

**ANDERSON FIRE PROTECTION DISTRICT**



**BOARD OF DIRECTORS AGENDA**

**AUGUST 11, 2020**

**REGULAR MEETING – 5:00 P.M.**

**Fire Station/Training Room  
1925 Howard Street, Anderson, California**

**PARTICIPATION BY PUBLIC IN MEETING**

To address the Board on any particular issue, please fill out and submit a Speaker Request Form prior to the start of the meeting. Each Speaker will be limited to one five (5) minute opportunity to speak per agenda item, unless the Board makes an exception due to special Circumstances.

Effective July 1, 2008, the Brown Act requires any non-confidential documents or writings distributed to a majority of the Board of Directors less than 72 hours before a regular meeting will be made available to members of the public at the same time they are distributed.

Pursuant to the State's Open Meeting Law, the legislative body or its staff may briefly respond to comments or questions from members of the public; and if deemed necessary, refer the subject for follow-up and/or to schedule the matter on a subsequent Board agenda.

The Brown Act prohibits the Board from taking action on any item not placed on the printed Agenda in most cases.

In compliance with the Americans with Disabilities Act, the Anderson Fire Protection District will make available to members of the public any special assistance necessary to participate in this meeting. The public should contact the Clerk of the Board (378-6699) to make such a request. Notification 72 hours prior to the meeting will enable the Anderson Fire Protection District to make reasonable arrangements to ensure accessibility to this meeting.

**This is an Equal Opportunity Program. Discrimination is prohibited by Federal Law. Complaints of discrimination may be filed with the Secretary of Agriculture, Washington, D.C.**

**OPEN SESSION**

**1.0 CALL TO ORDER**

<b>ROLL CALL:</b>	CHAIRPERSON	TRISH CLARKE
	VICE CHAIRPERSON	JOHN DAY
	SECRETARY	JAMES YARBROUGH
	MEMBER	CHAD DOWNING
	MEMBER	JEFF HOGUE

**2.0 INVOCATION - CHAIRPERSON TO CHOOSE.**

**3.0 PLEDGE OF ALLEGIANCE - CHAIRPERSON TO CHOOSE.**

**4.0 PRESENTATIONS: - NONE**

**5.0 PUBLIC COMMENT PERIOD**

Any person may address the District Board on any subject pertaining to District business, which is not Listed on the agenda. This comment period is provided by the Ralph M. Brown Open Meeting Act (Government Code 54950 et seq.). The Board welcomes participation at Board meetings. Members of the public may address the Board on any item of interest to the public that is scheduled on the Agenda. In order for everyone to be heard, please limit your comments to 5 minutes or less. Any request that requires Board action may be set by the Board for a future agenda or referred to staff

**6.0 CONSENT AGENDA**

All items listed under the consent agenda are considered by the Board to be routine and will be enacted by one motion in the order listed below. There will be no separate discussion of these items, unless specified. Items may be removed to the regular agenda prior to the time the Directors vote on the motion to adopt the consent agenda. A Board member's vote in favor of the Consent Agenda is considered and recorded as a separate and affirmative vote in favor of each item listed. Motions in favor of the Consent Agenda are deemed to include a motion to waive the reading of any ordinance or resolution on the Consent Agenda. Items on tonight's consent agenda are:

**6.1 APPROVAL OF THE JULY 2020 REGULAR BOARD MEETING MINUTES**

**6.2 APPROVAL OF BILLS AND PAYROLL FOR THE MONTH OF JULY 2020**

**OPEN SESSION**

**7.0 PUBLIC HEARINGS**

A public hearing is an open consideration within a regular or special meeting of the Board, for which special notice has been given and may be required. When a public hearing is continued, noticing of the adjourned item is required as per Government Code 54955.1

**7.1. Consideration and introduction of ordinance dissolving Community Facilities District 2005-01 (Vegetation and Maintenance Services) (First Reading).**

**RECOMMENDED ACTION:**

- 1) Conduct a public hearing;
- 2) Introduction of ordinance dissolving Community Facilities District 2005-01 (First Reading) and set the ordinance for Enactment (Second Reading) at the regularly scheduled Board Meeting on September 8, 2020;
- 3) Direct the Clerk to read the ordinance by title only.

**8.0 ACTIONS ITEMS**

8.1. Consideration and approval of Resolution No. 2020-5, a resolution ordering the disbursement of all funds held by the Community Facilities District No. 2005-01 be distributed to the Skyview Estates Homeowner's Association in advance of the dissolution of the CFD.

8.2. Consideration and approval of Agreement between Skyview Estates Homeowners Association and the District for disbursement of CFD 2005-01 funds and acceptance by HOA to take over vegetation maintenance responsibilities.

**STAFF REPORTS**

**9.0. FIRE MARSHAL REPORT- Handout to be available @ meeting.**

**10.0 BATTALION CHIEF'S REPORT- Verbal update by Chief Lowe.**

**11.0. FIRE CHIEF'S REPORT – Written report.**

**12.0 DIRECTORS' REPORTS –**

**13.0 CLOSED SESSION - None**

14.0 ADJOURNMENT-

NEXT REGULARY SCHEDULED BOARD MEETING  
TUESDAY SEPTEMBER 8, 2020 5:00 PM  
FIRE STATION – TRAINING ROOM

6.1

**ANDERSON FIRE PROTECTION DISTRICT**



**MINUTES**

**JULY 14, 2020**

**REGULAR MEETING – 5:00 P.M.**

**Fire Station/Training Room  
1925 Howard Street, Anderson, California**

**PARTICIPATION BY PUBLIC IN MEETING**

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**OPEN SESSION**

**1.0 CALL TO ORDER**

<b>ROLL CALL:</b>	CHAIRPERSON	TRISH CLARKE	PRESENT
	VICE CHAIRPERSON	JOHN DAY	PRESENT
	SECRETARY	JAMES YARBROUGH	PRESENT
	MEMBER	CHAD DOWNING	PRESENT
	MEMBER	JEFF HOGUE	PRESENT

**2.0 INVOCATION - Led by Jeff Hogue**

**3.0 PLEDGE OF ALLEGIANCE - Led by Trish Clarke**

**4.0 PRESENTATIONS: - NONE**

**5.0 PUBLIC COMMENT PERIOD NONE**

Any person may address the District Board on any subject pertaining to District business, which is not Listed on the agenda. This comment period is provided by the Ralph M. Brown Open Meeting Act (Government Code 54950 et seq.). The Board welcomes participation at Board meetings. Members of the public may address the Board on any item of interest to the public that is scheduled on the Agenda. In order for everyone to be heard, please limit your comments to 5 minutes or less. Any request that requires Board action may be set by the Board for a future agenda or referred to staff

**6.0 CONSENT AGENDA**

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**6.1 APPROVAL OF THE JUNE 2020 REGULAR BOARD MEETING MINUTES**

**6.2 APPROVAL OF BILLS AND PAYROLL FOR THE MONTH OF JUNE 2020**

Moved: James Yarbrough  
Seconded: John Day  
Approved: All Ayes

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**OPEN SESSION**

**7.0 PUBLIC HEARINGS**

A public hearing is an open consideration within a regular or special meeting of the Board, for which special notice has been given and may be required. When a public hearing is continued, noticing of the adjourned item is required as per Government Code 54955.1

**8.0 ACTIONS ITEMS**

8.1 ADOPT RESOLUTION NO 2020-4. BI-ANNUAL REVIEW OF CONFLICT OF INTEREST CODE. APPROVING THE DISTRICT CONFLICT OF INTEREST CODE WITHOUT REVISIONS.

Moved: John Day  
Seconded: Jeff Hogue  
Approved: All Ayes

8.2 SHASTA LAFCO-NOTICE OF BALLOTING PERIOD TO ELECT SPECIAL DISTRICTS REPRESENTATIVES (PER THE ELECTION RULES, EACH INDEPENDENT DISTRICT MAY CAST UP TO THREE VOTES FROM THE LIST OF CANDIDATES). NOMINATED TRISH CLARKE.

Moved: James Yarbrough  
Seconded: John Day  
Approved: All Ayes

8.3 REVIEW OF PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF SHASTA AND THE ANDERSON FIRE PROTECTION DISTRICT

Moved: John Day  
Seconded: James Yarbrough  
Approved: All Ayes

**STAFF REPORTS**

**9.0 FIRE MARSHAL REPORT-**

Hand Out. Good news, no Covid in the Oak River Health Care Facility.

**10.0 BATTALION CHIEF'S REPORT-**

NONE

**11.0. FIRE CHIEF'S REPORT –**

Hand Out. Bought a Pallet of water from Grocery Outlet for \$300.00.

**12.0. DIRECTORS' REPORTS –**

Senior Center Tri Tip Sale this Saturday starting at Noon.

Jeff Hogue is still hoping for a Day Camp for the Scouts this year.

**13.0. CLOSED SESSION - in to Closed Session at 5:18 pm**

Conference with Legal Counsel – Existing Litigation (§ 54956.9)

⇒ Name of Case: McMillan v. County of Shasta, et al., Case No. 2:20-cv-00564-JAM-EFB

**Direction given to staff**

**Out of Closed Session at 5:30pm**

**14.0. ADJOURNMENT- at 5:30 pm**

Moved: James Yarbrough  
Seconded: John Day  
Approved: All Ayes



6.2

**JULY BILLS 2020**

CLAIMS PROCESSING PERIOD:  
BOARD MEETING HELD AUGUST 11, 2020

DISTRICT RFP #	PAYEE	INVOICE #	DESCRIPTION	ACCT #	AMOUNT
*	PERS RETIREMENT	100000016039773	PP 06/01/2020 -06/14/2020 EMPLOYER PP 06/01/2020 -06/14/2020 EMPLOYEE	018201 007000	1,939.45 1,785.57
*	PERS RETIREMENT	100000016039731	PP 06/01/2020 -06/14/2020 EMPLOYER PP 06/01/2020 -06/14/2020 EMPLOYEE	018201 007000	659.49 313.58
*	PERS RETIREMENT	100000016039791	PP 06/15/2020 - 06/28/2020 EMPLOYER PP 06/15/2020 - 06/28/2020 EMPLOYEE	018201 007000	1,885.36 1,735.77
*	PERS RETIREMENT	100000016039750	PP 06/15/2020 - 06/28/2020 EMPLOYER PP 06/15/2020 - 06/28/2020 EMPLOYEE	018201 007000	659.49 313.58
*	BLUE SHIELD DENTAL	201960001175	AUG DENTAL EMPLOYER SHARE	018300 007000	595.40 0.00
*	PERS HEALTH	100000016113227	AUG MEDICAL EMPLOYER	018300	16,236.33
*	PERS ACTUARIAL PLAN 1158	100000016092662	ACCRUED LIABILITY PLAN 1158 JULY	018201	404.07
*	PERS ACTUARIAL PLAN 25550	100000018092678	ACCRUED LIABILITY PLAN 25550 JULY	018201	170.55
*	PERS ACTUARIAL PLAN 1159	100000016092671	ACCRUED LIABILITY PLAN 1159 JULY	018201	10,645.69
*	CALPERS SS ADMIN ANNUAL FEE	100000016096712	OLD AGE SURVIVORS INSURANCE	018201	250.00
*	FASIS	FASIS-2021-0043	WORKERS COMP	018500	15,459.00
*	FAIRA	2020-37	PROPERTY AND LIABILITY INS	033102	11,268.00
*	POLAR REFRIGERATION	11771	MAINT ICE MAKER	033500	115.00
*	TONYS REFRIGERATION	63126	MAINT ICE MAKER	033500	173.00
*	FASTENERS	185608	EXHAUST SYSTEM	033526	5.46
*	ANDERSON TIRE PROS	4439	TIRES E-46	033526	753.54
*	PLACER GLASS	32229	INSTALL WINDSHIELD LADDER 46	033526	1,500.00
*	QUALITY SAW & MOWER	45474	GAS AND OIL	033500	177.72
*	GOLDEN STATE EMERG VEHICLE	C1023474	WINDSHIELD LADDER TRUCK	033526	1,701.76
*	OBSIDIAN	13341	IT	033529	32.50
*	OBSIDIAN	13305	IT	035529	25.00
*	OBSIDIAN	13342	IT	033529	32.50
*	OBSIDIAN	13343	IT	033529	32.50
*	OBSIDIAN	13344	IT	033529	32.50
*	DOWN RANGE	358308	CLOTHING KEITH WHITE	032300	347.46
*	ATT	14941116	MONTHLY BILL HISTORIC STATION	032500	40.13
*	ATT	14941121	MONTHLY BILL MAIN STATION	032500	111.74
*	LAUNDRY WORLD	213659	LAUNDRY SERVICE	032900	53.65
*	LAUNDRY WORLD	213264	LAUNDRY SERVICE	032900	38.15
*	LAUNDRY WORLD	212661	LAUNDRY SERVICE	032900	53.65
*	LAUNDRY WORLD	214064	LAUNDRY SERVICE	032900	38.15
*	LAUNDRY WORLD	212492	LAUNDRY SERVICE	032900	196.45
*	NAPA AUTO PARTS	XAJUN20A	HALOGEN SEALED BEAMS	033526	8.61

		APPARATAS	033526	19.37
*	NORCAL KENWORTH	Z255507 HOSE HUMP	033526	146.02
*	TERRILLS TRUCK ALIGNMENT	18237 TRUCK #46 ALIGNMENT	033526	250.00
*	ACE HARDWARE	XAJUN20A ROUND UP	032100	13.30
		CLEANER	032900	12.27
		AUGER DRAIN	032927	9.89
		HOSE SPLICER	033500	7.29
		HOSE SPLICER	033500	-7.29
		SHOP VAC	032900	35.81
		RENTAL AUGER	033500	32.10
*	HUE & CRY	754097 ALARM	033700	33.18
*	HUE & CRY	756415 ALARM	033700	33.18
*	AIRGAS	9102679614 OXYGEN	033900	227.58
*	WALMART	XA062520A COFFEE FILTERS	032900	2.97
*	ANDERSON TROPHIES	1482 WALL PLATE JOHN WOODS	035700	9.39
*	US BANK	XA062220A AMAZON	035700	51.72
		SPECTRUM	032500	99.99
		MICROSOFT	032500	50.00
		MICROSOFT	032500	4.00
		MICROSOFT	032500	63.60
		SPECTRUM	032500	62.68
	HAD TO BE PUT ON AUTO PAY	VERIZON (2 MONTHS)	032500	347.42
		AMAZON	032300	48.45
		ANDERSON FAMILY FIT	034100	319.00
		MICROSOFT	032500	52.00
		MICROSOFT	032500	4.00
		MICROSOFT	032500	50.00
		SPECTRUM	032500	99.99
*	MOORE & BOGENER	10544 LEGAL	034828	2,140.00
*	FLYERS	CFS-2318582 FUEL	035940	1,431.24
*	PH & S PRODUCTS	0013379-IN GLOVES	033902	574.32
*	SECURITY SHREDDING	116571 SHRED	034500	30.00
*	PG&E	XA080220B MAIN STATION ELEC	036100	1,991.19
*	PG&E	XA070220A BACK SHOP ELECT	036100	61.18
*	PG&E	XA080520B HISTORIC STATION	036100	37.58
*	PG&E	XA070320C MAIN STATION GAS	036100	67.48
	CITY OF ANDERSON WATER	1ST HYDRANT	036127	0.00
	CITY OF ANDERSON WATER	2ND HYDRANT	036127	0.00
*	LAFCO	LAFCO 2020-21 ADOPTION OF FINAL BUDGET	051387	2,920.00
		TOTAL ACCOUNTS PAYABLE		\$43,527.17
		PAYROLL & BENEFITS		\$37,594.33
		GRAND TOTAL		\$81,121.50

**DATED 08/11/2020**

\_\_\_\_\_  
Chairperson - Patricia A. "Trish" Clarke

\_\_\_\_\_  
Board Member - Chad Downing

\_\_\_\_\_  
Vice Chairperson - John Day

\_\_\_\_\_  
Board Member - Jeff Hogue

\_\_\_\_\_  
Secretary - James Yarbrough

Note: The above list of bills represents claims that were authorized by the Fire Chief, Deputy Chief or Battalion Chief and paid between board meetings and have now been reviewed and approved by the Board as noted by the signatures shown above (Re: Resolution 2016-11).

FOOTNOTES:

# Record Searchlight

PART OF THE USA TODAY NETWORK

ANDERSON FIRE PROTEC  
 1925 HOWARD ST  
 ANDERSON CA 96007-

Account	AD#	Net Amount	Gross Amount	Total Amount	Payment Method	Payment Amount	Amount Due
1211268	0004307477	\$144.60	\$144.60	\$144.60	Invoice	\$0.00	\$144.60

Product	# Ins	Column	Lines	Start Date	End Date	Amount	Unit
RRS-Redding Record Searchl	0	10	1	2.00	36	07/31/2020	07/31/2020 5.00 1
RRS-Redding.com	0	10	1	2.00	36	07/31/2020	07/31/2020 5.00 1

\* ALL TRANSACTIONS CONSIDERED PAID IN FULL UPON CLEARANCE OF FINANCIAL INSTITUTION

Text of Ad: 07/29/2020

**NOTICE OF PUBLIC HEARING TO CONSIDER ADOPTION OF ORDINANCE DISSOLVING COMMUNITY FACILITIES DISTRICT 2005-01 (VEGETATION MANAGEMENT AND MAINTENANCE SERVICES)**

NOTICE IS HEREBY GIVEN that the Anderson Fire Protection District will conduct a public hearing on Tuesday, August 11, 2020 at 5:00 p.m. in the Anderson Fire Hall located at 1925 Howard Street, Anderson California 96007. Persons interested in this matter are encouraged to attend the meeting at the above time and place. Written submittals may be made ahead of time or at the hearing.

**PLEASE NOTE COVID-19 REQUIREMENTS:** this meeting may be conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic.

**HEARING CONTENT DESCRIPTION:** The Anderson Fire Protection District will consider the removal of the Mello Roos Community Services District 2005-01 ("CFD"), which requires dissolution of the CFD by ordinance and recordation of an addendum cancelling the special tax lien. If the ordinance is passed following two readings, the CFD will not longer exist, and the vegetation management and maintenance will be the responsibility of the Vineyards Homeowners Association and the property owners.

**PROJECT LOCATION:** the Skyview Estate Subdivision (formerly called the Vineyard).

**DOCUMENT AVAILABILITY:** The proposed Addendum and all documents referenced therein are currently available and may be obtained at the Anderson Fire Protection District, 1925 Howard Street, Anderson, California 96007. July 31, 2020 4307477

**NOTICE OF PUBLIC HEARING TO CONSIDER ADOPTION OF ORDINANCE DISSOLVING  
COMMUNITY FACILITIES DISTRICT 2005-01 (VEGETATION MANAGEMENT AND  
MAINTENANCE SERVICES)**

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**PROJECT LOCATION:** The Skyview Estate Subdivision (formerly called the Vineyard).

**DOCUMENT AVAILABILITY:** The proposed Addendum and all documents referenced therein are currently available and may be obtained at the Anderson Fire Protection District, 1925 Howard Street, Anderson, California 96007.

ORDINANCE NO.2020-1

AN ORDINANCE OF THE ANDERSON FIRE PROTECTION DISTRICT DISSOLVING  
COMMUNITIES FACILITIES DISTRICT NO. 2005-01 (VEGETATION MANAGEMENT AND  
MAINTENANCE SERVICES) AND ORDERING THE RECORDATION OF AN ADDENDUM TO  
THE NOTICE OF SPECIAL TAX LIEN

WHEREAS, on November 8, 2005, the Board of the Anderson Fire Protection District ("District") held a public hearing and adopted Resolution No. 2005-11, a Resolution of the Board of the District of Formation of Community Facilities District No. 2005-01 and Authorizing the Levy of a Special Tax therein, forming "Community Facilities District No. 2005-01 (Vegetation Management and Maintenance Services)" ("CFD 2005-01"), authorizing the levy of a special tax therein to pay for certain public services described therein and preliminarily establishing an appropriations limit therefore, pursuant to the Mello-Roos Community Facilities Act of 1982, Chapter 2.5 Part 1 of Division 2 of Title 5, commencing with Section 53311, of the California Government code; and

WHEREAS, on February 14, 2006, by Resolution No. 2006-02, the District called and held the special election on the proposition of levying a special tax and, pursuant California Law, the ballot measure was passed and approved by more than two-thirds of the votes cast; and

WHEREAS, the final boundary map for CFD 2005-01 was recorded at Book 5, Page 61 of Maps of Assessment and Community Facilities Districts, Document No. AM-05-061, in the Office of the County Recorder for the County of Shasta, State of California; and

WHEREAS, on February 22, 2006, the Notice of Special Tax Lien for CFD 2005-01 was recorded in the Office of the County Recorder of the County of Shasta as Document No. 2006-0009072; and

WHEREAS, as of August 11, 2020, CFD 2005-01 is not obligated to pay any outstanding debt and is not authorized to levy any special tax pursuant to the Section 53338.5 of the California Government Code.

THE BOARD OF THE ANDERSON FIRE PROTECTION DISTRICT DOES ORDAIN AS FOLLOWS:

1. The name of the district to be dissolved is "Community Facilities District 2005-01 (Vegetation Management and Maintenance Services)" and is referred to in this ordinance as CFD 2005-01.
2. The Anderson Fire Protection District Board dissolves CFD 2005-01 and the levy of the special tax, pursuant to Section 53338.5 of the California Government Code, based on the following determinations:
  - (a) CFD 2005-01 is not obligated to pay any outstanding debt.
  - (b) CFD 2005-01 has no authorization to levy any special tax.
3. The District Clerk is ordered to file or cause to be filed an addendum to the Notice of Special Tax Lien recorded in the office of the Assessor, County Clerk and Recorder of the County of Shasta as Document No. 2006-0009072 entitled "Notice of Special Tax Lien" which addendum shall state that Community Facilities District No. 2005-1 and all associated liens have been dissolved and cancelled.
4. Effective Date and Posting of Ordinance.
  - (a) This Ordinance shall take effect thirty days from and after its adoption; and

(b) The District Clerk shall certify to the adoption of this ordinance, post a copy of this ordinance in the office of the Anderson Fire Protect District at least five days prior to its adoption and, and within fifteen days after the adoption of the Ordinance, the District Clerk shall post the ordinance at the Office of the Anderson Fire Protection District and publish the same in a newspaper of general circulation pursuant to California law.

The foregoing Ordinance was introduced at a regular meeting of the Anderson Fire Protection District Board held on August 11, 2020 and adopted at a regular meeting of the Board of the Anderson Fire Protection District on September 8, 2020, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Trish Clarke, Chairperson

ATTEST:

---

Mo Hern, District Clerk

**RESOLUTION NO. 2020-5**

**A RESOLUTION OF THE ANDERSON FIRE PROTECTION DISTRICT ORDERING THE DISBURSEMENT OF ALL FUNDS HELD BY THE COMMUNITY FACILITIES DISTRICT NO. 2005-01 BE DISTRIBUTED TO THE VINEYARDS HOMEOWNERS ASSOCIATION IN ADVANCE OF THE DISSOLUTION OF THE COMMUNITY FACILITIES DISTRICT**

WHEREAS, on November 8, 2005, the Board of the Anderson Fire Protection District ("District") held a public hearing and adopted Resolution No. 2005-11, a Resolution of the Board of the District of Formation of Community Facilities District No. 2005-01 and Authorizing the Levy of a Special Tax therein, forming "Community Facilities District No. 2005-01 (Vegetation Management and Maintenance Services)" ("CFD 2005-01"), authorizing the levy of a special tax therein to pay for certain public services described therein and preliminarily establishing an appropriations limit therefore, pursuant to the Mello-Roos Community Facilities Act of 1982, Chapter 2.5 Part 1 of Division 2 of Title 5, commencing with Section 53311, of the California Government code; and

WHEREAS, on February 14, 2006, by Resolution No. 2006-02, the District called and held the special election on the proposition of levying a special tax and, pursuant California Law, the ballot measure was passed and approved by more than two-thirds of the votes cast; and

WHEREAS, the final boundary map for CFD 2005-01 was recorded at Book 5, Page 61 of Maps of Assessment and Community Facilities Districts, Document No. AM-05-061, in the Office of the County Recorder for the County of Shasta, State of California; and

WHEREAS, on February 22, 2006, the Notice of Special Tax Lien for CFD 2005-01 was recorded in the Office of the County Recorder of the County of Shasta as Document No. 2006-0009072; and

WHEREAS, the District seeks to dissolve CFD 2005-01, but still holds \$12,036.13 of funds collected through the tax; and

WHEREAS, pursuant to Section 5338.5 of the California Government Code, the District must determine that it is not obligated to pay any outstanding debt before dissolution can occur. The remaining amount held by CFD 2005-01 may be considered a debt remaining owed to perform the public services. In order to resolve that issue, the District, through this order, seeks to direct payment of the monies collected to the Skyview Home Owners Association.

NOW, THEREFORE, BE IT RESOLVED BY THE ANDERSON FIRE PROTECTION DISTRICT THAT:

1. The recitals set forth above are true and correct and are incorporated herein by reference.
2. The District shall pay the remaining \$12,036.13 in CFD 2005-01 to the Skyview Homeowner's Association for the vegetation maintenance and management.
3. The Board of the Anderson Fire Protection District authorizes the Fire Chief to take any and all actions required to transfer the funds from CFD 2005-01 to the Skyview Homeowners' Association.

This resolution shall take effect immediately upon its adoption and approval.

ADOPTED AND APPROVED on \_\_\_\_\_, 2020 by the following vote:



AYES:  
NOES:  
ABSTAIN:  
ABSENT:

\_\_\_\_\_  
Trish Clarke,  
Chair, Anderson Fire Protection District

ATTEST:

\_\_\_\_\_  
Mo Hern, District Clerk

7.2

**AGREEMENT FOR DISBURSEMENT OF FUNDS FOR VEGETATION  
MANAGEMENT AND MAINTENANCE SERVICES**

This Agreement for the Disbursement of Funds for Vegetation Management and Maintenance Services ("Agreement") is entered into on August 11, 2020 by and between the Anderson Fire Protection District ("District") and the Skyview Estates (formerly called the Vineyards) Community Association ("HOA"). The District and the HOA may collectively be referred to as the "Parties."

**RECITALS**

WHEREAS, on November 8, 2005, the District held a public hearing and adopted Resolution No. 2005-11, a Resolution of the Board of the District of Formation of Community Facilities District No. 2005-01 and Authorizing the Levy of a Special Tax therein, forming "Community Facilities District No. 2005-01 (Vegetation Management and Maintenance Services)" ("CFD 2005-01"), authorizing the levy of a special tax therein to pay for certain public services described therein and preliminarily establishing an appropriations limit therefore, pursuant to the Mello-Roos Community Facilities Act of 1982, Chapter 2.5 Part 1 of Division 2 of Title 5, commencing with Section 53311, of the California Government code; and

WHEREAS, on February 14, 2006, by Resolution No. 2006-02, the District called and held the special election on the proposition of levying a special tax and, pursuant California Law, the ballot measure was passed and approved by more than two-thirds of the votes cast; and

WHEREAS, the final boundary map for CFD 2005-01 was recorded at Book 5, Page 61 of Maps of Assessment and Community Facilities Districts, Document No. AM-05-061, in the Office of the County Recorder for the County of Shasta, State of California; and

WHEREAS, on February 22, 2006, the Notice of Special Tax Lien for CFD 2005-01 was recorded in the Office of the County Recorder of the County of Shasta as Document No. 2006-0009072; and

WHEREAS, the District seeks to dissolve CFD 2005-01, which it is permitted to do completely within its discretion pursuant to the Government Code, but still holds \$12,036.13 of funds collected through the tax; and

WHEREAS, the District wishes to disburse these remaining funds to the HOA in exchange for the HOA agreeing to utilize said funds for vegetation management and maintenance, and the HOA agrees to the same.

Based on the recitals above, the Parties agree as follows:

**ARTICLE I. AGREEMENT FOR THE DISBURSEMENT OF FUNDS**

From and after the execution of this Agreement, the following will occur, all of which shall be acknowledged by the Parties:

(a) The District will disburse a check in the amount of \$12,036.13 to the HOA, which constitutes the amount remaining in CFD 2005-01. The HOA may request an accounting of the

CFD 2005-01 funds, a copy of which will be timely provided by the District. This disbursement shall occur within thirty (30) days of the enactment of an ordinance dissolving CFD 2005-01.

(b) At the same time that the funds are disbursed pursuant to subsection (a) above, the District will also provide the HOA will four (4) string trimmers (also called “weed eaters”) which were purchased specifically for the management and the maintenance responsibilities of the CFD.

(c) The HOA agrees that the funds and personal property received pursuant to subsection (a) and (b) above will be used for vegetation management and maintenance in the Skyview Estates subdivision in a manner determined by the Board of the HOA.

#### **ARTICLE II. RELEASE OF CLAIMS**

The HOA agrees to release and forever discharge the District for any claims, actions, complaints, or other liability with respect to the CFD 2005-01. This release is being extended by the HOA and its members, administrators, officials, directors, agents, employees, and/or representatives, to the District, and its directors, officials, agents, employees, assigns, and/or representatives. The scope of this release is limited solely to the CFD 2005-01 and the funds disbursed pursuant to this Agreement.

#### **ARTICLE III. AUTHORITY**

Each party to this Agreement hereby warrants to all other parties that they have full authority to bind the entity on behalf the signing party is purposing to act, and that this authority will be reflected in the appropriate minutes or resolution acted upon by the entity, a copy of which will be provided upon request.

#### **ARTICLE IV. ASSIGNMENT**

Neither this Agreement nor any portion thereof may be assigned without the written consent of either party to this Agreement.

#### **ARTICLE V. GOVERNING LAW**

This Agreement shall be governed by and construed in accordance with the laws of the State of California.

#### **ARTICLE VI. RESOLUTION OF AMBIGUITIES**

If any ambiguity exists in this Agreement, or in any specific provision hereof, neither the Agreement nor the provision shall be construed against the party that drafted the Agreement.

#### **ARTICLE VII. ENTIRE AGREEMENT**

This Agreement contains all of the terms and conditions agreed upon by the parties, and constitutes the full understanding between the parties, superseding any previous agreements. Except as otherwise provided herein, no other understandings, oral or otherwise, regarding the subject matter of this Agreement shall be deemed to exist or to bind any of the parties thereto.

**ARTICLE VIII. SEVERABILITY**

If any provision of this Agreement is determined by a court of competent jurisdiction to be unenforceable in any circumstance, such determination shall no affect the validity or enforceability of the remaining terms and provisions hereof or the offending provisions in any other circumstance.

IN WITNESS WHEREOF, this Agreement is effective as of the latest date set forth below.

ANDERSON FIRE PROTECTION  
DISTRICT

Date: \_\_\_\_\_

By: \_\_\_\_\_

Patricia Clarke, Chairperson

SKYVIEW ESTATES COMMUNITY  
ASSOCIATION

Date: \_\_\_\_\_

By: \_\_\_\_\_

[Designated Representative]

11-0



# ANDERSON

## FIRE PROTECTION DISTRICT

1925 Howard St. Anderson, CA 96007

(530) 378-6699 Fax: (530) 378-6697

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### Fire Chief's Report

August 11, 2020

#### Department Update(s)

- The staff has again started the process to begin the impact fee study and service fee schedule for the department. Along with this, we have met with City Staff to renew our services agreement contract for them collecting our fees.
- We have added one more Reserve BC to our agency and that is Keith White who is retired from Cal Fire. Chief White has 30 plus years of experience and most of that comes from working in Shasta County and at one point was stationed at AFD when the county engine was housed here. Please welcome Chief White to our team.
- Continue to work on updating the policy and procedure manual.
- Things are now returning to as normal as possible. We will have regular Board meetings with social distancing.
- We should be receiving FEMA SAFER grant reimbursement any day.
- Cal OES Incident Support Unit should be delivered by the end of August.
- We will have two vacant board positions at the end of the year. Mr. Day and Mr. Hogue. Both will hopefully re-run for their positions.
- We will have a public hearing and two action items that pertain to dissolving of the Vegetation Management project of the Pleasant Hills subdivision. If you remember this is the project where we must provide the vegetation management around the subdivision and this year has been extremely difficult to complete due to COVID-19



# ANDERSON FIRE PROTECTION DISTRICT

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and the inability to secure an inmate fire crew to complete the work. The HOA has already worked with a private entity to do the work on their behalf and now is a good time for us to dissolve the CFD and turn the onus and monies back to the HOA. The HOA is in agreement that this project can best be managed by the association. Staff recommendation is to move ahead with dissolving the CFD.

- Call volume is back to normal and even slightly higher than average.
- We are in the process to fill the vacant Captains position and hope to have a candidate selected by the end of August.
- Working on revamping the department website so we can update it more often and complete the build out.

### Investigations

- Follow-up on open cases as time allows.
- The preliminary hearing for the Cottonwood arson case has been changed to October 2020.

### Meetings/Significant Events

- Meeting with our cooperators to establish countywide protocols on how we will respond to an active shooter/mass violence incident. We are hoping to have a county wide drill November 2020.

Respectfully,

A handwritten signature in blue ink, appearing to read "Steve Lowe", is written over a light blue rectangular background.

Steve Lowe, Fire Chief

# Anderson Fire Protection District

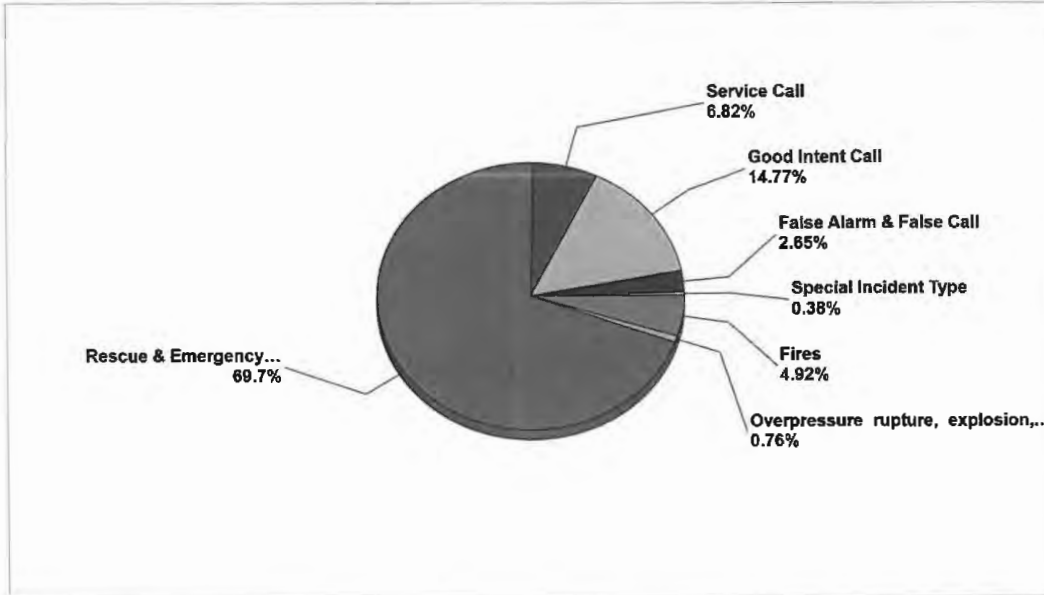
Anderson, CA

This report was generated on 8/6/2020 2:28:29 PM



## Breakdown by Major Incident Types for Date Range

Zone(s): All Zones | Start Date: 07/01/2020 | End Date: 07/31/2020



MAJOR INCIDENT TYPE	# INCIDENTS	% of TOTAL
Fires	13	4.92%
Overpressure rupture, explosion, overheating - no fire	2	0.76%
Rescue & Emergency Medical Service	184	69.7%
Service Call	18	6.82%
Good Intent Call	39	14.77%
False Alarm & False Call	7	2.65%
Special Incident Type	1	0.38%
<b>TOTAL</b>	<b>264</b>	<b>100%</b>

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.

Detailed Breakdown by Incident Type		
INCIDENT TYPE	# INCIDENTS	% of TOTAL
111 - Building fire	2	0.76%
131 - Passenger vehicle fire	1	0.38%
142 - Brush or brush-and-grass mixture fire	7	2.65%
143 - Grass fire	1	0.38%
154 - Dumpster or other outside trash receptacle fire	1	0.38%
162 - Outside equipment fire	1	0.38%
243 - Fireworks explosion (no fire)	2	0.76%
321 - EMS call, excluding vehicle accident with injury	174	65.91%
322 - Motor vehicle accident with injuries	8	3.03%
324 - Motor vehicle accident with no injuries.	1	0.38%
363 - Swift water rescue	1	0.38%
553 - Public service	13	4.92%
554 - Assist invalid	1	0.38%
561 - Unauthorized burning	2	0.76%
571 - Cover assignment, standby, moveup	2	0.76%
611 - Dispatched & cancelled en route	33	12.5%
622 - No incident found on arrival at dispatch address	1	0.38%
651 - Smoke scare, odor of smoke	5	1.89%
700 - False alarm or false call, other	2	0.76%
715 - Local alarm system, malicious false alarm	1	0.38%
736 - CO detector activation due to malfunction	2	0.76%
740 - Unintentional transmission of alarm, other	1	0.38%
745 - Alarm system activation, no fire - unintentional	1	0.38%
900 - Special type of incident, other	1	0.38%
<b>TOTAL INCIDENTS:</b>	<b>264</b>	<b>100%</b>

Only REVIEWED and/or LOCKED IMPORTED incidents are included. Summary results for a major incident type are not displayed if the count is zero.