

**COUNTY OF SAN DIEGO
BOARD OF SUPERVISORS
TUESDAY, APRIL 06, 2021**

MINUTE ORDER NO. 1

SUBJECT: SAN DIEGO COUNTY FIRE PROTECTION DISTRICT - APPOINTMENT OF SAN DIEGO COUNTY FIRE PROTECTION DISTRICT BOARD OF DIRECTORS AND AUTHORIZATION TO ENTER INTO AGREEMENT BETWEEN THE COUNTY OF SAN DIEGO AND SAN DIEGO COUNTY FIRE PROTECTION DISTRICT (DISTRICTS: ALL)

OVERVIEW

On July 7, 2020 (1), the County of San Diego Board of Supervisors (Board of Supervisors) initiated proceedings with the San Diego Local Agency Formation Commission (LAFCO) to form the San Diego County Fire Protection District (SDCFPD). Previously, the San Diego County Fire Authority (Fire Authority) provided fire services through County Service Area No. 135 (CSA 135). On December 7, 2020, LAFCO finalized the formation of the SDCFPD, transferring fire protection and emergency medical service powers from CSA 135 to the new SDCFPD.

Prior to any action by SDCFPD, the Board of Supervisors must select a Board of Directors for the newly-formed district. Consistent with the July 7, 2020 (1) action to form of a dependent fire protection district, the Board of Supervisors may appoint itself to serve as the Board of Directors. Alternatively, the Board of Supervisors may elect or appoint an independent board.

Though SDCFPD is a separate legal entity from the County, it may function operationally within the organizational and financial structure of the County. Under this structure, an agreement memorializing the terms of the relationship between the County and SDCFPD is required. Until a comprehensive agreement is finalized, SDCFPD requires County support, including use of County officers and employees, to ensure the continuity of services (Attachment A).

Today's proposed action is for the Board to appoint itself as the SDCFPD Board of Directors. If this action is taken, further proposed actions would authorize the County's Chief Administrative Officer and SDCFPD's Executive Director or designee to enter into an agreement outlining the organizational and financial structure between the two entities and adoption of a joint resolution to ensure the continuance of services within the SDCFPD jurisdictional area.

RECOMMENDATION(S)

CHIEF ADMINISTRATIVE OFFICER

Acting as the Board of Supervisors of the County of San Diego:

1. Find that the proposed actions are not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) because they involve organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.
2. Appoint the Board of Supervisors as the Board of Directors of the San Diego County Fire Protection District.

3. If the Board of Supervisors adopts Recommendation 2, adopt a joint resolution with the San Diego County Fire Protection District entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FIRE PROTECTION DISTRICT BOARD OF DIRECTORS AUTHORIZING THE USE OF COUNTY RESOURCES TO ENSURE CONTINUANCE OF FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES (Attachment A, on file with the Clerk of the Board).
4. If the Board of Supervisors adopts Recommendation 2, direct the Chief Administrative Officer to take all actions necessary to enter into and implement an agreement formalizing the organizational and financial structure with the San Diego County Fire Protection District, and amend as needed.

Acting as the Board of Directors of the San Diego County Fire Protection District:

1. Find that the proposed actions are not subject to the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15378(b)(5) because they involve organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment.
2. If the Board of Supervisors adopts Recommendation 2, adopt a joint resolution with the County entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FIRE PROTECTION DISTRICT BOARD OF DIRECTORS AUTHORIZING THE USE OF COUNTY RESOURCES TO ENSURE CONTINUANCE OF FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES (Attachment A, on file with the Clerk of the Board).
3. If the Board of Supervisors adopts Recommendation 2, authorize the Executive Director or designee to take all actions necessary to enter into and implement an agreement formalizing an organizational and financial structure with the County, and amend as needed.

FISCAL IMPACT STATEMENT

There is no fiscal impact associated with the requested action. There will be no change in net General Fund cost and no additional staff years.

BUSINESS IMPACT STATEMENT

N/A

(RELATES TO SAN DIEGO COUNTY FIRE PROTECTION DISTRICT AGENDA ITEM 1)

ACTION:

ON MOTION of Supervisor Fletcher, seconded by Supervisor Vargas, the Board of Supervisors took action as recommended, adopting Resolution No. 21-043 entitled: JOINT RESOLUTION OF THE COUNTY OF SAN DIEGO BOARD OF SUPERVISORS AND SAN DIEGO COUNTY FIRE PROTECTION DISTRICT BOARD OF DIRECTORS AUTHORIZING THE USE OF COUNTY RESOURCES TO ENSURE CONTINUANCE OF FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES.

AYES: Vargas, Anderson, Lawson-Remer, Fletcher, Desmond

State of California)
County of San Diego) §

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

ANDREW POTTER
Clerk of the Board of Supervisors



Signed
by Andrew Potter

