

**FAIRVIEW FIRE PROTECTION DISTRICT SPECIAL
BOARD MEETING MINUTES
MONDAY, JULY 31, 2023, 7:00 PM
MEETING VIA TELECONFERENCE OVER ZOOM
AND AT
25862 FIVE CANYONS PARKWAY, CASTRO VALLEY, CA 94552**

1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The meeting was called to order by Board President Melissa Dimic at 7:03 p.m. Director Justice led the pledge of allegiance.

2. ROLL CALL

Board members present: Directors Melissa Dimic, Michael Justice, and Mark McDaniel attended in person. Director Robert Clark attended via teleconference. Sarah Choi was not present.

In addition, the following staff and service providers were present: General Manager Michael Preston, City of Hayward Fire Services Supervisor Tara Reyes, and Alex Sears, Esq. of Garcia Hernandez Sawhney, LLP.

3. PUBLIC COMMENT PERIOD

President Dimic opened the public comment period. Public comment was made, and the period was closed.

4. MESSAGE FROM THE PRESIDENT

President Dimic welcomed everyone to the meeting.

5. FIRE CHIEF'S REPORT

Tara Reyes, as Acting Liaison on behalf of Chief Contreras, briefed the Board on the Incident Response Statistics in the packet for May/June 2023. Ms. Reyes further briefed the Board about the status of inspections and plan checks. Ms. Reyes also briefed the Board about the status of vegetation management and the chipping program, including the current balance of chipping program funds, sources of contributions to the chipping program including grants, and use of funds for residential assistance. Ms. Reyes then briefed the Board on this year's 4th of July, which included no noteworthy events in Fairview but some applicable events nearby in Hayward and within East Bay Regional Park District jurisdiction. Ms. Reyes finally briefed the Board regarding a cyber-attack using ransomware against the City of Hayward on July 9th and the impact of that attack on the City's information systems. There was no known effect on Fairview and no personal information was acquired during that attack.

The Board asked questions of Ms. Reyes.

6. FFPD FINANCIAL UPDATE

The General Manager and the Board discussed the fund balance report in the packet.

Nothing to approve.

7. PUBLIC HEARING FOR 2023/24 FINAL BUDGET

President Dimic opened a public hearing time for the final budget. There were no public comments. The Board and the General Manager discussed proposed changes to the budget from the previously approved preliminary budget, increases from the previous year, and the status of 2022/2023 year-to-date budget numbers.

The Board discussed the status of strategic objectives for the 2022/2023 fiscal year, and the strategic objectives for the 2023/2024 fiscal year, as set forth in the board packet.

The General Manager proposed two additional strategic objectives: first, to explore other opportunities for alternate evacuation routes (AER's); and second, to explore the opportunity to establish a CAD (computer-aided dispatch) to CAD link between the County Sheriff's 911 center and the Hayward Police Department's 911 center.

8. ADOPT FY23/24 FINAL BUDGET AND STRATEGIC OBJECTIVES

President Dimic moved to approve the final budget and strategic objectives, including the two additional objectives proposed by the General Manager. Director Justice seconded. The motion was carried unanimously.

AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0

9. STATUS OF POSSIBLE FIREWORKS ORDINANCE UPDATE AND ORDINANCE CHANGES IN UNINCORPORATED ALAMEDA COUNTY DISCUSSED AT ALAMEDA COUNTY SHERIFF'S ADVISORY COUNCIL MEETINGS – DIRECTOR CLARK

Director Clark briefed the Board on two recent Sheriff's advisory meetings that he attended where fireworks enforcement was discussed. Director Clark described a new ordinance adopted by the City of Livermore which among other changes allows the city police department to issue fireworks citations based on evidence received, rather than requiring officers to directly witness violations. Director Clark advised the Board that at the Sheriff's advisory meetings, there was discussion of using existing County ordinances to support enforcement while working with the county board of supervisors and Sheriff's staff to explore ways of increasing the tools available for enforcement, including encouraging the county board of supervisors to adopt new ordinances that would allow for enhanced enforcement mechanisms such as issuing citations without an officer having directly witnessed violations or citing social hosts and/or property owners. Director Clark encouraged the Board to take action, such as a letter or a resolution, to communicate to the Sheriff that it supports the Sheriff's efforts to encourage updates of county ordinances to enhance enforcement

mechanisms.

The Board discussed its options to show support for the Sheriff and proposed drafting a resolution. The Board heard comments from members of the public and directed the General Manager to work with District counsel to draft a resolution for consideration at the next Board meeting.

Break at 7:53 PM

Return at 8:07 PM

10. GENERAL MANAGER REPORT

General Manager Preston updated the Board regarding:

- Benefits available through the District's Workers Compensation provider FRMS.
- Report from the Open House Committee.
- Report from the Ad Hoc Committee to review the District's contract with the City of Hayward for fire protection services.

President Dimic moved to approve the Report from the Ad Hoc Contract Review Committee. Director McDaniel seconded. The motion was carried unanimously.

AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0

- Hosting a meeting of the Alameda County Special Districts Association at San Felipe Park on 7:30 AM, Wednesday, September 13.

Director Dimic & Justice were appointed to an ad hoc committee to determine what is needed for this event.

- Update on status of Cal Fires Fire Hazard Severity Zone maps, and future requirement that local districts hold public hearings and adopt CalFire maps for Local Responsibility Areas (LRA) once they are released. This release is planned for Fall 2023.

There were no public comments on the General Manager's report.

11. BOARD MOTIONS AND APPROVALS

Secretary McDaniel moved to approve the minutes from the May Board meeting. Director Dimic seconded. The motion carried unanimously. AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0.

12. MEETING ACTION ITEM SUMMARY

- General Manager Preston to collaborate with counsel on drafting a resolution for Sheriff's efforts to strengthen county fireworks enforcement, for consideration at the next Board meeting.
- Ad Hoc committee for hosting September meeting of Alameda County Special Districts Association.
- General Manager Preston to update information on Google Drive regarding EAP (Employee Assistance Program) benefits from FRMS and advise directors on accessing that information.

13. COMMENTS BY BOARD MEMBERS

Board Members made comments.

14. AGENDA ITEMS FOR NEXT BOARD MEETING

- Next meeting: Sep. 25.
- Resolution re: support for Sheriff in working with County Supervisors on strengthening fireworks enforcement ordinance(s).
- Open House review.
- Abatement orders, if applicable.
- Budget Hearing, Adoption of Final Budget and Annual Goals.
- General Manager and Chief Reports.

15. ADJOURNMENT

President Dimic moved to adjourn the meeting and Director Justice seconded. All voted in favor.

AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0.

The meeting was adjourned at 8:30 PM.



Mark McDaniel
Secretary of the Board of Directors
Fairview Fire Protection District