERCULES FIRE PROTECTION DISTRICT
1680 REFUGIO VALLEY ROAD, HERCULES, CALIFORNIA 94547
(510) 799-4561 FAX: (510) 799-0395

ORDINANCE # 2019-01

FIRE CODE

ORDINANCE OF THE RODEO-HERCULES FIRE PROTECTION DISTRICT ADOPTING THE 2019 CALIFORNIA FIRE CODE WITH AMENDMENTS.

The Board of Directors of the Rodeo-Hercules Fire Protection District, ordains as follows:

SECTION 1. ADOPTION OF THE CALIFORNIA FIRE CODE.

The Rodeo-Hercules Fire Protection District hereby adopts the 2019 California Fire Code based on the 2018 International Fire Code published by the International Code Council, including Appendix Chapter 4, Section 435, Appendix A, Appendix B, Appendix C, Appendix D, Appendix E, Appendix F, Appendix G, Appendix H, Appendix I, Appendix J, Appendix L shall be applicable to any building exceeding 5 occupied stories in height or two stories below grade, Appendix N, and Appendix O as amended by the changes, additions and deletions set forth in this ordinance. The California Fire Code, with the changes, additions, and deletions set forth in this ordinance, is adopted by this reference as though fully set forth in this ordinance. As of the effective date of this ordinance, the provisions of the fire code are controlling and enforceable within the limits of each jurisdiction.

SECTION 2. AMENDMENTS TO THE CALIFORNIA FIRE CODE.

The 2019 California Fire Code is amended by the changes, additions and deletions set forth in this Section 2. Chapter and Section numbers used below are those of the 2019 California Fire Code.

Chapter 1. Administration.

Chapter 1 is adopted in its entirety except as amended below.

Section 101.1 is amended as follows:

101.1 Title. These regulations shall be known as the Fire Code of the Rodeo-Hercules Fire Protection District, hereinafter referred to as "*the code*"

Section 102.1 is amended to add item 5 to read:

102.1 Construction and design provisions. The construction and design provisions of this code shall apply to:

Where not otherwise limited by law, the provisions of this Code shall apply to vehicles, ships, boats, and mobile vehicles when fixed in a specific location within the boundaries of this

Section 103 is amended to add:

Section 103.5.1 Fire Suppression and Emergency Mitigation Fees. The Rodeo – Hercules Fire Protection District may charge fees that reasonably constitute the cost of suppression of any fire or emergency mitigation against a property owner or other responsible person when the fire or emergency is a

ORDINANCE NO. 2019-01

result of that person's violation of any federal, state statute or local ordinance. (RHFPD Ordinance 20-1 Cost Recovery)

Section 103.5.1 Fire Prevention Personnel as Peace Officers. The Fire Chief and said Fire Chief designees shall have the powers of peace officers while engaging in the performance of their duties with respect to the prevention investigation and suppression of fires and the protection and prevention of life and property against the hazards of fire conflagration. In accordance with California Penal Code Chapter 4.5 (830.37(b))

The Fire Chief and duly authorized agents, may issue citations for violations of this ordinance in the same manner as a county or city is authorized to do so by Chapter 5C (commencing with Section 835.5) Title 3, Part 2, of the California Penal Code.

Section 105.6 is amended to read:

105.6 Required operational permits. The fire code official is authorized to issue operational permits for the operations set forth in Chapter 1, Sections 105.6.1 through 105.6.51.

Section 105.6 is amended by adding subsections 105.6.52 through 105.6.55, to read:

105.6.52 Christmas tree sales. A permit is required to use a property for the purpose of selling cut Christmas trees.

105.6.53 Firework aerial display. A permit is required to conduct a firework display regulated by California Code of Regulations, Title 19 and Chapter 33 of this code.

105.6.54 Model rockets. A permit is required to sell or launch model rockets pursuant to California Code of Regulations, Title 19, Division 1, Article 17.

105.6.55 Temporary water supply. A permit is required to use a temporary water supply for construction of residential projects or subdivisions pursuant to Sections 1412.2 and 1412.3.

Section 105.7 is amended to read:

105.7 Required construction permits. The fire code official is authorized to issue construction permits for the operations set forth in Chapter 1, Sections 105.7.1 through 105.7.25.

Section 105.7 is amended by adding sections 105.7.2a and 105.7.26 through 105.7.31 as follows:

105.7.2.a Battery systems. A construction permit is required to operate stationary lead-acid battery systems having a liquid capacity of more than 50 gallons (189 L) pursuant to Section 608.

105.7.26 Access for fire apparatus. Plans shall be submitted and a permit is required to install, improve, modify, or remove public or private roadways, driveways, and bridges for which Fire District access is required by CFC. A permit is required to install a gate across a fire apparatus access road pursuant to Section 503.

105.7.27 Construction, alteration, or renovation of a building for which a building permit is required. Plans shall be submitted to the fire code official for all land developments or for the construction, alteration, or renovation of a building within the jurisdiction where a building permit is required.

ORDINANCE NO. 2019-01

105.7.28 Medical gas systems. A construction permit is required for the installation of or modification to a medical gas system pursuant to Section 3006.

105.7.29 Refrigeration equipment. A permit is required to install a mechanical refrigeration unit or system regulated by Chapter 6.

105.7.30 Land Development, Subdivisions. Plans shall be submitted to the fire code official for all land developments or improvements proposed within the jurisdiction that involve the subdivision of land.

105.7.31 Water supply for fire protection. Plans shall be submitted to the fire code official for the purpose of determining whether adequate water supplies, fire hydrants, and associated systems are provided for all facilities, buildings or portions of buildings either constructed or moved into the District pursuant to Section 507.

Section 109 is amended to read:

109 Board of Appeals established. In order to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this code, there is hereby created a board of appeals. The board of appeals is comprised of the Board of Directors. The fire code official shall be an ex officio member of said board but shall have no vote on any manner before the board. The board shall adopt rules of procedure for conducting its business, and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official.

Section 109.4 is amended in its entirety to read:

109.4 Violation penalties. Every person who violates any provision of this fire code is guilty of a misdemeanor. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten (10) days that prohibited conditions are maintained shall constitute a separate offense. The application of the aforesaid penalty shall not be held to prevent the enforced removal of prohibited conditions. This section is a declaration of Health and Safety Code section 13871 and is not intended to create a different or separate penalty.

Section 111.5 is amended to read:

111.5 Failure to comply. Any person who continues any work after having been served with a stop work order is subject to citation, except any work that a person is directed by the fire code official to perform to remove a violation or unsafe condition.

Chapter 2. Definitions

Chapter 2 is adopted in its entirety except as amended below.

Section 202 is amended by adding the following definitions to read:

Administrator. Fire Chief.

All-weather driving surface. A roadway with a minimum surface finish of one layer of asphalt or concrete that is designed to carry the imposed weight loads of fire apparatus.

Board of Directors. The Rodeo-Hercules Fire Protection District Board of Directors.

ORDINANCE NO. 2019-01

Driveway. A private roadway that provides access to no more than two (2) single-family dwellings.

Fire Code Official. The Fire Code Official is the Fire Chief or his/her designee.

Firebreak. A continuous strip of land upon and from which all rubbish, weeds, grass or other growth that could be expected to burn has been abated or otherwise removed in order to prevent extension of fire from one area to another.

Fire trail. A graded firebreak of sufficient width, surface, and design to provide access for personnel and equipment to suppress and to assist in preventing a surface extension of fires.

Nuisance Fire Alarm. The activation of any fire protection or alarm system which results in the response of the Fire District and is caused by malfunction, improper maintenance, negligence, or misuse, of the system by an owner, occupant, employee, or agent, or any other activation not caused by excessive heat, smoke, fire, or similar activating event.

Response time. The elapsed time from receipt of call to the arrival of the first unit on scene.

Rural area. An area generally designated for agricultural or open space uses with parcels more than 10 acres (4.046873ha) in size.

Rural residential area. An area generally designated for single-family residential use with parcels between three (1.2140619ha) and 10 (4.046873ha) acres in size.

Running time. The calculated time difference between leaving the first-due station and arriving on the emergency scene.

Sprinkler Alarm & Supervisory System (SASS): A Dedicated Function Fire Alarm System located at the protected premise installed specifically to monitor sprinkler water-flow alarm, valve supervisory, and general trouble conditions where a Building Fire Alarm is not required.

Temporary fire department access road for construction. An approved temporary roadway for emergency vehicle use during construction of residential subdivision projects.

Temporary fire department access road for construction of one (1) residential (R3) unit. A temporary roadway for emergency vehicle use during construction of an individual residential (R3) structure where a fire department access road is required as part of the project.

Temporary water supply. Water stored for firefighting purposes in an approved aboveground tank during combustible construction.

Tree litter. Any limbs, bark, branches and/or leaves in contact with other vegetation or left to gather on the ground.

Weeds. All weeds growing upon streets or private property in the jurisdiction, including any of the following:

1. Weeds that bear seeds of a fluffy nature or are subject to flight.
2. Sagebrush, chaparral (including Chamise, Coyote Brush/Greasewood, Brooms, and Buckwheat), and any other brush or weeds that attain such large growth as to become, when dry, a fire menace to adjacent improved property.

ORDINANCE NO. 2019-01

3. Weeds that are otherwise noxious or dangerous.
4. Poison oak and poison sumac when the conditions of growth constitute a menace to public health.
5. Dry grass, brush, tree litter, litter, or other flammable materials that endanger the public safety by creating a fire hazard.

Rubbish. Waste matter, litter, trash, refuse, debris and dirt on streets, or private property within the jurisdiction, which may become, a fire hazard.

Streets. Includes alleys, parkways, driveways, sidewalks, and areas between sidewalks and curbs, highways, public right of ways, private road, trails, easements, and fire trails.

Person. Includes individuals, firms, partnerships, and corporations.

Defensible Space. The area within the perimeter of a parcel providing the key point of defense from an approaching wildland or escaping structure fire.

Priority Hazard Zone. An area where the threat from wildfire is severe due to proximity to open space, topography, degree of space, density of homes amount of vegetation (native and ornamental) and other conditions favorable to fast moving fires.

Reduced Fuel Zone. The area that extends from thirty feet (30') to one hundred feet (100') or more away from the structure or to the property line, whichever is closer to the structure.

Cost of Abatement. Includes all expenses incurred by the jurisdiction in its work of abatement undertaken and administrative costs pursuant to Section 319.5 of this Ordinance.

Chapter 3. General Safety Provisions.

Chapter 3 is adopted in its entirety except as amended below.

Section 304.1.2 is added to read:

304.1.2. Vegetation. (E) California Code of Regulations Title 19, Division 1, 3.07(b) Clearances.

Section 304.1.4 is added to read:

304.1.4 Clothes Dryers. Clothes dryers shall be frequently cleaned to maintain the lint trap, mechanical and heating components, vent duct and associated equipment free from accumulations of lint and combustible materials.

Section 308.1.4 Exception 1 is amended to read:

Exception 1. Residential Occupancies.

Section 321 is added to read:

321 Exterior Fire Hazard Control.

ORDINANCE NO. 2019-01

321.1.1 Jurisdictional Authority. The Board of Directors, as the supervising, legislative and executive authority of the jurisdiction, hereby delegates to the Board of Fire Commissioners of the jurisdiction all its powers, duties and rights to act pursuant to Part 5 (commencing with Section 14875), Division 12, of the Health and Safety Code, to clear or order the clearing of rubbish, litter or other flammable material where such flammable material endangers the public the safety by creating a fire hazard. Fire hazard abatement will be conducted in accordance with the provisions of said Part 5 and this ordinance. In the application of the provisions of said Part 5 to fire hazard abatement proceedings under this ordinance and the Fire Protection District Law of 1987, the terms “Board of Directors” or “Board,” when used in Part 5, means the Board of Fire Commissioners of this jurisdiction under this section; and the officers designated in Health and Safety Code Section 14890 are the employees of the jurisdiction.

321.1.2 Contract for Services. The Board of Directors reserves and retains the power to award a contract for fire hazard abatement work when the employees of the jurisdiction are not used to perform the abatement work.

321.3 Weeds and Rubbish a Public Nuisance. The Board hereby declares that all weeds growing upon private property or streets in this jurisdiction and all rubbish on private property or streets in this jurisdiction are public nuisances. Such weed nuisance is seasonal and recurrent.

321.4 Abatement of Hazard.

321.4.1 Prohibition. No person who has any ownership or possessory interest in or control of parcel of land shall allow to exist thereon any hazardous rubbish, weeds, trees, or other vegetation that constitutes a fire hazard. Destruction by burning within this jurisdiction is unlawful unless the written permission of the fire chief is first obtained, and all other applicable permits are obtained from appropriate governing agencies or jurisdictions.

321.4.2 Specific Requirements. The District shall develop minimum abatement standards for land in residential, rural and/or rural residential, business, industrial areas, or land which is unused or vacant. Such standards may be modified periodically as circumstances dictate.

321.4.2.1 Clearance of Weeds from Streets. The Fire Code Official is authorized to cause areas within 10 feet (3048 mm) on each side of portions of streets that are improved, designed or ordinarily used for vehicular traffic to be cleared of flammable vegetation and other combustible growth. The Fire Code Official is authorized to enter upon private property to do so.

321.5 Abatement Procedures.

321.5.1 Abatement Order. The fire code official may order the abatement of the weeds and rubbish described in Sections 304.1.2 and 319.2. On making the order, the fire code official will mail a copy of a notice to the owners of the affected property as their names and addresses appear upon the last county equalized assessment roll, or as their names and addresses are known to the fire code official. As an alternative to mailing, the notice may be posted upon the affected property and published in the jurisdiction, not less than 15 days prior to the date of the abatement hearing. Copies of the notice will be headed with the words “Notice to Abate Weeds and Rubbish” in letters at least one inch high. The notice will be in substantially the following form:

NOTICE TO ABATE WEEDS AND RUBBISH

ORDINANCE NO. 2019-01

You are hereby notified that weeds and rubbish constitute a fire hazard on the following described property owned by you:

(Describe property by common street designation, by metes and bounds, Assessor's code area and parcel number, or by reference to attached map).

You must remove the weeds and rubbish within fifteen (15) days from the date of this notice. If you fail to do so, the (jurisdiction) Fire Protection District will remove it, and the cost of the abatement, including administrative costs, will be collected as property taxes and will be a lien on your property until paid.

You are further notified that the Board of Directors has declared that such weeds and rubbish constitute a public nuisance and that such weeds also constitute a seasonal and recurring nuisance.

You may appear before the Board of Directors of this jurisdiction on (time and date) at (place-room, street, address, and city) to show cause why this order should not be enforced.

(Signed): (Name of fire code official of name of jurisdiction)

321.5.2 Hearing Date. A date for hearing on the notice will be sent at least 15 days after the date of the notice. The date of the notice is the date on which the notice is placed in the United States mail or the date on which it is posted on the property. At the hearing, the property owner or his agent may appear to show cause why the order should not be enforced. For good cause shown, the Board of Directors may extend the time for compliance with the order or may rescind the order.

321.5.3 Contract Award. If the owner fails to comply with the order, the fire code official may have the weeds and rubbish abated either by employees of this jurisdiction or by contract. If a contract is awarded, it will be by public bid, awarded to the lowest responsible bidder. A contract may include work on more than one parcel. Concerning any contract previously awarded as provided in this subsection and that has been fully extended as provided in that contract, it may thereafter be extended on its same terms and conditions for a further period (not to exceed one year) by agreement of the Board of Directors and the involved contractor.

321.5.4 Abatement Report of Costs. The fire code official or his or her designee abating the nuisance will keep an account of the cost of abatement in front of or on each separate parcel of land and will render an itemized report in writing to the Board of Directors showing the cost of removing the weeds and rubbish on or in front of each separate lot or parcel of land, or both. Before the report is submitted to the Board of Directors, a copy of it will be posted for at least three days on or near the chamber door of the Board with a notice of the time and when the report will be submitted to the Board for confirmation. At the time fixed for receiving and considering the report, the Board of Directors will hear it and any objections of any of the property owners liable to be assessed for the work of abatement. Thereupon, the Board of Directors may make such modifications in the report as it deems necessary, after which the report will be confirmed. The amount of the cost, including administrative costs, of abating the nuisance in front of or upon the various parcels of the land mentioned in the report as confirmed will constitute special assessment against the respective parcels of land, and are a lien on the property for the amount of the respective assessments. Such lien attaches upon recordation, in the office of the County Recorder, of a certified copy of the Resolution of Confirmation.

321.5.5 Cost Assessments. Upon confirmation of the report of cost by the Board of Directors and the recordation of the Resolution of Confirmation, a copy of the report of cost will be sent to the County Auditor, who will enter the amount of the assessments against the parcels. Thereafter the amount of the assessments will be collected at the same time and in the same way as County taxes are collected. The

ORDINANCE NO. 2019-01

owners are subject to the same penalties and the same procedure and sale in case of delinquency as provided for ordinary county taxes. All laws applicable to the levy, collection, and enforcement of county taxes are applicable to these assessment taxes.

321.6 Alternate Mitigation. In lieu of ordering abatement as provided in Section 319.5.1, the fire code official of this jurisdiction may order the preparation of firebreaks/fuelbreaks around parcels of property where combustible weeds, crops, or brush are present. In determining the proper width for firebreaks/fuelbreaks, the fire code official will consider the height of the growth, weather condition, topography, and the accessibility to the property for fire protection equipment. The procedure set forth in Section 319.5.1 for the abatement of weeds and rubbish shall apply to the preparation of firebreaks/fuelbreaks.

321.7 Subsurface Fires.

321.7.1 Peat Fire. It is the duty of each person, firm, corporation, or association not to permit a peat fire in or a fire involving combustible vegetable matters under the surface of the natural ground to remain upon the property. It is hereby declared that it is the duty of any person as herein defined to take all necessary precautions to extinguish any subsurface fire involving peat or vegetable material at the owner's own cost and expense.

321.7.2 Fire Suppression Costs. If there exists upon the lands or property of any person as herein defined a subsurface fire involving the burning or combustion of peat, vegetable matter or vegetation, and the owner or occupant thereof has not taken reasonable precautions within a reasonable time to extinguish or minimize such fire or combustion, this jurisdiction may, in addition to its regular duties to extinguish or minimize such fire or combustion, go upon the lands of any person as herein defined and extinguish such fire or combustion. Any costs incurred by the Fire District in fighting the fire and for the cost of proving rescue or emergency medical services shall be a charge against the property owner. The charge shall constitute a debt of the property owner and is collectable by the jurisdiction incurring those costs in the same manner as in the case of an obligation under a contract, express or implied. (See Health and Safety Code, §13009.)

Section 322 is added to Chapter 3 to read:

322 Automobile Wrecking Yards.

322.1 General. The operation of automobile wrecking yards shall be in accordance with this section.

322.2 Definitions.

Automobile Wrecking Yard. An area that stores or dismantles salvaged vehicles.

Automobile Dismantling. The operation of dismantling or removing parts from salvaged vehicles including engines or engine parts.

322.3 Requirements.

322.3.1 Permits. An operation permit is required for all automobile wrecking yards, automobile dismantling operations, and similar operations.

322.3.2 Fire Apparatus Access Roads. Fire apparatus access roads shall be constructed throughout the site in accordance with this code and shall be maintained clear of all vehicles and stored items.

ORDINANCE NO. 2019-01

322.3.3 Welding and cutting. Welding and cutting operations shall be conducted in an approved location, clear of all flammable liquids and combustible materials, including weeds, tires and all other debris.

322.3.4 Housekeeping. Combustible rubbish accumulated on site shall be collected and stored in approved containers, rooms or vaults of noncombustible materials. Combustible vegetation, cut or uncut, shall be removed when determined by the fire code official to be a fire hazard.

322.3.5 Fire Protection. Offices, storage buildings and vehicles used for site operations shall each be provided with at least one portable fire extinguisher with not less than a 4-A: 40-B-C rating. When required by the fire code official, additional fire extinguishers shall be provided.

322.3.6 Tire storage. Tires shall be stored in racks or in a manner as approved by the fire code official.

322.3.6.1 Distance from Water Supply. Tire storage shall be located on-site and no further than 500 feet from a fire hydrant or an approved water supply as determined by the fire code official.

322.3.7 Storage Piles. Storage piles shall be located a minimum of 20 feet from property lines and shall have an unobstructed access road on all sides of not less than 20 feet.

322.3.8 Burning operations. The burning of salvaged vehicles and salvaged or waste materials is prohibited.

322.3.9 Motor vehicle fluids. Motor vehicle fluid shall be drained from salvaged vehicles when such liquids are leaking onto the ground and prior to dismantling or removing engine/motor parts.

322.3.9.1 Mitigation of leaking fluids. Precautions shall be taken to prevent fluids from salvaged vehicles from leaking onto the ground. Supplies or equipment capable of mitigating leaks from fuel tanks, crankcases, brake systems and transmissions shall be kept available on site. Single-use plugs, diking and absorbent materials shall be disposed of as hazardous waste and removed from the site in a manner in accordance with federal, state and local requirements.

322.3.10 Fuel tanks. Fuel tanks of salvaged vehicles shall be emptied of all flammable (gasoline, diesel) fuels in an approved manner and stored in approved tanks.

322.3.10.1 Repair of vehicle fuel tanks. The repair of fuel tanks, including cutting, welding or drilling of any kind, is prohibited.

322.3.11 Lead acid batteries. Lead acid batteries shall be removed from all salvaged vehicles and stored in an approved manner in a location approved by the fire code official.

Chapter 4. Emergency Planning and Preparedness.

Chapter 4 is adopted in its entirety except as amended below.

Section 401.3.1 is amended by adding a new subsection 401.3.1.1 to read:

401.3.1.5 Nuisance Fire Alarm fee. A fee may be charged for false and/or nuisance fire alarms in accordance with a fee schedule adopted by the Board of Directors.

Chapter 5. Fire Service Features.

Chapter 5 is adopted in its entirety, except as amended below:

ORDINANCE NO. 2019-01

Section 503.1 is amended to add subsection 503.1.4 to read:

503.1.4 Access to Open Spaces. When existing access to open land or space, or to fire trail systems maintained for public or private use, is obstructed by new development of any kind, the developer shall provide an alternate means of access into the area that is sufficient to allow access for fire personnel and apparatus. The alternate means of access must be approved by the fire code official.

Section 503.2.1 is amended by adding the following exception:

Exception: A minimum sixteen-foot (16") wide driveway is acceptable for access to one or two single family dwellings.

Section 505 Premises Identification

Section 505.1 is amended and 505.3 is added to read

505.1 Illuminated address identification. Address numbers shall meet the specifications within 505.1 and be back lit to allow the addressing to be visible during low and no light conditions. Address sign shall be fitted to illuminate automatically during low to no light conditions.

505.3 Street names and addressing. Street names and addressing shall be submitted for review and approval to the fire code official, whose approval will not be unreasonably withheld. The purpose of the review is to verify that new street names and addressing will not duplicate existing street names and addressing.

Section 507.2 is amended by adding subsection 507.2.3, to read:

507.2.3 Suburban and rural water supply storage. Swimming pools and ponds shall not be considered water storage for the purposes of Section 507.1.

Chapter 6. Building Services and Systems.

Chapter 6 is adopted in its entirety, except as amended below.

Section 603.6 is amended by adding subsection 603.6.6, to read:

603.6.6 Sparks from chimneys. A chimney that is used with either a fireplace or heating appliances in which solid or liquid fuel is used shall be maintained with spark arresters that are required for incinerators pursuant to the California Mechanical Code.

Chapter 8. Interior Finish, Decorative Materials and Furnishings.

Chapter 8 is adopted in its entirety, except as amended below:

Section 806 is amended by adding subsections 806.1.4, 806.1.5 and 806.1.6, to read:

806.1.4 Flame retardance. Cut trees shall be treated by a California State Fire Marshal licensed fire retardant applicator. Trees shall be properly treated with an approved flame retardant.

ORDINANCE NO. 2019-01

806.1.5 Tags. Trees shall bear a tag stating date of placement in the public building, type of flame-retardant treatment used, name of the person who applied the flame retardant, the name of the person affixing the tag, a permit expiration date and the name of the designated individual making daily tests.

806.1.6 Daily tests. A designated individual shall test trees daily. The test shall include a check for dryness and adequate watering.

Chapter 9. Fire Protection Systems.

Chapter 9 is adopted in its entirety, except as amended below:

Section 901.6.2.2 is added to read:

901.6.2.2 Inspection Records. Records of all Inspections, testing and maintenance for all water based fire suppression systems shall be completed on the forms found in annex B of NFPA 25, California Edition.

Section 902 is amended to add:

SUBSTANTIAL REMODEL Remodel or renovation of any structure where the addition of new fire area to the structure exceeds fifty percent of the existing fire area shall be deemed a “substantial remodel.”

Section 903.2 is adopted in its entirety except as amended below:

903.2.1.1 Group A-1. An automatic sprinkler system shall be provided for Group A-1 occupancies where one of the following conditions exists:

1. The fire area exceeds 5000 square feet.
2. The fire area has an occupant load of 300 or more.
3. The fire area is located on a floor other than a level of exit discharge serving such occupancies.
4. The fire area contains a multi-theater complex.

903.2.1.3 Group A-3. An automatic sprinkler system shall be provided for Group A-3 occupancies where one of the following conditions exists:

1. The fire area exceeds 5,000 square feet.
2. The fire area has an occupant load of 300 or more.
3. The fire area is located on a floor other than a level of exit discharge serving such occupancies.
4. The structure exceeds 10,000 square feet, contains more than one fire area containing exhibition and display rooms, and is separated into two or more buildings by firewalls of less than four hour fire resistance rating without openings.

903.2.1.4 Group A-4. An automatic sprinkler system shall be provided for Group A-4 occupancies where one of the following conditions exists:

1. The fire area exceeds 5000 square feet
2. The fire area has an occupant load of 300 or more.
3. The fire area is located on a floor other than a level of exit discharge serving such occupancies.

903.2.2.1 Group B. An automatic sprinkler system shall be provided for Group B occupancies where the fire area exceeds 5,000 square feet.

903.2.3 Group E. Except as provided for in Section 903.2.3.1 for a new public school campus an automatic sprinkler system shall be provided for Group E occupancies as follows:

ORDINANCE NO. 2019-01

1. Throughout all Group E fire areas greater than 5000 square feet in area.
2. Throughout every portion of educational buildings below the lowest level of exit discharge serving that portion of the building.

Exception: An automatic sprinkler system is not required in any area below the lowest level of exit discharge serving that area where every classroom throughout the building has at least one exterior exit door at ground level.

3. In rooms or areas with special hazards such as laboratories, vocational shops and other such areas where hazardous materials in quantities not exceeding the maximum allowable quantity are used or stored.
4. Throughout any Group E structure greater than 10,000 square feet in area, which contains more than one fire area, and which is separated into two or more buildings by firewalls of less than four hour fire resistance rating without openings.

903.2.4 Group F-1. An automatic sprinkler system shall be provided throughout all buildings containing Group F-1 occupancy where one of the following conditions exists:

1. A Group F-1 fire area exceeds 5000 square feet.
2. A Group F-1 fire area is located more than three stories above grade plane.
3. The combined area of all Group F-1 fire areas on all floors, including any mezzanines, exceeds 10,000 square feet.

903.2.7 Group M. An automatic sprinkler system shall be provided throughout buildings containing Group M occupancy where one of the following conditions exists:

1. A Group M fire area exceeds 5000 square feet.
2. A Group M fire area is located more than three stories above grade plane.
3. The combined area of all Group M fire areas on all floors, including any mezzanines, exceeds 10000 square feet
4. A Group M occupancy is used for the display and sale of upholstered furniture.
5. The structure exceeds 10,000 square feet, contains more than one fire area containing Group M occupancy, and is separated into two or more buildings by firewalls of less than 4-hour fire-resistance rating.

903.2.8.2 Group R-3 Substantial Remodel. An automatic sprinkler system shall be provided throughout all existing Group R-3 dwellings where a substantial remodel occurs and the total fire area of the structure exceeds 3,600 square feet.

903.2.9 Group S-1. An automatic sprinkler system shall be provided throughout all buildings containing Group S-1 occupancy where one of the following conditions exists:

1. A Group S-1 fire area exceeds 5000 square feet
2. A Group S-1 fire area is located more than three stories above grade plane.
3. The combined area of all Group S-1 fire areas on all floors, including any mezzanines, exceeds 10000 square feet.

903.2.9.1 Repair garages. An automatic sprinkler system shall be provided throughout all buildings used as repair garages in accordance with Section 406 of the California Building Code, as shown:

1. Buildings having two or more stories above grade plane, including basements, with a fire area containing a repair garage exceeding 5000 square feet.
2. Buildings no more than one story above grade plane, with a fire area containing a repair garage exceeding 5000 square feet
3. Buildings with repair garages servicing vehicles parked in basements.

ORDINANCE NO. 2019-01

903.2.10 Group S-2 enclosed parking garages. An automatic sprinkler system shall be provided throughout buildings classified as enclosed parking garages in accordance with Section 406.4 of the California Building Code as follows:

1. Where the fire area of the enclosed parking garage exceeds 5000 square feet; or
2. Where the enclosed parking garage is located beneath other occupancy groups.

Section 903.3.5 is amended to add subsection 903.3.5.3 to read:

903.3.5.3 Non-permissible water supply storage. Swimming pools and ponds shall not be considered water storage for the purposes of Section 903.3.5.

Section 903.3.1.1.2 is added to read:

903.3.1.1.2 Undeclared Use. In buildings of undeclared use with floor to structure height greater than 14 feet (356 mm), the fire sprinkler system shall be designed to conform to Extra Hazard Group I design density. In buildings of undeclared use with floor to structure height less than 14 feet (356 mm), the fire sprinkler system shall be designed to conform to Ordinary Group II design density. Where a subsequent occupancy requires a system with greater capability, it shall be the responsibility of the owner and/or the occupant to upgrade the system.

Section 903.3.8 is amended to read:

903.3.8. Floor control valves. Individual floor control valves and waterflow detection assemblies shall be provided for each floor in multi-floor buildings at an approved location.
Exception: Group R-3 and R-3.1 Occupancies

Section 903.4.2 is amended to read:

903.4.2 Alarms. One approved audible device shall be connected to every automatic sprinkler system at an approved location. Such sprinkler water-flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Audible alarm devices shall be provided on the exterior of the building in an approved location. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system.

Section 903.6 is amended by adding subsections 903.6.1 and 903.6.2 to read:

903.6.1 Substantial Remodels. In an existing building, if any substantial remodel occurs where the total fire area of the building exceeds 5000 square feet, the entire building shall be protected by an automatic sprinkler system.

903.6.2 Change of occupancy classification. Any existing building that undergoes a change of occupancy classification into a higher hazard category shall comply with the requirements of Section 903.2 and Table 903.2. Relative hazard categories of occupancy groups shall be established based upon the Heights and Areas Hazard Categories of Table 912.5 of the current edition of the International Existing Building Code, as published by the International Code Council. The requirements of Section 903.2 and Table 903.2 shall not be required when a change of occupancy classification is made to an equal or lesser hazard category. Group L occupancies shall be considered a relative hazard of 1 (highest hazard). R-3.x occupancies shall be considered a relative hazard of 4 (lowest hazard).

Section 907.5.4 is added to read:

ORDINANCE NO. 2019-01

907.5.4 Monitoring of other fire systems. In buildings equipped with a fire alarm system or sprinkler alarm and supervisory service (SASS) system, where other fire suppression or extinguishing systems are installed in the building (including but not limited to commercial kitchen suppression systems, pre-action fire suppression systems, dry chemical systems, and clean agent systems), these other suppression systems shall be monitored by the SASS dedicated function fire alarm system and transmitted as a specific signal to the Central Station.

Section 907.5.2.3.1 is amended to read:

907.5.2.3.1 Public and common areas. Visible alarm notification appliances shall be provided in public use areas and common use areas, including but not limited to:

1. Sanitary facilities including restrooms, bathrooms, shower rooms and locker rooms.
2. Corridors, hallways, aisles with shelving and/or fixtures obstructing the required light intensity for that area.
3. Music practice rooms.
4. Band rooms.
5. Gymnasiums.
6. Multipurpose rooms.
7. Occupational shops.
8. Occupied rooms where ambient noise impairs hearing of the fire alarm.
9. Lobbies
10. Meeting/Conference rooms.
11. Classrooms.
12. Medical exam rooms.
13. Open office areas.
14. Sales floor areas.
15. Break or lunch rooms
16. Copy or workrooms.
17. Computer server rooms exceeding 200 sq. ft.
18. File or Storage rooms exceeding 200 sq. ft.

Chapter 10. Means of Egress.

Chapter 10 is adopted in its entirety except as amended below.

Section 1027.6 is amended by adding a new subsection 1027.6.1 to read:

1027.6.1 Exit discharge surface. Exterior exit pathway surfaces shall be suitable for pedestrian use in inclement weather, and shall terminate at a public way as defined in the California Building Code.

Chapter 25. Fruit and Crop Ripening.

Chapter 25 is adopted in its entirety.

Chapter 26. Fumigation and Thermal Insecticidal Fogging.

Chapter 26 is adopted in its entirety.

Chapter 33. Fire Safety During Construction and Demolition.

Chapter 33 is adopted in its entirety.

Chapter 50. Hazardous Materials – General Provisions.

Chapter 50 is adopted in its entirety except as amended below:

ORDINANCE NO. 2019-01

Section 5001.5 is amended by adding subsection 5001.5.3 to read:

5001.5.3 Emergency response support information. Floor plans, material safety data sheets, Hazardous Materials Management Plans (HMMP), Hazardous Material Inventory Statements (HMIS), and other information may be required to be stored in cabinets located outside of facilities or buildings. Information may be required to be maintained in a specific electronic media format to facilitate computer aided dispatching.

Section 5003.9.1 is amended by adding subsection 5003.9.1.2 to read:

5003.9.1.2 Documentation. Evidence of compliance with provisions of this chapter as well as with state and federal hazardous material regulations shall be maintained on site and available for inspection by fire department personnel.

Chapter 56 Explosives and Fireworks.

Chapter 56 is adopted in its entirety except as amended below:

Section 5601 is amended to add Sections 5601.2, 5601.3, 5601.4 and 5601.5, to read:

5601.2 Fireworks. The possession, manufacture, storage, sale, handling and use of fireworks are prohibited. The possession, manufacture, storage, sale, handling and use of fireworks or pyrotechnic materials within the jurisdiction of the District are prohibited.

Exceptions:

1. Fireworks may be temporarily stored only if they are aerial or theatrical piece fireworks stored in conjunction with an approved and permitted aerial or set display.
2. Snap Caps and Party Poppers classified by the State Fire Marshal as pyrotechnic devices.

5601.2.1 Prohibited and Limited Acts. The storage of explosive materials is prohibited in any central business district and in all zoning districts except districts zoned for industrial or agricultural uses. In districts where the storage of explosive materials is permitted, the quantities of explosives and distances shall be in accordance with International Fire Code Sections 5601.8.1 and 5601.8.1.1.

5601.3 Rocketry. The storage, handling and use of model and high-power rockets shall comply with the requirements of the California Code of Regulations, Title 19, Chapter 6, Article 17 and, when applicable, NFPA 1122, NFPA 1125, and NFPA 1127.

5601.3.1 Ammonium nitrate. The storage and handling of ammonium nitrate shall comply with the requirements of NFPA 490.

Exception: The storage of ammonium nitrate in magazines with blasting agents shall comply with the requirements of NFPA 495.

5601.4 Residential uses. No person shall keep or store, nor shall any permit be issued to keep or store, any explosives, fireworks or pyrotechnic material at any place of habitation, or within 100 feet (30 480mm) thereof.

Exception: Storage of smokeless propellant, black powder, and small arms primers for personal use and not for resale.

5601.5 Sale and retail display. The possession, manufacture, storage, sale, handling and use of fireworks or pyrotechnic materials are prohibited.

ORDINANCE NO. 2019-01

Exception: Snap Caps and Party Poppers classified by the State Fire Marshal as pyrotechnic devices.

Section 5608 is amended by adding Sections 5608.2 and 5608.3 to read:

5608.2 Permit required. A permit is required to conduct an aerial display in accordance with California Code of Regulations, Title 19, Chapter 6. (See Chapter 1, Section 105.6.52.)

Exception: Snap Caps and Party Poppers classified by the State Fire Marshal as pyrotechnic devices.

5608.3 Financial responsibility. Before a permit is issued pursuant to Section 5608.2, the applicant shall file with the jurisdiction a corporate surety bond in the principal sum of \$1,000,000 or a public liability insurance policy for the same amount, for the purpose of the payment of all damages to persons or property which arise from, or are caused by, the conduct of any act authorized by the permit upon which any judicial judgment results. The fire code official is authorized to specify a greater or lesser amount when, in his or her opinion, conditions at the location of use indicate a greater or lesser amount is required. Government entities shall be exempt from this bond requirement.

Chapter 57.

Chapter 57 is adopted in its entirety except as amended below:

Section 5704.2.9.6.1 is amended to read:

5704.2.9.6.1 Locations where aboveground tanks are prohibited. The storage of Class I and II liquids in aboveground tanks outside of buildings is prohibited in all zoning districts except districts zoned for commercial, industrial, or agricultural uses.

Exception: Protected above-ground tanks for the purpose of emergency power generator installations in areas zoned commercial, industrial, agricultural, central business district, rural or rural residential, and for facilities on an individual basis consistent with the intent of this provision. Tank size shall not exceed 500 gallons (1892.706L) for Class I or II liquids, or 1,000 gallons (3785.412L) for Class III liquids.

Section 5706.2.4.4 is amended to read:

5706.2.4.4 Locations where aboveground tanks are prohibited. Storage of Class I and II liquids in aboveground tanks is prohibited in all zoning districts except district zoned for commercial, industrial, or agricultural use.

Chapter 55.

Chapter 55 is adopted in its entirety except as amended below:

Section 5501.3 is added to read:

5501.3 Limitation. The storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited in any area that is zoned for other than industrial use.

Exception: Liquid hydrogen fuel systems in compliance with section 5806.3 or 5806.4.

Chapter 61. Liquefied Petroleum Gases.

Chapter 61 is adopted in its entirety except as amended below:

Section 6103.2.1.7 is amended in its entirety to read:

ORDINANCE NO. 2019-01

6103.2.1.7 Use for food preparation. Individual portable L-P containers used, stored, or handled inside a building classified as a Group A or Group B occupancy for the purposes of cooking, food display, or a similar use, shall be limited in size to one-quart capacity and shall be of an approved type. The number of portable containers permitted will be at the discretion of the fire code official. LP-gas appliances used for food preparation shall be listed for such use in accordance with the International Fuel Gas Code, the International Mechanical Code, and NFPA 58.

Section 6104.2 is amended to read:

6104.2 Maximum capacity within established limits. The storage of liquefied petroleum gas is prohibited in any central business district and in all zoning districts except districts zoned for commercial, industrial, rural, or agricultural uses. The aggregate capacity of any one installation used for the storage of liquefied petroleum gas shall not exceed a water capacity of 2,000 gallons (7570 L).

Appendix B. Fire-Flow Requirements for Buildings.

Appendix B is adopted in its except as amended below

Section B105.2 Exception 1 is amended to read:

Exception 1: A reduction in required fire-flow of 50 percent, as approved by the fire code official, when the building is provided with an approved automatic sprinkler system and installed in accordance with Section 903.3.1.1. The resulting fire-flow shall be not less than 1,500 gallons per minute (5678L/min) for the prescribed duration as specified in Table B105.1.

Appendix C. Fire Hydrant Locations and Distribution.

Appendix C is adopted in its entirety except as amended below

Table C105.1 footnote f and g are added to read:

- f. A fire hydrant shall be provided within 250 feet of a fire trail access point off a public or private street.
- g. For infill projects within existing single-family residential developments refer to Sec. 507.5.1

Appendix D. Fire Apparatus Access Roads

Appendix D is adopted in its entirety except as amended below

Section D102.1 is amended to read:

D102.1 Access and loading. Facilities, buildings or portions of buildings hereafter constructed shall be accessible to fire department apparatus by way of an *approved* fire apparatus access road with an asphalt, concrete or other approved *all-weather driving surface* capable of supporting the imposed load of fire apparatus weighing at least 74,000 pounds (33 566 kg) in accordance with Cal Trans Design Standard HS-20-44.

Exception: *Driveways* serving one or two single-family *dwelling*s may be constructed of an alternate surface material, providing the imposed weight load design minimums are met and the grade does not exceed 10 percent.

Section D103.1 is deleted in its entirety.

ORDINANCE NO. 2019-01

Section D103.2 is deleted in its entirety and replaced by the following, to read:

D103.2 Grade. Fire department access roadways having a grade of between 16 percent and 20 percent shall be designed to have a finished surface of grooved concrete sufficient to hold a 44,000-pound (19 958 kg) traction load. The grooves in the concrete surface shall be ½ inch (13 mm) wide by ½ inch (13 mm) deep and 1 ½ inch (38 mm) on center and set at a 30 to 45-degree angle across the width of the roadway surface. No grade shall exceed 20 percent, nor shall the cross slope exceed 8%, unless authorized in writing by the fire code official.

Section D103.2.1 is added to read:

D103.2.1 Angles of approach and departure. The angles of approach and departure for any means of access shall not exceed 10 percent at 10 feet of the grade break.

Section D103.3 is deleted in its entirety and replaced by the following, to read:

D103.3 Turning radius. Based on a minimum unobstructed width of 20 feet, a fire apparatus access roadway shall be capable of providing a minimum standard turning radius of 25 feet (7620 mm) inside and 45 feet (13 716 mm) outside.

Table D103.4 is amended to read:

Table D103.4
REQUIREMENTS FOR DEAD-END FIRE
APPARATUS ACCESS ROADS

| LENGTH (feet) | MINIMUM WIDTH (feet) | TURNAROUNDS REQUIRED |
|------------------|---------------------------|---|
| 0 – 150 | 20 ^a | None required |
| 151 – 750 | 20 ^a | 100-foot Hammerhead, 50-foot “Y”, 75-foot Shunt or 90-foot-diameter cul-de-sac in accordance with figure D103.1 |
| Over 750 | Special approval required | |

- a. A *driveway* with a minimum width of 16 feet is acceptable for access to no more than two single-family *dwelling*s.
- b. Any fire apparatus access roadway or *driveway* that is approved to be less than 20 feet wide and to exceed 750 feet in length shall have outsets or turnouts every 300 feet along the length of the road or driveway, or at locations approved by the fire code official. Each outset or turnout shall be of the following dimensions: an 8-foot wide turnout that extends at least 40 feet in length.

Figure D 103.1 is amended to read:

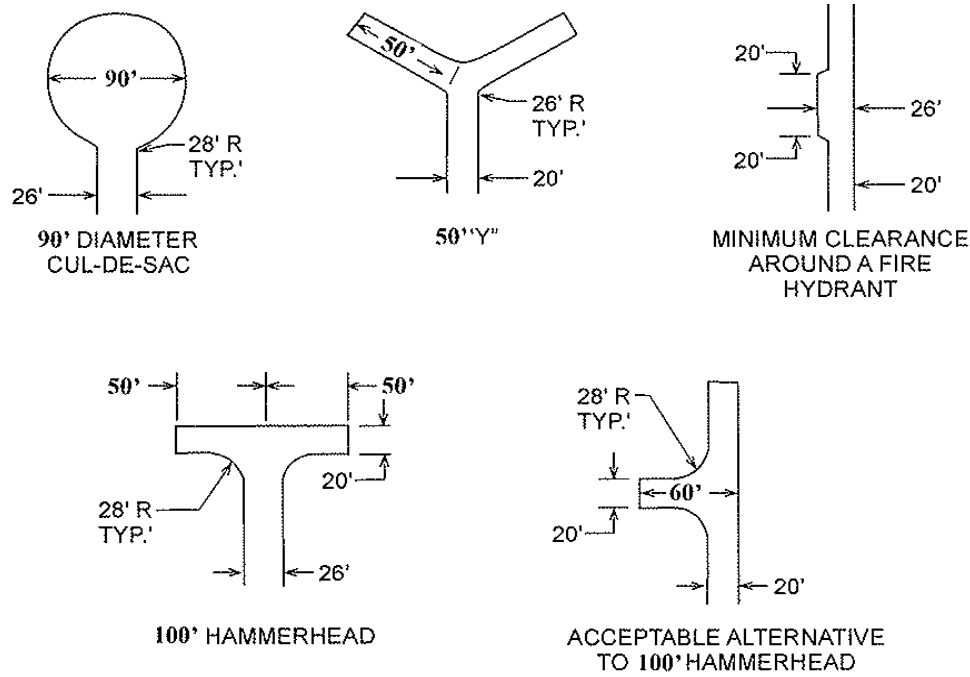


Figure D103.1
Dead-end Fire Apparatus Access Road Turnaround

Section D103.5 is amended by amending criteria 1 and adding criteria 8, to read:

1. The minimum clear width shall be 20 feet (6096mm.)

Exception: For access to one or two single-family *dwelling*s, 16 feet clear width is acceptable.

8. All gates shall be installed and located a minimum of 30 feet off the street.

Section D105.3 is amended to read:

D105.3 Proximity to Building. At least one of the required access routes meeting this condition shall be located within a minimum of 15 feet (45772mm) and a maximum of 30 feet (9144mm) from the building, and shall be positioned parallel to one entire side of the building with the largest vertical dimension while allowing access to each floor of the building.

Section D106.1 is amended to read:

D106.1 Projects having more than 100 dwelling units. Multiple-family residential projects having more than 100 *dwelling units* shall be provided with two separate and *approved* fire apparatus access roads and shall meet the requirements of Section D104.3.

Exception: Deleted

SECTION 3. REPEAL OF FIRE CODE.

Ordinance No. 2013-1, adopting the 2013 California Fire Code with amendments, is hereby repealed.

SECTION 4. VALIDITY.

ORDINANCE NO. 2019-01

The Rodeo-Hercules Fire Protection District Board of Directors declares that if any section, paragraph, sentence or word of this ordinance or of the 2019 California Fire Code as adopted and amended herein is declared for any reason to be invalid, it is the intent of the Rodeo-Hercules Fire Protection District Board of Directors that it would have passed all other portions or provisions of this ordinance independent of the elimination here from any portion or provision as may be declared invalid.

SECTION 5. MORE RESTRICTIVE REQUIREMENTS.

If the city of Hercules or the County of Contra Costa adopts requirements more restrictive than those in this fire code, those requirements will apply only within the jurisdiction adopting those requirements.

SECTION 6. EFFECTIVE DATE.

This ordinance becomes effective 30 days after passage, and within 15 days of passage shall be published once with the names of directors voting for and against it in the Contra Costa Times, a newspaper published in this County.

Passed on _____, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Secretary
Board of Directors

Chairman
Board of Directors

ORDINANCE NO. 2019-01

RODEO HERCULES FIRE PROTECTION DISTRICT
MEMORANDUM

Date: October 01, 2019
To: Board of Directors
From: Bryan Craig, Fire Chief *BAC*
Subject: Ordinance to Adopt a Fire Prevention Fee Schedule for Permit, Plan-Checking and Other Services

BACKGROUND:

Coinciding with the adoption of the California Fire Code, the Fire District staff conducts a cost analysis to assure that our current fee structure is sufficient to fund fire prevention costs. After completing this analysis of revenues collected for plan checking and permitting, revenues are currently sufficient to cover the cost of operating the fire prevention division and providing fire prevention services to the citizens and businesses within the fire district.

RECOMINDATION:

Conduct a public hearing, to adopt Ordinance 2019-02, repealing and replacing Ordinance 2017-01 of the Fire District Fee Schedule relating to the collection of fees for Permits, Engineering/Plan-checking and Code Enforcement for the Rodeo Hercules Fire Protection District.

Ordinance No. 2019-02

AN ORDINANCE OF THE RODEO HERCULES FIRE PROTECTION DISTRICT ADOPTING ENGINEERING /PLAN REVIEW AND PERMITTING FEES

WHEREAS, the Rodeo Hercules Fire District ("District") reviews building plans and permit applications for compliance with applicable law, including the Fire Code; and

WHEREAS, California Health and Safety Code section 13916 authorizes the District to adopt a fee or charge to cover the District's cost of providing a service; and

WHEREAS, the District desires to adopt permit and plan review fees, and the amount of such fees or charges does not exceed the cost to the District to perform those services; and

WHEREAS, the District held a duly noticed public hearing to consider the proposed fees on October 23, 2019, at which time all interested parties had the opportunity to be heard.

NOW, THEREFORE, the Board of Directors of the Rodeo Hercules Fire District does hereby ordain as follows:

SECTION I. RECITALS. The above recital' s is hereby declared to be true and correct and findings of the Board of Directors of the Rodeo Hercules Fire District.

SECTION II. AUTHORITY. This ordinance is enacted, in part, pursuant to Health and Safety Code §§13910, 13146.2(b), 13217(b), 13869, 13871, 13916(a), 13916(b) and 17951 and Government Code § 6103.7 and article 7 (25120 et seq.) and Ordinance Number 2019-01 (adoption of the 2019 California Fire Code.

SECTION III. FEE ADOPTION The Board of Directors of the Rodeo Hercules Fire District does hereby adopt the fees set forth. Each person that applies for, requests or receives a permit, plan review, code enforcement or other service provided by the Rodeo – Hercules Fire Protection District shall at the time of such application or request, pay the applicable fee or fees listed in Exhibit "A" Engineering/Plan Review and Exhibit "B" Code Enforcement attached to this ordinance. An application or request is not deemed complete until such times as the applicable fee or fees are paid to the Fire District. As used in this Section, the term "person" means any natural person, firm, association, joint venture, joint stock company, partnership, organization, club, company, corporation, trust or other type of entity.

SECTION IV. NOTICE AND HEARING. This ordinance was adopted after a duly noticed public hearing pursuant to the procedures set forth in California Government Code §§ 66016, 66017 and 66018 and California Health and Safety Code Section 13916.

SECTION V. SEVERABILITY. If any fee or provision of this ordinance is held invalid or unenforceable by a court of competent jurisdiction, that holding shall not affect the validity or enforceability of the remaining fees or provisions, and the Board declares that it would have adopted each remaining part of this ordinance irrespective of any such invalidity

SECTION VI. EFFECTIVE DATE. This ordinance becomes effective 60 days after its passage. Within 15 days after its passage, this ordinance shall be published once with the names of the directors voting for and against it in the Contra Costa Times, or other newspaper published in the County and/or the District.

PASSED ON October 23, 2019 BY THE FOLLOWING VOTE:

AYES:

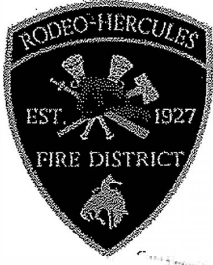
NOES:

ABSENT:

ABSTAIN:

ATTEST:

Kimberly Corcoran, Clerk of the Board



RODEO-HERCULES FIRE PROTECTION DISTRICT FIRE PREVENTION BUREAU

RHFPD
ORDINANCE
2019-02
Date of Adoption

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE Exhibit 'B'

Page 1 of 11

| Permit Code | Permit/Activity | Fee |
|-------------|---|-----------|
| | MISCELLANEOUS PERMITS | |
| MS - 1 | Aerosol Products Permit to store, manufacture or handle an aggregate quantity of Level 2 or Level 3 aerosol products in excess of 500 pounds net weight. | \$ 243.00 |
| MS - 2 | Asbestos Removal Permit to conduct asbestos removal operations. | \$ 243.00 |
| MS - 3 | Automobile Wrecking or Dismantling Yard Permit to operate an automobile wrecking or dismantling yard. | \$ 486.00 |
| MS - 4 | Battery Storage Permit to operate stationary lead-acid battery systems having a liquid capacity of more than 50 gallons. | \$ 243.00 |
| MS - 5 | Cellulous Nitrate Permit for the storage, use or handling in a public assembly. | \$ 364.00 |
| MS - 6 | Change of Occupancy/Site Inspection/Miscellaneous Inspection. Site, miscellaneous or requested inspection for the change of occupancy including but not limited to: Inspections conducted when required by Building Official, Planning, or other Governmental agency and where not elsewhere listed. <i>Provides 1 1/4 hour of site/inspection time</i> | \$ 303.00 |
| MS - 7 | Christmas Tree Sales Permit to operate a Christmas Tree lot. | \$ 425.00 |
| MS - 8.1 | Combustible Dust Production Permit to operate facility with combustible dust operations (i.e., cabinet shops, milling & fiberglass cutting/forming operations, etc...) Less than 2500 sq. ft. | \$ 243.00 |
| MS - 8.2 | More than 2500 sq. ft. | \$ 486.00 |
| MS - 9 | Combustible Fibers Permit for storage/handling of combustible fibers in excess of 100 cu. ft. | \$ 425.00 |
| MS - 10 | Compressed Gas Permit for storage/use/handling of compressed gas in excess of amounts in Table 105.6.8. CFC | \$ 303.00 |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 2 of 11

| | | |
|----------------------|--|------------------------|
| MS - 11 | Covered Mall Permit for the placement/installation of displays, concession equipment, displays of highly combustible goods, liquid or gas-fired equipment and the use of open flame equipment in the mall. (i.e., auto displays, etc...) | \$ 303.00 |
| MS - 12 | Cryogenics Permit to produce, store, transport on site, handle or dispense amounts in excess of Table 105.6.10. CFC | \$ 303.00 |
| MS - 13 | Cutting, Welding & Hot Works Permit to conduct welding, cutting & similar operations using electric or gas equipment. | \$ 303.00 |
| MS - 14 | Dry Cleaning Operations Permit to engage in dry cleaning operations or to change to a more hazardous cleaning solvent in existing equipment. | \$ 303.00 |
| MS - 15 | Fire Hydrant - Private Permit to remove from service or the operation of a private fire hydrant. A change to existing hydrant systems requires plan review and approval. (Refer to Engineering fee schedule for appropriate fees) | \$ 243.00 |
| MS - 16 | Floor Finishing Permit to use Class I or Class II liquids for the refinishing of floorings in excess of 350 square feet. | \$ 303.00 |
| MS - 17 | Fumigation & Thermal Fogging Permit to operate a business of fumigation or thermal insecticidal fogging and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used. | N/C |
| MS - 18 MS - 18.1 | High-piled Storage Permit for the use of a building or portion thereof for High-pile storage: in excess of 500 square feet, < 5,000 square feet; in excess of 5000 square feet. | \$ 486.00 \$ 729.00 |
| MS - 19 | Industrial Oven Permit to operate an industrial oven. | \$ 425.00 |
| MS - 20 | Lumber Yard Permit for the storage or the processing of lumber exceeding 100,000 bf. | \$ 486.00 |
| MS - 21 | Magnesium Permit to melt, heat, casting or grinding in excess of 10 lbs. | \$ 364.00 |
| | | |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 3 of 11

| | | |
|---------------------|---|------------------------|
| MS - 22 | Miscellaneous Combustible Storage Permit to store in any building or upon any premises in excess of 2,500 cubic feet gross volume of combustible empty packing cases, boxes, barrels or similar containers, rubber tires, rubber, cork, wood or plastic pallets or similar combustible materials. | \$ 486.00 |
| MS - 23 MS - 23a | Model Rockets Permit to operate/launch motorized rockets - (½ hour minimum site inspection) | \$ 243.00 \$ 122.00 |
| MS - 24 | Pyroxylin Plastics Permit for the storage and handling in of more than of 25 lbs. of cellulose nitrate. | \$ 243.00 |
| MS - 25 | Refrigeration Equipment Permit to operate a mechanical refrigeration unit or system. | \$ 364.00 |
| MS - 26 | Rooftop Heliport Permit to operate a rooftop heliport. | \$ 243.00 |
| MS - 27 | Spraying or Dipping Permit to conduct spraying or dipping operations utilizing flammable or combustible liquids or the application of combustible powder. | \$ 303.00 |
| MS - 28 MS - 28a | Smoke-Control Systems Test To conduct smoke-control testing for Atriums, Malls or other enclosed occupancies. \$243.00 for the first hour. - Each additional ½ hour \$95.00. | \$ 243.00 \$ 122.00 |
| MS - 29 | Tire Storage (new) Permit to store tires in excess of 1,000 cubic feet inside buildings (per Chapter 25). | \$ 303.00 |
| MS - 30 | Tire Storage and Scrap Tires Permit to establish, conduct or maintain storage of: <u>scrap tires</u> and tire by-products in excess of 2,500 cubic feet of total volume of scrap tires and indoor storage of tires or tire byproducts. | \$ 425.00 |
| MS - 31 | Tire Rebuilding Plant Permit to operate and maintain a tire rebuilding plant. | \$ 425.00 |
| MS - 32 | Waste Handling Facility Permit to operate a waste handling facility including: processing and storage of recycled, paper, hazardous chemicals, etc... | \$ 425.00 |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 4 of 11

| | | |
|-----------|--|-----------|
| MS - 33 | Wood Products/Recycling Operations Permit to store chips, hogged material, cuttings, lumber and plywood in excess of 200 cubic feet. | \$ 425.00 |
| MS - 34 | Third or Non-Compliant Inspections Inspection fees for third and/or non-compliant inspections will be assessed at \$ 243.00 per inspection. | \$ 243.00 |
| | | |
| | LIQUID PETROLEUM GAS (LPG) | |
| LG - 1 | LPG Permit for the exchange of cylinders only – no refilling - | \$ 243.00 |
| LG - 2 | Permit to dispense, store and use LPG. | \$ 303.00 |
| LG - 3 | To operate a plant/facility 5000 sq ft or less | \$ 486.00 |
| LG - 3.1a | - Each additional 10,000 sq ft or fraction thereof. | \$ 486.00 |
| | | |
| | OUTSIDE EVENTS | |
| OE - 1 | Carnival Permit to operate a carnival. - Inspections conducted during normal work hours – (1.25 hrs) | \$ 303.00 |
| OE - 1a | <u>Additional inspection time during normal business hours @</u> <u>\$ 122.00 per ½ hour</u> | \$ 122.00 |
| OE - 1b | <u>Additional inspection time after normal business hours @</u> <u>\$ 243.00 per hour</u> | \$ 243.00 |
| OE - 1c | <u>Overtime and weekend inspections:</u> <u>Two hour minimum fee - \$ 486.00.</u> | \$ 486.00 |
| OE - 2 | Fair, Festival, Exhibition Permit to operate a Fair, Street Fair, Festival or Exhibition. - Inspections conducted during normal work hours – (1.25 hrs) | \$ 303.00 |
| OE - 2a | <u>Additional inspection time during normal business hours @</u> <u>\$ 122.00 per ½ hour</u> | \$ 122.00 |
| OE - 2b | <u>Additional inspection time after normal business hours @</u> <u>\$ 243.00 per hour</u> | \$ 243.00 |
| OE - 2c | <u>Overtime and weekend inspections:</u> <u>Two hour minimum fee - \$ 486.00.</u> | \$ 486.00 |
| | | |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 5 of 11

| TENTS, BOOTHS and CANOPIES | | |
|-----------------------------------|--|-----------|
| | Tents & Canopies Permit to operate an air-supported or temporary membrane structure including tents and canopies: | |
| TN - 1 | Tents 201 sq/ft to 499 sq/ft | \$ 122.00 |
| TN - 2 | Canopies or Tents 500 sq/ft. to 5000 sq/ft | \$ 243.00 |
| TN - 3 | Tents greater than 5000 sq/ft | \$ 364.00 |
| | - Inspections during normal work hours only – <u>Additional inspection time during normal business hours @</u> | |
| TN - 1a | \$ 122.00 per ½ hour | \$ 122.00 |
| | <u>Additional inspection time after normal business hours @</u> | |
| TN - 1b | \$ 243.00 per hour | \$ 243.00 |
| | <u>Overtime and weekend inspections:</u> | |
| TN - 1c | Two hour minimum fee - \$ 486.00. | \$ 486.00 |
| | Extended Period of Use, Permit to extend the use of a tent, canopy or air supported structure for an additional 180 days. (1 Extension of use per structure) | \$ 243.00 |
| | | |
| | EXPLOSIVES | |
| | Explosives Permit to manufacture, store, handle, sell or the use of any quantity of explosives or explosive materials. (For permits regarding fireworks or pyrotechnic special effects refer to FW – 1 & FW – 2). | |
| EX - 1 | Up to 100 lbs | \$ 425.00 |
| EX - 1.1 | In excess of 100 lbs | \$ 729.00 |
| | Gunpowder Sales Permit for the resale of gunpowder (inspection fees not included. Requires EX – 2.1) | |
| EX - 2 | Up to 100 lbs. | \$ 2.00 |
| EX - 2.1 | Over 100 lbs. | \$ 10.00 |
| EX - 2.1a | - Inspection time assessed at \$122.00 per ½ hour. | \$ 122.00 |
| | Model Rockets Motors (sales) Permit for the retail sales of model rockets. | \$ 122.00 |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 6 of 11

| | FIREWORKS | |
|----------|--|-----------|
| FW - 1 | Fireworks Theatrical or Set Piece Permit to use fireworks, pyrotechnics <u>inside</u> . - Inspections during normal work hours – (2 hrs) <u>Additional inspection time during normal business hours @</u> | \$ 486.00 |
| FW - 1a | <u>\$ 122.00 per ½ hour</u> <u>Additional inspection time after normal business hours @</u> | \$ 122.00 |
| FW - 1b | <u>\$ 243.00 per hour</u> <u>Overtime and weekend inspections:</u> | \$ 243.00 |
| FW - 1c | <u>Two hour minimum fee - \$ 486.00.</u> | \$ 486.00 |
| FW - 2 | Fireworks Aerial Display Permit to use fireworks, pyrotechnics outside. - Inspections during normal work hours – (2.5 hrs) <u>Additional inspection time during normal business hours @</u> | \$ 607.00 |
| FW - 2a | <u>\$ 122.00 per ½ hour</u> <u>Additional inspection time after normal business hours @</u> | \$ 122.00 |
| FW - 2b | <u>\$ 243.00 per hour</u> <u>Overtime and weekend inspections:</u> | \$ 243.00 |
| FW - 2c | <u>Three hour minimum fee - \$ 729.00.</u> | \$ 729.00 |
| | | |
| | FLAMMABLE & COMBUSTIBLE LIQUIDS | |
| FL - 1 | Flammable/Combustible Liquids – Storage or Use Permit to store, handle or the use of: Class I liquids in excess of 5 gallons – <u>Inside</u> | \$ 303.00 |
| FL - 2 | Class I liquids in excess of 10 gallons – <u>Outside</u> | \$ 425.00 |
| FL - 1.1 | Class II or Class III A liquids in excess of 25 gallons – <u>Inside</u> | \$ 303.00 |
| FL - 2.1 | Class II or Class III A liquids in excess of 60 gallons – <u>Outside</u> | \$ 425.00 |
| FL - 3 | Flammable/Combustible Liquids – (removal) Permit to remove flammable or Class II combustible liquids from underground tanks by means other than an approved fixed pump. | \$ 303.00 |
| FL - 4 | Flammable/Combustible Liquids/Plants Permit to operate tank vehicles, wells, fuel-dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are: produced, processed, transported, stored, or used. | \$ 425.00 |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 7 of 11

| | | |
|--|--|------------|
| FL - 5 | Flammable/Combustible Liquids – Out of Service Tank Permit to place temporarily out of service (for more than 90 days) an underground, protected above-ground (vaulted) or aboveground flammable or combustible liquid tank. | \$ 607.00 |
| FL - 6 | Flammable/Combustible Liquids – Change of Contents Permit to change contents stored in a flammable or combustible liquid tank which poses a greater hazard. | \$ 303.00 |
| FL - 7 | Flammable/Combustible Liquids - Manufacture Permit to manufacture, process, blend, or refine flammable or combustible liquids. | \$ 425.00 |
| HAZARDOUS MATERIALS | | |
| HZ - 1 | Hazardous Materials Permit to store, transport on site, dispense, use or handle hazardous materials in amounts in excess of Table 105.6.20 CFC | \$ 243.00 |
| HZ - 1.1 | 1-5 Products | \$ 607.00 |
| HZ - 1.2 | 5-10 Products | \$ 1215.00 |
| HZ - 2 | Semi-conductor Fabrication-Group H-5 Facility Permit to store, handle or use hazardous production materials. | \$ 1215.00 |
| ENGINE or MOTOR VEHICLE REPAIR FACILITIES | | |
| EN - 1 | Aviation Facilities Permit to use Group-H or Group-S occupancies for aircraft servicing or the repair of aircraft, including aircraft fuel-servicing vehicles. <u>Does not include permits for hot works,</u> <u>Flammable/Combustible spraying operations or hazardous materials.</u> | \$ 425.00 |
| EN - 2 | Repair Garage Permit to operate an engine or motor vehicle repair garage including: automotive, marine and similar fueled apparatus. | \$ 303.00 |
| EN - 2.1 | 1 - 4 repair bays | \$ 364.00 |
| EN - 2.2 | 5 – 8 repair bays | \$ 425.00 |
| | Greater than 8 repair bays | |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 8 of 11

| | | |
|-------------------------------|---|-----------------------|
| EN - 3 | Dispensing/fueling of Motor Vehicles. Permit for the refueling of vehicles including: automobiles, marine apparatus/watercraft and fleet motor fuel - dispensing vehicles. | \$ 425.00 |
| EN - 4 | Tank Vehicle Dispensing Permit for the fueling of motor vehicles at approved locations from a tank vehicle. Also includes the limited or temporary fueling operations for special events (i.e. the fueling of watercraft from shore, piers, floats, or barges) | \$ 243.00 |
| PUBLIC ASSEMBLY | | |
| PA - 1 | Public Assemblies Permit to operate and maintain a place of assembly including places of worship, restaurants, dancehalls, etc... Occupancy load 50-100 | \$ 303.00 |
| PA - 1.1 | Occupancy load 101-200 | \$ 425.00 |
| PA - 1.2 | Occupancy load 201-299 | \$ 504.00 |
| PA - 1.3 | Occupancy load 300 + | \$ 607.00 |
| PA - 2 | Open Flames and Candles Permit for the use of open flames inside restaurants, public assemblies and/or drinking establishments | N/C with PA Permit |
| LICENSED CARE FACILITY | | |
| LC - 1 | 24 HOURS Permit to operate a facility such as: Social Rehabilitation Facility, RCF's, Assisted Living, RCFE's, Halfway Houses, Community Correction Centers, Re-entry Centers, Treatment Programs, Work Furlough, Alcoholism or Drug Abuse Recovery/Treatment Facility, Congregate Living Health Facility, Group Homes, Immediate Care Facility and Infant Care Facilities. Occupant load greater than six (6). (up to 6 non-ambulatory) Occupant load less than seven (7). Base Fee | \$ 243.00 |
| LC - 1.1a | Plus \$ 4.00 per unit/occupant | \$ 4.00 |
| LC - 2 | Infant-care facility for children 2 ½ years of age and younger. Base Fee | \$ 243.00 |
| LC - 2.1 | Plus \$ 4.00 per unit/occupant | \$ 4.00 |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 9 of 11

| | | |
|---|--|-----------------|
| LC - 3 LC - 3.1a LC - 4 LC - 4.1a LC - 5 LC - 5.1a LC - 6 | LESS THAN 24 HOURS (occupant load greater than <u>six</u>) Permit to operate a facility such as: Adult Day Care, Adult Day Support Center, Child Day Care, Infant Day Care, Large Family Day Care Home | |
| | Adult or Day Care Facility (non-amb) | \$ 243.00 |
| | Plus \$ 4.00 per unit/occupant | \$ 4.00 |
| | Adult or Child Large Family Day Care | \$ 243.00 |
| | Plus \$ 4.00 per unit/occupant | \$ 4.00 |
| | Adult or Child Day Care Center | \$ 243.00 |
| | Plus \$ 4.00 per unit/occupant | \$ 4.00 |
| | Licensed Clinic | \$ 243.00 |
| | | |
| | SCHOOLS | |
| | | |
| SC - 1 SC - 1.1 SC - 1.2 SC - 1.3. | School (E occupancy) To operate and maintain a school | |
| | Occupant load less than 50 | \$ 303.00 |
| | Occupant load 50-149 | \$ 425.00 |
| | Occupant load 150-499 | \$ 504.00 |
| | Occupant load 500 or greater. | \$ 607.00 |
| | | |
| | HIGH-RISE, MID-RISE - FIRE & LIFE SYSTEM SAFETY INSPECTION | |
| HR - 1 | High Rise To inspect a Hi-Rise building (State certification inspection) - Pre 1974 | \$1,944.00 |
| | | |
| HR - 2 HR - 2.1a | High Rise To inspect a Hi-Rise building (State certification inspection) - Post 1974 | \$486.00 |
| | (\$.005 per sq ft) | \$.005 sq. ft. |
| HR - 3 HR - 3.1a | Mid-Rise To inspect and test life safety systems (i.e. smoke management) and where such systems are installed in lieu of fire department access or when required for the mitigation of other life safety issues or requirements. | |
| | Life safety system test | \$486.00 |
| | (\$.005 per sq ft) | \$.005 sq. ft. |
| | | |
| | | |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 10 of 11

| HOSPITALS – INSTITUTION/JAILS | | |
|---|---|-----------|
| IN - 1 | Hospitals (medical, surgical & psychiatric) and Nursing Homes | \$ 486.00 |
| IN - 1.1a | Plus \$ 4.00 per patient/bed | \$ 4.00 |
| IN - 2 | Out Patient Clinics greater than 5 patients. | \$ 243.00 |
| IN - 2.1a | Plus \$ 4.00 per unit/occupant | \$ 4.00 |
| IN - 3 | Inspection of Police Services Facilities (holding cells) & DOJ Review. <i>(includes the approval of Evacuation & Life Safety Procedures).</i> | |
| | Base Fee | \$ 243.00 |
| IN - 4 | Inspection of adult and/or juvenile detention facilities. | |
| | Base fee | \$ 729.00 |
| MULTI RESIDENTIAL (hotel, motel, apartments, condominiums) | | |
| Motel – Hotel | | |
| MR - 1 | To inspect and maintain a Hotel or Motel | \$ 364.00 |
| MR - 1.1a | Base fee | \$ 4.00 |
| | Plus \$ 4.00 per unit | |
| Apartment – Condominiums | | |
| MR - 2 | To inspect and maintain Apartments/Condominiums | \$ 364.00 |
| MR - 2.1a | -Three (3) Stories and Greater | \$ 4.00 |
| | Base Fee of \$ 364.00 | |
| | Plus \$ 4.00 Per Unit | |
| MR - 3 | To inspect and maintain an Apartments/Condominiums | |
| MR - 4 | - Less Than 3 Stories | \$ 100.00 |
| MR - 4.1a | 3 – 12 Units, base fee | \$ 122.00 |
| MR - 5 | 13 - 30 Units, base fee | \$ 3.00 |
| MR - 5.1a | Plus \$ 3.00 per unit | \$ 122.00 |
| | 31 + Units, base fee | \$ 4.00 |
| | Plus \$ 4.00 per unit | |
| BURNING PERMIT | | |
| BP-1.11 | Agricultural Burn Permit - BAAQMD 5-401.11 | |
| | Range Management | \$ 60.75 |
| BP -1.12 | Open Burning: Recreational-Bonfire Permit | \$ 243.00 |
| BP -1.13 | Religious Service Burn Permit | N/C |
| Group B/M Occupancy Inspections | | |
| SI-1 | Inspection of Group B/M Occupancy (1/2 hr. inspection time) | \$ 122.00 |
| SI-1a | Additional inspection time (1/2 hour increments) | \$ 122.00 |

SUBJECT:

CODE ENFORCEMENT - FEE SCHEDULE

Page 11 of 11

| | FALSE ALARMS | |
|-----------|--|-----------|
| FA - 1 | Nuisance (Repeated) False Alarms. Engine company responses in excess of three (3) reported false alarms within a 180-day period. (Includes; alarm sounding, water-flow alarms, and smoke or heat detectors). | \$ 471.00 |
| | | |
| | HOURLY INSPECTION - OVERTIME - INSTRUCTIONAL RATES | |
| IT - 1 | <u>Additional inspection or instructional time during normal business hours</u> <u>@ \$ 122.00 per ½ hour</u> | \$ 122.00 |
| OT - 2 | <u>Additional inspection time after normal business hours @</u> <u>\$ 243.00 per hour</u> | \$ 243.00 |
| OT - 3 | <u>Overtime and weekend inspections;</u> <u>Two hour minimum fee - \$ 486.00.</u> | \$ 486.00 |
| | | |
| | COPIES INSTRUCTION | |
| CO - 1 | Photocopies \$.20 per Page Letter or legal Size | \$.20 |
| CO - 2 | Microfilm Retrieval/Minimum \$ 9.00 Per ¼ Hour | \$ 9.00 |
| CO - 2.1a | Plus \$.20 Per Page. | \$.20 |
| CO - 3 | Copies of Photos: \$9.00 Per ¼ Hour | \$ 9.00 |
| CO - 3.1a | Plus Actual Cost of Photos. | |
| CO - 4 | Instructional Services (2 Hour Min. @ \$ 486.00) | \$ 486.00 |
| CO - 4.1a | Plus \$ 243.00 Per Hour Over 2 Hours. | \$ 243.00 |

- Inspection fees are based on \$243.00 per hour.
- Inspection and/or permit fees will be assessed at the time of the primary inspection.
- All inspection/permit fees include one (1) primary and one (1) re-inspection, unless otherwise noted.
- Occupancies requiring three (3) or more inspections for compliance will be assessed an additional \$243.00 fee for each inspection.

Authority

Health & Safety Code: §§ 12101, 12640, 13109, 13113, 13116, 13131.5, 13143.2 (b), (c), (d), (e), 13143.9, 13145, 13146(a)(1) (b), (c), (e), 13146.1, 13146.2 (a), (b), 13146.3, 13916, 13235, 13862, 13869, 13869.7, 13875, 13874, 17921, 17951, 17962

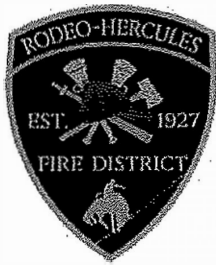
Government Code: §§ 6103.7, 6253(b)

California Fire Code: §§ 101.1, 101.2, 101.10, 103.3.3.2.3, 105.1, 105.4, 901.2.2

Title 19, CCR: §§ 1.12, 3.28, 982, 1565.1, 1033, 1034, and 1035.

Fire District Ordinance No. 2019-01

NOTE: Fees waived for Non-Profit Agencies and Governmental Agencies.



RODEO-HERCULES FIRE PROTECTION DISTRICT FIRE PREVENTION BUREAU

RHFPD
ORDINANCE
2019-02
Date of
Adoption

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Exhibit 'A'

Page 1 of 11

| Review Number | PLAN REVIEW | Fee |
|---------------|---|-----------|
| | Preliminary Plan Review - Consultations - Meetings | |
| 1.1 | In office design review/preliminary plan consultation meetings. Per half hour. | \$ 122.00 |
| 1.2 | Out of office design and/or consultation meetings. (\$ 243.00 Per hour two hour minimum) | \$ 486.00 |
| | Subdivisions | |
| 2.1 | Major Subdivision Plan Review (5 or More Lots/Parcels) Review of subdivision for access, hydrant placement. Fees include two (2) hours plan review and one (1) visual inspection. | \$ 729.00 |
| 2.1b | Each additional site inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 2.2 | Minor Subdivision Plan Review (1 to 4 Lots/Parcels) Review of subdivision for access, hydrant placement. Fees include ½ hour plan review and one (1) visual inspection. | \$ 366.00 |
| 2.2b | Each additional inspection. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 2.3 | Single Family Home Review – access & water supply Review of plans for access and water supply. Fees include ½ hour plan review and one (1) visual inspection. (Does not include review of fire sprinkler systems – see Sec 5.4) | \$ 366.00 |
| 2.3b | Each additional inspection. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| | Water Supply - Fire Service Mains - Fire Hydrants | |
| 3.1 | Fire Service – Emergency Repair Review of underground piping, placement, and size. Fees include one (1) hour plan review and one (1) visual inspection. | \$ 486.00 |
| 3.1b | Each additional inspection. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 2 of 11

| | | | |
|------|--|---|----------------|
| 3.2 | Private Fire Service Mains | Minimum plan review base fee of system. | \$ 486.00 |
| 3.2b | | Fees include one (1) hour plan review and one (1) visual inspection. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |
| | Fire service main installation also requires hydro and flush. See 3.3 & 3.4 | | |
| 3.3 | Flush - Private Fire Service System | Minimum inspection base fee. | \$ 243.00 |
| 3.3b | | Fee includes one (1) hour onsite inspection time. | |
| | | Each additional inspection per hour. | \$ 243.00 |
| 3.4 | Hydrostatic Test - Private Fire Service System | Minimum inspection/test base fee. | \$ 243.00 |
| 3.4b | | Fee includes one (1) hour onsite test time. | |
| | | Each additional inspection per hour. | \$ 243.00 |
| 3.5 | Water Flow Information (office only, no field test required) | Fee for water flow information. | \$ 122.00 |
| | | (Fire District information must be current within 6 months) | |
| 3.6 | Water Flow Information Field Test | Minimum field test base fee. | \$ 486.00 |
| 3.6b | | (Fee includes field testing for available fire flow for Hydrant and Fire Sprinkler Systems) | |
| | | Additional or multiple flow tests per ½ hour. | \$ 122.00 |
| 3.7 | Rural Water Supply | Minimum plan review base fee of tank & underground piping. | \$ 486.00 |
| 3.7b | | Fees include one (1) hour plan review and one (1) visual inspection. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| 3.7e | | Additional plan review time, per half hour | \$ 122.00 |
| | | Rural water supply flush. | \$ 243.00 |
| | Building Construction - New Buildings and Tenant Improvements | | |
| 4.1 | New Construction or Building Additions Plan Review | Minimum plan review base fee. | \$ 729.00 |
| 4.1a | | Plus \$.07 per square foot in excess of 2000 sq. ft. | \$.07 sq. ft. |
| 4.1b | | Fee includes two (2) hours of plan review and one (1) field inspection. | |
| 16.1 | | Additional inspections per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 3 of 11

| | | | |
|------|--|---|---------------|
| 4.2 | Tenant Improvement Plan Review (for building additions see 4.1) | Minimum plan review base fee. | \$ 486.00 |
| 4.2a | | Plus \$.07 per square foot in excess of 2000 sq. ft. | \$.07 sq. ft. |
| 4.2b | | Fee includes one (1) hour plan review and one (1) field inspection. | |
| 16.1 | | Additional inspections per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |
| | Fire Protection Systems | | |
| 5.1 | Tenant Improvement Fire Sprinklers (without calculations) | Minimum plan review base fee. | \$ 486.00 |
| 5.1a | | Plus \$.50 per head in excess of 10 heads. | \$.50 |
| 5.1b | | Fee includes one (1) hour of plan review and one (1) field inspection. | |
| 16.1 | | Additional inspections per hour (i.e. weld-o-let, hydro, visual, etc...). | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |
| 5.2 | Tenant Improvement Fire Sprinklers (with calculations) | Minimum plan review base fee. | \$ 610.00 |
| 5.2a | | Plus \$.50 per head in excess of 10 heads. | \$.50 |
| 5.2b | | Fee includes 1.5 hrs of plan review and one (1) field inspection. | |
| 16.1 | | Each additional inspection per hour (i.e. weld-o-let, hydro, visual, etc...) | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |
| 5.3 | New Commercial Fire Sprinkler System (13 & 13R systems) | Minimum plan review base fee per riser. | \$ 972.00 |
| 5.3a | | Plus \$.50 per sprinkler head. | \$.50 |
| 5.3b | | Fee includes two (2) hours plan review and two (2) field inspections. | |
| 16.1 | | Each additional inspection per hour (i.e. weld-o-let, hydro, visual, etc...) | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |
| 5.4 | Residential Fire Sprinkler System (single family home) | Minimum plan review base fee. | \$ 547.00 |
| 5.4b | | Fee includes one (1) hour of plan review and 1 water service flush, 1 overhead hydro & 1 final. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour | \$ 122.00 |
| | | | |
| | | | |
| | | | |
| | | | |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 4 of 11

| | | |
|-------|---|-----------|
| 5.5 | Residential Fire Sprinkler System (multiple homes) Minimum plan review base fee per model. For model only - fee includes one (1) hour of plan review and 1 water service flush, 1 overhead hydro & 1 final. | \$ 610.00 |
| 5.5a | Each additional lot (flush, hydrostatic test and final) | \$ 366.00 |
| 5.5b | Each Additional inspection per hour (i.e. models, individual homes) | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 5.6 | Standpipe System Minimum plan review base fee. | \$ 729.00 |
| 5.6b | Fee includes plan review and one (1) field inspection. Each additional inspection per hour (i.e. hydro, flush, flow test, etc...) | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 5.7 | Spray Booth (includes booth and fire extinguishing system) Minimum plan review base fee. | \$ 729.00 |
| 5.7b | Fee includes two (2) hours plan review and one (1) field inspection. Each additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 5.8 | Pre-Action Fire Suppression System Minimum plan review base fee. Fee includes one (1) hours plan review and two (2) field inspection. *(Fire alarm review (6.1) not included) | \$ 729.00 |
| 5.8b | Each additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 5.9 | Fixed Fire Suppression System – (wet/dry chem., water mist, etc...) Minimum plan review base fee. | \$ 486.00 |
| 5.9a | Each additional separate system at same location. Fee Includes plan review and one (1) field inspection. | \$ 243.00 |
| 5.9b | Each additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |
| 5.10 | Clean Agent Fire Suppression System Minimum plan review base fee. Fee includes one (1) hour plan review and up to 3 hours of inspection time. *(does not include fire alarm plan review – see Sec. 6.1) | \$ 972.00 |
| 5.10b | Each Additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour | \$ 122.00 |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 5 of 11

| | | | |
|---|---|-------------------------------|-------------|
| 5.11 5.11b 16.1 17.1 | Fire Pump Installation | Minimum plan review base fee. | \$1,701.00 |
| | Fee includes two (2) hours plan review and up to five (5) hrs field inspection time. *(does not include review of generator or separate fuel storage tank) | | |
| | Each Additional inspection per hour. | \$ 243.00 | |
| | Re-submittals or revisions. | \$ 243.00 | |
| | Additional plan review time, per half hour | \$ 122.00 | |
| 5.12 5.12a 5.12b 16.1 17.1 | Commercial Cooking (Hood and Duct) Fire Suppression System | Minimum plan review base fee. | \$ 486.00 |
| | Each additional system review \$243.00 each. | \$ 243.00 | |
| | Fee includes one (1) hour plan review and one (1) hour of inspection time. | | |
| | Each additional inspection per hour. | \$ 243.00 | |
| | Re-submittals or revisions. | \$ 243.00 | |
| 5.13 5.13b 16.1 17.1 | Smoke & Heat Vents | Minimum plan review base fee. | \$ 486.00 |
| | Fee includes one (1) hour plan review and one (1) hour of inspection time. | | |
| | Each additional inspection per hour. | \$ 243.00 | |
| | Re-submittals or revisions. | \$ 243.00 | |
| | Additional plan review time, per half hour | \$ 122.00 | |
| 5.14 5.14b 16.1 17.1 | Smoke Management/Control System | Minimum plan review base fee. | \$ 1,701.00 |
| | Fee includes two (3) hours plan review and up to four (4) hrs field inspection time. | | |
| | Each Additional inspection per hour. | \$ 243.00 | |
| | Re-submittals or revisions. | \$ 243.00 | |
| | Additional plan review time, per half hour | \$ 122.00 | |
| 5.15 5.15b 16.1 17.1 | Explosion Control (includes: vents, dust collection, etc...) | Minimum plan review base fee. | \$ 972.00 |
| | Fee includes two (2) hours plan review and up to two (2) hours field inspection time. | | |
| | Each Additional inspection per hour. | \$ 243.00 | |
| | Re-submittals or revisions. | \$ 243.00 | |
| | Additional plan review time, per half hour | \$ 122.00 | |
| Fire Alarm Systems | | | |
| 6.1 6.1a 6.1b 16.1 17.1 6.1e | Fire Alarm System | Minimum plan review base fee. | \$ 610.00 |
| | Plus \$ 10.00 per initiating & notification device. | \$ 10.00 | |
| | Fee includes two (2) hours plan review and up to one (1) hour field inspection time. | | |
| | Each additional inspection per hour. | \$ 243.00 | |
| | Re-submittals or revisions. | \$ 243.00 | |
| | Additional plan review time, per half hour | \$ 122.00 | |
| | Pre-wire inspections assessed at \$ 243.00 per hour. | \$ 243.00 | |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 6 of 11

| | | | |
|---|---|-------------------------------|------------|
| 6.2 6.2b 16.1 17.1 | Dedicated Function Fire Alarm System (i.e. sprinkler monitoring, elevator recall, etc...) | Minimum plan review base fee. | \$ 486.00 |
| | Fee includes one (1) hour plan review and one (1) hour of field inspection time. | | |
| | Each additional inspection per hour. | | \$ 243.00 |
| | Re-submittals or revisions. | | \$ 243.00 |
| | Additional plan review time, per half hour | | \$ 122.00 |
| 6.3 6.3b 16.1 17.1 | Fire Alarm Panel Replacement Only | Minimum plan review base fee. | \$ 486.00 |
| | Fee includes one (1) hour plan review and up to one (1) hour field inspection time. | | |
| | Each additional inspection per hour. | | \$ 180.00 |
| | Re-submittals or revisions. | | \$ 243.00 |
| | Additional plan review time, per half hour | | \$ 122.00 |
| 6.4 6.4a 6.4b 16.1 17.1 6.4e | High-Rise Fire Alarm (new and/or system upgrade) | Minimum plan review base fee. | \$1,944.00 |
| | Plus \$ 10.00 per initiating device & notification device. | | \$ 10.00 |
| | Fee includes four (4) hours plan review and up to four (4) hours field inspection time. | | |
| | Each additional inspection per hour. | | \$ 243.00 |
| | Re-submittals or revisions. | | \$ 243.00 |
| | Additional plan review time, per half hour | | \$ 122.00 |
| | Each per-wire inspection where required. | | \$ 243.00 |
| | Flammable and Combustible Liquids Under/Aboveground Tanks - Piping - Dispensing | | |
| 7.1 16.1 17.1 | Install Underground Tanks | Minimum plan review base fee. | \$ 486.00 |
| | Fee includes one (1) hour of plan review of tank location and one (1) hour of site inspection time. | | |
| | Re-submittals or revisions. | | \$ 243.00 |
| | Additional plan review time, per half hour | | \$ 122.00 |
| 7.2 7.2b | Remove Underground Tank | Minimum plan review base fee. | \$ 729.00 |
| | Fee includes one (1) hour plan review and two (2) hours of inspection/site time. | | |
| | Each additional inspection/stand-by time per hour. | | \$ 243.00 |
| 7.3 7.3a 7.3b 16.1 17.1 | Install Aboveground Tank | Minimum plan review base fee. | \$ 486.00 |
| | Each additional tank. | | \$ 243.00 |
| | Fee includes one (1) hour plan review and one (1) hour of inspection/site time. | | |
| | Each additional inspection. | | \$ 243.00 |
| | Re-submittals or revisions. | | \$ 243.00 |
| | Additional plan review time, per half hour | | \$ 122.00 |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 7 of 11

| | | | |
|---|--|-------------------------------|-----------|
| 7.4 | Abandon Underground Tank in Place | Minimum plan review base fee. | \$ 729.00 |
| 7.4b | Fee includes one (1) hour plan review and two (2) hours of inspection/site time. Each additional inspection/stand-by time per hour. | | \$ 243.00 |
| 7.5 | Environmental Upgrade (vapor recovery and processing systems, spill control, secondary containment and environmental agency requirements) | Minimum plan review base fee. | \$ 486.00 |
| 7.5b | Fee includes one (1) hour plan review and one (1) hour of inspection time. Each additional inspection per hour. | | \$ 243.00 |
| 7.5c | Re-submittals or revisions. | | \$ 243.00 |
| 7.5d | Additional plan review time, per half hour | | \$ 122.00 |
| 7.6 | Apply Interior Coating to Flammable Liquid Tanks | Minimum plan review base fee. | \$ 729.00 |
| 7.6b | Fee includes one (1) hour plan review and two (2) hours of inspection/site time. Each additional inspection/stand-by time per hour. | | \$ 243.00 |
| Compressed Gas Systems: LPG - CNG - Medical - Cryogenics | | | |
| 8.1 | Container Exchange Programs; LPG Tank Installation Without Dispensing | Minimum plan review base fee. | \$ 486.00 |
| 8.1b | Fee includes one (1) hour of plan review and one (1) site inspection time. Each additional inspection per hour. | | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| 8.2 | LPG - CNG - Hydrogen (Tank Install and/or Dispensing) | Minimum plan review base fee. | \$ 850.00 |
| 8.2b | Fee includes 1½ hours of plan review and two (2) hours site inspection time. Each additional inspection per hour. | | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| 8.3 | Medical or Compressed Gas Systems | Minimum plan review base fee. | \$ 850.00 |
| 8.3b | Fee includes 1 ½ hours of plan review and two (2) site inspections. Each additional inspection per hour. | | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| 8.4 | Cryogenics Fixed Installation | Minimum plan review base fee. | \$ 850.00 |
| 8.4b | Fee includes 1½ hours of plan review and two (2) site inspections. Each additional inspection per hour. | | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 8 of 11

| | | | |
|------|---|---|-----------|
| 8.5 | Compressed Gas Storage | Minimum plan review base fee. | \$ 486.00 |
| 8.5b | | Fee includes one (1) hour of plan review and one (1) field inspection. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour. | \$ 122.00 |
| | Special Hazards - Hazardous Materials | | |
| 9.1 | Battery Systems | Minimum plan review base fee. | \$ 486.00 |
| 9.1b | | Fee includes one (1) hour of plan review and one (1) field inspection. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour. | \$ 122.00 |
| 9.2 | Dust Collection Systems | Minimum plan review base fee. | \$ 610.00 |
| 9.2b | | Fee includes one (1) hour of plan review and two (2) site inspections. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour. | \$ 122.00 |
| 9.3 | Explosives Storage | Minimum plan review base fee. | \$ 972.00 |
| 9.3b | | Fee includes two (2) hours of plan review and two (2) site inspections. | |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour. | \$ 122.00 |
| 9.4 | Hazardous Materials Compliance Review | Minimum review of MSDS, HMMP and/or HMIS submittals. | \$ 243.00 |
| 17.1 | | Fees include one (1) hour of review time. | |
| | | Additional plan review time, per half hour. | \$ 122.00 |
| 9.5 | Hazardous Materials – Storage – Dispensing – Open/Closed Systems | Minimum plan review base fee. | \$ 972.00 |
| 9.5a | | Fee includes two (2) hours of plan review and two (2) site inspections. | |
| 9.5b | | Each additional system minimum two (2) hours of plan review. | \$ 486.00 |
| 16.1 | | Each additional inspection per hour. | \$ 243.00 |
| 17.1 | | Re-submittals or revisions. | \$ 243.00 |
| | | Additional plan review time, per half hour. | \$ 122.00 |
| | | | |
| | | | |
| | | | |
| | | | |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 9 of 11

| | | | |
|-------|--|--|-----------|
| 9.6 | Mechanical Refrigeration Systems | Minimum plan review base fee. | \$ 729.00 |
| 9.6b | Fee includes one (1) hour of plan review and two (2) site inspections. | Each additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| | | | |
| | High-Pile Rack Storage Systems | | |
| 10.1 | High-Pile or Rack Storage | Minimum plan review base fee. | \$ 729.00 |
| 10.1b | Fee includes 1½ hours of plan review and 1½ hours site inspections. | Field inspection time will be charged per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| | Temporary Access Roads & Water Supply | | |
| 11.1 | Install a Temporary Access Road – Residential and Commercial | Minimum plan review base fee for one and two homes. | \$ 243.00 |
| 11.1a | Minimum plan review for large developments and commercial projects. | Fee includes one (1) hour of plan review and one (1) field inspection. | \$ 486.00 |
| 11.1b | Each additional inspection per hour. | | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| 12.1 | Install a Temporary Water Supply System | Minimum plan review base fee. | \$ 486.00 |
| 12.1b | Fee includes one (1) hour plan review and one (1) hour field inspection. | Each additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| | Miscellaneous Submittals - Alternative Means and Methods | | |
| 13.1 | Miscellaneous Submittals or Plans Review | Plans or submittals not described elsewhere. | |
| 13.1a | Minimum plan review base fees up to two hours. | Additional plan review time will be charged on hourly basis. | \$ 486.00 |
| 13.1b | Fee includes one (1) hour of plan review and one (1) field inspection. | Each additional inspection per hour. | \$ 243.00 |
| 16.1 | Re-submittals or revisions. | | \$ 243.00 |
| 17.1 | Additional plan review time, per half hour. | | \$ 122.00 |
| | | | |
| | | | |
| | | | |
| | | | |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 10 of 11

| | | | |
|-------|---|--|-----------|
| 13.2 | Alternative Means and Methods Requests or Code Interpretation Review | Minimum review base fee. | \$ 486.00 |
| 17.1 | | Fee includes 2 hours of plan review/consultation time. Additional plan review time, per half hour. | \$ 122.00 |
| 13.3 | Expedite Plan Review Requests and Reviews Expedited as a Result of Working <i>without</i> Approved Plans | Working without approved plans - Minimum plan review fees (overtime) two (2) hours - <u>plus applicable plan review fees.</u> | \$ 486.00 |
| 13.3a | | (Additional plan review time, \$ 243.00 per hour) | \$ 243.00 |
| 13.4 | Expedited Plans - reviewed after normal business hours, two-hour minimum. | | \$ 486.00 |
| 13.4a | | (Additional plan review time, \$ 243.00 per hour) | \$ 243.00 |
| 13.5 | | All revisions will be performed on an expedited/overtime basis at \$ 243.00 per hour with a two hour minimum. <u>Total fees assessed will be the sum of all applicable plan review fees including expedite/overtime fees.</u> | |
| 13.6 | Demolition Permit pursuant to Chapter 14, CFC | | \$ 243.00 |
| | Copies, Microfilm, Instructional | | |
| | Photocopies | | |
| 14.1 | | Minimum fee per page, letter or legal size. | \$.20 |
| 14.2 | Microfilm, Laser Fiche Retrieval | Minimum fee per ¼ hour per review. | \$ 9.00 |
| 14.2a | | Plus \$.20 per page. | \$.20 |
| 14.3 | Copies of Photos | \$9.00 per ¼ hour. | \$ 9.00 |
| 14.3a | | Plus the actual cost of photos. | |
| 14.4 | Instructional Services | Minimum instructional fee. | \$ 486.00 |
| 14.4b | | Fees include two (2) hours of instruction service during normal working hours. Each additional hour. | \$ 243.00 |
| | Additional Charges and Inspection Time | | |
| 15.1 | | <u>Additional inspection time during normal business</u> Hours - \$ 122.00 per half hour. | \$ 122.00 |
| 15.2 | | <u>Additional inspection time after normal business</u> hours - \$ 243.00 per hour. | \$ 243.00 |
| 15.3 | | <u>Overtime and weekend inspections:</u> Two-hour \$ 486.00 minimum fee. | \$ 486.00 |
| 16.1 | | Re-submittals or revisions. | \$ 243.00 |
| 17.1 | | Additional plan review time, \$ 122.00 per half hour. | \$ 122.00 |

SUBJECT:

ENGINEERING/PLAN REVIEW - FEE SCHEDULE

Page 11 of 11

- Minimum review and inspection fees are based on \$ 243.00 per hour during normal business hours, unless otherwise noted.
- Normal business hours are between 0800hrs and 1600hrs, Monday - Friday.
- All overtime fees are assessed at \$ 486.00 for a two hour minimum, unless otherwise noted.
- Overtime rates apply to weekends, holidays, and all times outside normal business hours.
- Expedited plan reviews are conducted after normal business hours.
- Total fees assessed will be the sum of all applicable plan review fees including expedite/overtime fees.
- Revisions to previously submitted plans, including plans requiring re-submittal and/or client generated changes, will be assessed \$ 243.00 for each hour of plan review. Reviews conducted and requiring more than one hour of plan review time during normal business hours will be assessed \$122.00 per half hour.

Authority

Health & Safety: §§ 13114, 13131.5, 13143.2 (b, c, d, e), 13145, 13147, 13143.9,
13146 (a) (1) (b), (d), e), 13862, 13869, 13869.7, 13875, 13916, 17921, 17951, 17962

Government Code § 6103.7, 6253(b)

Fire District Ordinance: No. 2019-01

Title 19, CCR: § 1.12(a) & 3.28

California Fire Code: § 101.1, 101.2, 101.10, 103.3.3.2.3, 105.1, 105.4, 901.2.2

NOTE: Fees waived for Non-Profit Agencies and Governmental Agencies.

RODEO – HERCULES FIRE PROTECTION DISTRICT

MEMORANDUM

Date: October 01, 2019
To: Board of Directors
From: Bryan Craig, Fire Chief *BAC*
Subject: Fire Facilities Impact Fees

BACKGROUND:

The Fire District has been collecting Fire Facilities Fees since 1986, in accordance with Government Code 66006. The District periodically updates those fees dependent upon the burden placed on the District from current or pending new development. Recognizing this type of need; Willdan Financial Services was contracted by the Fire District to conduct a Fire Facilities Fee study, and subsequent Engineers Report based on this study. An Engineers report provides the analysis and bases for the Fire Facilities Impact Fees.

A Representative from Willdan Financial presented their findings to the Board during the November 15, 2017 regular board meeting. After receiving the findings the Board instructed District staff to prepare a resolution that included the updated fee structure for adoption during the next regularly scheduled Board meeting in January. The Fire District Board of Directors adopted Resolution 2018-01 during that meeting.

As per the Mitigation Fee Act contained in the Government code Section 66000, cities hold the legal authority to impose fees on behalf of the District within their city limits. In unincorporated areas, the County Board of Supervisors holds the authority to impose impact fees. Both of these entities collect these fees on behalf of the Fire District.

After adoption of Board Resolution 2018-01, and after proper legal notification by the City of Hercules, a presentation was made during the regularly scheduled Hercules City Council meeting on May 22, 2018. The City Council disagreed with the finding in the engineers report presented by Willdan and rejected the Districts Resolution.

Subsequently District staff and representatives from Willdan Financial worked with the City of Hercules Staff to create a document that would be well received by the City Council and updated Resolution 2018-01 to reflect those changes.

District staff also contacted the Contra Costa County office of Conservation and Development to confirm the Engineers report information and findings were in compliance with County Ordinance Code requirements for submittal to the County Board of Supervisors.

RECITALS:

- Willdan Financial Services attended the November regular board meeting of the Rodeo Hercules - Fire Protection District and presented the Fire Facilities Impact Fee Update Study.
- January 13, 2018 regular board meeting, Rodeo – Hercules Board of Directors adopt Resolution 2018-1.
- May 22, 2018, District Staff with a representative from Willdan Engineering presented finding to the City of Hercules City Council. The Hercules City Council approved the Districts Fire Facilities Fees at 80% of the amount recommended in the finding of the Engineers report.

DISCRIPTION:

As with the City of Hercules the County Costa County holds the legal authority to impose the Fire Districts Fire Facilities Fees. The Board's current Resolution 2018-1 does not reflect the imposed 80% of the Fire Facilities Fees approved by the City Council of Hercules. Fire Faculty Fees must be charged equally throughout the jurisdiction in which they are established.

RECOMINDATION:

To approve Resolution 2019-11, that reflects the 80% of the recommended engineer's findings, for presentation to the Contra Costa Board of Supervisors for adoption. This is an action item.

RESOLUTION 2019-11

RESOLUTION OF THE RODEO-HERCULES FIRE PROTECTION DISTRICT BOARD OF DIRECTORS REQUESTING IMPLEMENTATION BY THE COUNTY OF CONTRA COSTA FOR FIRE FACILITIES IMPACT FEES TO IMPLEMENT THEIR RESPECTIVE GENERAL PLAN GOALS, POLICIES AND OBJECTIVES FOR ASSURING ADEQUATE FIRE PROTECTION ASSOCIATED WITH NEW DEVELOPMENT

A RESOLUTION TO ADOPT THE RODEO - HERCULES FIRE PROTECTION DISTRICT FIRE FACILITIES IMPACT FEE STUDY AND FEE AMOUNTS.

WHEREAS, the Rodeo – Hercules Fire Protection District ("District") provides Fire and Rescue Services to approximately 25 square miles of unincorporated and incorporated Contra Costa County with an approximate service population of nearly 40,000. This service area includes the unincorporated community of Rodeo, and the City of Hercules. The District currently imposes a fire facilities impact fee to support ongoing demands for fire services and the facilities needs to provide such service; and

WHEREAS, per the *Mitigation Fee Act* (Government Code Section 66000 *et. seq.*), cities hold the legal authority to impose fees on behalf of the District within their city limits. In unincorporated areas however, the County, rather than the District, has legal authority to impose impact fees; and

WHEREAS, in response to ongoing demands for service and the facilities needed to provide service, the Rodeo-Hercules Fire Protection District Board of Directors commissioned a "Fire Facilities Impact Fee Study" (FIFS) by Willdan Financial Services, a private financial consulting firm, dated August 16, 2018, consistent with the provisions of Government Code Section 66000 *et. seq.* including section 66001, to analyze methods to update and implement a fire facilities impact fee as authorized by Health and Safety Code section 13861(f), a portion of the Fire Protection Law of 1987, Health and Safety Code section 13800 *et seq.*, (the "Act"); and

WHEREAS, a report has been completed by Willdan Financial Services entitled "Fire Facilities Impact Fee Study," a copy of which is attached as Exhibit "A" to this Resolution, setting forth methods to update and implement a fire facilities impact fee that would include both the County and the City and making findings, which are consistent with provisions of Government Code Section 66000 *et. seq.* concerning the need, implementation, and use of such a fee by the District: and

WHEREAS, at a duly noticed regular meeting of the Board of Directors, the District Board accepted and adopted the Willdan Financial Services report entitled "Fire Facilities Impact Fee Study," dated August 16, 2018; and

WHEREAS, Government Code Section 66001 requires a local government to document the necessary five findings: Purpose of Fee, Use of Revenues, Benefit Relationship, Burden Relationship, and Proportionality; and

WHEREAS, the 2018 FIFS supports the need for mitigation fees in the amount of \$1,680 per Residential unit, \$1,036 per Multi-Family Residential unit, \$0.84/ft. Commercial, \$1.13/ft. Office, \$0.48/ft. Industrial for new enclosed/habitable construction including miscellaneous buildings and garages and \$0.10/ft. for Hotel/Motel Rooms; and

RESOLUTION 2019-11

WHEREAS, The City Council of the City of Hercules disagreed with the findings of the Engineers report and reduced the Fire Facilities Impact Fees to 80%, except for hotel, of the proposed amounts stated here; and

WHEREAS, as the County (consistent with its General Plan) and the City (consistent with its General Plan) have adopted Developer Fee Resolutions to assure adequate fire protection for new development, it is in the best interest of the District to request the County and the City to update those Resolutions or Ordinances, respectively through the adoption of the Fire Facilities Impact Fee described in the attached report.

NOW, THEREFORE, the Board of Directors of the Rodeo - Hercules Fire Protection District does hereby declare, find, resolve, approve, and adopt the 2018 FIFS and the Board of Directors establishes the Impact Fee for new development in the Rodeo - Hercules Fire Protection District, as follows

1. That there is a present and ongoing need to maintain and enhance the District's level of fire protection services and facilities within the District occasioned by existing and new development; and
2. That an Impact Fee is established equal to \$1,344, per Residential unit \$828.80 per Multi-family Residential unit, \$625. per Accessory Dwelling Unit, \$0.672/ft. Commercial, \$0.904/ft. Office, \$0.384/ft. Industrial for new enclosed/habitable construction including miscellaneous buildings and garages, and \$101.00 hotel/motel room, effective 60 days from the signed date of this resolution; and
3. That annually as part of the budget process, the Fire Chief shall review the estimated cost of the described capital improvements, the need for those improvements, and the reasonable relationship between such need and the impacts of the various types of development pending or anticipated and for which the Fire Facilities Impact Fee is charged; and
4. That the Fire Facilities Impact Fee will have an automatic annual adjustment based on the "construction cost index" or the "consumer price index," whichever is higher, to keep up with the cost of inflation on the cost of the capital projects, but not less than the fees stated in the 2018 Engineer's Report; and
5. That the Fire Facilities Impact fee established by this Resolution shall replace the previous Fire Facilities Impact Fee adopted by the District.

Publication and Effective Date

This Resolution shall be published in accordance with applicable law, by one or more of the following methods:

1. Posting the entire Resolution in at least three (3) public places in the Rodeo – Hercules Fire Protection District, within fifteen (15) days after its passage and adoption; or
 2. Publishing the entire Resolution at least once in the West County Times, a newspaper of general circulation published in the County of Contra Costa within fifteen (15) days after its passage and adoption; or
 3. Publishing a summary of the Resolution in the West County Times and posting a certified copy of the entire Resolution in the District office of the Rodeo – Hercules Fire Protection District at least five (5) days prior to the passage and adoption, and a second time within fifteen (15) days after its passage and adoption, along with the names of those Board Members voting for and against the Resolution.
- b. This Resolution shall go into effect thirty (30) days after the date of its passage and adoption.

RESOLUTION 2019-11

APPROVED AND ADOPTED THE FOREGOING RESOLUTION was first read at a regular meeting of the Rodeo – Hercules Fire Protection District on the 11th day of September 2019, and was passed and adopted at a regular meeting of the Rodeo – Hercules Fire Protection District Board of Directors on the 11th day of September, 2019, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Chairman of the Board
Rodeo – Hercules Fire Protection District

RODEO – HERCULES FIRE PROTECTION DISTRICT

MEMORANDUM

Date: October 01, 2019
To: Board of Directors
From: Bryan Craig, Fire Chief *BAC*
Subject: Lease Purchase Agreement

BACKGROUND:

During a 2018 District Board meeting, the Board was presented a comprehensive report on the status and condition of the District's current emergency response fleet of vehicles by the Department Fleet Manager, Captain Coleman. The report outlined a rating system and guidelines for best practices in fleet retention, replacement and placing vehicles into reserve status. Using this report as a guide, one of the District's vehicles is in need of replacement and another to be placed in reserve status.

RECITALS:

The District currently has in its fleet one apparatus that has met or exceeded its life span for front line service operations (1995 Spartan) and one that meets the criteria for placement into reserve status (2006 Quint).

RECOMMENDATION:

It is Staff's recommendation that the District enter into a lease agreement with a qualified leasing agency for the purchase of apparatus and equipment in the amount of \$2,500,000.00. The qualified leasing agency will meet the terms (not greater than 20 yrs.) and conditions (a payment not to exceed \$200,000.00 annually) set forth by the District.

DIRECTION:

Staff is confirming the desires of the Board of Directors to exercise the Lease Purchase Agreement for these vehicles. Although the lease purchase agreement would be in place in fiscal year 2019-20, payment allocations would not occur until the 20/21 fiscal year, or upon delivery of the apparatus.

RODEO HERCULES FIRE PROTECTION DISTRICT
MEMORANDUM

Date: October 01, 2019
To: Board of Directors
From: Bryan Craig, Fire Chief *BAC*
Subject: Budget Allocation of Funds Request.

BACKGROUND:

Due to anticipated finalization of the bargaining units' contract negotiations, an increase in Risk Management Premium and finalizing a facilities maintenance project, the following adjustments are required to meet those obligations. Figure A shows a chart of accounts and adjustments to those accounts for the first quarter period ending August 31, 2019.

Figure A:

| Category | Approved Budget | New Budget Amount | Difference |
|--------------------------|-----------------|-------------------|-------------|
| Holiday Pay | \$148,122.00 | \$154,532.00 | \$6410.00 |
| Permanent Salaries | \$2,304,940.00 | \$2,316,464.00 | 11,524.00 |
| Overtime | \$433,460.00 | \$433,700.00 | \$241.00 |
| FICA | \$32,789.00 | \$32,952.00 | \$163.00 |
| Group Insurance (Vision) | 0 | \$7500.00 | \$7500.00 |
| Facilities Maintenance | \$43,350.00 | \$51,350.00 | \$8000.00 |
| County Risk Management | \$40,423.00 | \$50,078.00 | \$9,655.00 |
| Total | | | \$43,493.00 |

CONCLUSION:

Overall, revenue and expenditures are as planned and budgeted. In addition, the District is continuously looking to secure other financial resource and continues to remain financially prudent and good stewards of public funding.

RECOMINATION:

For the Board of Directors to approve the allocation of \$43,493 from the unassigned fund balance to the accounts listed in the tables above. This is an action item.

Rodeo Hercules Fire Protection District

MEMORANDUM

Date: October 1, 2019

To: BOARD of DIRECTORS, Rodeo Hercules Fire District

From: Bryan Craig, Fire Chief *BC*

Subject: FIRE CHIEF'S REPORT

Contra Costa County Employees Retirement Association – No additional report.

Reporting: Chief Craig

Risk Management – The District had one employee on Workers Compensation, they have now returned to full duty.

Reporting: Chief Craig

Labor Relations – Applications for Firefighter were accepted from applicants that are current on the Firefighter Candidate Testing Center list. The list that was provided to the Fire District through the California Professional Firefighter's Joint Apprentice Committee yielded 123 eligible candidates, from these candidates 33 were invited to oral assessment center boards, and 9 candidates were recommended by the assessment centers to move on to a Fire Chief interview. Fire Chief Interviews were conducted the week of July 15th. A successful candidate from the interview process was offered a conditional offer based on the outcome of their background investigation.

Reporting: Chief Craig

Fire Stations/Training Facility – Crews have been conducting regularly assigned company standards training. New recruits are continuing their probationary training and Task Book signoffs. Crews are conducting joint training with Phillips 66 Refinery personnel in High and Low angle rescue.

Reporting: Chief Craig

Facilities – With the approval of the final budget, plans and scheduling will begin for the painting of Station 75 and 76.

Reporting: Chief Craig

Grants – Staff is currently submitting a Fire Prevention Grant that will include: upgrades to the classroom, business inspection software, computer tablets, and smoke /CO detectors. Staff has submitted a grant for LUCAS devices that deliver automatic chest compressions, and a grant for wildland interface defensible space support equipment. Staff continues to monitor these grants as they move through the approval process.

Reporting: Chief Craig

Incident Activity – Engine Crews accompanied AMR units to the Hospital 3 times during the last month. Please see attached documents for regular responses.

Reporting: Chief Craig

Fire Prevention – Crews continue to conduct annual company inspections for all business and schools located within the district. As school returns to regular session, crews will begin scheduling prevention presentations for all 3rd grade classes within the District. Crews are conducting site survey of Fire Trails and gates located within the District.

Reporting: Chief Craig

Community /Wildfire Prevention –Staff continues to meet with homeowner associations and the City of Hercules to assist them in planning brush and seasonal grass removal. Continued meetings are planned with Cal Fire to expand the Districts Mutual Threat Zone and EBMUD to discuss brush and dead tree removal in and around the District.

Reporting: Chief Craig

Apparatus –All District apparatus are currently in service.

Reporting: Chief Craig

Fiscal Stabilization – The FY2019/20 budget is in place and staff continues to track revenues and expenditures. The revised Engineers report from Willdan Engineering was submitted to the County Board of Supervisors to be heard at an upcoming meeting.

Reporting: Chief Craig

Community Activities – Attended: Rodeo Municipal Advisory Committee, Phillips 66 Community Advisory Panel, City of Hercules City Council, Planning Commissioner Meeting and Hercules Rotary Club. Crews continue to conduct Blood Pressure screening at the Rodeo and Hercules senior centers.

Reporting: Chief Craig

Commendations/Awards/Notables – A retirement plaque was prepared for Engineer Bill Clark and presented to him in person.

Reporting: Chief Craig

New Development – Staff continues to meet with developers and Hercules City Staff on conditions of approval for new developments within the City of Hercules. Staff attended a walkthrough with City of Hercules senior staff members of the newly started apartment complex on blocks O and P at the end of Sycamore Ave.

Reporting: Chief Craig

MEMORANDUM OF UNDERSTANDING

BETWEEN

**RODEO-HERCULES FIRE PROTECTION
DISTRICT**

AND

**UNITED PROFESSIONAL FIRE FIGHTERS,
I.A.F.F., LOCAL 1230**

July 1, 2019 through June 30, 2021

MOU – RHFPD/IAFF L1230

TABLE OF CONTENTS

| | |
|---|----|
| DEFINITIONS: | 1 |
| SECTION 1 - RECOGNITION | 3 |
| 1.1 Union Recognition | 3 |
| 1.2 Union Membership | 3 |
| SECTION 2 - UNION SECURITY | 4 |
| 2.1 Communicating With Employees | 4 |
| 2.2 Use of District Buildings | 4 |
| 2.3 List of Employees with Dues Deduction | 5 |
| 2.4 Written Statement for New Employees | 5 |
| 2.5 Union Representative's Access to New Employees | 5 |
| SECTION 3 - NO DISCRIMINATION | 5 |
| 3.1 No Discrimination | 5 |
| 3.2 Attendance of Meetings | 5 |
| 3.3 Union Representative | 6 |
| SECTION 4 - SALARIES | 6 |
| 4.1 General Wage | 6 |
| 4.2 Longevity Pay | 6 |
| 4.3 Entrance Salary | 7 |
| 4.4 Anniversary Dates | 7 |
| 4.5 Increments Within Range | 7 |
| 4.6 Salary on Promotion | 8 |
| 4.7 Salary on Involuntary Demotion | 8 |
| 4.8 Payment | 8 |
| 4.9 Pay Warrants | 9 |
| 4.10 Paramedic Differential | 9 |
| 4.11 Minimum Staffing | 9 |
| SECTION 5 - OVERTIME | 9 |
| 5.1 Overtime | 9 |
| 5.2 Compensating Time Off | 10 |
| 5.3 Strike Team Overtime Payment | 11 |
| 5.4 FLSA Overtime Pay | 11 |
| SECTION 6 - LAYOFF NOTIFICATION | 11 |
| SECTION 7 - HOLIDAYS | 11 |
| SECTION 8 - VACATION LEAVE | 12 |
| 8.1 Vacation Leave Accrual For Employees Hired Before September 1, 2011 | 12 |
| 8.2 Vacation Buy Back | 12 |
| SECTION 9 - LEAVES | 12 |
| 9.1 Sick Leave | 12 |
| 9.2 Paternity Leave | 13 |
| 9.3 Military Leave | 13 |
| 9.4 Bereavement/Funeral Leave | 13 |
| SECTION 10 - LEAVE OF ABSENCE | 14 |
| 10.1 Leave Without Pay | 14 |
| 10.2 Unauthorized Absence | 15 |
| SECTION 11 - HEALTH AND WELFARE, LIFE AND DENTAL CARE | 15 |
| 11.1 Health Insurance/Optical | 15 |
| 11.2 Retirement Medical | 15 |
| 11.3 Additional Spouse Medical | 16 |
| 11.4 Co-pay Reimbursement Pool | 16 |
| 11.5 Dental Insurance | 16 |
| 11.6 Life Insurance | 16 |
| 11.7 Disability Insurance | 16 |

| | | |
|--|---|----|
| 11.8 | Salary Payments During Compensable Temporary Disability Absence. | 16 |
| SECTION 12 - PROBATIONARY PERIOD | | 17 |
| 12.1 | Duration. | 17 |
| 12.2 | Regular Appointment. | 17 |
| 12.3 | Extension. | 18 |
| 12.4 | Layoff During Probation. | 18 |
| SECTION 13 - PROMOTION | | 18 |
| 13.1 | Promotion. | 18 |
| 13.2 | Promotion via Reclassification Without Examination. | 18 |
| 13.3 | Requirements for Promotional Standing. | 18 |
| 13.4 | Promotional Testing | 19 |
| SECTION 14 - RESIGNATIONS | | 19 |
| 14.1 | Resignation in Good Standing. | 19 |
| 14.2 | Effective Resignation. | 19 |
| 14.3 | Revocation. | 19 |
| 14.4 | Reinstatement. | 20 |
| 14.5 | Coerced Resignations | 20 |
| SECTION 15 - DISMISSAL, SUSPENSION, DEMOTION AND REDUCTION IN SALARY | | 20 |
| 15.1 | Authority. | 20 |
| 15.2 | Skelly Requirements. | 21 |
| 15.3 | Leave Pending Employee Response. | 21 |
| 15.4 | Procedure on Dismissal, Suspension, Salary Reduction or Disciplinary Demotion | 22 |
| 15.5 | Disciplinary Appeal Process. | 22 |
| 15.6 | Fire Fighter Bill of Rights. | 22 |
| SECTION 16 - GRIEVANCE PROCEDURE | | 23 |
| 16.1 | INFORMAL DISCUSSION. | 23 |
| 16.2 | SUPERVISOR REVIEW. | 23 |
| 16.3 | FIRE CHIEF/ADMINISTRATOR REVIEW. | 23 |
| 16.4 | APPEALS. | 24 |
| SECTION 17 - ACTING OFFICER COMPENSATION | | 25 |
| SECTION 18 - RETIREMENT | | 25 |
| 18.1 | Retirement Contribution. | 25 |
| SECTION 19 - SAFETY | | 25 |
| SECTION 20 - MILEAGE | | 25 |
| SECTION 21 - UNIFORM ALLOWANCE | | 25 |
| SECTION 22 - EMT Incentive | | 26 |
| SECTION 23 – EDUCATIONAL REIMBURSEMENT | | 26 |
| SECTION 24 - NO STRIKE | | 26 |
| SECTION 25 - ADOPTION | | 26 |
| SECTION 26 - SCOPE OF AGREEMENT & SEPARABILITY OF PROVISIONS | | 26 |
| 26.1 | Scope of Agreement. | 26 |
| 26.2 | Separability of Provisions. | 27 |
| 26.3 | Duration of Agreement. | 27 |
| SECTION 27 - PAST PRACTICES & EXISTING MEMORANDA OF UNDERSTANDING | | 27 |
| Side Letter of Agreement. | | 29 |
| “Firefighter-Paramedic” | | 29 |

MEMORANDUM OF UNDERSTANDING
BETWEEN
RODEO-HERCULES FIRE PROTECTION DISTRICT
AND
UNITED PROFESSIONAL FIRE FIGHTERS, I.A.F.F., LOCAL 1230

This Memorandum of Understanding (MOU) is entered into pursuant to the authority contained in Board of Director's Resolution 6-01 and has been jointly prepared by the parties.

The parties have met and conferred in good faith regarding wages, hours and other terms and conditions of employment for the employees in the Fire Suppression Unit and have freely exchanged information, opinions and proposals and have endeavored to reach agreement on matters relating to the employment conditions and employer-employee relations covering such employees.

This Memorandum of Understanding shall be presented to the Rodeo-Hercules Fire Protection District's Board of Directors as the joint recommendation of the undersigned for salary and employee benefit adjustments for the period beginning July 1, 2019 and ending June 30, 2021.

In the event provisions of this Memorandum of Understanding contradict any resolution, administrative bulletin or personnel rules of the District, the terms of this Memorandum of Understanding shall prevail.

DEFINITIONS:

- A. Appointing Authority: Fire Chief/Administrator unless otherwise provided by statute or ordinance.
- B. Class: a group of positions sufficiently similar with respect to the duties and responsibilities that similar selection procedures and qualifications may apply and that the same descriptive title may be used to designate each position allocated to the group.
- C. Class Title: the designation given to a class, to each position allocated to the class, and to the employees allocated to the class.
- D. Demotion: the change of a permanent employee to another position in a class allocated to a salary range for which the top step is lower than the top step of the class which the employee formerly occupied or as otherwise

provided for in this Memorandum of Understanding or in the Personnel Policy Manual.

- E. District: Rodeo-Hercules Fire Protection District.
- F. Eligible: any person whose name is on an employment or reemployment or layoff list for a given class.
- G. Employee: a person who is an incumbent of a position or who is on leave of absence in accordance within the provisions of this Memorandum of Understanding or applicable statute or authority and whose position is held pending the employee's return.
- H. Employment List: a list of persons, who have been found qualified for employment in a specific class.
- I. Fire Chief/Administrator:
Fire Chief/Administrator, or Fire Chief/Administrator as used in this Memorandum of Understanding shall mean the Fire Chief/Administrator or his/her designee.
- J. Layoff List: a list of persons who have occupied positions allocated to a class and who have been involuntarily separated by layoff or displacement or have voluntarily demoted in lieu of layoff.
- K. Personnel: the same as employee.
- L. Promotion: the change of a permanent employee to another position in a class allocated to a salary range for which the top step is higher than the top step of the class which the employee formerly occupied.
- M. Position: the assigned duties and responsibilities calling for the regular full-time employment of a person.
- N. Reclassification: the act of changing the allocation of a position by raising it to a higher class or reducing it to a lower class on the basis of significant changes in the kind, difficulty or responsibility of duties performed in such position.
- O. Reemployment List: a list of persons, who have occupied positions allocated to any class and who have voluntarily separated and are qualified for consideration for reappointment.
- P. Regular Status Employee: any position which has required, or which will require the services of an incumbent without interruption, for an indefinite period.

- Q. Resignation: the voluntary termination of permanent employment with the District.
- R. Shift Employee: any employee working twenty-four (24) hour duty shifts.
- S. Temporary Employment: any employment which will require the services of an incumbent for a limited period of time, paid on an hourly basis, not in an allocated position or in permanent status.
- T. Union: International Association of Fire Fighters, Local 1230, and A.F.L.-C.I.O.

SECTION 1 - RECOGNITION

1.1 Union Recognition.

The Union is the formally recognized employee organization for the Fire Suppression Unit and such organization has been certified as such by the Board of Directors pursuant to the May 12, 1993 Board of Directors Minutes.

1.2 Union Membership

The Local is solely responsible for distributing to and collecting from employees, the dues deduction authorization forms. It is the employee's responsibility to submit requests to start or stop dues deductions directly to the Local and not to the District. The Local is responsible for maintaining the dues deduction forms from individual employees. Copies of an individual employee's dues deduction authorization need not be provided to the District unless a dispute arises about the existence or terms of the authorization. Questions regarding Local membership, dues amounts, and payroll deductions must be directed to the Local and not the District.

The Local will provide to the District an updated, certified dues deduction list of bargaining unit members on an annual basis, of those employees who have provided written authorization for regular dues deductions. The District will deduct dues for only those employees who are in the bargaining unit in accordance with such certified list. The Local will immediately notify the District of any change to an employee's dues deduction authorization, and will provide the District within five (5) business days of the Local being advised, an updated, certified dues deduction list only noting any specific changes from the last list provided to the District. The District shall not be obligated to put into effect any new, changed or discontinued deduction until a certified list of employees who have provided the Local with deduction authorization forms is submitted to the District in sufficient time to permit normal processing of the change or deduction. The District will transmit the balance of funds to the Local without delay.

The Local agrees to indemnify, defend and hold harmless the District against all claims, demands, suits or any other action, including costs of such suits and reasonable attorney's fees and/or other forms of liability arising from the implementation of the provisions of this section, including claims for or related to employee authorizations, revocations, deductions made, cancelled, or changed in reliance on the Local's representations and certifications regarding employee dues deduction authorizations.

SECTION 2 - UNION SECURITY

2.1 Communicating With Employees.

The Union shall be allowed to use designated portions of bulletin boards or display areas in public portions of District buildings or in public portions of offices in which there are employees represented by the Union, provided the communications displayed relate to official organization business such as times and places of meetings and further provided that the Union appropriately posts and removes the information. The Fire Chief/Administrator reserves the right to remove objectionable materials. Any material removed will be forwarded to the Union representative.

The Union shall be allowed access to work locations in which it represents employees for the following purposes:

- A. to post literature on bulletin boards;
- B. to arrange for use of a meeting room;
- C. to leave and/or distribute a supply of literature as indicated above;
- D. to represent an employee on a grievance, and/or to contact a union Officer on a matter within the scope or representation
- E. for other purposes consistent with Government Code Section 3503

In the application of this provision, it is agreed and understood that in each such instance advance arrangements, including disclosure of which of the above purposes is the reason for the visit, will be made with the Fire Chief/Administrator or designee(s) and the visit will not interfere with the District services.

2.2 Use of District Buildings.

The Union shall be allowed the use of areas normally used for meeting purposes for meetings of District employees during when:

- A. such space is available and its use by the Union is scheduled twenty-four (24) hours in advance;
- B. there is no additional cost to the District; and
- C. it does not interfere with normal District operations.

The administrative official responsible for the space shall establish and maintain scheduling of such uses. The Union shall maintain proper order at the meeting, and see that the space is left in a clean and orderly condition. The use of District equipment (other than items normally used in the conduct of business meetings, such as desks, chairs, and blackboards) is strictly prohibited, even though it may be present in the meeting area.

2.3 List of Employees with Dues Deduction.

The County shall provide the Union with a monthly list of employees who are paying dues to the Union.

2.4 Written Statement for New Employees.

The District will provide the employee with a packet of information, which has been supplied by the Union and approved by the District.

2.5 Union Representative's Access to New Employees.

A representative(s) from the Union will be afforded access on duty to new hires within seven (7) working days.

SECTION 3 - NO DISCRIMINATION

3.1 No Discrimination.

There shall be no discrimination because of race, creed, color, national origin, sex, sexual orientation, disability, age or union activities against any employee or applicant for employment by the District or by anyone employed by the District. There shall be no discrimination against any handicapped person solely because of such handicap unless that handicap prevents the person from meeting the minimum standards established for that position or from carrying out the duties of the position safely.

3.2 Attendance of Meetings.

Employees designated as official representatives of the Union shall be allowed to attend meet and confer sessions held by Rodeo-Hercules agencies during regular working hours on District time in accordance with Government Code Section 3503 and 3505.3.

3.3 Union Representative.

Official representatives of the Union shall be allowed time off on District time for meetings during regular working hours when formally meeting and conferring in good faith or consulting with the Fire Chief/Administrator or other management representatives on matters within the scope of representation.

SECTION 4 - SALARIES

4.1 General Wage:

- A. Effective July 1, 2019, base wages for the classifications of Captain, Engineer, Firefighter I and Firefighter II shall be increased by three and one-half percent (3.5%).

| EFFECTIVE JULY 1, 2019 | | | | | |
|------------------------|-------|--------|--------|--------|--------|
| RANK | START | STEP 1 | STEP 2 | STEP 3 | STEP 4 |
| CAPTAIN | 8,302 | 8,717 | 9,152 | 9,610 | 10,091 |
| ENGINEER | 7,343 | 7,709 | 8,094 | 8,499 | 8,924 |
| FIREFIGHTER II | - | 6,995 | 7,346 | 7,714 | 8,099 |
| FIREFIGHTER I | 5,507 | 5,783 | 6,072 | 6,376 | 6,662 |

- B. Effective July 1, 2020, base wages for the classifications of Captain, Engineer, Firefighter I and Firefighter II shall be increased by three and one-half percent (3.5%).

| EFFECTIVE JULY 1, 2020 | | | | | |
|------------------------|-------|--------|--------|--------|--------|
| RANK | START | STEP 1 | STEP 2 | STEP 3 | STEP 4 |
| CAPTAIN | 8,593 | 9,022 | 9,472 | 9,946 | 10,444 |
| ENGINEER | 7,600 | 7,979 | 8,377 | 8,796 | 9,236 |
| FIREFIGHTER II | - | 7,240 | 7,603 | 7,984 | 8,383 |
| FIREFIGHTER I | 5,700 | 5,985 | 6,285 | 6,599 | 6,895 |

Once a Firefighter I has reached Step 4 and has had satisfactory service for at least 12 months, the incumbent is eligible to promote to a Firefighter II when he/she has passed the Department's skills and abilities evaluation examination process.

4.2 Longevity Pay.

Effective October 1, 2009, employees are eligible for five percent (5.0%) Longevity Pay. Longevity Pay shall begin on the first of the month, after completing 25 years of continuous years of service with the District.

Upon separation from the District, Longevity Pay shall be included in the calculation of termination pay.

If the District enhances the current retirement benefit, the Longevity Pay benefit may be negotiated as a part of the retirement enhancement.

4.3 Entrance Salary.

New employees shall generally be appointed at the minimum step of the salary range established for the particular class of position to which the appointment is made. However, the Fire Chief/Administrator may fill a particular position at a step above the minimum of the range.

4.4 Anniversary Dates.

Anniversary dates will be set as follows:

- A. New Employees. The anniversary date of a new employee is the first day of the calendar month after appointment to regular status.
- B. Promotions. The anniversary date of a promoted employee is determined as for a new employee in Subsection 4.4.A above.
- C. Transfer and Reclassification. The anniversary date of an employee who is transferred to another position or one whose position has been reclassified to a class allocated to the same salary range or to a salary range which is within five percent (5%) of the top step of the previous classification, remains unchanged.
- D. Reemployment. The anniversary of an employee appointed from a reemployment list to the first step of the applicable salary range and not required to serve a probation period is determined in the same way as the anniversary date is determined for a new employee who is appointed the same date, classification and step and who then successfully completes the required probationary period. The reemployment list shall include all employees by their anniversary date. There shall be no protected class.

4.5 Increments Within Range.

The performance of each employee shall be reviewed on January 1 each year to determine whether the salary of the employee shall be advanced to the next higher step in the salary range.

Advancement shall be granted on the employee's anniversary date as set forth in Section 4.4 and on the affirmative recommendation of the Fire Chief/Administrator, based on satisfactory performance by the employee.

Except as herein provided, increments within range shall not be granted more frequently than once a year, nor shall more than one (1) step within-range

increment be granted at one time. In case the Fire Chief/Administrator recommends denial of the within range increment on some particular anniversary date, but recommends a special salary review, the special salary review shall become the date for the employees next salary review, and each salary review from then on.

4.6 Salary on Promotion.

Any employee who is appointed to a position of a class allocated to a higher salary range than the class previously occupied shall receive the salary in the new salary range which is at least five (5.0%) higher than the rate received before the promotion.

4.7 Salary on Involuntary Demotion.

No employee shall be demoted except for just cause. Any employee who is demoted shall have his/her salary reduced to the monthly salary step in the range for the class of position to which the employee has been demoted next lower than the salary received before demotion.

Whenever the demotion is the result of layoff, cancellation of positions or displacement by another employee with greater seniority rights, the salary of the demoted employee shall be that step on the salary range which the employee would have achieved had the employee been continuously in the position to which the employee had been demoted, all within-range increments having been granted.

4.8 Payment.

On the tenth (10th) day of each month, the Contra Costa County's Auditor will draw a warrant upon the Treasurer in favor of each employee for the amount of salary due to the employee for the preceding month; provided, however, that each employee may choose to receive an advance on the employee's monthly salary, in which case the Contra Costa County's Auditor shall, on the twenty-fifth (25th) day of each month, draw a warrant upon the Treasury in favor of such employee.

The advance shall be in an amount equal to one-third (1/3) or less at the option of the employee, of the employee's basic salary of the previous month except that it shall not exceed the amount of the previous month's basic salary less all requested or required deductions.

The election to receive an advance shall be made on or before April 30 or October 31 of each year or during the first month of employment by filing on forms prepared by the Contra Costa County's Auditor-Controller a notice of election to receive salary advance.

Each election shall become effective on the first day of the month following the deadline for filing the notice and shall remain effective until revoked. In the case of an election made pursuant to this Section 4.8 all required or requested deductions

from salary shall be taken from the second installment, which is payable on the tenth (10th) day of the following month.

4.9 Pay Warrants.

Every effort will be made by the District to have employee pay warrants delivered to a work place designated by the District by 8:00 am on the 10th and 25th of each month. Should the 10th or 25th of the month fall on Saturday, Sunday, or a holiday, pay warrants will be delivered on the preceding workday.

4.10 Paramedic Differential

Qualifying employees hired after October 1, 2011 or current employees who become paramedics after October 1, 2011, shall receive paramedic differential equal to 10.0% of Step 4 of the Firefighter II salary.

Effective October 1, 2011 newly promoted Captains or Engineers shall receive compensation for serving as paramedics in the following manner:

- The District will allow Captains to serve as paramedics at the equivalent of 10% of top step Firefighter II.
- The District will allow Engineers to serve as paramedics at the equivalent of 10% of top step Firefighter II.

The District's paramedic staffing shall be as follows:

- Minimum—9 paramedics

4.11 Minimum Staffing

District staffing shall consist of a Captain, Engineer and Firefighter (3.0 staffing), with at least one individual being a Paramedic. 3.0 staffing shall apply to all 24/7 ALS operations.

Minimum staffing may be accommodated by qualified Engineers ability to act up to Captain and qualified Firefighters ability to act up as Engineers.

SECTION 5 - OVERTIME

5.1 Overtime.

The workday of the Firefighter, Engineer, and Fire Captain shall consist of a twenty-four (24) hour duty shift commencing and ending at 8:00 A.M.

Effective February 2010, the District will implement the work schedule commonly known as the 48/96 work schedule.

The work schedule shall consist of two (2) twenty-four (24) hour on-duty shifts within six (6) day cycle to be worked in accordance with the following chart:

X = 24 hour on duty period
O = 24 hour off-duty period

XXOOOOXXOOOOXXOOOOXXOOOO

The Fair Labor Standards Act (FLSA) cycle shall be a twenty-four (24) day cycle.

Effective no later than February 1, 2010, no employee shall be allowed to work in excess of 120 consecutive hours. The next period of work or shift shall not begin until the employee has had a minimum of 24 hours off duty. Exception to the maximum consecutive hours worked may be made by the Fire Chief or his/her designee if one of the following occurs:

- Emergency activities require extended schedules
- Hold over for travel time
- Strike team assignment
- Other special or unique circumstances as determined by the Chief

All employees shall receive overtime compensation for all hours worked in excess of the employee's normal schedule hours in a work cycle. All overtime shall be on an hour-for-hour basis. All overtime is to be paid at the rate of time and one-half (1-1/2x) of the base hourly rate.

5.2 Compensating Time Off.

Compensating Time Off (CTO) may be granted for services performed outside regular working hours in lieu of overtime pay and in accordance with applicable State and Federal Laws, and at the discretion of the Fire Chief/Administrator.

Compensating Time Off (CTO) will be accrued in accordance with the following:

- A. All CTO requests must be in writing and approved, if possible, prior to the employee performing any qualifying assignment.
- B. CTO may be accrued to a maximum of seventy-two (72) hours.
- C. Requests for CTO shall be in accordance with the RHFPD's VACATION GUIDELINES.
- D. CTO can be taken only in four (4) hour increments or more.
- E. CTO shall be accrued at a rate of time and one-half (1-1/2) the employee's base regular rate of pay.
- F. Up to twelve (12) hours of an employee's accumulated CTO may be cashed out during June and/or December of each year. All requests submitted under this section must be received in writing thirty (30) days in advance.

5.3 Strike Team Overtime Payment.

When employees respond on a Strike Team, any hours accumulated will be payable on the next employee's regularly scheduled pay period.

5.2 FLSA Overtime Pay.

Effective January 1, 2010, all FLSA overtime shall be paid monthly.

SECTION 6 - LAYOFF NOTIFICATION

When it appears to the Fire Chief/Administrator that the Board of Directors may take action which will result in the layoff of employees the Fire Chief/Administrator shall meet and confer with it regarding the impact of the action.

- A. In addition, the District agrees to give employees a minimum of thirty (30) calendar days' notice of layoff except in case of emergency.
- B. Layoffs, when necessary, shall be effected in accordance with the established seniority list. Seniority shall be based on date of hire as a full-time employee of the district.
- C. Laid-off employees who are recalled within one (1) year from date of layoff, will retain the seniority and benefits to which they were entitled at the time of layoff.
- D. Affected employees shall be afforded any and all benefits and/or protection as prescribed by local, state, and federal laws regulations governing such matters.
- E. Retirement benefits for laid off employees shall be as outlined in the Contra Costa County Employee Retirement Plan.

SECTION 7 - HOLIDAYS

The District(s) will observe the following holidays:

- | | | |
|----|-----------------------------|--------------------------------|
| A. | January 1st | New Year's Day |
| | Third Monday in January | Dr. Martin Luther King Jr. Day |
| | February 12 | Lincoln's Day |
| | Third Monday in February | Presidents Day |
| | Last Monday in May | Memorial Day |
| | July 4 | Independence Day |
| | First Monday in September | Labor Day |
| | September 9 | Admission Day |
| | Second Monday in October | Columbus Day |
| | November 11 | Veteran's Day |
| | Fourth Thursday in November | Thanksgiving Day |
| | The Friday | after Thanksgiving Day |

December 25

Christmas Day

Such other days as the Board of Directors may by resolution designate as holidays.

- B. Shift employees (56 hours per week) shall continue to receive, in lieu of celebrating a holiday, twelve (12) hours of overtime (time and one-half) credit for each holiday listed in Section (A) above.
- C. Holiday Pay. Effective January 1, 2010, Holiday Pay shall be paid monthly.

SECTION 8 - VACATION LEAVE

8.1 Vacation Leave Accrual

The monthly rates at which employees accrue vacation credits and the maximum accumulations thereof are as follows:

| Beginning of | Completion of | Accrual rate | Vacation Accrual Cap | Accrual Period Months |
|-----------------------|-----------------------|--------------|----------------------|-----------------------|
| Date of Hire | 3rd year | 12 hours | 288 hours | 0 – 36 |
| 4 th year | 9th year | 16 hours | 384 hours | 37 - 108 |
| 10 th year | 19 th year | 21 hours | 504 hours | 109 - 228 |
| 20 th year | 24 th year | 25 hours | 600 hours | 229 - 288 |
| 25 th year | 29 th year | 30 hours | 720 hours | 289 - 348 |
| 30 th year | | 35 hours | 840 hours | 349+ |

Increase in vacation time accrual shall not commence until after the employee's anniversary date and those dates as listed on the vacation accrual schedule.

8.2 Vacation Buy Back.

During June and December of each year, an employee, at his/her option, may sell one shift of his/her accrued vacation to the District at the employee's current rate of pay.

SECTION 9 - LEAVES

9.1 Sick Leave.

Twenty-four (24) hour shift personnel shall accrue sick leave at the rate of twenty-four (24) hours per month. Twenty-four (24) hour shift personnel, hired after October 1, 2013, shall accrue sick leave at the rate of twelve (12) hours per month.

- A. The District shall comply with the 1993 Family and Medical Leave Act and with all state and federal laws relating to pregnancy disability.

- B. Application for such leave must be made by the employee to the Fire Chief/Administrator accompanied by a written statement of disability from the employee's attending physician. The statement must address itself to the employee's general physical condition having considered the nature of the work performed by the employee, and it must indicate the date of the commencement of the disability as well as the date the physician anticipates the disability to terminate. The District retains the right to a medical review of all requests for such leave.
- C. If an employee does not apply for leave and the Fire Chief/Administrator believes that the employee is not able to properly perform work or that the employee's general health is impaired due to disability caused or contributed to by pregnancy miscarriage, abortion, childbirth or recovery therefrom, the employee may be required to undergo a physical examination by a physician selected by the District, the cost of such examination to be borne by the District. Should the medical report so recommend, a mandatory leave shall be imposed upon the employee for the duration of the disability.
- D. If all accrued sick leave has been utilized by the employee, the employee shall be considered on an approved leave without pay. Sick leave may not be utilized after the employee has been released from the hospital unless the employee has provided the District with a written statement from the employee's attending physician stating that the disability continues and the projected date of the employee's recovery from such disability.

9.2 Paternity Leave

A maximum of five (5) twenty-four (24) hour shifts charged to accumulated sick leave may be granted to an employee whose spouse is disabled due to pregnancy.

9.3 Military Leave.

Military leave of absence shall be granted in accordance with State Law and Federal Law.

9.4 Bereavement/Funeral Leave.

Bereavement or funeral leave may be granted in the event of a serious illness, death of a member of the employee's immediate family. Up to three (3) twenty-four (24) hour shifts may be granted to a fifty-six (56) hour workweek employee. Bereavement/Funeral leave may be extended at the discretion of the Fire Chief/Administrator.

One (1) twenty-four (24) hour shift may be granted to a fifty-six (56) hour workweek employee in the event of a serious illness or death of an employee's grandparent, grandchild, father-in-law or mother-in-law.

Definitions. For leaves of absence under this Section, the following definitions apply:

- A. Child: A biological, adopted, stepchild, and legal ward.
- B. Parent: A biological, or adoptive parent, a stepparent, legal guardian, and conservator.
- C. Immediate Family: Shall be restricted to the spouse, child, parent, brother, sister, or stepbrother, stepsister, legal guardian.

SECTION 10 - LEAVE OF ABSENCE

10.1 Leave Without Pay.

Any employee who has regular status may be granted a leave of absence without pay upon written request, approved by the Fire Chief/Administrator provided, however, that leaves for pregnancy and family shall be granted in accordance with applicable state and federal law. Upon request to the Fire Chief/Administrator, any employee who has permanent status shall be entitled to up to four (4) months (less, if so requested by the employee) parental leave of absence, commencing with the birth, adoption, or serious illness of a child or dependent parent.

Requests for leave without pay shall be made in writing to the Fire Chief/Administrator and shall state specifically the reason for the request, the date when it is desired to begin the leave and the probable date of return.

A leave without pay may be for a period not to exceed four (4) months, provided the Fire Chief/Administrator may extend such leave for additional periods. Procedure in granting extensions shall be the same as that in granting the original leave, provided that the request for extension must be made not later than thirty (30) calendar days before the expiration of the original leave except where the circumstances do not allow such notice. Whenever an employee who has been granted a leave without pay desires to return before the expiration of such leave, the employee shall so request of the Fire Chief/Administrator in writing. Approval to return prior to the expiration of such leave is solely at the discretion of the Fire Chief/Administrator.

The decision of the Fire Chief/Administrator shall be in writing within seventy-two (72) hours on granting or denying a leave of absence, denying a leave of absence or its extension shall be not subject to appeal through the grievance procedure set forth in Section 18 of this Memorandum of Understanding.

An employee who requests a leave of absence in accordance with the Family Medical Leave Act (FMLA) shall be reinstated to the same classification from which the leave was taken and the District shall make its best effort to return such employee to the same geographical location and shift. Questions as to whether or

not the District used its best effort herein, shall not be subject to the grievance procedure.

Furthermore, an employee who requests a leave of absence in accordance with the FMLA shall continue to receive benefits as if the employee was in regular pay status.

10.2 Unauthorized Absence.

An unauthorized absence from the work site or failure to report for duty after a leave request has been disapproved, revoked, or cancelled by the Fire Chief/Administrator, or at the expiration of a leave shall be without pay. Such absence may also be grounds for disciplinary action.

SECTION 11 - HEALTH AND WELFARE, LIFE AND DENTAL CARE

11.1 Health Insurance/Optical.

Effective January 1, 2010, the District will join CalPERS for medical coverage. The District contribution for medical coverage shall be equal to the appropriate Kaiser rate (basic premium rates – Bay Area) for which the employee is eligible. The District shall comply with all CalPERS rules and regulations for medical insurance coverage.

11.2 Retirement Medical.

Effective January 1, 2010, the District shall provide retiree medical coverage through CalPERS. The District contribution for a retiree shall be equal to the appropriate Kaiser rate (basic premium rates – Bay Area Region) for which the retiree (including the enrollment of family members) is eligible. The District shall comply with all CalPERS rules and regulations for retiree medical insurance coverage.

The District shall contribute to the full cost of the VSP Choice Plan, Plan C, and the employee shall be responsible for any co-pays (\$10 for exams, \$20 lenses, \$130 allowance towards frames) relating to the individual use of Plan C.

Eligibility for retiree medical shall be in accordance with District Personnel Bulletin No. 34 Retiree Medical Policy.

Effective October 1, 2011, each employee shall pay 3.75% of salary towards the District's Other POST Employment Benefits (OPEB). The employee's contribution shall remain the equivalent of 3.75% based on the October 1, 2011 salary schedule unless the terms of future salary increases include an additional employee contribution.

11.3 Additional Spouse Medical.

The District shall provide at its expense medical insurance for the employee's current spouse and dependents for eighteen (18) months if an employee should die on or off duty. If a surviving spouse remarries, the District is no longer responsible for coverage.

11.4 Co-pay Reimbursement Pool.

Effective January 2010, the District shall establish a co-pay reimbursement pool. The District shall contribute \$5,000 to the pool during January 2010.

Representatives for Local 1230 shall meet with the District to determine the method and amounts to reimburse employees for dependents(s) and their own medical co-pay expenses.

Effective January 2011, the District shall contribute \$2,500 to the co-pay reimbursement pool.

Effective January 2012, the District shall contribute \$2,500 to the co-pay reimbursement pool.

Effective January 2013, the District shall contribute \$2,500 to the co-pay reimbursement pool.

11.5 Dental Insurance.

Effective November 1, 2009, or as soon thereafter as practicable, the District will modify its dental carrier and eliminate coverage from Humana. The District will continue to pay 100% of the premium for the employee and their dependents. The District shall meet and confer with Local 1230 regarding the impacts of changing the dental insurance provider, if the provider is modified during the term of this MOU.

11.6 Life Insurance.

The District shall continue to provide life insurance in accordance with the benefit levels specified in Appendix A. The District will pay 100% of the premium for the employee only. Retired employees may participate in the life insurance program at their own expense. Additional term life insurance is available at the employee's expense.

11.7 Disability Insurance:

The District will provide employees with a Long-Term Disability (LTD) Insurance benefit, which provides two-thirds (2/3) of an employee's monthly salary. Benefit shall not commence until an employee services a qualifying period of ninety (90) days, in accordance with the District's LTD insurance carrier.

11.8 Salary Payments During Compensable Temporary Disability Absence.

A permanent employee with full paid status shall continue to receive his/her full regular salary during any period of compensable temporary disability absence in accordance with the following:

- A. Compensable temporary disability absence for the purpose of this section is any absence due to a work connected disability which qualified for temporary disability compensation under the Workman's Compensation Law set forth in Division IV of the California Labor Code, provided that when any disability becomes permanent, the salary as provided herein shall terminate.
- B. The employee shall return to the Fire District all temporary disability payments received by him/her from the State Compensation Insurance Fund, or any other company or firm that may pay disability claims for a policy held and premiums paid for by the District.

(EXCEPTION: Employees may retain such payments from companies holding policies with premiums being paid by the District for the sole purpose and understanding that such retention of payments is the result of a bargained for benefit mutually agreed upon by the Union and the District.)
- C. No charge shall be made against sick leave or vacation time for such salary payments.
- D. The maximum period for the described salary continuation is one year from the date of the incurred temporary disability.
- E. Any request for temporary disability absence shall be supported by a doctor's report.
- F. A doctor's release is required prior to the employee returning to work.

SECTION 12 - PROBATIONARY PERIOD

12.1 Duration.

All appointments from official employment lists for original entrance shall be subject to a probationary period of eighteen months unless otherwise noted below. All newly promoted employees shall be subject to District Bulletin 4, (E) Probationary Period, Section 1-6.

12.2 Regular Appointment.

The regular appointment of a probationary employee shall begin on the day following the end of the probationary period. A probationary employee may be rejected at any time during the probation period without regard to the Skelly provisions of this Memorandum of Understanding, without notice and without right of appeal or hearing.

Notwithstanding any other provisions of this Memorandum of Understanding, an employee rejected during the probation period from a position to which the employee had been promoted or transferred from an eligible list, may be restored to a position in the District from which the employee was promoted or transferred at the discretion of the Fire Chief/Administrator.

12.3 Extension.

The probation period may be extended for up to six (6) months with the approval of the Fire Chief/Administrator. Under no circumstances may an employee's probationary period be extended for more than six (6) months.

12.4 Layoff During Probation.

An employee who is laid off during probation, if reemployed in the same class by the District, shall be required to complete only the balance of the required probation.

SECTION 13 - PROMOTION

13.1 Promotion.

Promotion shall be by competitive examination unless otherwise provided in this Memorandum of Understanding.

13.2 Promotion via Reclassification Without Examination.

Notwithstanding other provisions of this Section, an employee may be promoted from one classification to a higher classification and his position reclassified at the request of the appointing authority and under the following conditions:

- A. An evaluation of the position(s) in question must show that the duties and responsibilities have significantly increased and constitute a higher level of work.
- B. The incumbent must meet the minimum education and experience requirements for the higher class.
- C. The incumbent of the position must have performed at the higher level for one (1) year.
- D. The action must have approval of the Board of Directors.
- E. The District agrees to meet and confer with representatives from Local 1230 on the establishment of a new bargaining unit classification to establish the salary minimum qualifications and the appropriate examination process.

13.3 Requirements for Promotional Standing.

In order to qualify for an examination called on a promotional basis, an employee must have probationary or permanent status in the fire district and must possess the minimum qualifications for the class. Applicants will be admitted to promotional examinations only if the requirements are met on or before the final filing date. If an employee who is qualified on a promotional employment list is separated from the fire district, except by layoff, the employee's name shall be removed from the promotional list.

13.4 Promotional Testing

- A. A promotional testing shall commence during the third week in January every other year. The promotion list developed from the examination process shall be valid from March 1 to March 1 of the next promotional testing year. Promotional testing may be rescheduled whenever necessary in the event of an unforeseen circumstance.
- B. In the event that the promotion list should have fewer than one (1) name or otherwise becomes exhausted within the valid period, a new promotional examination will be conducted to create a current eligibility list.
- C. The promotion examination shall be posted at least sixty (60) days prior to the test date. Interested qualified candidates shall have the required resumes, memos, applications, and other supporting materials submitted to the Fire Chief/Administrator no later than thirty (30) days prior to the test day.
- D. The top three (3) candidates on the list shall be considered for the final interview for any one position available.

SECTION 14 - RESIGNATIONS

An employee's voluntary termination of service is a resignation. Written resignations shall be given to the Fire Chief/Administrator, and shall indicate the effective date and reason of termination. Oral resignation shall be immediately confirmed by the Fire Chief/Administrator in writing to the employee and shall indicate the effective date of termination.

14.1 Resignation in Good Standing.

A resignation giving the Fire Chief/Administrator written notice at least thirty (30) days in advance of the last date of service is a resignation in good standing.

14.2 Effective Resignation.

A resignation is effective when delivered or spoken to the Fire Chief/Administrator, operative on the date specified.

14.3 Revocation.

A resignation that is effective is revocable only by written concurrence of the employee and the Fire Chief/Administrator.

14.4 Reinstatement.

With the recommendation of the Fire Chief/Administrator and approval of the Board, an employee may be reinstated within two (2) years of the effective date of their resignation in good standing to a vacant position in the same or comparable class as along they meet the minimum requirements. Any employee reinstated under this provision shall be treated as a new hire, unless rehired within ninety (90) days.

14.5 Coerced Resignations

- A. Time Limit. A resignation which the employee believes has been coerced by the appointing authority may be revoked within seven (7) calendar days after its expression, by serving written notice on the Fire Chief/Administrator and a copy on the appointing authority.
- B. Reinstatement. If the employee believed that the resignation was coerced it shall be revoked and the employee returned to duty effective on the day following the appointing authority's acknowledgment without loss of seniority.
- C. Disputes about this Section are subject to the grievance procedure.

SECTION 15 - DISMISSAL, SUSPENSION, DEMOTION AND REDUCTION IN SALARY

15.1 Authority.

The Fire Chief/Administrator may dismiss, suspend, demote, or reduction in salary any employee for cause subject to challenge through this Section. The following are sufficient causes for disciplinary action; the list is indicative rather than inclusive of restrictions and dismissal, suspension, demotion or reduction in salary may be based on reasons other than those specifically mentioned:

1. Fraud in securing appointment.
2. Incompetency, inefficiency, inexcusable neglect of duties or failure to perform duties.
3. Insubordination.
4. Dishonesty.
5. Consumption of alcoholic beverage while on duty.
6. Addiction to or excessive use of narcotics or habit-forming drugs.
7. Absence without leave.
8. Violation of District or Department rules and procedures.
9. Misuse of District property or funds.

10. Negligence or willful misconduct resulting in damage to public property or waste of public supplies.
11. Failure to follow adopted safety practices, or failure to properly use required personal protective gear or equipment.
12. Discourteous or non-cooperative treatment of the public or other District personnel.
13. Acceptance of gifts or gratuities for the performance of services, functions and duties for which retained by the District.
14. Conviction of a misdemeanor involving moral turpitude, or any felony.
15. Engaging in any employment, activity, or enterprise, which is inconsistent, incompatible, in conflict with performance of services, functions and duties for which retained by the District, as described in Section IX-B of the Policies and Procedures Manual.
16. Any other conduct which casts discredit upon the District.

15.2 Skelly Requirements.

Before taking a disciplinary action to dismiss, suspend, reduction in salary or demote an employee, the Fire Chief/Administrator shall cause to be served personally or by certified mail on the employee, a Notice of Proposed Action, which shall contain the following:

- A. A statement of the action proposed to be taken.
- B. A copy of the charges; including the acts or omissions and grounds and all documents and materials upon which the action is based.
- C. If it is claimed that the employee has violated a rule or regulation of the District, a copy of said rule shall be included with the notice.
- D. A statement that the employee may review and request copies of materials upon which the proposed action is based.
- E. A statement that the employee has ten (10) calendar days to respond to the Fire Chief/Administrator either orally or in writing.

Employee Response. The employee upon whom a Notice of Proposed Action has been served shall have ten (10) calendar days to respond to the Fire Chief/Administrator either orally or in writing before the proposed action may be taken. Upon request of the employee and for good cause, the Fire Chief/Administrator may extend in writing the period to respond.

15.3 Leave Pending Employee Response.

Pending response to a Notice of Proposed Action within the first ten (10) days or extension thereof, the Fire Chief/Administrator for cause specified in writing may place the employee on temporary leave of absence with pay.

15.4 Procedure on Dismissal, Suspension, Salary Reduction or Disciplinary Demotion

- A. In any disciplinary action to dismiss, suspend, reduce salary or demote an employee having permanent status, after having complied with the Skelly requirements where applicable, the Fire Chief/Administrator shall make an order in writing stating specifically the causes for the action.
- B. Service of Order. Said order of dismissal, suspension, reduce salary or demotion will either be delivered personally or by certified mail to the employee's last known mailing address. The order shall be effective either upon personal service or deposit in the U.S. Postal Service.
- C. Employee Appeals from Order. The employee may appeal an order of dismissal, suspension, and reduction in salary or demotion through the procedures of Section 15.5 of this Memorandum of Understanding provided that such appeal is filed in writing with the Secretary of the Board, via the Fire Chief/Administrator, within fifteen (15) calendar days after service of said order.

15.5 Disciplinary Appeal Process.

An appeal with the Secretary of the Board shall be presented to the Board of Directors at its next regular meeting following such filing. The Board of Directors may, at its discretion, appoint an Administrative Hearing Officer to conduct the hearing. Such hearings shall be conducted in accordance with applicable government Code provisions. If the Board determines that the appeal shall be heard by a Hearing Officer, it shall set the matter for hearing within thirty (30) days after the appeal has been presented to it. The Board hearing shall be conducted as prescribed below.

- A. The appellant shall receive written notice at least ten (10) days prior to the hearing. The notice shall include the date, time and place of the hearing.
- B. The hearing shall be conducted in closed session, unless the employee requests, in writing, a public hearing.
- C. No later than fifteen (15) calendar days following the conclusion of the hearing, the Board or Hearing Officer shall make findings and render a decision.
- D. The Board's or Hearing Officer's findings and final decision shall be filed as a permanent record in the employee's personnel file. The Fire Chief/Administrator shall deliver a copy of the findings and decision to the employee and to the supervisor if other than the Fire Chief/Administrator. The action of the Board or Hearing Officer shall be final and conclusive.

15.6 FIRE FIGHTER BILL OF RIGHTS

The parties to the MOU recognize that all employees within the bargaining unit are subject to the protections and rights outlined in the Firefighter Bill of Rights, Government Code Section 3250 thru 3262.

SECTION 16 - GRIEVANCE PROCEDURE

The District recognizes the need for communication and resolution of employee problems or complaints in a fair manner. The District's policy is to review and resolve such grievances at the lowest possible administrative level. A grievance is considered any complaint by an employee involving an alleged violation of the Memorandum of Understanding. The procedures for resolving employee grievances which do not involve disciplinary actions are described below. Disciplinary procedures are outlined in Section 15.

16.1 INFORMAL DISCUSSION.

Employee grievances should initially be brought to the attention of the employee's immediate supervisor. The supervisor and the employee should each attempt to resolve the grievance through an informal discussion of the relevant issues.

16.2 SUPERVISOR REVIEW.

- A. If the grievance is not resolved by informal discussion, the employee must prepare a grievance memorandum which provides all relevant facts concerning the grievance, including:
 - 1. Policies involved.
 - 2. Date of Occurrence.
 - 3. Rules perceived to be violated.
 - 4. Date of informal discussion with supervisor.
 - 5. Result of informal discussion with supervisor.
- B. The grievance memorandum must be signed by the employee and submitted to the employee's supervisor within fourteen (14) days of the alleged violation or the grievance shall not be considered valid. The supervisor must respond in writing to the employee within ten (10) working days of receipt of the memorandum, unless the employee filing the grievance agrees to extend this response period.

16.3 FIRE CHIEF/ADMINISTRATOR REVIEW.

- A. If the grievance is not resolved to the satisfaction of either the employee or the supervisor, the grievance memorandum and the supervisor's response to the grievance may be submitted by the employee or the supervisor to the

Fire Chief/Administrator for review. The Fire Chief/Administrator may meet with any or all of the parties involved in the grievance, and request any additional information or documentation required to render a fair and just decision. The Fire Chief/Administrator shall communicate his/her decision to the grievant and the grievant's supervisor within fifteen (15) working days of receipt of the grievance memorandum and the supervisor's response.

- B. A representative of the employee's bargaining agent shall represent any employee member of the bargaining unit at any time during the grievance process.

16.4 APPEALS.

- A. Should a resolution not be reached in accordance with Sections 16.2 and 16.3, the employee or the supervisor may:
 - 1. Appeal the matter to the Fire Chief/Administrator, who shall consider the grievance and respond within fifteen (15) working days of receipt of the appropriate grievance memorandum in accordance with Section 16.2 above.
 - 2. Should a resolution not be reached after the Fire Chief/Administrator's review and decision, an appeal may be taken to the Board of Directors, in writing within fifteen (15) days from the date of response from the Fire Chief/Administrator, stating the specific grounds therefor;
 - 3. If the parties are unable to reach a mutually satisfactory accord as a result of hearing by the Board of Directors, the grievance shall be submitted in writing within five (5) calendar days to the Fire Chief/Administrator requesting that the grievance be submitted to an Adjustment Board. Such Adjustment Board is to be comprised of three (3) Union representatives, no more than one (1) of whom shall be either an employee of the District or a member of the Union presenting this grievance, and three (3) representatives of the District, no more than one (1) of whom shall be an employee of a District or a County employee or a member of the staff of an organization employed to represent the District in the meeting and conferring process. The Adjustment Board shall meet and render a decision within twenty (20) calendar days of receipt of a written request.
 - 4. Should a resolution not be reached after proceedings before the Adjustment Board, the District or the employee may request a mutually agreed upon independent Hearing Officer to hear the case within thirty (30) days from the date of response from the Adjustment

Board. The cost of said Hearing Officer shall be shared equally by the parties to the grievance, regardless of the outcome. The ruling from the Hearing Officer shall be final and binding upon all parties.

SECTION 17 - ACTING OFFICER COMPENSATION

When the Fire Chief/Administrator assigns an employee to an acting position the employee shall receive 5.0% of base salary for all hours worked. If the employee is in a long-term assignment, the employee shall receive 5.0% of base salary for all hours paid.

SECTION 18 - RETIREMENT

18.1 Retirement Contribution.

Retirement benefits are provided through the Contra Costa County Employees' Retirement Association in accordance with all applicable regulations and statutory requirements.

Employees who are hired before December 31, 2012, shall receive the following retirement benefits:

- Retirement Formula commonly referred to as 2.0% @ 50
- Single Highest Year
- 3.0% COLA

New employees (defined as ineligible for reciprocity under existing agreements and California Government Code and Health and Safety Codes) who are hired on or after January 1, 2013, shall receive the retirement formula commonly referred to as 2.7% @ 57 or the retirement formula deemed appropriate by CCCERA. The employee contributions shall be those established by AB 340 or AB197.

18.2 Effective October 1, 2013 the MOU shall be amended to the following:

Employees shall be responsible to make their entire employee retirement contribution.

SECTION 19 - SAFETY

The District shall expend every effort to see to it that the work performed under the terms and conditions of this Memorandum of Understanding is performed with maximum degree of safety consistent with the requirement to conduct efficient operations.

SECTION 20 - MILEAGE

Mileage reimbursement for the use of personal vehicles on District business shall be in accordance with the rate set by the IRS.

SECTION 21 - UNIFORM ALLOWANCE

The monthly uniform allowance for all employees shall be Fifty-five Dollars (\$55.00) per month.

Uniform allowance shall be paid on a monthly basis.

SECTION 22 - EMT Incentive

Effective upon Adoption of this agreement, all employees shall maintain at a minimum certification as an EMT-1. The EMT-1 incentive of two percent (2%) per month shall be rolled into base pay.

SECTION 23 – EDUCATIONAL REIMBURSEMENT

The District will reimburse employees for cost incurred for tuition and books for pre-approved classes, seminars, or workshops regarding fire service or EMS.

SECTION 24 - NO STRIKE

During the term of this Memorandum of Understanding, the Union, its members and representatives, agree that it and they will not engage in, authorize, sanction or support any strike, slowdown, refusal to perform customary duties, stoppage of work or sick-out against the District.

In the case of a legally declared lawful strike against a private or public sector employer which has been sanctioned and approved by the labor body or council having jurisdiction, an employee who is in danger of physical harm shall not be required to cross the picket line, provided the employee advises the employee's supervisor as soon as possible, and provided further that an employee may be required to cross a picket line where the performance of the employee's duties is of an emergency nature and/or failure to perform such duties might cause or aggravate a danger to public health or safety.

SECTION 25 - ADOPTION

The provisions of this Memorandum of Understanding shall be made applicable on the dates indicated and upon approval by the Board of Directors. Resolutions, where necessary, shall be prepared and adopted in order to implement these provisions.

SECTION 26 - SCOPE OF AGREEMENT & SEPARABILITY OF PROVISIONS

26.1 Scope of Agreement.

Except as otherwise specifically provided herein, this Memorandum of Understanding represents the full and complete incorporation of those proposals which were considered and evaluated pursuant to the meet and confer process. This Memorandum of Understanding constitutes the entire and sole agreement between the Parties on any and all matters which were presented during the meet and confer process.

26.2 Separability of Provisions.

Should any section, clause or provision of this Memorandum of Understanding be declared illegal, unlawful or unenforceable, by final judgment of a court of competent jurisdiction, such invalidation of such section, clause or provision shall not invalidate the remaining portions hereof, and such remaining portions shall remain in full force and effect for the duration of this Memorandum of Understanding.

26.3 Duration of Agreement.

This Agreement shall continue in full force and effect from July 1, 2019 to and including June 30, 2021. Said Agreement shall automatically renew from year to year thereafter unless either party gives written notice to the other prior to sixty (60) days from the aforesaid termination date of its intention to amend, modify or terminate the Agreement.

SECTION 27 - PAST PRACTICES & EXISTING MEMORANDA OF UNDERSTANDING

Continuance of working conditions and past practices within the scope of representation not specifically authorized by ordinance or by resolution of the Board is not guaranteed by this Memorandum of Understanding. The parties recognize however, that certain practices exist by virtue of having been acknowledged and accepted by the Fire Chief/Administrator and representatives of the Union on specific policies covering groups of employees. Any disagreement as to whether such alleged practice within the scope of representation meets the criteria set forth above shall be subject to the grievance procedure.

In witness whereof, the parties hereto have set their hands this _____ day of _____, 2019.

RODEO-HERCULES FIRE PROTECTION
DISTRICT

UNITED PROFESSIONAL FIRE
FIGHTERS, I.A.F.F., LOCAL 1230

Bryan Craig

Jerry Short

Date: _____

Date: _____

Side Letter of Agreement
“Firefighter-Paramedic”
Between
Rodeo-Hercules Fire Protection District
And
United Professional Fire Fighters IAFF, Local 1230

Representatives for the Rodeo-Hercules Fire Protection District and representatives for IAFF Local 1230 have met and conferred in accordance with Government Code Section 3500 et. al., and have agreed upon the following Firefighter-Paramedic procedure.

FIREFIGHTER-PARAMEDIC CLASSIFICATION

- I. Incumbent firefighters who become paramedics
 - a. Any incumbent Firefighter, who becomes a Paramedic, shall move into the Firefighter-Paramedic classification. Said employee shall serve a minimum time commitment of three years.
 - b. Any incumbent Firefighter, who becomes a Firefighter-Paramedic, desiring to withdraw from the paramedic program after his/her commitment is fulfilled, shall give the district 90 days notice of their intent to withdraw and voluntarily demote to their previously held classification, without prejudice.
 - c. Any Incumbent employee, who becomes a Firefighter-Paramedic, shall not be required to maintain licensure and accreditation as a condition of employment. Failure to maintain licensure/accreditation will result in demotion to the employee's previously held classification.
- II. Future Hires
 - a. All Paramedics hired after May 1, 2004 shall be hired into the Firefighter-Paramedic classification. Maintenance of state licensure and local accreditation shall be a condition of employment.
 - b. Firefighter-Paramedics hired after this date who promote, shall be required to maintain licensure/accreditation.
- III. Engineer and Captain paramedics
 - a. Any Firefighter-Paramedic who promotes to the rank of Engineer or Captain, and who has fulfilled their program obligation, may maintain or drop their District sponsorship to the paramedic program. The District requires 90 days notice from the employee.

INITIAL PARAMEDIC TRAINING

- I. The District shall have the right to choose which members are admitted to paramedic training.
- II. The District may utilize an aptitude screening examination. Failure to pass the screening exam will result in failure to be admitted to the class. Admission to paramedic training will be based on the following criteria:
 - a. Any suppression employee may be allowed into the screening exam, excepting those employees previously enrolled/accepted into District paramedic training.
 - b. Admission preference will be in the following order:
 - i. FF, then Engineer, then Captain
 - ii. Admission within each rank preference will be by descending scores.
 - iii. Scoring ties shall be broken by seniority within the District.
- III. The District shall provide expense reimbursement for tuition and required texts only. Supplies, supplemental, and reference materials will be the employee's responsibility.
- IV. An employee may be dismissed from paramedic training, for failure to successfully pass three critical course evaluations or components. Said evaluations and/or components are the sole discretion of the training program.
- V. Training program requirements are outside the scope of the District. As such, the District and employees must adhere to the established minimum requirements of the training program.

- VI. The District may deploy crews, in an on-duty status, for training purposes to meet District need. District assures that crews shall be configured to assure properly qualified positions (Capt/Eng/FF and/or qualified relief).
- VII. Incumbent Firefighters who successfully complete District sponsored paramedic training and become licensed and accredited will be required to transfer into the Firefighter-Paramedic classification and serve for a minimum of three (3) years. After such time, incumbent Firefighters who become Firefighter-Paramedics may voluntarily demote.
- VIII. Incumbent Engineers and Captains who successfully complete district sponsored paramedic training and become accredited will be required to participate in the program, receiving differential pay, for a minimum of three (3) years.

PARAMEDIC LICENSURE & ACCREDITATION

- I. Obtaining Accreditation
Employees hired as Firefighter-Paramedics will become county accredited within 60 days of employment. This may be extended, if necessary.
- II. Maintaining Licensure/Accreditation
Paramedics are responsible for providing the District with all necessary documentation to verify licensing, accreditation, and continuing education requirements are being met.
- III. Reimbursement
The District will reimburse only for the following:
 - State Licensing Fee (initial and re-license)
 - Department of Justice Background Fee
 - Facility charges (when pre-approved)
 - Local accreditation Fee (when applicable)
- IV. Loss of Licensure/Accreditation
Failure to provide documentation of written re-accreditation letter, from the County EMS Agency prior to license expiration, will result in an immediate suspension from paramedic duties, until such time as documentation can be submitted to the District. Said suspension may result in disciplinary action. Loss of paramedic licensure and/or loss of accreditation greater than 30 days will result in removal from the paramedic program.
- V. Paramedic Differential Pay
For Engineers and Captains who participate in paramedic training, payment of a 10% paramedic differential shall commence upon successful completion of the accreditation requirements of the Contra Costa County EMS Agency. This shall be documented by a written letter from the County EMS Medical Director.

PARAMEDIC CONTINUING EDUCATION

- I. Each paramedic is fully responsible for obtaining and maintaining the necessary education to remain licensed and accredited.
- II. This proposal identifies the amount of District support to be offered to paramedics for continuing education purposes.
 - a. Requests for reimbursement and/or compensation for CE classes shall be preauthorized by the Chief/Administrator or his designee. Requests shall be made in writing, in advance.
 - b. Specific courses mandated by either the State or County Medical director will, to the extent possible, be facilitated through the District.
- III. Off-Duty Continuing Education
 - a. Whenever possible, CE should be obtained off duty.
- IV. On-Duty Continuing Education

- a. Paramedics attending on day CE classes outside of the District, while on duty, shall obtain their own relief.
- V. Tuition Reimbursement
 - a. The District shall provide enrollment in, and/or tuition reimbursement for, classes mandated to maintain local accreditation.
 - b. In cases when the District offers enrollment in mandated classes, paramedics may be required to attend said sessions, in lieu of reimbursement for equivalent external classes (e.g. San Francisco Paramedic Association classes).
 - c. Tuition will be reimbursed upon submission of a valid CE certificate from a state authorized CE provider.
- VI. The District will provide each paramedic up to 24 hours per fiscal year to attend Continuing Education courses in order to maintain their paramedic certification.
- VII. Conferences
 - a. The District may send any paramedic to any educational or conference training if it serves the needs of the district. In such cases, District may assume all costs for tuition, reasonable travel, meals and lodging, in accordance with reimbursement standards.

REMOVAL/REVOCATION FROM THE PARAMEDIC PROGRAM
WITHDRAWAL OF DISTRICT SPONSORSHIP

- I. Any paramedic, regardless of rank, may be removed, temporarily or permanently from the paramedic program for the following reasons. These reasons are not all inclusive:
 - a. The inability to maintain state licensure and/or local accreditation.
 - b. For cause, as defined in section 1798.200 of the Health and Welfare Code.
 - c. For failure to successfully complete the written requirements of a clinical performance improvement plan as approved by the County EMS Medical Director.
 - d. If temporarily suspended by the medical director, pending the outcome of a state licensure investigation.
- II. Removal of District sponsorship from a paramedic who is an Engineer or Captain would eliminate an employee's eligibility for the 10% pay differential.

If the afore going is in accordance with your understanding, please indicate your approval and acceptance in the space provided below.

Approved and Accepted For:

Rodeo-Hercules Fire Protection District:

For Local 1230:

 Chief Craig

 Jerry Short

Date: _____

Date: _____