

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: CEO/Office of Emergency Services

BOARD AGENDA # *B-11

Urgent ☐

Routine ☒

CEO Concurs with Recommendation YES ☒ NO ☐
(Information Attached)

AGENDA DATE March 31, 2015

4/5 Vote Required YES ☐ NO ☒

SUBJECT:

Approval of a Resolution Identifying the Terms and Conditions for Response to Fire Incidents Outside of Stanislaus County

STAFF RECOMMENDATIONS:

1. Approve a Resolution identifying the terms and conditions for response to fire incidents outside of Stanislaus County when Office of Emergency Services/Fire Warden is compensated or reimbursed for such response.

FISCAL IMPACT:

Office of Emergency Services/Fire Warden staff will be paid by Stanislaus County; this resolution would help to ensure that Stanislaus County is fully reimbursed for staff time paid while responding to requests for assistance outside of the County.

BOARD ACTION AS FOLLOWS:

No. 2015-130

On motion of Supervisor Chiesa, Seconded by Supervisor Monteith
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, De Martini, and Chairman Withrow

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) ☒ Approved as recommended

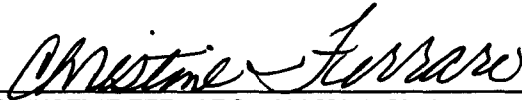
2) ☐ Denied

3) ☐ Approved as amended

4) ☐ Other:

MOTION:

ATTEST:


CHRISTINE FERRARO TALLMAN, Clerk

File No.

DISCUSSION:

The State of California and several of its departments, including the Governor's Office of Emergency Services ("CalOES"), the Department of Forestry and Fire Protection ("CalFIRE"), as well as Federal agencies such as the US Forest Service and Bureau of Land Management have updated the agreement for local government fire and emergency assistance known as the California Fire Assistance Agreement (CFAA) for 2015. Among other elements, CFAA covers how reimbursement to local government will occur when organizations like the County of Stanislaus dispatch their staff and equipment resources in response to mutual aid requests, such as for wildfires or other emergency situations.

As a result of the new CFAA agreement, the Chief Executive Office is requesting a resolution from the Stanislaus County Board of Supervisors formally stating the terms under which the County would seek to be reimbursed for such participation in mutual aid requests. In addition to clarifying the terms for reimbursement under CFAA, these terms would also apply when County staff and resources are dispatched to assist in other mutual aid scenarios, regardless of the requesting entity.

The Chief Executive Office division of the Office of Emergency Services/Fire Warden (OES/FW) is the Fire and Rescue Operational Area Coordinator for Stanislaus County and is responsible for coordinating mutual aid requests and communication between local government and the State of California.

In addition to managing the deployment of fire and rescue mutual aid resources maintained within the county, OES/FW is also called upon, from time-to-time to dispatch its own staff in response to similar requests. These requests might involve positions such as Fire Warden/Chief, Deputy Fire Warden/Chief, Communications Technician as well as non-suppression fire services personnel.

Staff dispatched by OES/FW in response to these types of requests will track their time and be paid by Stanislaus County according to standard County procedures. This resolution would formally define how Stanislaus County will seek to be reimbursed for the use of its staff resources in support of the concept of mutual aid.

In addition to the dispatch of Stanislaus County staff in response to these types of mutual aid requests, this resolution addresses the terms of reimbursement for the use of OES/FW equipment, including any use, repair or replacement costs. Reimbursement of costs to administer the dispatch of staff and resources is likewise covered in this resolution.

For example, should OES/FW dispatch a staff person to respond to a request to serve in capacity of Communications Specialist, the individual would be paid by Stanislaus County in accordance with existing labor agreements for their time, including any overtime incurred. Under the CFAA, a standard rate for that function is determined, and that is the rate that the County would seek to be reimbursed, in order to recoup the expenditure of County resources.

The Office of Emergency Services/Fire Warden maintains salary information on file with CalOES and ensures that it is current. Although the recommended resolution is prompted by the California Fire Assistance Agreement, it would also support any requests for assistance, for all risks and all hazards in the future. The recommended resolution is aligned with similar efforts by other public entities throughout the State, as a measure of due diligence in an effort to make the County of Stanislaus whole for allowable expenses while supporting mutual aid requests.

POLICY ISSUES:

This grant supports the Board of Supervisors' priority of A Safe Community by supporting the concept of mutual aid, which is beneficial to the State of California, other jurisdictions and the County of Stanislaus.

STAFFING IMPACT:

There is no staffing impact associated with this item.

CONTACT PERSON:

Dale Skiles, Assistant Director of Emergency Services, 552-3600

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA**

2015-130

Date: March 31, 2015

On motion of Supervisor Chiesa Seconded by Supervisor Monteith
and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, De Martini and Chairman Withrow

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

THE FOLLOWING RESOLUTION WAS ADOPTED:

Item # *B-11

**A RESOLUTION IDENTIFYING THE TERMS AND CONDITIONS FOR RESPONSE TO FIRE
INCIDENTS OUTSIDE OF THE JURISDICTION WHEN THE OFFICE OF EMERGENCY
SERVICES/FIRE WARDEN IS COMPENSATED OR REIMBURSED FOR SUCH RESPONSE**

Whereas, the Stanislaus County Office of Emergency Services/Fire Warden routinely responds to requests for assistance to incidents outside the jurisdiction; and,

Whereas, the request for resources to respond for assistance may be through an "Assistance for Hire" arrangement; and,

Whereas, Stanislaus County may be compensated for resources provided or reimbursed for response expenses through such agreements; and,

Whereas, Stanislaus County Office of Emergency Services/Fire Warden personnel will be compensated portal to portal by Stanislaus County for response through such agreements,

Now therefore be it resolved, that the Stanislaus County Board of Supervisors does hereby approve the terms and conditions:

1. When Stanislaus County receives compensation and/or reimbursement for incident/event response through an agreement, such compensation and/or reimbursement will be used for personnel compensation, equipment use, repair, and replacement, and allowable administrative costs as authorized by the agreement.
2. Personnel shall be compensated according to Memorandum of Understanding (MOU), Personnel Rules and Regulations, and/or other directive that identifies personnel compensation in the workplace.

3. In the event a personnel classification does not have an assigned compensation rate, a "Base Rate" as set forth in an organizational policy, administrative directive or similar document will be utilized to compensate such personnel.
4. The Stanislaus County Office of Emergency Services/Fire Warden will maintain a current salary survey or acknowledgment of acceptance of the "base rate" on file with the California Governor's Office of Emergency Services, Fire Rescue Division.
5. Personnel will be compensated portal to portal, beginning at the time of dispatch and ending with the return to jurisdiction when equipment and personnel are in service and available for agency response.
6. Fire response personnel include: Fire Warden/Chief, Deputy Fire Warden/Chief, Communications Technician, and Non-Suppression Fire Services Personnel.

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk
Stanislaus County Board of Supervisors,
State of California

A handwritten signature in black ink, reading "Christine Ferraro", is written over a horizontal line.

File No.