

**CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT**  
**BOARD CHAMBERS, ADMINISTRATION BUILDING, 1025 ESCOBAR STREET**  
**MARTINEZ, CALIFORNIA 94553-1229**

**KAREN MITCHOFF, CHAIR**

**FEDERAL D. GLOVER, VICE CHAIR**

**JOHN GIOIA**

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**DIANE BURGIS**

**MONICA NINO, CLERK OF THE BOARD AND COUNTY ADMINISTRATOR, (925) 655-2075**

**LEWIS T. BROSCARD III, FIRE CHIEF**

**To slow the spread of COVID-19, in lieu of a public gathering, the Board meeting will be accessible via television and live-streaming to all members of the public as permitted by Government Code section 54953(e). Board meetings are televised live on Comcast Cable 27, ATT/U-Verse Channel 99, and WAVE Channel 32, and can be seen live online at [www.contracosta.ca.gov](http://www.contracosta.ca.gov).**

PERSONS WHO WISH TO ADDRESS THE BOARD DURING PUBLIC COMMENT OR WITH RESPECT TO AN ITEM THAT IS ON THE AGENDA MAY CALL IN DURING THE MEETING BY DIALING **888-278-0254** FOLLOWED BY THE ACCESS CODE **843298#**. To indicate you wish to speak on an agenda item, please push "#2" on your phone. Access via Zoom is also available via the following link: <https://ccccounty-us.zoom.us/j/87344719204>. To indicate you wish to speak on an agenda item, please "raise your hand" in the Zoom app. To provide your contact information, please contact Clerk of the Board at [clerkoftheboard@cob.cccounty.us](mailto:clerkoftheboard@cob.cccounty.us) or call 925-655-2000.

Meetings of the Board are closed-captioned in real time. Public comment generally will be limited to two minutes. Your patience is appreciated. A Spanish language interpreter is available to assist Spanish-speaking callers.

A lunch break or closed session may be called at the discretion of the Board Chair. Staff reports related to open session items on the agenda are also accessible online at [www.contracosta.ca.gov](http://www.contracosta.ca.gov).

**AGENDA**  
**March 8, 2022**

**1:00 P.M.** Convene and call to order.

**CONSIDER CONSENT ITEMS** (Items listed as C.1 through C.12 on the following agenda) – Items are subject to removal from Consent Calendar by request of any Director or on request for discussion by a member of the public. **Items removed from the Consent Calendar will be considered with the Discussion Items.**

**DISCUSSION ITEMS**

D. 1 CONSIDER Consent Items previously removed.

D. 2 PUBLIC COMMENT (2 Minutes/Speaker)

- D.3** CONSIDER accepting the 2021 Occupancy Inspection Compliance Report and ADOPT Resolution No. 2022/1. (Lewis T. Broschard III, Fire Chief)
- D.4** HEARING to consider adopting Ordinance No. 2022-12, authorizing the Contra Costa County Fire Protection District to increase its emergency ambulance service fees within Emergency Response Areas 1, 2, and 5 in Contra Costa County. (Lewis T. Broschard III, Fire Chief)
- D.5** CONSIDER accepting a report from the Deputy Fire Chief providing a status summary for Contra Costa County Fire Protection District fire station construction projects. (Aaron J. McAlister, Deputy Fire Chief)
- D.6** CONSIDER accepting a report from the Fire Chief providing a status summary for ongoing Fire District activities and initiatives. (Lewis T. Broschard III, Fire Chief)
- D.7** CONSIDER adopting District goals and financing policies for community facilities districts; and adopting Resolution No. 2022/4, a Resolution of Intention to establish a Mello-Roos Community Facilities District and levy a special tax to fund citywide fire protection and emergency response services in the City of Antioch, as recommended by the Fire Chief. (Lewis T. Broschard III, Fire Chief)

### **CONSENT ITEMS**

- C. 1** APPROVE and AUTHORIZE the Auditor-Controller, on behalf of the Contra Costa County Fire Protection District, to make payments for Basic Life Support ambulance services to Bay Medic Transportation in an amount not to exceed \$20,645 for the period January 1, 2022, through January 31, 2022, Pro Transport in an amount not to exceed \$3,015 for the period January 1, 2022, through January 31, 2022, and Royal Ambulance in an amount not to exceed \$11,848 for the period January 1, 2022, through February 10, 2022. (100% EMS Transport Fund)
- C. 2** RATIFY the Fire District's grant application; APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the State Homeland Security Grant Program, in an amount not to exceed \$500,000 for the purchase of Very High Frequency radio system hardware and equipment. (100% Federal)
- C. 3** RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the State Homeland Security Grant Program, in an amount not to exceed \$50,000 for the purchase of communications mobile gateway equipment. (100% Federal)

- C. 4** RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the State Homeland Security Grant Program, in an amount not to exceed \$156,000 for the purchase of Incident Management Team training classes. (100% Federal)
- C. 5** RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative Grants Program in an amount not to exceed \$118,213 for the purchase of a large incident service vehicle. (100% Federal)
- C. 6** APPROVE and AUTHORIZE the Auditor-Controller, on behalf of the Contra Costa County Fire Protection District, to make a payment to the State of California Department of Health Care Services in an amount not to exceed \$1,293,421 for the Ground Emergency Medical Transportation Quality Assurance Fee for ambulance transports provided by the Contra Costa County Fire Protection District in the months of July through December (Quarters 3 and 4) of 2021. (100% CCCFPD EMS Transport Fund)
- C. 7** RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative Grants Program in an amount not to exceed \$40,000 for the purchase of acoustic listening devices. (100% Federal)
- C. 8** RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative Grants Program in an amount not to exceed \$55,000 for the purchase of one set of hydraulic breaching/breaking tools. (100% Federal)
- C. 9** APPROVE and AUTHORIZE the Purchasing Agent to execute, on behalf of the Fire Chief, a purchase order with TriTech Software Systems, in an amount not to exceed \$260,000, for the continued annual maintenance of the Contra Costa County Fire Protection District's 911 Computer Aided Dispatch system for the period May 1, 2022, through April 30, 2023. (100% CCCFPD EMS Transport Fund)
- C.10** RATIFY the Fire District's grant application; APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the U.S. Department of Homeland Security, Federal Emergency Management Agency, Assistance to Firefighters Grants Program in an amount not to exceed \$49,950 to expand the Contra Costa County Fire Protection District's Physical Therapy Program. (90% Federal, 10% local match)

- C.11** RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative Grants Program in an amount not to exceed \$325,000 for the purchase of a Hooklift Prime Mover. (100% Federal)
- C.12** APPROVE and AUTHORIZE the Fire Chief, or designee, to execute a software subscription agreement with Albanese Consulting, Inc, in an amount not to exceed \$15,000 for a records management system for fire investigations, for the period March 8, 2022, to March 7, 2025. (100% CCCFPD Operating Fund)

### **GENERAL INFORMATION**

The Board meets in its capacity as the Board of Directors of the Contra Costa County Fire Protection District pursuant to Ordinance Code Section 24-2.402. Persons who wish to address the Board of Directors should complete the form provided for that purpose and furnish a copy of any written statement to the Clerk.

Any disclosable public records related to an open session item on a regular meeting agenda and distributed by the Clerk of the Board to a majority of the members of the Board of Directors less than 72 hours prior to that meeting are available for public inspection at 1025 Escobar Street, First Floor, Martinez, CA 94553, during normal business hours. All matters listed under CONSENT ITEMS are considered by the Board of Directors to be routine and will be enacted by one motion. There will be no separate discussion of these items unless requested by a member of the Board or a member of the public prior to the time the Commission votes on the motion to adopt. Persons who wish to speak on matters set for PUBLIC HEARINGS will be heard when the Chair calls for comments from those persons who are in support thereof or in opposition thereto. After persons have spoken, the hearing is closed and the matter is subject to discussion and action by the Board. Comments on matters listed on the agenda or otherwise within the purview of the Board of Directors can be submitted to the office of the Clerk of the Board via mail: Contra Costa County Fire Protection District Board of Directors, 1025 Escobar Street first floor, Martinez, CA 94553; by fax: 925-655-2006 or to [clerkoftheboard@cob.cccounty.us](mailto:clerkoftheboard@cob.cccounty.us).

The District will provide reasonable accommodations for persons with disabilities planning to attend Board meetings who contact the Clerk of the Board at least 24 hours before the meeting, at (925) 655-2000. An assistive listening device is available from the Clerk, First Floor. Copies of recordings of all or portions of a Board meeting may be purchased from the Clerk of the Board. Please telephone the Office of the Clerk of the Board, (925) 655-2000, to make the necessary arrangements. Applications for personal subscriptions to the Board Agenda may be obtained by calling the Office of the Clerk of the Board, (925) 655-2000. The Board of Directors' agenda and meeting materials are available for inspection at least 96 hours prior to each meeting at the Office of the Clerk of the Board, 1025 Escobar Street, First floor, Martinez, California.

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[www.co.contra-costa.ca.us](http://www.co.contra-costa.ca.us)



## **ADVISORY COMMISSION**

The Contra Costa County Fire Protection District Advisory Fire Commission is scheduled to meet next on Monday, April 11, 2022, at 7:00 p.m. at their Administrative Office, 4005 Port Chicago Highway, Suite 250, Concord, CA 94520.

**AGENDA DEADLINE: Thursday, 12 noon, 12 days before the Tuesday Board meetings.**

### **Glossary of Acronyms, Abbreviations, and other Terms (in alphabetical order):**

The Contra Costa County Fire Protection District has a policy of making limited use of acronyms, abbreviations, and industry-specific language in its Board of Supervisors meetings and written materials. Following is a list of commonly used language that may appear in oral presentations and written materials associated with Board meetings:

**AB** Assembly Bill  
**ABAG** Association of Bay Area Governments  
**ACA** Assembly Constitutional Amendment  
**ADA** Americans with Disabilities Act of 1990  
**AFSCME** American Federation of State County and Municipal Employees  
**ARRA** American Recovery & Reinvestment Act of 2009  
**BAAQMD** Bay Area Air Quality Management District  
**BART** Bay Area Rapid Transit District  
**BayRICS** Bay Area Regional Interoperable Communications System  
**BGO** Better Government Ordinance  
**BOC** Board of Commissioners  
**CALTRANS** California Department of Transportation  
**CAER** Community Awareness Emergency Response  
**CAL-EMA** California Emergency Management Agency  
**CAO** County Administrative Officer or Office  
**CCE** Community Choice Energy  
**CBC** California Building Code  
**CCCPCD (ConFire)** Contra Costa County Fire Protection District  
**CCHP** Contra Costa Health Plan  
**CCTA** Contra Costa Transportation Authority  
**CCRMC** Contra Costa Regional Medical Center  
**CCWD** Contra Costa Water District  
**CFC** California Fire Code  
**CFDA** Catalog of Federal Domestic Assistance  
**CEQA** California Environmental Quality Act  
**CIO** Chief Information Officer  
**COLA** Cost of living adjustment  
**ConFire (CCCPCD)** Contra Costa County Fire Protection District  
**CPA** Certified Public Accountant  
**CPF** – California Professional Firefighters  
**CPI** Consumer Price Index  
**CSA** County Service Area

**CSAC** California State Association of Counties  
**CTC** California Transportation Commission  
**dba** doing business as  
**EBMUD** East Bay Municipal Utility District  
**ECCFPD** East Contra Costa Fire Protection District  
**EIR** Environmental Impact Report  
**EIS** Environmental Impact Statement  
**EMCC** Emergency Medical Care Committee  
**EMS** Emergency Medical Services  
**et al.** et alii (and others)  
**FAA** Federal Aviation Administration  
**FEMA** Federal Emergency Management Agency  
**FTE** Full Time Equivalent  
**FY** Fiscal Year  
**GIS** Geographic Information System  
**HCD** (State Dept of) Housing & Community Development  
**HHS** (State Dept of ) Health and Human Services  
**HOV** High Occupancy Vehicle  
**HR** Human Resources  
**HUD** United States Department of Housing and Urban Development  
**IAFF** International Association of Firefighters  
**ICC** International Code Council  
**IFC** International Fire Code  
**Inc.** Incorporated  
**IOC** Internal Operations Committee  
**ISO** Industrial Safety Ordinance  
**JPA** Joint (exercise of) Powers Authority or Agreement  
**Lamorinda** Lafayette-Moraga-Orinda Area  
**LAFCo** Local Agency Formation Commission  
**LLC** Limited Liability Company  
**LLP** Limited Liability Partnership  
**Local 1** Public Employees Union Local 1  
**Local 1230** Contra Costa County Professional Firefighters Local 1230  
**MAC** Municipal Advisory Council  
**MBE** Minority Business Enterprise  
**MIS** Management Information System  
**MOE** Maintenance of Effort  
**MOU** Memorandum of Understanding  
**MTC** Metropolitan Transportation Commission  
**NACo** National Association of Counties  
**NEPA** National Environmental Policy Act  
**NFPA** National Fire Protection Association  
**OES-EOC** Office of Emergency Services-Emergency Operations Center  
**OPEB** Other Post Employment Benefits  
**OSHA** Occupational Safety and Health Administration  
**PACE** Property Assessed Clean Energy  
**PARS** Public Agencies Retirement Services  
**PEPRA** Public Employees Pension Reform Act

**RFI** Request For Information  
**RFP** Request For Proposal  
**RFQ** Request For Qualifications  
**SB** Senate Bill  
**SBE** Small Business Enterprise  
**SEIU** Service Employees International Union  
**SUASI** Super Urban Area Security Initiative  
**SWAT** Southwest Area Transportation Committee  
**TRANSPAC** Transportation Partnership & Cooperation (Central)  
**TRANSPLAN** Transportation Planning Committee (East County)  
**TRE** or **TTE** Trustee  
**TWIC** Transportation, Water and Infrastructure Committee  
**UASI** Urban Area Security Initiative  
**UCOA** United Chief Officers Association  
**vs.** versus (against)  
**WAN** Wide Area Network  
**WBE** Women Business Enterprise  
**WCCTAC** West Contra Costa Transportation Advisory Committee



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: 2021 Occupancy Inspection Compliance Report

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**RECOMMENDATION(S):**

ACCEPT the 2021 Occupancy Inspection Compliance Report from the Fire Chief pursuant to Sections 13146.2 and 13146.3 of the California Health & Safety Code; and ADOPT Resolution No. 2022/1 acknowledging receipt of the report pursuant to Section 13146.4 of the California Health & Safety Code.

**FISCAL IMPACT:**

There is no fiscal impact to the adoption of this resolution.

**BACKGROUND:**

Section 13146.2 requires the Contra Costa County Fire Protection District (District) to annually inspect all hotels, motels, lodging houses, apartment houses and dwellings, and associated accessory structures for compliance with building standards and other regulations of the State Fire Marshal. Single family dwellings, including duplexes, are excluded. The occupancies covered by this statute are defined in the "Group R" occupancy classifications within the California Fire and Building Codes.

Section 13146.3 requires the District to inspect all public or private schools not less than once per year. The occupancies covered by this statute are defined in the "Group E" occupancy classifications within the California Fire and Building Codes. It should be noted that a school is defined as containing grades K-12 and does not include day care, colleges, or adult learning facilities.

Effective January 1, 2019, Section 13146.4 of the California Health and Safety Code requires all city or county fire departments and fire districts responsible for conducting mandated annual occupancy inspections of Group E and Group R occupancies to report annually to their governing body on their compliance with these two mandated inspection programs. Additionally, the governing body is required to adopt a resolution acknowledging receipt of the report.

For the calendar year 2021 reporting period, the District completed 100% of the required annual inspections of both Group E and Group R occupancies within its jurisdiction.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis T. Broschard III, Fire Chief (925)  
941-3300

By: , Deputy

cc:

BACKGROUND: (CONT'D)

CONSEQUENCE OF NEGATIVE ACTION:

If the Board fails to accept the report and adopt the resolution, the District will be in violation of Section 13146.4 of the California Health and Safety Code until such time as a report is accepted and a resolution is adopted.

ATTACHMENTS

Resolution 2022/1

# THE BOARD OF DIRECTORS OF THE CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

Adopted this Resolution on 03/08/2022 by the following vote:

AYE: ☐  
NO: ☐  
ABSENT: ☐  
ABSTAIN: ☐  
RECUSE: ☐



## Resolution No. 2022/1

In The Matter Of: Acknowledgement of receipt of the Contra Costa County Fire Protection District's 2021 Occupancy Inspection Compliance Report,

WHEREAS, California Health & Safety Code Section 13146.4 was added in 2018, and became effective on January 1, 2019; and

WHEREAS, California Health & Safety Code Sections 13146.2 and 13146.3 requires all fire departments, including the Contra Costa County Fire Protection District, that provide fire protection services to perform annual inspections in every building used as hotels, motels, lodging houses, apartment houses and dwellings, and associated accessory structures for compliance with building standards and other regulations of the State Fire Marshal, as provided; and

WHEREAS, California Health & Safety Code Section 13146.2 requires all fire departments that provide fire protection services, including the Contra Costa County Fire Protection District, to report annually to its administering authority on its compliance with Sections 13146.2 and 13146.3; and

WHEREAS, the Contra Costa County Fire Protection District Board of Directors intends this Resolution to fulfill the requirements of the California Health & Safety Code regarding acknowledgment of the Contra Costa County Fire Protection District's compliance with California Health and Sections 13146.2 and 13146.3;

NOW, THEREFORE, BE IT RESOLVED that the Contra Costa County Fire Protection District Board of Directors expressly acknowledges the measure of compliance of the Contra Costa County Fire Protection District with California Health and Safety Code Sections 13146.2 and 13146.3 in the area encompassed by the Contra Costa County Fire Protection District in 2021, as follows:

A. EDUCATIONAL GROUP E OCCUPANCIES Educational Group E occupancies are those public and private schools used by more than six persons at any one time for educational purposes, including kindergarten through the 12th grade. Within the Contra Costa County Fire Protection District, there were 184 such Group E occupancies, buildings, structures and/or facilities.

During calendar year 2021, the Contra Costa County Fire Protection District completed the annual inspection of all Group E occupancies, buildings, structures and/or facilities.

B. RESIDENTIAL GROUP R OCCUPANCIES Residential Group R occupancies, for the purposes of this resolution, are generally those occupancies containing sleeping units, and include hotels, motels, apartments (three units or more), as well as other residential occupancies (including a number of residential care facilities). Within the Contra Costa County Fire Protection District there were 7,155 Group R (R-1, R-2, R-2.1, and R-4) occupancies, including accessory and secondary structures, of this nature known to the District. Not included within this list are all Group R occupancies in the planning, design, or new construction phase that are not constructed or occupied, as well as duplex residential occupancies which should be classified as Group R-3 (single family) occupancies.

During calendar year 2021, the Contra Costa County Fire Protection District completed the annual inspection of all constructed and occupied Group R occupancies, buildings, structures and/or facilities.

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Contact: Lewis T. Broschard III, Fire Chief (925)  
941-3300

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc:



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

**Subject:** Emergency Ambulance Service Rate Schedule Revision

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**RECOMMENDATION(S):**

1. OPEN the public hearing on Ordinance No. 2022-12, an ordinance authorizing the Contra Costa County Fire Protection District to increase its emergency ambulance service fees effective May 1, 2022.
2. RECEIVE testimony and CLOSE the public hearing.
3. ADOPT Ordinance No. 2022-12.

**FISCAL IMPACT:**

This ordinance will allow the Contra Costa County Fire Protection District to recover the increased costs associated with the provision of emergency ambulance services in Emergency Response Areas (ERAs) 1, 2, and 5 within Contra Costa County beginning May 1, 2022.

**BACKGROUND:**

The Emergency Ambulance Services contract between Contra Costa County and the Contra Costa County Fire Protection District ("District") establishes the rates

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief (925)  
941-3300

By: , Deputy

cc:



#### BACKGROUND: (CONT'D)

the District is authorized to charge for providing emergency ambulance services (the "Ambulance Contract").

The District currently charges Emergency Ambulance Services patients the following amounts: Emergency Ambulance Response Base Rate of \$2,565; a Mileage Rate of \$62 for each mile traveled with a loaded patient; an Oxygen Administration Charge of \$215; and \$550 for Treat and Refused Transport. The District is not authorized to charge more or less than the rates specified in the Ambulance Contract. The current rates became effective May 27, 2022.

Ambulance system costs include, but are not limited to, payments to the District's subcontractor American Medical Response West ("AMR"), billing service provider payments, acquisition of ambulance vehicles and equipment, dispatcher wages and benefits, administrative wages and benefits, system software and hardware upgrades, consulting fees, banking fees, and other costs. The largest cost driver in the ambulance system is payments to AMR. These payments to AMR account for over 80% of system costs.

The Emergency Ambulance Services contract between the District and AMR (the "Ambulance Subcontract") establishes the hourly ambulance unit rates the District pays AMR for providing emergency ambulance services. The Ambulance Subcontract requires the hourly rates paid by the District to AMR to increase annually. Beginning May 1, 2022, and on each May 1 thereafter, the unit hours rates will increase will by the greater of (i) the percentage increase in CPI, and (ii) three percent (3%).

Factors that impact transport collections include transport volume, services provided (e.g., mileage and oxygen), payer mix, payment caps, and potential changes to the Affordable Care Act and other relevant legislation. Commercial payers will mainly pay the increased rates, while factors such as payment caps for Medicare and Medi-Cal will limit the transport collection for those payers. Therefore, in order for the AMR ambulance unit hour rate increase to be cost neutral, the rates charged by the District for ambulance service must increase by an amount greater than the CPI.

The Ambulance Contract requires the Contra Costa County EMS Agency to approve annual increases to the Service Rate Schedule when requested by the District. The Ambulance Contract allows for the preceding year's rates to be increased annually by the greater of five percent (5%), or the average CPI for the most recent and available three-year period, divided by the following: the average dollar amount received by the District from non-public payers for the most recent three-year billing period (excluding billings that are less than six months old) divided by the average dollar amount received by the District from all payers for the most recent three-year billing period (excluding billings that are less than six months old), provided that no such increase shall exceed nine percent (9%).

Applying a five point three percent (5.3%) increase to the Service Rate Schedule results in the following rates: Emergency Ambulance Response Base Rate of \$2,701; Mileage Rate of \$65 for each mile traveled with a loaded patient; Oxygen Administration Charge of \$226; and Treat and Refused Transport fee of \$579.

If approved by the District Board of Directors, Ordinance No. 2022-12 would increase the Emergency Ambulance Service Rate Schedule effective May 1, 2022, the same date as the scheduled AMR unit hour rate increase.

#### CONSEQUENCE OF NEGATIVE ACTION:

If Ordinance No. 2022-12 is not adopted, the District will not be able to recover the increased costs of providing emergency ambulance services under its contract with the County and AMR.

#### CHILDREN'S IMPACT STATEMENT:

Approximately 10% of emergency medical service responses involve children under the age of 15.

## ATTACHMENTS

Ordinance 2022-12

ORDINANCE NO. 2022-12  
(Uncodified)

COST RECOVERY ORDINANCE FOR EMERGENCY AMBULANCE SERVICES

The Contra Costa County Board of Supervisors, as and constituting the Board of Directors of the Contra Costa County Fire Protection District, ordains as follows:

**SECTION I. Authority.** This ordinance is enacted pursuant to Health and Safety Code sections 13910 through 13919.

**SECTION II. Findings and Purpose.**

- A. Effective January 1, 2016, the Contra Costa County Fire Protection District (the “District”) began providing Emergency Ambulance Services in Emergency Response Areas 1, 2, and 5 of Contra Costa County (the “Service Area”) pursuant to the Emergency Ambulance Services contract (the “Ambulance Contract”), between Contra Costa County (the “County”) and the District.
- B. Under the Ambulance Contract, the District is required to employ all resources necessary to continuously provide Emergency Ambulance Services to persons in the Service Area 24 hours a day, every day, when requested by an emergency medical dispatch center.
- C. The District does not possess the infrastructure or personnel necessary to directly perform the Emergency Ambulance Services required under the Ambulance Contract. American Medical Response West (the “Ambulance Services Subcontractor”) provides Emergency Ambulance Services in the Service Area on the District’s behalf under a subcontract with the District (the “Ambulance Subcontract”).
- D. The District responds to a high volume of calls for Emergency Ambulance Services through its Ambulance Services Subcontractor, which deploys personnel to incidents and provides Emergency Ambulance Services treatment and transport to persons at those incidents.
- E. The Ambulance Contract sets the rates the District is authorized to charge for providing Emergency Ambulance Services. The District currently charges Emergency Ambulance Services patients the following amounts: (1) an Emergency Ambulance Response base rate of \$2,565.00; (2) a mileage rate (for each mile traveled with a loaded patient) of \$62.00 per mile; (3) an oxygen administration charge of \$215.00; and (4) a treat and refused transport charge (if applicable) of \$550.00.
- F. The Ambulance Contract requires the County, when requested by the District, to increase the previous rates by the greater of (i) and (ii):
  - (i) A percentage calculated as follows: The average Consumer Price Index, All Urban Consumers for Medical Care (U.S. city average) (1982-84=100) (“Medical CPI”) for the most recent and available three-year period, divided by the following: the average dollar amount received by the District from non-public payers for the most recent three-year billing period (excluding billings that are less than six (6) months old) divided by the

average dollar amount received by the District from all payers for the most recent three-year billing period (excluding billings that are less than six (6) months old). For example purposes only, if the average CPI for the most recent three-year period is 3%, and the average amount the District received from non-public payers for the most recent three-year period (excluding billings that are less than six (6) months old) is \$27,000,000, and the average dollar amount received by the District from all payers for the most recent three-year period (excluding billings that are less than six (6) months old) is \$47,000,000, then the percentage is 5.22%, calculated as follows:  
 $.03/(\$27,000,000/\$47,000,000)$ .

- (ii) Five percent (5%),

Notwithstanding the foregoing, in no event shall the maximum increase exceed nine percent (9%).

- G. The Ambulance Subcontract requires the hourly rates paid by the District to the Ambulance Services Subcontractor to increase annually by the greater of (i) the percentage increase in CPI, and (ii) three percent (3%).
- H. The District has reasonably calculated its costs of providing Emergency Ambulance Services to persons at an incident. These costs include the District's costs of its Ambulance Services Subcontractor, the costs of its billing and collections subcontractor, and the cost of District staff to provide Emergency Ambulance Services on a per-patient basis. The Emergency Ambulance Services fees established by this ordinance are calculated based on the District's actual costs of providing Emergency Ambulance Services on a per-patient basis.

**SECTION III. Definitions.** For purposes of this ordinance, the following terms have the following meanings:

- (a) "ALS" means advanced life support emergency medical services designed to provide definitive prehospital emergency medical care that are administered by authorized personnel (i) under the direct supervision of a facility designated by Contra Costa County Emergency Medical Services Agency ("CCCEMSA") pursuant to Health and Safety Code section 1798.100, or (ii) by utilizing approved prehospital treatment protocols or standing orders as part of the County EMS system, and which are administered at the scene of an emergency, during transport to an acute care hospital or other approved facility, during inter-facility transfers, and while in the emergency department of an acute care hospital until responsibility is assumed by the emergency department or other medical staff of that hospital. ALS may include, without limitation, cardiopulmonary resuscitation, cardiac monitoring, cardiac defibrillation, advanced airway management, intravenous therapy, administration of specified drugs, and other medicinal preparations, and other specified techniques and procedures.
- (b) "BLS" means basic life support emergency medical services including, but not limited to, emergency first aid and cardiopulmonary resuscitation medical care procedures which, as a minimum, include recognizing respiratory and cardiac arrest and starting proper application of cardiopulmonary resuscitation to maintain life without invasive techniques, unless authorized by state law or regulation, until the victim may be transported or until ALS medical care is available.

- (c) “Emergency Ambulance Services” means emergency ambulance services involving the administration of ALS, BLS, or critical care transport, provided in response to 911 calls and/or requests for emergency medical services through a public safety agency where 911 calls are first received for a particular jurisdiction, or prehospital emergency calls received directly by the District.

#### **SECTION IV. Emergency Ambulance Services Fees.**

- (a) The Emergency Ambulance Services fees to recover the District’s actual costs of providing Emergency Ambulance Services to each patient are established in the amount specified in Exhibit A attached hereto and incorporated herein.
- (b) The Emergency Ambulance Services fees shall be charged to each person who receives District Emergency Ambulance Services during a single incident.
- (c) The District Board of Directors (the “Board”) may adjust the amount of the Emergency Ambulance Services fees established by this ordinance pursuant to Health and Safety Code section 13916.

#### **SECTION V. Fee Collection.**

- (a) If the District provides Emergency Ambulance Services to a person through its Ambulance Services Subcontractor, the Fire Chief, or designee, including the District’s Emergency Ambulance Services billing subcontractor, will send an invoice seeking payment of the Emergency Ambulance Services fees to the person, and to the insurance company that provides medical insurance coverage for the person (the “Insurer”) if the person or his or her representative has identified to the District or to its Ambulance Services Subcontractor the Insurer to which the invoice should be sent.
- (b) The Fire Chief, or designee, has approved and adopted policies and procedures for invoicing, billing, and receiving payments for each Emergency Ambulance Services fee charged under this ordinance. The policies and procedures include a process to discharge from accountability accounts that are not collectible.

**SECTION VI. No Effect on Emergency Ambulance Services.** This ordinance neither expands nor limits Emergency Ambulance Services. Nothing in this ordinance relieves the District from providing Emergency Ambulance Services. Emergency Ambulance Services will continue to be provided without regard to whether a person is insured by an Insurer, and without regard to whether a person has the ability to pay the Emergency Ambulance Services fees.

**SECTION VII. No Waiver of Other Means of Cost Recovery.** This ordinance does not preclude the District from recovering its Emergency Ambulance Services costs in any other manner authorized by law.

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**SECTION VIII. 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 IX. Effective Date.** This ordinance becomes effective, but not operative, 30 days after passage. This ordinance becomes operative on May 1, 2022. 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 East Bay Times, a newspaper published in this County.

PASSED ON \_\_\_\_\_ by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: MONICA NINO,  
Clerk of the Board of Supervisors  
and County Administrator

\_\_\_\_\_  
Board Chair

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

[SEAL]

KCK:

H:\Client Matters\2022\CCCFPD\Ordinance No. 2022-XX Cost Recovery Ord for Emergency Ambulance Services.docx

Exhibit A

**Emergency Ambulance Services Fee Calculation**

For each Emergency Ambulance Service call, District shall charge the patient the Emergency Ambulance Response Base Rate, plus mileage costs at the Mileage Rate. If oxygen is administered to a patient, District shall charge the patient the Oxygen Administration Charge, whether transported or not. If a patient is treated and refuses transport, District shall charge the Treat and Refused Transport rate.

1. Emergency Ambulance Response Base Rate.....	\$2,700.95
2. Mileage Rate (for each mile traveled with a loaded patient) .....	\$65.29
3. Oxygen Administration Charge .....	\$226.40
4. Treat and Refused Transport .....	\$579.15



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: Update on Fire Station Construction Projects - March 8, 2022

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**RECOMMENDATION(S):**

ACCEPT a report from the Deputy Fire Chief providing a status summary for Contra Costa County Fire Protection District fire station construction projects.

**FISCAL IMPACT:**

Status report only. No fiscal impact.

**BACKGROUND:**

At the request of the Contra Costa County Fire Board of Directors, the Deputy Fire Chief is providing a report on the status and progress of District fire station construction projects.

**CONSEQUENCE OF NEGATIVE ACTION:**

The Board would not receive a status summary for Contra Costa County Fire Protection District fire station construction projects

---

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Aaron McAlister, Deputy Fire Chief (925)  
941-3300 x1101

By: , Deputy

cc:

## ATTACHMENTS

March Construction  
Update





## CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

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March 8, 2022

TO: Board of Directors

FROM: Aaron J. McAlister, Deputy Fire Chief

RE: Update on Fire Station Construction Projects

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- **Fire Station 86 – Bay Point**

Construction is progressing at a good pace. The fair weather has been helpful to the project schedule. Interior cabinetry will be starting in the coming weeks. The final grade around the exterior is in progress. The project remains ahead of schedule, and we could occupy the building as soon as summer.



- **Fire Station 9 – Pacheco**

The Federal Aviation Administration (FAA) has requested additional documentation, and that work is in progress. We continue to work with the Airport and Public Works to identify long-term solutions to drainage challenges in the area. These solutions will need to be identified in order to get through the California Environmental Quality Act (CEQA) process. *(No updates since February 2022 report.)*



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard, III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: Fire Chief's Report - March 8, 2022

---

**RECOMMENDATION(S):**

ACCEPT a report from the Fire Chief providing a status summary for ongoing Fire District activities and initiatives.

**FISCAL IMPACT:**

No fiscal impact.

**BACKGROUND:**

At the request of the Contra Costa County Fire Board of Directors, the Fire Chief is providing a report on the status and progress of the various District initiatives.

**CONSEQUENCE OF NEGATIVE ACTION:**

The Board would not receive the most up to date information regarding ongoing Fire District activities and initiatives.

---

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis T. Broschard III, Fire Chief (925)  
941-3300

By: , Deputy

cc:

## ATTACHMENTS

Fire Chief's March  
Report



## CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

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March 8, 2022

TO: Board of Directors

FROM: Lewis T. Broschard III, Fire Chief

RE: Fire Chief's Report

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- Annexation Update. The annexation process continues with the Local Area Formation Commission (LAFCo) decision-making process, which included the body's vote at its February 9 meeting to expand the Con Fire sphere of influence to include the current East Contra Costa Fire areas of responsibility. The LAFCo public hearing on the boundary reorganization is scheduled for tomorrow, March 9.
- Pinole Fire Contract for Service Initiative. We continue to work with the City of Pinole Fire Chief and City Manager and are researching the necessary components and process steps to develop a contract for service.
- Operations Update. Last month, three honor guard members traveled to Baltimore to honor the three firefighters killed in the line of duty battling a row house fire there.



We also sent one engine company, one truck company, and two chief officers to cover Fire Station 4 in the city of Stockton so their crews could honor Captain Max Fortuna who was shot and killed while working at a fire in Stockton.





Off duty members also participated as members of the color guard and attendants for the folded flag presentation during the ceremony.



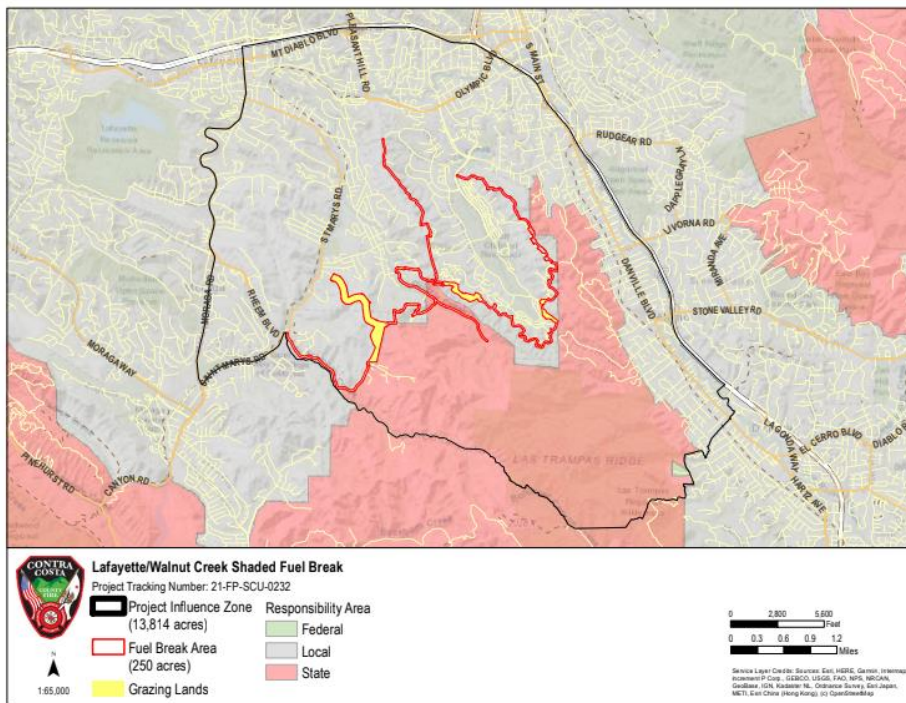
One member of our critical incident stress management (CISM) team provided assistance and support to Stockton's firefighters.

City of Stockton's firefighters supported Con Fire in our time of need when our line of duty deaths occurred in 2007. It was satisfying to stand with them when they needed our support. Events like these are vivid reminders of the dangers our own firefighters face on a daily basis.

- Communications Update. Multiple staffing initiatives are underway this month, including interviews for the Fire Communications Manager and Fire Dispatcher positions. As a result of recruitment actions last month, a new permanent Information Systems Tech II started work this week; and we are planning to onboard one Fire Dispatcher this month.

Other Communications Division highlights include continued refinement of the design for our soon to be remodeled Fire Communications Center and continued work on IT support of the pending annexation initiative.

- Fire Prevention Update. We submitted our application to the Cal Fire California Climate Investments Fire Prevention Grant program for a proposed Lafayette/Walnut Creek Shaded Fuel Break on February 9. The project, if funded, would result in a 14-mile long shaded fuel break to supplement the North Orinda Shaded Fuel Break (in place to the north since late 2019) and the Tunnel East Bay Hills Break (currently under development by the Moraga-Orinda Fire District).



Related vegetation mitigation work would cover some 250 acres in Lafayette, Moraga, and Walnut Creek, as well as parts of the East Bay Regional Parks District. The entire shaded fuel break is in a High Fire Hazard Severity Zone with one section buffering a Very High Hazard Severity Zone of State Responsibility Area (SRA) near Los Trompas. The finalized cost submitted for the proposed project was just under the \$5 million resolution approved last month.

FPB made an update presentation to the Golden Rain Foundation Board at their recent meeting to gain their support for future ongoing fuel break maintenance costs around Rossmoor in addition to what Crew 12 will be able to provide.

The County Fire Marshals have begun meeting regularly to discuss the new fire code updates to be released by the state this summer for adoption by January 1, 2023. This coordinated effort will evaluate the local ordinances adopted by each fire jurisdiction to improve countywide consistency. The County ordinance is expected to be drafted by September for submission to the Board of Supervisors in October.

- EMS Update. All temporary system modifications approved by the County EMS Agency (CCCEMSA) were rescinded effective February 28 as operations and systems demand have normalized from the historic high 911 call volume attributable to the recent Omicron surge. These include changes that were implemented with CCCEMSA approval, including the use of non-system BLS ambulances, the pending of certain non-emergency calls during times when ambulance availability is low, and a change to the treat-and-refer policy in the field to reduce non-acute transports.

A meeting is scheduled for March 22 for local hospital, fire, and EMS leadership to discuss solutions for the increase in wait times for ambulances to offload patients at local emergency departments. Although this is a statewide problem, we are hopeful to be able to find solutions that will improve the situation within our county, decrease wait times for our ambulances to transfer patients, and improve system performance and reliability as a result.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: Antioch Community Facilities District

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**RECOMMENDATION(S):**

1. ADOPT District goals and financing policies for community facilities districts pursuant to Government Code section 53312.7.
2. ADOPT Resolution No. 2022/4, a Resolution of Intention to establish a Mello-Roos Community Facilities District and levy a special tax to fund citywide fire protection and emergency response services in the City of Antioch.
3. FIX April 26, 2022, at 1pm., for a public hearing on the establishment of the proposed community facilities district.
4. DIRECT the Clerk of the Board to publish notice of the hearing in accordance with Section 53322 of the Government Code.

**FISCAL IMPACT:**

Establishment of the CFD for The Ranch Project is expected to generate approximately \$448,000 in special taxes annually assuming 1,177 single family residential units using Fiscal Year 2021-2022 special tax rates. Upon annexation of additional future developments into the CFD the anticipated revenue will increase based on the number and type of residential units within those developments.

---

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, 925-941-3300  
x1100

By: , Deputy

cc:



## **BACKGROUND:**

The area of south Antioch, known as the Sand Creek Focus Area, is becoming developed with long range forecasts of 3,000 new homes to be added over the next several years. The District has worked with the City of Antioch and one of the developers, Richland Communities, to establish a Community Facilities District (CFD) for "The Ranch Project" in order to provide augmented funding for the cost of ongoing operations for fire and emergency response services as a result of new development in this area.

The Ranch Project is a master planned residential community consisting of 1,177 residential units on a 551.50-acre site in the Sand Creek Focus Area west of Deer Valley Road. The proposed project will include various housing types and densities, including low density, medium density, estate and age-restricted housing; a 5.0-acre Village Center site consisting of commercial, office, and retail space; 3.0 acres of public facilities (including a new fire station site and a trail staging area); over 20 acres of public parks and landscaped areas; 229.50 acres of open space, including a creek corridor averaging 450 feet wide and 6.0 miles of trails; and 38.00 acres of roadway per the final environmental impact report dated July 17, 2020.

The current allocation of the 1% basic property tax to the District ranges from 8%-9.5% in the tax rate areas being developed. This is well below the average rate of 14% throughout most of the District. A CFD is necessary within Antioch to sustain the ongoing costs of providing fire and emergency response services due to the low property tax allocation in many areas being considered for future development.

The landowner and developer, Richland Communities, has executed a petition for the Board of Directors to create a community facilities district and related matters under the Mello-Roos Community Facilities Act of 1982. Establishment of the CFD for The Ranch Project will enable the District to work with the City of Antioch and other developers to annex future developments into this CFD in order to provide the necessary revenue to support District operations throughout areas of new development.

The special tax rate has been established at a maximum of \$381 per residential unit of single family residential property and \$267 per residential unit of multi-residential family property for Fiscal Year 2021-2022. For each subsequent fiscal year following Fiscal Year 2021-22, the Maximum Special Tax rates shall be increased from the Maximum Special Tax rate in effect for the prior Fiscal Year by the Annual Escalation Factor; the annual percentage increase of the All Urban Consumers Consumer Price Index ("CPI") or two percent (2%), whichever is greater. The annual CPI used shall be for the area of San Francisco-Oakland-Hayward as determined by the Bureau of Labor Statistics for the 12 months ending the preceding December 31, or such other replacement index as may be determined by the District.

Establishing the CFD and Future Annexation Area will require two board meetings, and a third to adopt the ordinance levying the special tax.

The March 8 meeting actions will adopt District goals and financing policies for CFDs, adopt a Resolution of Intention to establish a Mello-Roos CFD, and set April 26, 2022 for the public hearing on the establishment of the proposed CFD.

The April 26, 2022 meeting will include the public hearing on establishment of a Mello-Roos CFD and levy of a special tax, as well as additional action items to adopt a Resolution of Formation to establish Contra Costa County Fire Protection District Community Facilities District No. 2022-1 and designating a future annexation area, adopt an additional resolution calling for a special landowner election to levy a special tax within the boundaries of CFD No. 2022-1, conduct the special landowner election, adopt a resolution declaring the results of the special landowner election, and finally to introduce an ordinance authorizing the levy of a special tax on properties in CFD No. 2022-1, and establishing an appropriations limit for CFD No. 2022-1.

The third and final meeting will be scheduled for May 10, 2022 and will include an action item to adopt the ordinance authorizing the levy of special taxes within the Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services).

## **CONSEQUENCE OF NEGATIVE ACTION:**

The CFD formation process will not move forward. Additional revenue necessary for providing ongoing operations as a result of new development within Antioch will not be obtained. New development will be constructed and populated in the years ahead without adequate funding for fire and emergency response services.

## **ATTACHMENTS**

Resolution 2022/4

District Goals and Financing Policies for CFDs

Exhibit A to Resolution 2022/4 - Boundary Map

Exhibit B to Resolution 2022/4 - Description of Proposed Services

Exhibit C to Resolution 2022/4 - Rate and Method of Apportionment

Petition to Form CFD

Public Hearing Notice

# THE BOARD OF DIRECTORS OF THE CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

Adopted this Resolution on 03/08/2022 by the following vote:

AYE: ☐  
NO: ☐  
ABSENT: ☐  
ABSTAIN: ☐  
RECUSE: ☐



## Resolution No. 2022/4

### CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

#### RESOLUTION NO. 2022/4

#### RESOLUTION OF INTENTION TO ESTABLISH CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT COMMUNITY FACILITIES DISTRICT NO. 2022-1 (ANTIOCH FIRE PROTECTION AND EMERGENCY RESPONSE SERVICES)

##### Recitals

- A. The Contra Costa County Fire Protection District ("District") provides fire protection and emergency response services throughout its service areas.
- B. The Mello-Roos Community Facilities Act of 1982 (Government Code Section 53311 et seq.) (the "Act") and the Fire Protection District Law of 1987 (Health and Safety Code Section 13800 et seq.) authorize the District to form community facilities districts and impose special taxes within those community facilities districts.
- C. The District has received a petition (the "Petition") satisfying the requirements of Section 53319 of the Government Code, submitted on behalf of the landowners, Richland Communities, Inc., requesting that the Board of Directors conduct proceedings under the Act to create a community facilities district to be designated "Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services)."
- D. Pursuant to Section 53339.2 of the Government Code, the Board of Directors desires to undertake proceedings to provide for the future annexation of territory to the proposed community facilities district.

NOW, THEREFORE, the Board of Directors of the Contra Costa County Fire Protection District resolves as follows:

1. Intention to Establish CFD. The Board of Directors proposes to conduct proceedings to establish a community facilities district pursuant to the Act, and determines that public convenience and necessity require the formation of the community services district and a future annexation area to fund public services.
2. Name of Proposed CFD; Name of Future Annexation Area. The name proposed for the community facilities district is "Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services)" ("CFD No. 2022-1"). The name proposed for the territory proposed to be annexed into CFD No. 2022-1 in the future is "Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services) (Future Annexation Area)" (the "Future Annexation Area").
3. Proposed Boundaries. The proposed boundaries of CFD No. 2022-1 and the Future Annexation Area are as shown on the map ("Boundary Map") on file with the District Clerk of the Board, a copy of which is attached as Exhibit A and incorporated herein by reference. The proposed boundaries and Boundary Map are preliminarily approved. The Clerk of the Board is directed to record, or cause to be recorded, the map of the boundaries of CFD No. 2022-1 and the Future Annexation Area in the office of the Contra Costa County Recorder as soon as practicable after the adoption of this

Resolution.

4. Annexation of Territory. Parcels within the Future Annexation Area may be annexed to CFD No. 2022-1 only with unanimous approval of the owner or owners of each parcel or parcels at the time that parcel or those parcels are annexed, without any requirement for further public hearings or additional proceedings.
5. Proposed Services. The types of services (the “Services”) proposed to be funded within CFD No. 2022-1 and the Future Annexation Area by proceeds of special taxes of CFD No. 2022-1 are set forth in Exhibit B, which is attached and incorporated herein by reference.

The Board of Directors determines that the Services are necessary to meet increased demands for these services placed upon local agencies due to development occurring within CFD No. 2022-1 and the Future Annexation Area. The Services are in addition to those provided in the territory of CFD No. 2022-1 and the Future Annexation Area as of the date of adoption of this resolution and will not supplant services already available within the territory of CFD No. 2022-1 and the Future Annexation Area as of the date of adoption of this resolution.

The proposed community facilities district shall also finance administrative expenses associated with the determination of the amount of and the levy and collection of special taxes that are levied to provide the Services, and costs otherwise incurred to carry out the authorized purposes of the community facilities district.

6. Special Tax. Except to the extent that funds are otherwise available to CFD No. 2022-1 to pay for the Services and administrative expenses of CFD No. 2022-1, a special tax (the “Special Tax”) sufficient to pay the costs of the Services, secured by recordation of a continuing lien against all non-exempt property in CFD No. 2022-1, will be annually levied within the proposed community facilities district. The Special Tax shall be collected in the same manner as ordinary ad valorem property taxes or in such other manner as this Board of Directors or its designee shall determine, including direct billing of the affected property owners. The proposed rate and method of apportionment of the Special Tax (the “Rate and Method”) among the parcels of real property within CFD No. 2022-1, in sufficient detail to allow each landowner within the proposed community facilities district to estimate the maximum amounts the owner will have to pay, are described in Exhibit C, which is attached and incorporated herein by reference. All matters pertaining to the calculation, levy, collection, administration, and duration of the Special Tax shall be governed by the applicable provisions of the Rate and Method as supplemented, if necessary, by the applicable provisions of the Act. The Board of Directors finds that the provisions of Section 53313.6, 53313.7, and 53313.9 of the Government Code (relating to adjustments to ad valorem property taxes and schools financed by a community facilities district) are inapplicable to CFD No. 2022-1.

The Board of Directors determines that the Special Tax proposed to pay for the Services to be supplied within the Future Annexation Area shall be equal to any special tax levied to pay for the same Services in the existing CFD No. 2022-1, except that a higher or lower tax may be levied within the Future Annexation Area to the extent that the actual cost of providing the Services in the Future Annexation Area is higher or lower than the cost of providing those Services in the existing CFD No. 2022-1. In so finding, the Board of Directors does not intend to limit its ability to levy a special tax within the Future Annexation Area to provide new or additional services beyond those supplied within the existing CFD No. 2022-1.

7. Exempt Properties. Except as may otherwise be provided by law or by the Rate and Method, all lands owned by any public entity, including the United States, the State of California, Contra Costa County, the City of Antioch, and any departments or political subdivisions of any thereof, shall be omitted from the levy of the Special Tax.
8. Voting Procedures. The levy of the proposed Special Tax shall be subject to the approval of the qualified electors of the proposed CFD No. 2022-1 at a special election. The proposed voting procedure shall be by mailed or hand-delivered ballots among the landowners in the proposed CFD No. 2022-1, with each owner having one vote for each acre or portion of an acre of land such owner owns within the boundaries of CFD No. 2022-1.

The Special Tax shall be levied in the Future Annexation Area only with unanimous approval of the owner or owners of each parcel or parcels at the time that parcel or those parcels are annexed, without any requirement for further public hearings or additional proceedings.

9. Report. The Fire Chief, or designee, is directed to study the proposed CFD No. 2022-1 and the proposed Services and to make, or cause to be made, and file with the Clerk of the Board a report in writing (the “Report”), presenting the following:

- a. A description of the Services that will be required to adequately meet the needs of CFD No. 2022-1.
- b. An estimate of the fair and reasonable cost of the Services and the incidental expenses in connection therewith, and all other related costs.

The Report shall be made a part of the record of the public hearing provided for below.

10. Public Hearing. The Board of Directors sets April 26, 2022 at 1pm, or as soon as possible thereafter, in the Board Chambers, Administration Building, 1025 Escobar Street, Martinez, California, as the time and place to conduct a public hearing on the establishment of CFD No. 2022-1 and the Future Annexation Area. The public hearing will be accessible to the public for participation via teleconference (Dial 888-251-2949, followed by Access Code 1672589#) and Zoom (the meeting agenda will include Zoom log-in information and will be posted to the following website, under agendas for the current year, in advance of the meeting: <https://www.contracosta.ca.gov/4664/Board-Meeting-Agendas-and-Videos>).

At the hearing, testimony of all interested persons for or against establishment of CFD No. 2022-1 and the Future Annexation Area, the extent of CFD No. 2022-1 and the Future Annexation Area, the proposed list of Services to be authorized, the proposed Rate and Method of Apportionment, or any other aspect of the proposed CFD No. 2022-1 and the Future Annexation Area will be heard and protests will be considered. As provided by the Act, written protests by the owners of a majority in area of the land within the proposed CFD No. 2022-1 will constitute a "majority protest" and will require the suspension of proceedings for at least one year. Written protests must be filed with the Clerk of the Board at or before the time fixed for the hearing. If such majority protests are directed only against certain elements of the proposed Services or proposed Special Tax, only those elements shall be deleted from the proceedings.

11. Notice. The Clerk of the Board is directed to cause notice of the public hearing to be given by publication one time in a newspaper published in the area of CFD No. 2022- 1 and the Future Annexation Area. The publication shall be completed at least seven days before the date of the public hearing specified above. The notice of the public hearing shall be substantially in the form specified in Section 53322 of the Government Code.

The Clerk of the Board may also cause notice of the hearing to be given to each property owner within CFD No. 2022-1 by first class mail, postage prepaid, to each owner's address as it appears on the most recent tax records of the County or as otherwise known to the Clerk of the Board to be correct. The mailing shall be completed not less than 15 days before the date of the public hearing.

Effective Date. This resolution shall take effect upon its adoption.

PASSED AND ADOPTED on \_\_\_\_\_, by the following vote:

AYES:  
NOES:  
ABSTAIN:  
ABSENT:

ATTEST:

Board Chair

\_\_\_\_\_  
Clerk of the Board

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

Contact: Lewis Broschard, 925-941-3300  
x1100

ATTESTED: March 8, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc:

## **CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT**

### **GOALS AND FINANCING POLICIES FOR COMMUNITY FACILITIES DISTRICTS**

1. General. The Contra Costa County Fire Protection District (the “District”) has established these goals and policies concerning the use of the Mello-Roos Community Facilities Act of 1982 (Government Code section 53311 and following), as amended, (the “Act”) in providing adequate public services and public infrastructure improvements (the “Policies”). The Policies will apply to all Community Facilities Districts (“CFDs”) and related debt financing. The Policies may be amended or supplemented by the District Board of Directors. These Policies are designed to comply with Section 53312.7(a) of the Government Code.

2. Goals.

a. Services. It is the goal of the District that new development generate sufficient additional revenues to fund the District’s costs of providing the public services required by that development. The Board of Directors will consider the funding of services permitted under the Act to provide a portion or all of the required revenues.

b. Facilities. The Board of Directors will consider use of the Act for financing public facilities and refinancing existing liens levied or bonds issued to finance public facilities, only in connection with the prospective development of land in the District or as otherwise referenced in a development agreement to which the District is a party. Any request for a CFD which is not integral to the development of land will require amendment of these goals and policies and will be considered on a case-by-case basis.

c. Costs. All District and non-contingent consultant costs incurred in the evaluation and establishment of new CFDs and annexations to existing CFDs will be paid by the proponents of the formation/annexation. With respect to CFDs that finance facilities, the District shall use all reasonable efforts to reimburse all CFD formation/annexation costs from CFD bond proceeds if and when CFD bonds are issued. Expenses incurred by the District that are not chargeable to the CFD shall be borne by the proponent of the CFD.

3. Eligible Services. Services eligible to be funded through a CFD include all services authorized under both Government Code Section 53341.5 and Health and Safety Code Section 13862, including but not limited to fire protection and suppression services, ambulance and paramedic services, and the operation of any real property or other tangible property with an estimated useful life of five or more years that is owned by the District or by another local agency pursuant to agreement. A CFD may not finance public services already provided by a public agency.

4. Eligible Facilities.

a. Facilities eligible to be financed by a CFD, upon completion of the construction or acquisition thereof, are intended to be owned by the District, another public agency, or a public utility, and must have a useful life of five years or more, except that up to five percent of

the proceeds of a debt issue may be used for facilities owned and operated by a privately-owned public utility. The list of public facilities eligible to be financed by a CFD may include but is not limited to the following: fire stations, administrative facilities, training facilities, emergency response equipment, firefighting apparatus, and ambulances.

b. Facilities to be financed must be legally eligible under the Act and federal tax law, if applicable, to the satisfaction of bond counsel. Facilities to be financed must also be consistent with any relevant land use approval. The Board of Directors will have the final determination as to the eligibility of any facility for financing under these Policies.

c. The financing of public facilities to be owned and operated by public agencies other than the District will be considered on a case-by-case basis. If the proposed facilities are appropriate for financing by a CFD and are consistent with approved land use plans or other governmental approvals for the property, the District may consider entering into a joint community facilities agreement in order to finance the facilities. A joint agreement with the public agency that will own and operate the facilities must be entered into prior to the adoption of the resolution of formation, a resolution of change altering the CFD, or a resolution authorizing the issuance of bonds, except as otherwise permitted under the Act.

5. Priorities for CFD Financing. Priority for CFD financing will be given to public facilities and services that are necessary for development, or otherwise required to satisfy any conditions of development. The Board of Directors will have the final determination as to the prioritization of financing.

6. Credit Quality Requirements for CFD Bond Issues.

a. All CFD bond issues should have at least a three-to-one (3:1) property value-to-public lien ratio after calculating the value of the financed public improvements to be installed and any private improvements for which financing is reasonably assured, unless the Board of Directors finds and determines that the proposed bonds do not present any unusual credit risk or, by a four-fifths vote, that the proposed bond issue should proceed for specified public policy reasons. Property value may be based on either an appraisal or assessed values as indicated on the county assessor's tax roll. Any appraiser shall be selected by the District, and the appraisal must be dated within three months of the date the bonds are issued. The public lien amount shall include the bond issue currently being sold plus any public indebtedness secured by a fixed lien on real property currently existing against the properties to be taxed.

b. A reserve fund equal to the lesser of (i) ten percent (10%) of the original proceeds of the bond issue, (ii) the maximum annual debt service on the bonds, or (iii) one hundred twenty-five percent (125%) of the average annual debt service on the bonds is considered appropriate for any bond issue where less than seventy-five percent (75%) of the buildable acreage has been developed. A smaller reserve fund may be appropriate for bond issues in CFDs where seventy-five percent (75%) or more of the buildable acreage has been developed. The reserve fund may be maintained by or on behalf of a public financing authority, if such an authority purchases the CFD bonds, and need not be held under the fiscal agent agreement pursuant to which the CFD bonds are issued. Less than a three-to-one (3:1) property value-to-

public lien ratio, excessive tax delinquencies, or projects of poor economic viability may cause the District to disallow the sale of bonds or require credit enhancement prior to bond sale.

c. If the District requires letters of credit or other security in connection with the issuance of bonds for a CFD, the credit enhancement shall be issued by an institution, in a form and upon terms and conditions satisfactory to the District. Any security required to be provided may be discharged by the District upon the opinion of a qualified appraiser, retained by the District (at the expense of the CFD or the applicable landowner), that a value-to-lien ratio of three-to-one (3:1) has been attained. As an alternative to providing other security, a portion of the bond proceeds may be placed in escrow with a corporate agent in an amount sufficient to assure a value-to-lien ratio of at least three-to-one (3:1) on the outstanding proceeds, or other appropriate release requirements.

7. Appraisals. The definitions, standards and assumptions to be used for appraisals shall be determined by District staff on a case-by-case basis, with input from District consultants and CFD proponents, and by reference to relevant materials and information promulgated by the State of California. In any event, the value-to-lien ratio shall be determined based upon an appraisal by an independent MAI appraiser of the proposed CFD. The appraisal shall be coordinated by and under the direction of the District. All costs associated with the preparation of the appraisal report shall be paid by the proponents of the CFD through an advance deposit mechanism. The District shall have discretion to retain a consultant to prepare a report to verify market absorption assumptions and projected sales prices of the properties which may be subject to the maximum special tax in the CFD.

8. Disclosure Requirements for Prospective Property Purchasers. The Act requires that certain disclosure certificates regarding the existence of a CFD and the special tax obligation be provided to those individuals purchasing property within the CFD, including to interim purchasers and merchant builders. The District will require that the statutorily prescribed disclosure be made to the initial purchaser of property within a CFD, and the proponent of the CFD and/or developer will make available the information necessary to complete the disclosure certificate required for secondary transfers.

9. Equity of Special Tax Formulas and Maximum Special Taxes.

a. Special tax formulas for CFDs shall provide for minimum special tax levels which satisfy the following expenses of a CFD:

1. 10 percent gross debt service coverage for all CFD bonded indebtedness.
2. The cost of providing the authorized services.
3. The projected administrative expenses of the CFD.
4. Amounts equal to the differences between expected earnings on any escrow fund and the interest payments due on bonds of the CFD.

b. Additionally, the special tax formula may provide for the following:

1. Any amounts required to establish or replenish any reserve fund established in association with the indebtedness of the CFD.
2. The accumulation of funds reasonably required for future debt service.
3. Amounts equal to projected delinquencies of special tax payments.
4. The costs of remarketing, credit enhancement, and liquidity facility fees.
5. The cost of acquisition, construction, furnishing, or equipping of facilities.
6. Lease payments for existing or future facilities.
7. Costs associated with the release of funds from an escrow account.
8. Any other costs or payments permitted by the Act and applicable law.

c. The special tax formula shall be reasonable and equitable in allocating the costs of the services and the public facilities financed by the CFD to parcels within the CFD, unless otherwise agreed to by at least the owners of two-thirds of the property to be subject to the special tax.

d. Exemptions from the special tax may be given to parcels which are publicly owned, are held by a property owners' association, are used for a public purpose such as open space or wetlands, are affected by public utility easements making impractical their utilization for other than the purposes set forth in the easements, or have insufficient value to support bonded indebtedness.

e. The total projected property tax levels for any CFD shall not exceed any maximum specified in the Act. The annual increase, if any, in the maximum special tax for any parcel shall not exceed any maximum specified in the Act. The increase in the special tax levied on any parcel as a consequence of delinquency or default by the owner of any other parcel shall not exceed any maximum specified in the Act.

f. The District shall retain a special tax consultant to prepare a report which:

1. Recommends a special tax for the proposed CFD.
2. Evaluates the special tax proposed to determine its ability to adequately fund the identified services and /or public facilities, CFD administrative costs, and other related expenditures. The analysis shall also address the resulting aggregate tax burden of all proposed special taxes plus existing special taxes, ad valorem taxes, and assessments on the properties within the CFD.

#### 10. Terms and Conditions of Bonds.

a. All terms and conditions of any CFD bonded indebtedness shall be established by the District, after consultation with the District's consultants, District staff, and the proponents of the CFD. The District will control, manage, and invest, or cause to be controlled, managed, and



invested, all CFD bond proceeds. Each bond issue shall be structured so as to eliminate any adverse impact on the bonding capacity or credit rating of the District. The Board of Directors will have the final determination as to if and when any bonds shall be issued for a CFD.

b. All statements and material related to the sale of bonds shall emphasize and state that neither the faith nor general credit of the District is pledged to security or repayment of the bonds. The sole source of pledged revenues to repay CFD bonds shall be the special taxes, bond proceeds and reserve funds held under the bond document, and the proceeds of foreclosure proceedings and additional security instruments provided at the time of bond issuance, unless otherwise specifically agreed to in writing by the District.

11. CFD Initial Costs. All District and consultant costs incurred in the evaluation of CFD applications and the establishment of CFDs or annexation into an existing CFD will be paid by the proponents of the CFD by advance deposit increments. The District shall use reasonable efforts not to incur any non-reimbursable expenses for processing and administering CFDs. In general, expenses not chargeable to the CFD shall be directly borne by the proponents of the CFD.

12. Use of Consultants. The District shall select all consultants necessary for the formation of (or annexation to) and administration of a CFD and the issuance of bonds, including the underwriter(s), bond counsel, financial advisors, appraiser, any market absorption consultant, and the special tax consultant. Prior consent of any proponent of a CFD shall not be required in the determination by the District of the consulting and financing team.

13. Continuing Disclosure. It is the intent of the District to comply with all applicable federal or state requirements regarding disclosure to insure that fair and accurate descriptions of debt issues are provided to the purchasers of the bonds. Each owner of property within a CFD is expected to provide information requested by the District, its counsel, the underwriter, its counsel, disclosure counsel, or bond counsel that is deemed necessary for disclosure purposes.

14. Amendment and Exceptions. The District reserves the right to amend or modify these Policies at any time and the right to make exceptions or grant waivers for specific financing projects, as facts and circumstances warrant.

Adopted:

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Board Chair

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Clerk of the Board

PROPOSED BOUNDARY MAP AND FUTURE ANNEXATION AREA OF  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 2022-1  
(ANTIOCH FIRE PROTECTION AND EMERGENCY RESPONSE SERVICES)

COUNTY OF CONTRA COSTA  
STATE OF CALIFORNIA

FILED IN THE OFFICE OF THE ADMINISTRATIVE OFFICER OF THE  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT THIS \_\_\_\_  
DAY OF \_\_\_\_\_, 2021.

ADMINISTRATIVE OFFICER  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING THE  
PROPOSED BOUNDARIES AND FUTURE ANNEXATION AREA OF  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 2022-1 (ANTIOCH FIRE  
PROTECTION AND EMERGENCY RESPONSE SERVICES), COUNTY  
OF CONTRA COSTA, STATE OF CALIFORNIA, WAS APPROVED BY  
THE BOARD OF DIRECTORS OF THE CONTRA COSTA COUNTY  
FIRE PROTECTION DISTRICT AT A REGULAR MEETING  
THEREOF, HELD ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2021,  
BY ITS RESOLUTION NO(S) \_\_\_\_\_.

ADMINISTRATIVE OFFICER  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

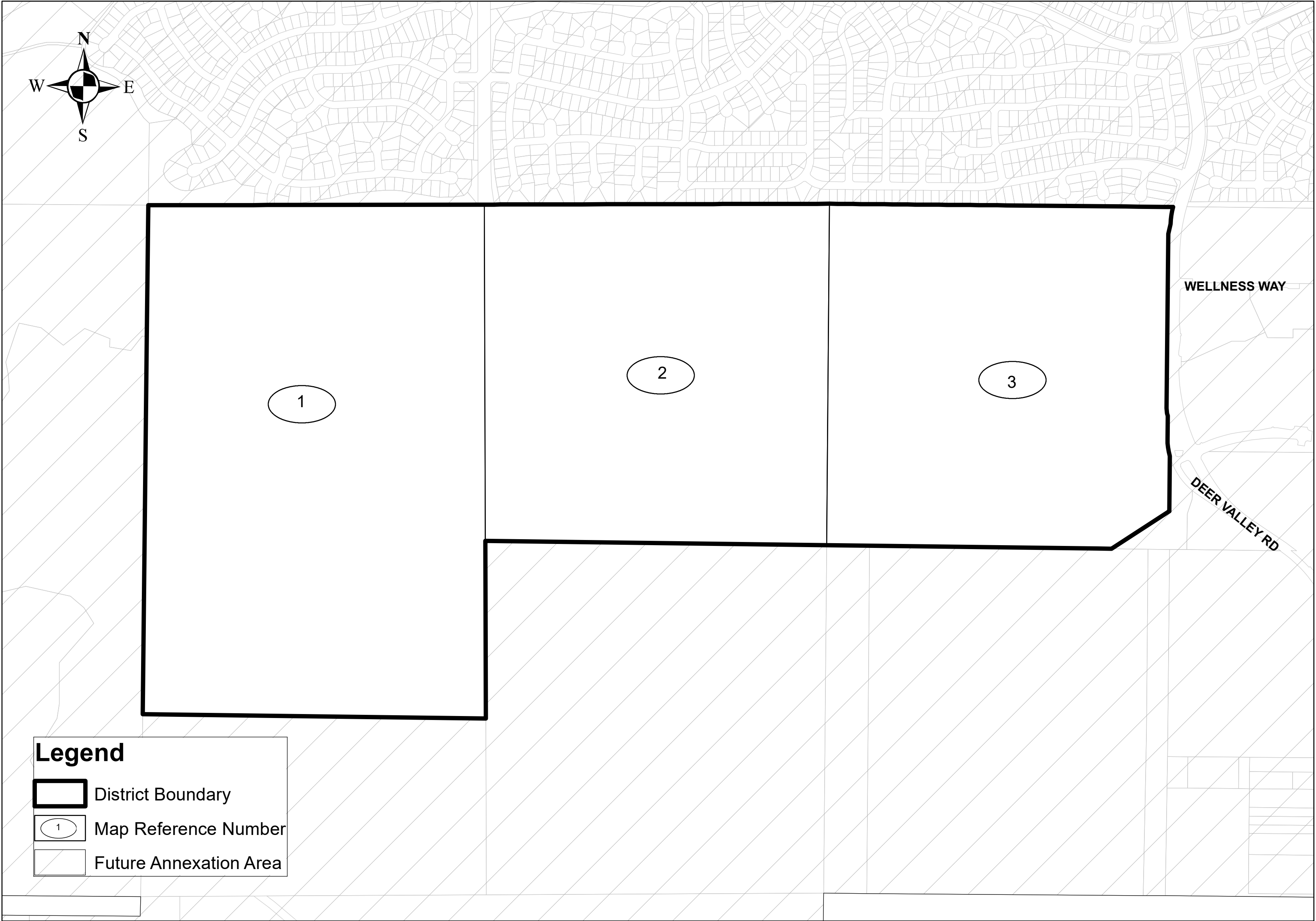
FILED THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_, AT THE  
HOUR OF \_\_\_\_ O'CLOCK \_\_\_\_ M., IN BOOK \_\_\_\_\_, PAGE  
\_\_\_\_ OF MAPS OF ASSESSMENT AND COMMUNITY  
FACILITIES DISTRICTS AND AS INSTRUMENT NO.  
\_\_\_\_ IN THE OFFICE OF THE COUNTY RECORDER  
IN THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA.

BY DEPUTY  
COUNTY RECORDER  
COUNTY OF CONTRA COSTA  
STATE OF CALIFORNIA

THE LINES AND DIMENSIONS OF EACH LOT OR PARCEL  
ENCOMPASSED BY THIS MAP SHALL BE THOSE LINES AND  
DIMENSIONS AS SHOWN ON THE CONTRA COSTA COUNTY  
ASSESSOR'S MAPS.

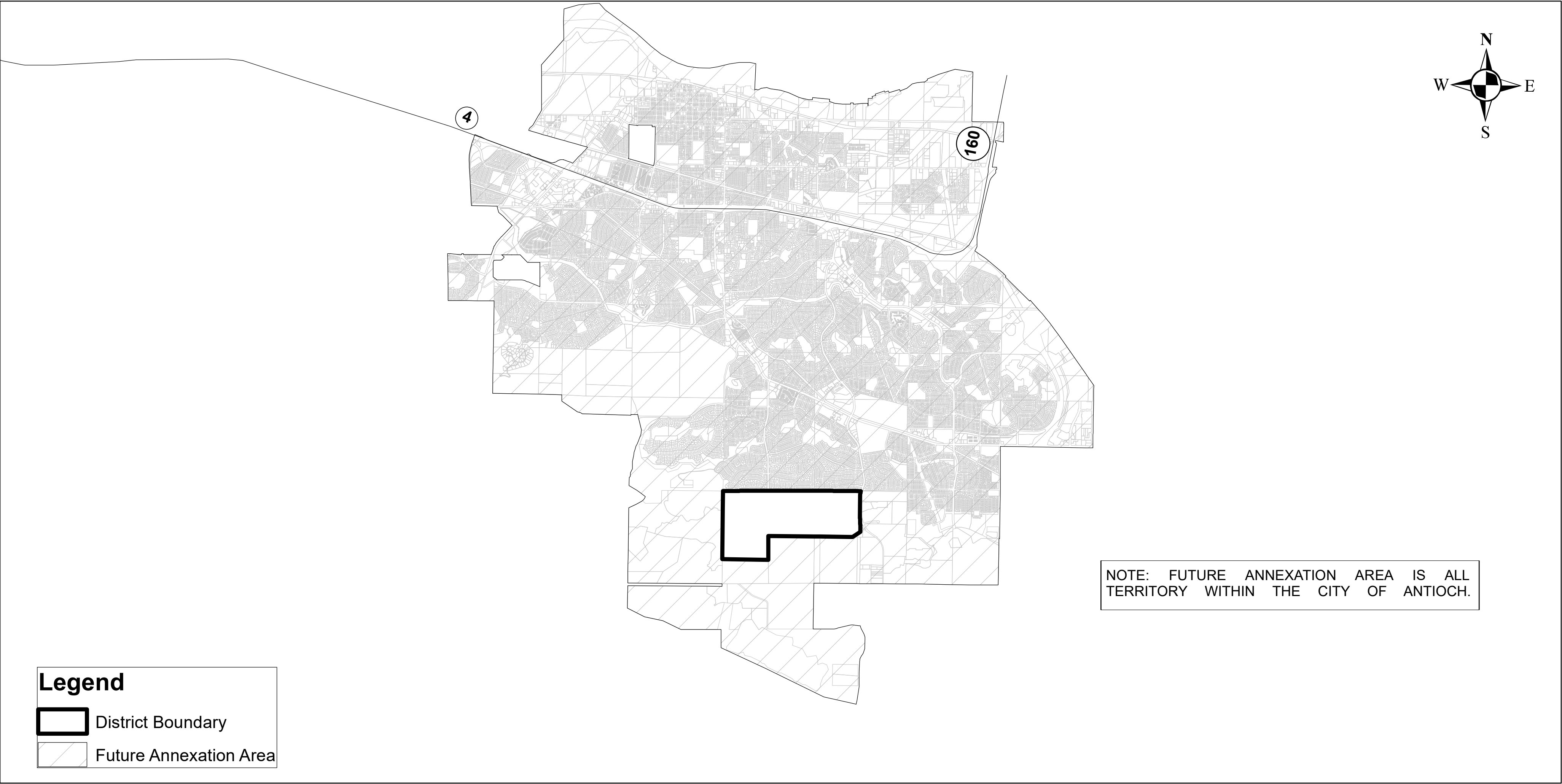
THE CONTRA COSTA COUNTY ASSESSOR'S MAPS SHALL GOVERN  
FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF  
SUCH LOTS OR PARCELS.

MAP REFERENCE	ASSESSOR'S
1	057-010-002
2	057-010-003
3	057-021-003



**PROPOSED BOUNDARY MAP AND FUTURE ANNEXATION AREA OF  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 2022-1  
(ANTIOCH FIRE PROTECTION AND EMERGENCY RESPONSE SERVICES)**

COUNTY OF CONTRA COSTA  
STATE OF CALIFORNIA



## **EXHIBIT B**

### **CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services)**

#### **DESCRIPTION OF PROPOSED SERVICES**

##### Services:

The services to be funded, in whole or in part, by the community facilities district (the "CFD") include: (a) fire protection and suppression services, and (b) ambulance and paramedic services ("Services"). The Services include all direct and incidental costs related to providing for the maintenance of public infrastructure within the area of the CFD and areas adjacent to or in the vicinity of such areas. The CFD may fund any of the following related to the Services: furnishing, operating, and maintaining equipment, apparatus, or facilities related to providing the Services, paying the salaries and benefits of personnel necessary or convenient to provide the Services, payment of insurance costs and other related expenses, and the provision of reserves for repairs and replacements and for the future provision of Services. It is expected that the Services will be provided by the Contra Costa County Fire Protection District (the "District"), either with its own employees or by contract with third parties, or any combination thereof.

##### Administrative Expenses:

The administrative expenses to be funded by the CFD include the direct and indirect expenses incurred by the District in carrying out its duties with respect to the CFD (including, but not limited to, the levy and collection of the special taxes) including the fees and expenses of attorneys, any fees of Contra Costa County related to the CFD or the collection of special taxes, an allocable share of the salaries of the District staff directly related thereto and a proportionate amount of the District's general administrative overhead related thereto, any amounts paid by the District from its general fund with respect to the CFD or the services authorized to be financed by the CFD, and expenses incurred by the District in undertaking action to foreclose on properties for which the payment of special taxes is delinquent, and all other costs and expenses of the District in any way related to the CFD.

##### Other:

The incidental expenses that may be funded by the CFD include, in addition to the administrative expenses identified above, the payment or reimbursement to the District of all costs associated with the establishment and administration of the CFD.



# RATE AND METHOD OF APPORTIONMENT OF SPECIAL TAX

For the Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services), County of Contra Costa, State of California

The Special Tax as hereinafter defined shall be levied on all Assessor's Parcels within the boundaries of Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services), ("CFD No. 2022-1"), other than Assessor's Parcels classified as Exempt Property as defined herein, and collected each Fiscal Year commencing in Fiscal Year 2021-22, in an amount determined by the CFD Administrator through the application of the procedures described below. All of the real property within the boundaries of CFD No. 2022-1, unless exempted by law or by the provisions hereof, shall be taxed for the purposes, to the extent, and in the manner herein provided.

## A. DEFINITIONS

The terms hereinafter set forth have the following meanings:

**"Act"** means the Mello-Roos Communities Facilities Act of 1982 as amended, being Chapter 2.5, Part 1, Division 2 of Title 5 of the Government Code of the State of California.

**"Administrative Expenses"** means the following actual or reasonably estimated expenses related to the administration of CFD No. 2022-1: the costs of determining the amount of the levy of the Special Tax; the collection of Special Taxes, including the expenses of collecting delinquencies and pursuing foreclosures; the payment of a proportional share of salaries and benefits of any District employee, including District overhead, whose duties are directly related to the administration of CFD No. 2022-1; fees and expenses for counsel, audits, and costs associated with responding to public inquiries regarding CFD No. 2022-1; and any and all other costs incurred in connection with the administration of CFD No. 2022-1.

**"Annual Escalation Factor"** means the annual percentage increase of the All Urban Consumers Consumer Price Index ("CPI") or two percent (2%), whichever is greater. The annual CPI used shall be for the area of San Francisco-Oakland-Hayward as determined by the Bureau of Labor Statistics for the 12 months ending the preceding December 31, or such other replacement index as may be determined by the District.

**"Assessor's Parcel"** means a lot or parcel shown in an Assessor's Parcel Map with an assigned assessor's parcel number.

**"Assessor's Parcel Map"** means an official map of the Assessor of the County designating parcels by assessor's parcel number.

**"Building Permit"** means a permit issued for new construction of a residential dwelling or non-residential structure. For purposes of this definition, "Building Permit" shall not include permits

for construction or installation of retaining walls, grading, utility improvements, or other such improvements not intended for human habitation.

**“CFD Administrator”** means an official of the District, or designee thereof, responsible for determining the Special Tax Requirement and providing for the levy and collection of the Special Tax for CFD No. 2022-1.

**“CFD No. 2022-1”** means Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services) established by the Board under the Act.

**“District”** means the Contra Costa County Fire Protection District.

**“Board”** means the Board of Directors of the Contra Costa County Fire Protection District, acting as the legislative body of CFD No. 2022-1.

**“County”** means the County of Contra Costa.

**“Developed Property”** means an Assessor’s Parcel of Taxable Property for which a Building Permit was issued on or before the May 1 preceding the Fiscal Year for which the Special Tax is being levied.

**“Exempt Property”** means all Assessor’s Parcels within CFD No. 2022-1 that are exempt from the Special Tax pursuant to the Act or Section F herein.

**“Fiscal Year”** means the period commencing on July 1 of any year and ending the following June 30.

**“Land Use Type”** means any of the land use types listed in Table 1 below.

**“Maximum Special Tax”** means the maximum Special Tax determined in accordance with Section C, which may be levied in any Fiscal Year on an Assessor’s Parcel of Taxable Property.

**“Multi-Family Residential Property”** means all Assessor’s Parcels of Residential Property for which a Building Permit has been issued for the purpose of constructing a building or buildings comprised of attached Residential Units available for rent by the general public, not for sale to an end user, and under common management.

**“Non-Residential Property”** means any Assessor’s Parcel classified as Developed Property, which is not classified as Residential Property, Public Property, or Property Owner Association Property.

**“Property Owner Association Property”** means for each Fiscal Year any property within the boundaries of CFD No. 2022-1 that was owned by, or irrevocably dedicated as indicated in an instrument recorded with the County Recorder to, a property owner association, including any master or sub-association, as of June 1.

**“Proportionately”** means in a manner such that the ratio of the actual Special Tax levy to the Maximum Special Tax is equal for all Assessor’s Parcels within each Land Use Class.

**“Public Property”** means any property that is owned by, dedicated to, or irrevocably dedicated to, a city, the federal government, the State of California, the County, or any other public agency.

**“Public Safety Services”** means those authorized services that may be funded by CFD No. 2022-1 pursuant to the Act, as amended, including but not limited to (a) fire protection and suppression services and (b) ambulance and paramedic services.

**“Residential Property”** means all Assessor’s Parcels of Developed Property within CFD No. 2022-1 for which a Building Permit has been issued for purposes of constructing one or more Residential Unit(s).

**“Residential Unit”** means any residence in which a person or persons may live, which is not used for non-residential purposes.

**“Single-Family Residential Property”** means all Assessor’s Parcels of Residential Property not classified as Multi-Family Residential Property.

**“Special Tax”** means the special tax authorized to be levied within CFD No. 2022-1 pursuant to the Act to fund the Special Tax Requirement.

**“Special Tax Requirement”** means the amount, as determined by the CFD Administrator, for any Fiscal Year to: (i) pay the costs of providing the Public Safety Services during the Fiscal Year, (ii) pay Administrative Expenses associated with the Special Tax, (iii) establish or replenish any operational reserve fund established for Public Safety Services, (iv) pay incidental expenses related to the Public Safety Services as authorized pursuant to the Act, (v) fund an amount equal to a reasonable estimate of delinquencies expected to occur in the Fiscal Year in which the Special Tax will be levied (“Estimated Special Tax Delinquency Amount”) and (vi) fund the shortfall, if any, in the Special Tax revenues collected in the preceding Fiscal Year necessary to fund the Special Tax Requirement for the preceding Fiscal Year where the shortfall resulted from delinquencies in the payment of the Special Tax in the preceding Fiscal Year that exceeded the Estimated Special Tax Delinquency Amount included in the Special Tax Requirement for the preceding Fiscal Year.

**“Taxable Property”** means all Assessor’s Parcels that are not exempt from the Special Tax pursuant to the Act or Section F.

**“Undeveloped Property”** means an Assessor’s Parcel of Taxable Property which is not classified as Developed Property.

## **B. CLASSIFICATION OF ASSESSOR’S PARCELS**

Each Fiscal Year, beginning with Fiscal Year 2021-22, each Assessor’s Parcel within the boundaries of CFD No. 2022-1 shall be classified by the CFD Administrator as Taxable Property or Exempt Property. In addition, for each Fiscal Year, each Assessor’s Parcel of Taxable Property shall be further classified by the CFD Administrator as Developed Property or Undeveloped Property. Commencing with Fiscal Year 2021-22 and for each subsequent Fiscal Year, all Taxable Property shall be assigned a Land Use Type and be subject to the levy of the Special Tax pursuant to Section C below.

## C. SPECIAL TAX RATES

### 1. Developed Property

Each Fiscal Year commencing in Fiscal Year 2021-22, each Assessor's Parcel of Developed Property shall be subject to the Special Tax.

The Maximum Special Tax for Developed Property for Fiscal Year 2021-22 is shown below in Table 1.

**TABLE 1**

Land Use Type	Maximum Special Tax
Single-Family Residential Property	\$381 per Residential Unit
Multi-Family Residential Property	\$267 per Residential Unit

For each subsequent Fiscal Year following Fiscal Year 2021-22, the Maximum Special Tax rates shall be increased from the Maximum Special Tax rate in effect for the prior Fiscal Year by the Annual Escalation Factor.

### 2. Undeveloped Property

Each Fiscal Year commencing in Fiscal Year 2021-22, each Assessor's Parcel classified as Undeveloped Property shall be exempt from the levy of the Special Tax.

### 3. Exempt Property

No Special Tax shall be levied on Exempt Property as defined in Section F.

For each Fiscal Year, if the use or ownership of an Assessor's Parcel of Exempt Property changes so that the Assessor's Parcel is no longer classified as one of the uses set forth in Section F, therefore making the Assessor's Parcel no longer eligible to be classified as Exempt Property, the Assessor's Parcel shall be deemed to be Taxable Property and shall be taxed pursuant to the provisions of Section C.

## D. METHOD OF APPORTIONMENT OF SPECIAL TAX

Commencing in Fiscal Year 2021-22 and for each subsequent Fiscal Year, the CFD Administrator shall levy the Special Tax on all Taxable Property within the boundaries of CFD No. 2022-1 until the total amount of Special Tax levied equals the Special Tax Requirement. The Special Tax shall be levied Proportionately on each Assessor's Parcel of Developed Property within the boundaries of CFD No. 2022-1 up to 100% of the Maximum Special Tax to satisfy the Special Tax Requirement.

Notwithstanding any provision of this Section D to the contrary, under no circumstances will the Special Tax levied against any Assessor's Parcel of Developed Property that is classified as Residential Property be increased by more than ten percent (10%) per Fiscal Year as a consequence of delinquency or default



in the payment of the Special Tax by the owner of any other Assessor's Parcel within the boundaries of CFD No. 2022-1.

## **E. PREPAYMENT OF SPECIAL TAX**

The Special Tax shall be levied in perpetuity for the purpose of financing ongoing authorized services and therefore may not be prepaid.

## **F. EXEMPTIONS**

Notwithstanding any other provision of the Rate and Method of Apportionment of Special Tax, no Special Tax shall be levied on any of the following Exempt Property: (i) Public Property, provided that if the public entity owning or controlling a Public Property grants a lease or other possessory interest in the Public Property to a private entity, and the Public Property is thereby subject to taxation pursuant to Section 53340.1 of the Act, the leasehold or possessory interest shall be classified and taxed according to the use thereof; (ii) Property Owner Association Property; (iii) Assessor's Parcels with public or utility easements making impractical their utilization for other than the purposes set forth in the easement, including but not limited to property designated for open space, trails, pathways, parks, or park and recreation-related facilities; (iv) property reasonably designated by the District or CFD Administrator as Exempt Property due to deed restrictions, conservation easement, or similar factors.

## **G. APPEALS**

Any property owner claiming that the amounts or application of the Special Tax is not correct may file a written notice of appeal with the CFD Administrator not later than 12 months after having paid the first installment of the Special Tax. The CFD Administrator shall promptly review the appeal, and if necessary, meet with the property owner, consider written and oral evidence regarding the amount of the Special Tax, and rule on the appeal. If the decision of the CFD Administrator requires that the Special Tax for an Assessor's Parcel be modified or changed in favor of the property owner, a cash refund shall not be made but an adjustment shall be made to the Special Tax on that Assessor's Parcel in the subsequent Fiscal Year(s) to compensate for the overpayment of the Special Tax.

## **H. MANNER OF COLLECTION**

The Special Tax shall be collected in the same manner and at the same time as ordinary ad valorem property taxes, provided, however, that the Special Tax may be billed and collected at a different time or in a different manner if necessary to meet the financial obligations of CFD No. 2022-1.

## **I. DURATION OF TAX**

The Special Tax shall be levied in perpetuity to fund the Special Tax Requirement unless such tax is no longer required as determined by the Board.

**CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT**  
**Community Facilities District No. 2022-1**  
**(Antioch Fire Protection and Emergency Response Services)**

**PETITION**  
**(With Waivers)**

**To Create a Community Facilities District and Related Matters**

This is a petition to the Contra Costa County Fire Protection District (the "CCCFPD") Board of Directors to create a community facilities district and related matters under the Mello-Roos Community Facilities Act of 1982 (the "Act").

1. Petitioner. This Petition is submitted by the person (the "Petitioner") (whether one or more) identified below as or for the record owner(s) of the parcels of land described in Exhibit A, which is attached (the "Property"). The Petitioner warrants to the CCCFPD that the Petitioner is the record owner or is legally authorized to execute this Petition for and on behalf of the record owner(s).

2. Proceedings Requested. This Petition asks that the CCCFPD Board of Directors undertake proceedings under the Act to create a community facilities district to be designated "Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services)" (the "Community Facilities District") to levy special taxes in the Community Facilities District.

3. Boundaries. This Petition asks that the territory to be included in the boundaries of the Community Facilities District consist of that territory shown on a map of the proposed boundaries of the Community Facilities District filed with the CCCFPD Clerk of the Board and attached as Exhibit B. The territory to be included in the boundaries of the Community Facilities District includes the Property.

4. Purpose. This Petition asks that the Community Facilities District be created and that the special taxes be levied to finance all or part of the (a) fire protection and suppression services and (b) ambulance and paramedic services authorized under the Act (the "Authorized Services")

5. Special Tax. The Petitioner agrees that the CCCFPD will, subject to the approval of the Petitioner in the proceedings for the Community Facilities District, be authorized to levy a special tax in the Community Facilities District to pay for the Authorized Services (the "Special Tax"), subject to the completion of all proceedings by the CCCFPD under the Act.

6. Election. The Petitioner asks that the special property-owner election to be held under the Act to authorize the Special Tax and to establish any appropriations limits for the Community



Facilities District be conducted by the CCCFPD and its officials, using a mailed or hand delivered ballot, and that the ballot be canvassed and the results certified at the same meeting of the CCCFPD Board of Directors as the public hearing on the Community Facilities District under the Act or as soon thereafter as possible.

7. Waivers. To expedite the completion of the proceedings for the Community Facilities District, the Petitioner waives all notices of hearing, notices regarding the establishment of the Community Facilities District, notices of election, applicable waiting periods under the Act for the holding of any public hearing and for election, and all ballot arguments and analysis for the election, it being acknowledged by the Petitioner that all the referenced notices and waiting periods are for the benefit of the Petitioner and may be waived.

8. Authority Warranted. The Petitioner warrants to the CCCFPD that the presentation of this Petition, any waivers made by Petitioner, casting of ballots at the property owner election, and other actions mandated by the CCCFPD for the formation of the Community Facilities District shall not constitute or be construed as events of default or delinquencies under any existing or proposed financing documents entered into or to be entered into by the Petitioner for the Property, including any "due-on-encumbrance" clauses under any existing security instruments secured by the Property. If requested by the CCCFPD, the Petitioner agrees, at its expense, to supply to the CCCFPD current title evidence so that the CCCFPD may supply any notice and ballot required under the Act for the establishment of the Community Facilities District.

9. Due Diligence and Disclosures. The Petitioner agrees to cooperate with the CCCFPD, its attorneys and consultants, and to provide all information and disclosures required by the CCCFPD about the Special Tax to purchasers of the Property or any part of it.

10. Agreements. The Petitioner further agrees to execute any additional or supplemental agreements as may be required by the CCCFPD and acceptable to the Petitioner to provide for any of the actions and conditions under this Petition, including any amount of cash deposit required to pay for the CCCFPD's costs in establishing the Community Facilities District, not to exceed \$50,000.00. Petitioner agrees that this Petition shall not be considered as filed with the CCCFPD for purposes of commencing proceedings for the Community Facilities District under the Act unless and until deemed filed by the CCCFPD in its discretion.

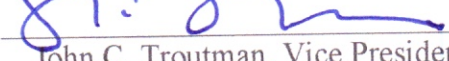
DATED: March 2, 2022

The Petitioner (record owner) is:

American Superior Land, LLC,  
a Delaware limited liability company

EPC Holdings 820 LLC,  
a Washington limited liability company

By:   
John C. Troutman, Vice President

By:   
John C. Troutman, Vice President

**EXHIBIT A**

**DESCRIPTION OF THE PROPERTY**

(see attached)

# EXHIBIT A

## LEGAL DESCRIPTION

Real property in the City of Antioch , County of Contra Costa, State of California, described as follows:

### PARCEL ONE:

THE NORTHWEST ¼ OF SECTION 8, TOWNSHIP 1 NORTH, RANGE 2 EAST, MOUNT DIABLO BASE AND MERIDIAN.

### EXCEPTING FROM PARCEL ONE:

1- THAT 2.25 ACRE PARCEL OF LAND DESCRIBED IN THE DEED TO M.J. ALEXANDER, RECORDED FEBRUARY 4, 1928 IN BOOK 111 OF OFFICIAL RECORDS, PAGE 455.

2- THAT PORTION OF THE PREMISES LYING WITHIN SNODGRASS LANE.

3- THE INTEREST CONVEYED TO THE CITY OF ANTIOCH BY DEED RECORDED OCTOBER 21, 2002, INSTRUMENT NO. 2002-381492, OFFICIAL RECORDS.

### PARCEL TWO:

THE NORTHEAST ¼ OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 2 EAST, MOUNT DIABLO BASE AND MERIDIAN.

### PARCEL THREE:

LOTS 1 AND 2 IN THE NORTHWEST ¼ AND THE NORTH ½ OF LOTS 1 AND 2 IN THE SOUTHWEST ¼ OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 2 EAST, MOUNT DIABLO BASE AND MERIDIAN.

### EXCEPTING FROM PARCEL THREE:

1. AS TO THE NORTHWEST ¼ OF SECTION 7:

(A) THAT PARCEL OF LAND "FOR ROAD PURPOSES" GRANTED IN THE DEED TO BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, RECORDED DECEMBER 8, 1875, IN BOOK 29 OF DEEDS, PAGE 304.

(B) THAT PARCEL OF LAND DESCRIBED IN THE DEED TO M.W. BELSHAW, ET AL, RECORDED MAY 5, 1877 IN BOOK 32 OF DEEDS, PAGE 460.

2. AS TO THE SOUTHWEST ¼ OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 2 EAST, RIGHTS RESERVED BY THE UNITED STATES OF AMERICA IN THE PATENT RECORDED FEBRUARY 13, 1871, IN BOOK 1 OF PATENTS, PAGE 237, CONTRA COSTA COUNTY RECORDS, AS FOLLOWS:

"EXCLUDING AND EXCEPTING FROM THE TRANSFER BY THESE PRESENTS, ALL MINERAL LANDS SHOULD ANY SUCH BE FOUND TO EXIST IN THE TRACTS DESCRIBED IN THE FOREGOING, BUT THIS EXCEPTION AND EXCLUSION ACCORDING TO THE TERMS OF THE STATUTE SHALL NOT BE CONSTRUED TO INCLUDE IRON LAND."

### EXCEPTING FROM PARCELS TWO AND THREE ABOVE:

AS TO THE NORTH ½ OF SECTION 7, TOWNSHIP 1 NORTH, RANGE 2 EAST, RIGHTS RESERVED BY THE UNITED STATES OF AMERICA IN THE PATENT RECORDED APRIL 6, 1874, IN BOOK 2 OF PATENTS,



# EXHIBIT A

PAGE 50, CONTRA COSTA COUNTY RECORDS, AS FOLLOWS:

"AN UNDIVIDED ONE-HALF INTEREST IN AND TO ALL OIL, GAS, CASINGHEAD GASOLINE AND OTHER HYDROCARBONS AND MINERAL SUBSTANCES BELOW A POINT 500 FEET BELOW THE SURFACE OF SAID LAND, TOGETHER WITH THE RIGHT TO TAKE, REMOVE, MINE, PASS THROUGH AND DISPOSE OF OIL, GAS, CASINGHEAD GASOLINE AND OTHER HYDROCARBONS AND MINERAL SUBSTANCES, BUT WITHOUT ANY RIGHT EXCEPT AS IS HEREINAFTER RESERVED TO ENTER UPON THE SURFACE OF SAID LAND OR UPON ANY PART OF SAID LAND WITHIN THE UPPER 500 FEET OF THE SUBSURFACE OF SAID LAND."

APN: 057-021-003-9 (Parcel One), 057-010-003-2 (Parcel Two) and 057-010-002-4 (Parcel Three)

**EXHIBIT B**  
**BOUNDARY MAP**

(see attached)

PROPOSED BOUNDARY MAP AND FUTURE ANNEXATION AREA OF  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 2022-1  
(ANTIOCH FIRE PROTECTION AND EMERGENCY RESPONSE SERVICES)

COUNTY OF CONTRA COSTA  
STATE OF CALIFORNIA

FILED IN THE OFFICE OF THE ADMINISTRATIVE OFFICER OF THE  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT THIS  
\_\_\_\_ DAY OF \_\_\_\_\_, 2022.

ADMINISTRATIVE OFFICER \_\_\_\_\_  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

I HEREBY CERTIFY THAT THE WITHIN MAP SHOWING THE  
PROPOSED BOUNDARIES AND FUTURE ANNEXATION AREA OF  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 2022-1 (ANTIOCH FIRE  
PROTECTION AND EMERGENCY RESPONSE SERVICES) COUNTY  
OF CONTRA COSTA STATE OF CALIFORNIA WAS APPROVED BY  
THE BOARD OF DIRECTORS OF THE CONTRA COSTA COUNTY  
FIRE PROTECTION DISTRICT AT REGULAR MEETING  
THEREOF HELD ON THE \_\_\_\_ DAY OF \_\_\_\_\_, 2022 BY  
ITS RESOLUTION NO(S) \_\_\_\_\_.

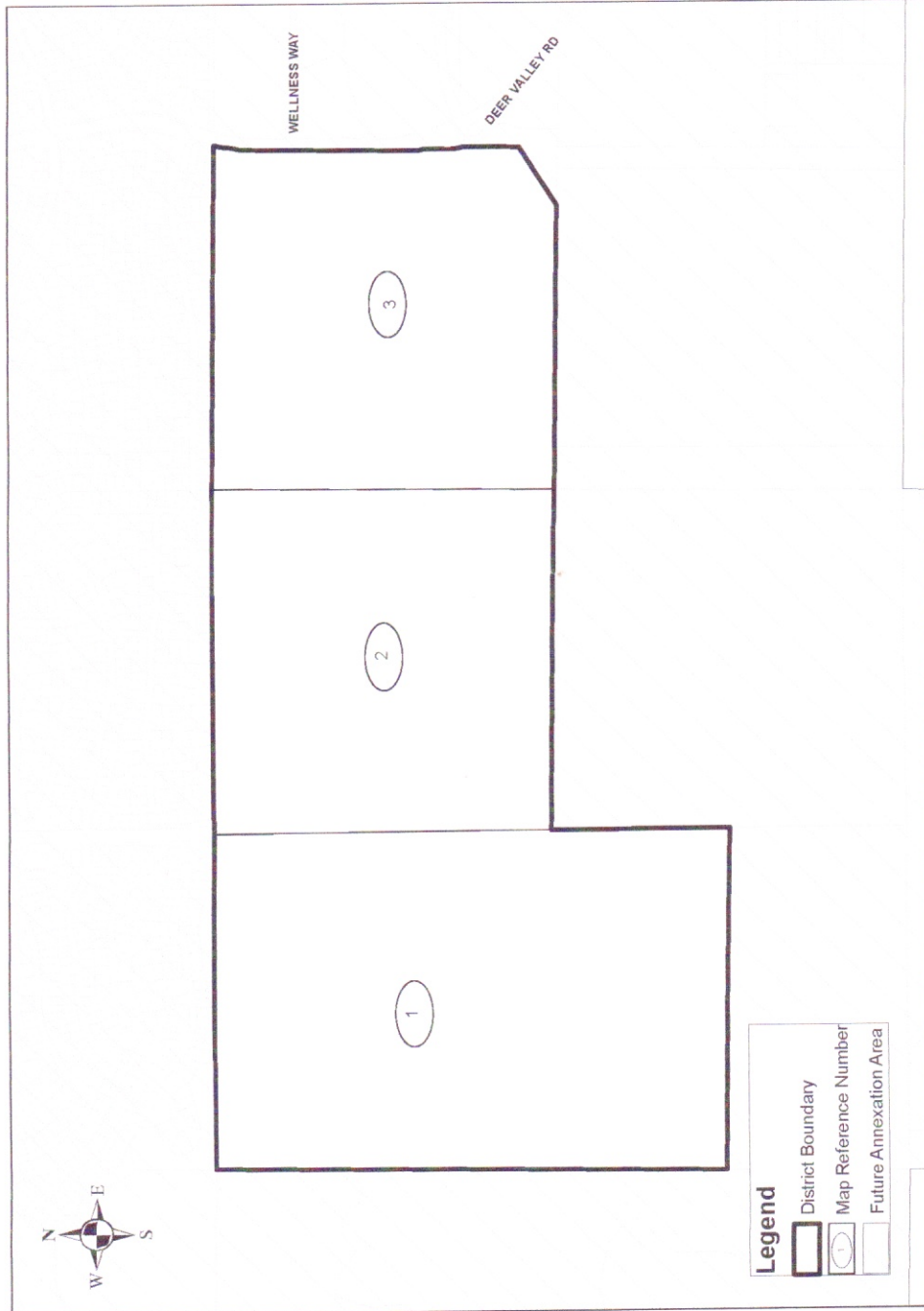
ADMINISTRATIVE OFFICER \_\_\_\_\_  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT

FILED THIS \_\_\_\_ DAY OF \_\_\_\_ M. IN BOOK \_\_\_\_ AT THE  
HOUR OF \_\_\_\_ O'CLOCK \_\_\_\_ AND COMMUNITY  
FACILITIES DISTRICT NO. 2022-1 (ANTIOCH FIRE  
PROTECTION AND EMERGENCY RESPONSE SERVICES)  
IN THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA

BY DEPUTY  
COUNTY RECORDER  
COUNTY OF CONTRA COSTA  
STATE OF CALIFORNIA

THE LINES AND DIMENSIONS OF EACH LOT OR PARCEL  
ENCOMPASSED BY THIS MAP SHALL BE THOSE LINES AND  
DIMENSIONS AS SHOWN ON THE CONTRA COSTA COUNTY  
ASSESSOR'S MAPS.

THE CONTRA COSTA COUNTY ASSESSOR'S MAPS SHALL GOVERN  
FOR ALL DETAILS CONCERNING THE LINES AND DIMENSIONS OF  
SUCH LOTS OR PARCELS.



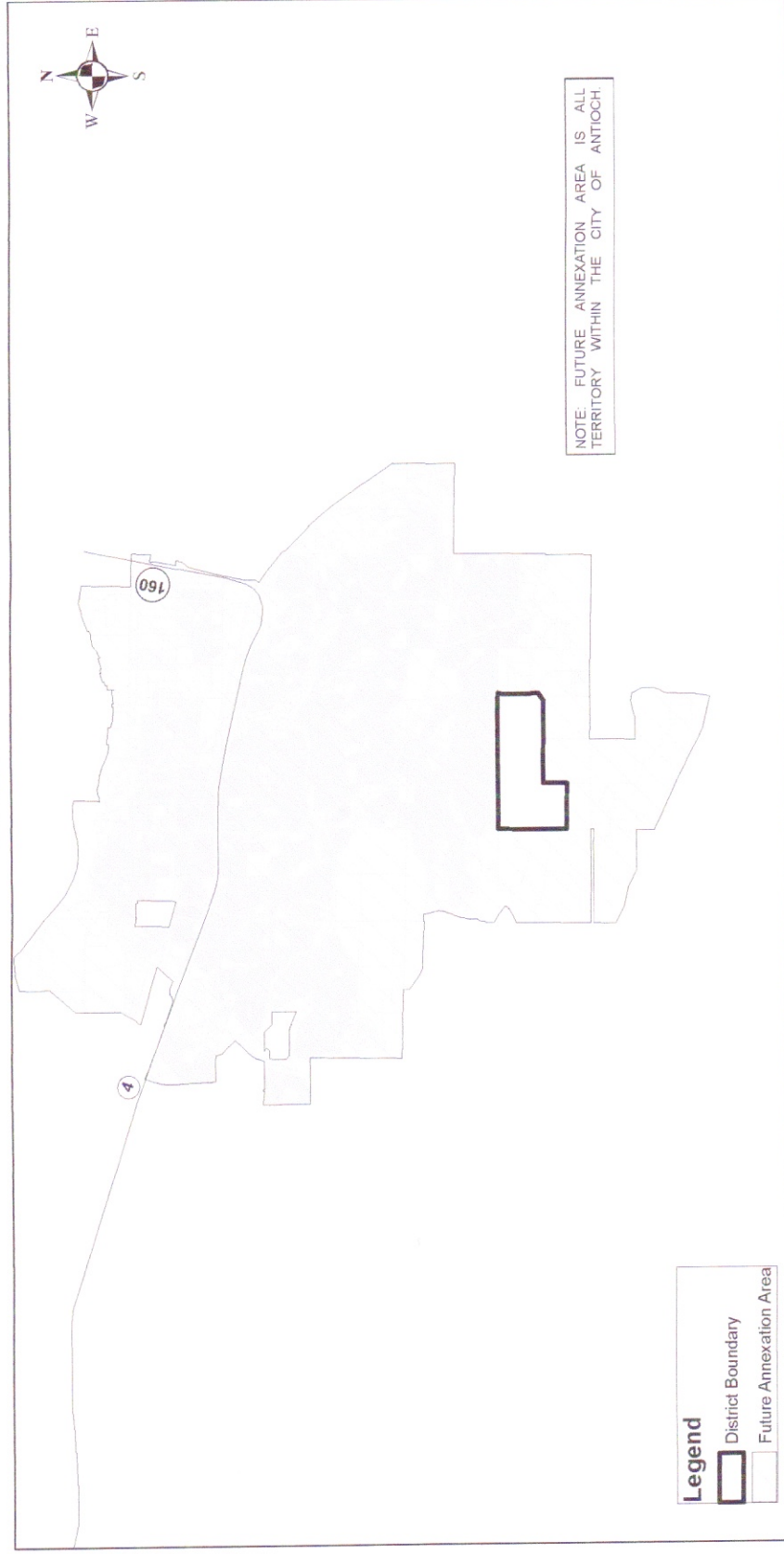
MAP REFERENCE	ASSESSOR'S
1	057-010-002
2	057-010-003
3	057-021-003





**PROPOSED BOUNDARY MAP AND FUTURE ANNEXATION AREA OF  
CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  
COMMUNITY FACILITIES DISTRICT NO. 2022-1  
(ANTIOCH FIRE PROTECTION AND EMERGENCY RESPONSE SERVICES)**

COUNTY OF CONTRA COSTA  
STATE OF CALIFORNIA



**CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT**  
**COMMUNITY FACILITIES DISTRICT NO. 2022-1 (ANTIOCH FIRE PROTECTION**  
**AND EMERGENCY RESPONSE SERVICES)**

**NOTICE OF PUBLIC HEARING**

Notice is hereby given that on March 8, 2022, the Contra Costa County Fire Protection District (the "District") Board of Directors adopted a resolution entitled "Resolution of Intention to Establish Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services)". Reference is hereby made to the Resolution of Intention on file in the office of the Clerk of the Board for further particulars.

In the Resolution of Intention, the Board of Directors declared its intention to form the Contra Costa County Fire Protection District Community Facilities District No. 2022-1 (Antioch Fire Protection and Emergency Response Services) to fund fire protection and suppression services and ambulance and paramedic services in the City of Antioch, as more particularly identified in Exhibit B to the Resolution of Intention. The proposed boundaries of the district were identified in Exhibit A to the Resolution of Intention, and the Resolution of Intention identified in Exhibit C to the Resolution a proposed special tax to be levied on real property to be included in the district to pay for the costs of the services.

In the Resolution of Intention, the Board of Directors provided that the levy of the special tax will be subject to a mailed ballot election among the landowners in the district. The Board of Directors ordered the Fire Chief, or the Fire Chief's designee, to prepare a report on the district, and the Board of Directors called for a public hearing on the district to occur on **Tuesday, April 26, 2022, at 1 p.m.**, or as soon as possible thereafter, in the Board Chambers, Administration Building, 1025 Escobar Street, Martinez, California. The public hearing will be accessible to the public for participation via teleconference (Dial 888-251-2949, followed by Access Code 1672589#) and Zoom (the meeting agenda will include Zoom log-in information and will be posted to the following website, under agendas for the current year, in advance of the meeting: <https://www.contracosta.ca.gov/4664/Board-Meeting-Agendas-and-Videos>).

At the hearing, the testimony of all interested persons or taxpayers for or against the establishment of the district, the extent of the district or the furnishing of specified types of services by the district will be heard. Any person interested may file a protest in writing with the Clerk of the Board during or prior to the public hearing. If fifty percent or more of the registered voters, or six registered voters, whichever is more, residing in the territory proposed to be included in the district, or the owners of one-half or more of the area of land in the territory proposed to be included in the district and not exempt from the special tax file written protests against the establishment of the district and the protests are not withdrawn to reduce the value of the protests to less than a majority, the Board of Directors shall take no further action to establish the district or authorize the special taxes for a period of one year from the date of the decision of the Board of Directors, and if the majority protests of the registered voters or the landowners are only against the district furnishing of a type or types of services within the district, or against levying a specified special tax, those types of services, or the specified special tax, will be eliminated from the proceedings to form the district.

Dated: \_\_\_\_\_, 2022

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Clerk of the Board of Supervisors  
and County Administrator



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: Authorize Payment for BLS Ambulance Services

---

**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Auditor-Controller, on behalf of the Contra Costa County Fire Protection District, to make payments for Basic Life Support ambulance services to (1) Bay Medic Transportation in an amount not to exceed \$20,645 for the period January 1, 2022, through January 31, 2022, (2) Pro Transport in an amount not to exceed \$3,015 for the period January 1, 2022, through January 31, 2022, and (3) Royal Ambulance in an amount not to exceed \$11,848 for the period January 1, 2022, through February 10, 2022.

**FISCAL IMPACT:**

100% CCCFPD EMS Transport Fund. Patients are billed for the service.

**BACKGROUND:**

Contra Costa County, like the rest of the nation, experienced a serious surge of COVID-19 cases that overwhelmed the local Emergency Medical Service (EMS) and health system and resulted in critical ambulance shortages and prolonged ambulance patient off-load times at area hospitals.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Terry Carey, Assistant Chief  
925-941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

In light of the very high call volumes and significant ambulance delays in the EMS system, the Contra Costa County Fire Protection District (District) in conjunction with the Contra Costa County Emergency Medical Service Authority, implemented a private Basic Life Support (BLS) response ambulance program. With the increased number of ambulances in the 911 system, the District was able to shorten overall ambulance response times and ensure patients within Contra Costa County received the appropriate level of care to address their medical needs.

The BLS ambulance program functioned under CCEMSA Policy 1002 which authorized First Responder Paramedics to transfer patient care authority to a BLS ambulance when specific criteria were met, as defined in Policy 1002.

This Board action authorizes payments to those BLS ambulance providers that were utilized during the surge.

**CONSEQUENCE OF NEGATIVE ACTION:**

If unapproved, payments will not be able to be made to ambulance providers who provided services.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 22 State Homeland Security Grant Program - VHF System Upgrade

---

**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to accept grant funding from the State Homeland Security Grant Program (SHSGP), in an amount not to exceed \$500,000, for the purchase of Very High Frequency (VHF) radio system hardware and equipment.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) could receive up to \$500,000 in federal funds if awarded. There is no local agency cost sharing requirement. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The Fiscal Year (FY) 2022 State Homeland Security Grant (SHSGP) Program objectives are to assist state, tribal, and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. The District's VHF radio system and hardware are nearly twenty-five years old. The current VHF radio system does not provide reliable radio coverage for firefighters who respond from outside the County to engage

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief,  
925-941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

in wildland firefighting within Contra Costa County. These funds will be used to upgrade VHF radio system hardware and equipment to improve the system's ability to aid firefighters in communicating safely and effectively during small scale or large scale wildland fire incidents throughout the County.

In order to meet the grant application deadline, the Fire District submitted this grant application on November 30, 2021, and is requesting the Board to ratify the application of this grant.

**CONSEQUENCE OF NEGATIVE ACTION:**

The District would not be able to accept this grant. Alternative funding would have to be identified in order to make necessary improvement to the VHF radios system.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 22 State Homeland Security Grant Program - Communications Gateway Vehicle Upgrade

---

**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to accept grant funding from the State Homeland Security Grant Program (SHSGP), in an amount not to exceed \$50,000, for the purchase of communications mobile gateway equipment.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) could receive up to \$50,000 in federal funds if awarded. There is no local agency cost sharing requirement. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The FY 2022 State Homeland Security Grant (SHSGP) Program objectives are to assist state, tribal, and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. The funds requested will be used to purchase communications mobile gateway equipment. The District has a need for new gateway equipment in order to improve interoperability with law enforcement and other public agencies within Contra

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief,  
925-941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

Costa County. This communications mobile gateway equipment will be installed in the District's communications vehicle to provide improved interoperability between radio systems during large scale or multi-agency incidents.

In order to meet the grant application deadline, the Fire District submitted this grant application on November 30, 2021 and is requesting the Board to ratify the application of this grant.

**CONSEQUENCE OF NEGATIVE ACTION:**

The District would not be able to accept this funding and would need to be able to identify alternative funding for this equipment.





Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 22 State Homeland Security Grant Program - Incident Management Team (IMT) Training

---

**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to accept grant funding from the State Homeland Security Grant Program (SHSGP), in an amount not to exceed \$156,000, for the purchase of Incident Management Team (IMT) training classes.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) could receive up to \$156,000 in federal funds if awarded. There is no local agency cost sharing requirement. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The FY 2022 State Homeland Security Grant (SHSGP) Program objectives are to assist state, tribal, and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. Our County, and region, has a recognized gap in qualified incident management team personnel. The funds requested will be used to provide the core incident management classes to fire and police agencies within the County. The classes will provide personnel with the necessary education and training to effectively operate during large scale incidents. These classes will be the first step in improving the number of qualified personnel in the County.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief,  
925-941-3300

By: , Deputy

cc:

BACKGROUND: (CONT'D)

In order to meet the grant application deadline, the Fire District submitted this grant application on November 30, 2021, and is requesting the Board to ratify the application of this grant.

CONSEQUENCE OF NEGATIVE ACTION:

The District would not be able to accept this funding and would need to identify an alternate funding source for delivering this training.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 23 Urban Area Security Initiative Grant - Large Incident Service Vehicle

---

**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative (UASI) Grants Program in an amount not to exceed \$118,213 for the purchase of a large incident service vehicle.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) could receive up to \$118,213 in federal funds if awarded. There is no local agency cost sharing requirement. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The FY 2023 Urban Area Security Initiative (UASI) Program assists high-threat, high-density urban areas in efforts to build and sustain the capabilities necessary to prevent, protect against, mitigate, respond to, and recover from acts of terrorism. The UASI program is intended to provide financial assistance to address the unique multi-discipline planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas and to assist these areas in building and sustaining capabilities to prevent, protect against, mitigate, respond to, and recover from threats or acts of terrorism using a "Whole Community" approach. Activities implemented with UASI funds must support terrorism preparedness by building or enhancing capabilities that relate to the prevention of, protection from, mitigation of, response to or recovery from terrorism in order to be considered eligible.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief,  
925-941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

However, many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate the dual-use quality for any activities implemented that are not explicitly focused on terrorism preparedness. Urban areas must use UASI funds to employ regional approaches to overall preparedness and are encouraged to adopt regional response structures whenever appropriate. UASI program implementation and governance must include regional partners and should have balanced representation among entities with operational responsibilities for prevention, protection, mitigation, response, and recovery activities within the region.

The vehicle purchased will be a mobile maintenance platform for our fire mechanics. The purpose of this vehicle is to maintain or repair fire apparatus that are dedicated to a large scale incident, disaster, or a terrorist attack.

In order to meet the grant application deadline, the Fire District submitted this grant application on October 7, 2021 and is requesting the Board to ratify the application of this grant.

**CONSEQUENCE OF NEGATIVE ACTION:**

If unapproved, the Fire District would not be able to accept this grant or acquire the equipment.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

**Subject:** GEMT QAF Payment to California Department of Health Care Services CY 2021 Q3 and Q4

---

**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Auditor-Controller, on behalf of the Contra Costa County Fire Protection District, to make a payment to the State of California Department of Health Care Services in an amount not to exceed \$1,293,421 for the Ground Emergency Medical Transportation Quality Assurance Fee for ambulance transports provided by the Contra Costa County Fire Protection District in the months of July through December (Quarters 3 and 4) of 2021.

**FISCAL IMPACT:**

The fiscal impact is revenue generating for the District due to the significant number of Medi-Cal transports within the District's ambulance operating area. Medi-Cal is the second highest payer type (second to Medicare). The net revenue the District receives will be calculated by multiplying the \$220.80 per transport uplift for Medi-Cal fee-for-service and Medi-Cal managed care transports less the \$33.42 QAF the District is required to pay on all transports.

The net revenue estimate (uplift less QAF) for the District for FY 2020-21 is approximately \$2 million under the current funding and fee parameters.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

---

Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Jackie Lorrekovich, Chief Admin Svcs (925)  
941-3300

By: , Deputy

cc:

#### BACKGROUND:

The Centers for Medicare and Medicaid Services (CMS) approved State Plan Amendment (SPA) 18-004 authorizing the Ground Emergency Medical Transportation (GEMT) / Quality Assurance Fee (QAF) program in March 2019. QAF is an add-on fee used to increase Medi-Cal funding. Essentially, emergency medical transportation providers in California must pay this fee on all transports, and in return, providers receive an uplift that increases the Medi-Cal reimbursement base rate for Medi-Cal fee-for-service and managed care recipients. The GEMT/QAF program increases the historic base rate of Medi-Cal reimbursement by \$220.80 per transport. The GEMT/QAF program, therefore, increases the per transport reimbursement from the historic base rate of \$118.20 to \$339.00.

To fund this program, the State of California Department of Health Care Services (DHCS) began assessing all transport providers within the State of California a fee of \$25.23 per transport effective July 1, 2018. The fee was increased to \$26.07 for FY 2019-20, to \$32.30 for FY 2020-21, and to \$33.42 for FY 2021-22. The current rate of \$33.42 in effect for FY 2021-22 is assessed on ground emergency medical transports with dates of service beginning January 1, 2021 through December 31, 2021.

The District received the attached invoices from DHCS on February 10, 2022. The invoices are for the period July, August, September (Quarter 3), for \$661,716.00, and October, November, December 2021 (Quarter 4), for \$631,704.84.

This request is for calendar year 2021 quarter 3 and 4 fees (for July-December 2021 transports). The payment is due on or before April 1, 2022. State program representatives indicated there would be no exceptions and late fees may be assessed by the State for payments not received by the due date.

#### CONSEQUENCE OF NEGATIVE ACTION:

The QAF payment is mandatory for all providers (public and private) within the State. If not paid, the State can assess late payment penalties and withhold provider payments for ambulance services provided to Medi-Cal recipients.

#### ATTACHMENTS

GEMT 2021 Q4 invoice

GEMT 2021 Q3 invoice



MICHELLE BAASS  
DIRECTOR

State of California—Health and Human Services Agency  
Department of Health Care Services



GAVIN NEWSOM  
GOVERNOR

**Ground Emergency Medical Transport (GEMT)  
Quality Assurance Fee (QAF) – Quarterly Payment  
Provider Invoice**

<b>Provider Information:</b>	<b>Due Date:</b> 4/1/2022
<b>Name:</b> CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  <b>DHCS Account Number:</b> GEM1316339609	<b>Payment Details:</b>  <b>Year:</b> 2021 <b>QTR:</b> Q4 <b>Invoice Number:</b> GEM0422XDQ3 <b>Amount Due:</b> \$ 631,704.84

Fiscal Year	Reporting Structure	Account	App Ref	Service Location
2021-22	4260KB0B	4129200	980	80005
Activity	Program	Alt Account	Fund	Project
	9990		3323	

Emergency Transport Type:	Quantity:
Medi-Cal Fee-for-Service	590
Medi-Cal Managed Care	3772
Medicare	6474
Other	5739
Dual Medicare/Medi-Cal	2327
<b>Amount Due</b>	<b>= Sum of Total Transports x QAF Rate (\$33.42)</b>
	<b>= \$ 631,704.84</b>

**Payment Instructions:**

- Please use the invoice number provided above to pay via Electronic Funds Transfer (<http://dhcs.ca.gov/epay>).**

**OR**

- Please submit this invoice and payment to:**  
 ATTN: GEMT QAF  
 Accounting Section/Cashiers Unit, Mail Stop 1101  
 1501 Capitol Avenue  
 P.O. Box 997415  
 Sacramento, CA 95899-7415



MICHELLE BAASS  
DIRECTOR

State of California—Health and Human Services Agency  
Department of Health Care Services



GAVIN NEWSOM  
GOVERNOR

**Ground Emergency Medical Transport (GEMT)  
Quality Assurance Fee (QAF) – Quarterly Payment  
Provider Invoice**

<b>Provider Information:</b>	<b>Due Date:</b> 1/1/2022
<b>Name:</b> CONTRA COSTA COUNTY FIRE PROTECTION DISTRICT  <b>DHCS Account Number:</b> GEM1316339609	<b>Payment Details:</b>  <b>Year:</b> 2021 <b>QTR:</b> Q3  <b>Invoice Number:</b> GEM012264M3  <b>Amount Due:</b> \$ 661,716.00

Fiscal Year	Reporting Structure	Account	App Ref	Service Location
2021-22	4260KB0B	4129200	980	80005
Activity	Program	Alt Account	Fund	Project
	9990		3323	

Emergency Transport Type:	Quantity:
Medi-Cal Fee-for-Service	440
Medi-Cal Managed Care	3991
Medicare	6524
Other	6487
Dual Medicare/Medi-Cal	2358
<b>Amount Due</b>	<b>= Sum of Total Transports x QAF Rate (\$33.42)</b>
	<b>= \$ 661,716.00</b>

**Payment Instructions:**

1. Please use the invoice number provided above to pay via Electronic Funds Transfer (<http://dhcs.ca.gov/epay>).

OR

2. Please submit this invoice and payment to:  
 ATTN: GEMT QAF  
 Accounting Section/Cashiers Unit, Mail Stop 1101  
 1501 Capitol Avenue  
 P.O. Box 997415  
 Sacramento, CA 95899-7415





Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 23 Urban Area Security Initiative Grant - Acoustic Listening Devices

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**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative (UASI) Grants Program in an amount not to exceed \$40,000 for the purchase of acoustic listening devices.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) grant application amount is \$40,000. There is no local agency cost sharing requirement. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The FY 2023 Urban Area Security Initiative (UASI) Program assists high-threat, high-density urban areas in efforts to build and sustain the capabilities necessary to prevent, protect against, mitigate, respond to, and recover from acts of terrorism. The UASI program is intended to provide financial assistance to address the unique multi-discipline planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas and to assist these areas in building and sustaining capabilities to prevent, protect against, mitigate, respond to, and recover from threats or acts of terrorism using a "Whole Community" approach.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief,  
925-941-3300

By: , Deputy

cc:

#### BACKGROUND: (CONT'D)

Activities implemented with UASI funds must support terrorism preparedness by building or enhancing capabilities that relate to the prevention of, protection from, mitigation of, response to or recovery from terrorism in order to be considered eligible. However, many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate the dual-use quality for any activities implemented that are not explicitly focused on terrorism preparedness. Urban areas must use UASI funds to employ regional approaches to overall preparedness and are encouraged to adopt regional response structures whenever appropriate. UASI program implementation and governance must include regional partners and should have balanced representation among entities with operational responsibilities for prevention, protection, mitigation, response, and recovery activities within the region.

In order to meet the grant application deadline, the Fire District submitted this grant application on October 7, 2021, prior to receiving Board approval. The grant funds will be used to purchase an acoustic listening device which is a required piece of equipment on a Type I Heavy Rescue. This acquisition will upgrade our capability from a Type II to a Type I Rescue.

This device is used to find live victims in a collapsed structure or entrapment. This tool will be used in combination with the District's Live Find K-9, Bonus. A live find K-9 can search a large area and quickly alert on areas where they find a scent. The acoustic listening device will then be used with our search cameras to verify the dog's alert. After the multiple verifications, the rescue crews can develop a plan to extricate the person from the rubble. These tools and techniques were used last year in the Surfside Condominium Collapse in Florida to find and rescue numerous people.

#### CONSEQUENCE OF NEGATIVE ACTION:

If unapproved, the Fire District would not be able to accept this grant.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 23 Urban Area Security Initiative Grant - Hydraulic Tools

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**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to apply for and accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative (UASI) Grants Program in an amount not to exceed \$55,000 for the purchase of one set of hydraulic breaching/breaking tools.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) could receive up to \$55,000 in federal funds if awarded. There is no local agency cost sharing requirement. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The FY 2023 Urban Area Security Initiative (UASI) Program assists high-threat, high-density urban areas in efforts to build and sustain the capabilities necessary to prevent, protect against, mitigate, respond to, and recover from acts of terrorism. The UASI program is intended to provide financial assistance to address the unique multi-discipline planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas and to assist these areas in building and sustaining capabilities to prevent, protect against, mitigate, respond to, and recover from threats or acts of terrorism using a "Whole Community" approach. Activities implemented with UASI funds must support terrorism preparedness by building or enhancing capabilities that relate to the prevention of, protection from, mitigation of, response to or recovery from terrorism in order to be considered eligible.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief,  
925-941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

However, many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate the dual-use quality for any activities implemented that are not explicitly focused on terrorism preparedness. Urban areas must use UASI funds to employ regional approaches to overall preparedness and are encouraged to adopt regional response structures whenever appropriate. UASI program implementation and governance must include regional partners and should have balanced representation among entities with operational responsibilities for prevention, protection, mitigation, response, and recovery activities within the region.

In order to meet the grant application deadline, the Fire District submitted this grant application on October 7, 2021, and is requesting the Board to ratify the application of this grant.

Grant funds will be used to purchase a hydraulic breaching/breaking tools which is a required piece of equipment on a Type I Heavy Rescue. This acquisition will upgrade our capability from a Type II to a Type I Rescue. These tools are used to extricate victims from a collapsed structure or entrapment. These tools will be used in combination with the District's Live Find K-9, Bonus, and the grant-funded acoustic listening device. After multiple verifications, the rescue crews can develop a plan to extricate the person from the rubble. These tools would be used to break and breach the heavy concrete floors and walls of buildings or roadways. These tools were used last year in the Surfside Condominium Collapse in Florida to extricate numerous people.

**CONSEQUENCE OF NEGATIVE ACTION:**

If unapproved, the Fire District may not be able to accept and acquire the funds.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

**Subject:** Purchase Order with TriTech Software Systems for Computer Aided Dispatch (CAD) System

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**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Purchasing Agent, on behalf of the Fire Chief, to execute a purchase order with TriTech Software Systems, in an amount not to exceed \$260,000, for the continued annual maintenance of the Contra Costa County Fire Protection District's 911 Computer Aided Dispatch system for the period May 1, 2022, through April 30, 2023.

**FISCAL IMPACT:**

Budgeted; 100% CCCFPD EMS Transport Fund

**BACKGROUND:**

The Contra Costa Regional Fire Communications Center provides emergency medical, fire, and rescue dispatch services for the Contra Costa County Fire Protection District and six other neighboring agencies within Contra Costa County using a 911 CAD system. The District's 911 CAD system provider is TriTech Software Systems. The District entered into a Software Support Agreement with TriTech Software Systems on February 3, 2004. This purchase order allows the District to make a payment to Tritech, in accordance with the Software Support Agreement, for the cost of software support, maintenance, and upgrades for the 911 CAD system for the period May 1, 2022, through April 30, 2023.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Ken Crawley, IS Manager 925-941-3300  
x1310

By: , Deputy

cc:

CONSEQUENCE OF NEGATIVE ACTION:

The District will not continue to receive support, maintenance, and upgrades for this mission critical system.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

**Subject:** 2022 Assistance to Firefighters Grant - Expansion of Physical Therapy Program

---

**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to accept grant funding from the U.S. Department of Homeland Security, Federal Emergency Management Agency, Assistance to Firefighters Grants Program in an amount not to exceed \$49,950 to expand the Contra Costa County Fire Protection District's Physical Therapy Program.

**FISCAL IMPACT:**

The total grant application is for \$49,950. The Federal share is \$45,000 and the District will need to match \$4,950 from the District General Operating Fund.

**BACKGROUND:**

The Fiscal Year (FY) 2022 Assistance to Firefighters Grant (AFG) Program objectives are to provide critically needed resources to equip and train emergency personnel, enhance efficiencies and support community resilience. The Contra Costa County Fire Protection District (District) has been conducting a trial program that brings physical therapists into District training facility to assess and educate employees. The goal is to prevent new or recurring Workers' Compensation claims and reduce the time lost due to injuries. These therapists also work with fire academies to provide good habits and recommendations to build good physical habits and behaviors that set up employees for a successful career.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Aaron McAlister, Deputy Fire Chief (925)  
941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

The AFG application is for an additional \$49,950 that will allow the District to increase the availability of therapists to see suppression personnel each week. This program has been well received by firefighters according to polling conducted by the contractor.

In order to meet the grant application deadline, the Fire District submitted this grant application on January 21, 2022 and is requesting the Board to ratify the application of this grant.

**CONSEQUENCE OF NEGATIVE ACTION:**

Not approving this item would result in the Fire District not being able to accept this grant if awarded. Other funding sources would have to be identified in order to expand the physical therapy program.





Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: FY 23 Urban Area Security Initiative Grant - Hooklift Prime Mover

---

**RECOMMENDATION(S):**

RATIFY the Fire District's grant application; and APPROVE and AUTHORIZE the Fire Chief, or designee, to accept grant funding from the Federal Emergency Management Agency, U.S. Department of Homeland Security, Urban Area Security Initiative (UASI) Grants Program in an amount not to exceed \$325,000 for the purchase of a Hooklift Prime Mover.

**FISCAL IMPACT:**

The Contra Costa County Fire Protection District (District) could receive up to \$325,000 in federal funds if awarded. There is no local agency cost sharing requirement. A performance bond will be required. The grant award may be lower than the amount requested and will be for a period of one year from the effective date of the award.

**BACKGROUND:**

The FY 2023 Urban Area Security Initiative (UASI) Program assists high-threat, high-density urban areas in efforts to build and sustain the capabilities necessary to prevent, protect against, mitigate, respond to, and recover from acts of terrorism. The UASI program is intended to provide financial assistance to address the unique multi-discipline planning, organization, equipment, training, and exercise needs of high-threat, high-density urban areas and to assist these areas in building and sustaining capabilities to prevent, protect against, mitigate, respond to, and recover from threats or acts of terrorism using a "Whole Community" approach. Activities implemented with UASI funds must support terrorism preparedness by building or enhancing capabilities that relate to the prevention of, protection from, mitigation of, response to or recovery from terrorism in order to be considered eligible.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

, County Administrator and Clerk of the Board of Supervisors

Contact: Lewis Broschard, Fire Chief (925)  
941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

However, many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate the dual-use quality for any activities implemented that are not explicitly focused on terrorism preparedness. Urban areas must use UASI funds to employ regional approaches to overall preparedness and are encouraged to adopt regional response structures whenever appropriate. UASI program implementation and governance must include regional partners and should have balanced representation among entities with operational responsibilities for prevention, protection, mitigation, response, and recovery activities within the region.

In order to meet the grant application deadline, the Fire District submitted this grant application on October 7, 2021, and is requesting the Board to ratify the application of this grant.

The vehicle purchased with these grant funds will be used by the rescue program to deliver modular containers outfitted for disaster/terrorism response. This vehicle is similar to the vehicles that deliver large dumpsters to construction sites. The vehicle that we will build will have the ability to move 20-foot standard shipping containers, as well as specially designed transport decks for equipment. Each container will have a cache of equipment that matches a specific job function. This will allow one vehicle to support multiple incidents occurring over the District's vast geographic area. This vehicle can also be outfitted to transport pieces of heavy equipment (backhoe, bobcat loader, etc.) to incidents. In 2018, the District sent heavy equipment operators to assist with searching for victims of the Montecito mudflows. This vehicle would allow those operators to take with them the equipment necessary to complete those types of tasks.

**CONSEQUENCE OF NEGATIVE ACTION:**

If unapproved, the Fire District would not be able to accept this grant or acquire the funding.



Contra  
Costa  
County

To: Contra Costa County Fire Protection District Board of Directors  
From: Lewis T. Broschard III, Chief, Contra Costa Fire Protection District  
Date: March 8, 2022

Subject: Software Subscription Agreement for Fire Investigations Records

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**RECOMMENDATION(S):**

APPROVE and AUTHORIZE the Fire Chief, or designee, to execute a software subscription agreement with Albanese Consulting, Inc, in an amount not to exceed \$15,000 for a records management system for fire investigations, for the period March 8, 2022, to March 7, 2025.

**FISCAL IMPACT:**

Budgeted; 100% Special District General Operating Fund. The District will pay an annual subscription fee. The current price for a three-year subscription for seven users is \$4,116 per year.

**BACKGROUND:**

Fire Files is a records management system for fire, arson, bomb and police investigations that is hosted by the vendor. The Contra Costa County Fire Protection District's Fire Investigations Unit will use the system for investigative case management and reporting. The system follows the National Fire Protection Association's 921 guidelines, tracks case data, and integrates with National Fire Incident Reporting System data.

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☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY ADMINISTRATOR

☐ RECOMMENDATION OF BOARD COMMITTEE

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Action of Board On: **03/08/2022** ☐ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

**VOTE OF SUPERVISORS**

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: March 8, 2022

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Chris Bachman, Assistant Fire Chief/Fire Marshal,  
925-941-3300

By: , Deputy

cc:

**BACKGROUND: (CONT'D)**

The software subscription agreement obligates the District to indemnify and hold the vendor harmless against any claims incurred by vendor arising out of or in conjunction with District's breach of the agreement, as well as all reasonable costs, expenses, and attorneys' fees incurred therein.

**CONSEQUENCE OF NEGATIVE ACTION:**

If unapproved, the Fire District would be unable to execute the subscription agreement, and the Investigations Unit will be unable to effectively manage cases and report information.