



AGENDA  
Fairview Fire Protection District Regular Board Meeting  
Monday, September 26, 2022, 7:00 P.M.



**Because the legal conditions are met for the District Governing Board to conduct its proceedings via teleconference, per California Government Code Section 54953(e), Directors of the Fairview Fire Protection District, as well as the District's Counsel and Fire Chief, General Manager, and other staff, will participate via phone/video conference, and no physical teleconference locations are required.**



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**PUBLIC PARTICIPATION**

Fairview Fire Protection District encourages public participation in its meetings, in any of the following ways.

**OBSERVE:**

- To observe the meeting by video conference, at the noticed meeting time in the header above, please click on this link, or input the link into your web browser's URL bar:

<https://us06web.zoom.us/j/88023622840>

Zoom's instructions on how to join a meeting by video conference are available at: <https://support.zoom.us/hc/en-us/articles/201362193>, which is a webpage address that provides a tutorial video entitled "Joining a Meeting."

- To listen to the meeting by phone, please call one of the numbers below at the noticed meeting time:

Dial (for higher quality, dial a number based on your current location):

+1 253 215 8782 or +1 346 248 7799  
or +1 720 707 2699 or +1 301 715 8592  
or +1 312 626 6799 or +1 646 558 8656

For each number, please be patient and when requested, dial the following Webinar ID: 880 2362 2840

After calling any of these phone numbers, if you are asked for a participant ID or code, press the pound (#) key.

Zoom's instructions on how to join a meeting by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663>, which is a webpage address that provides written tutorial instructions entitled "Joining a Meeting By Phone."

**PROVIDE PUBLIC COMMENT:** There are three ways to make public comment within the time allotted for public comment on an eligible Agenda item.

- Comment in advance via email. To send your comment directly to the Board and staff BEFORE the meeting starts, please send your comment, along with your full name and agenda item number you are commenting on, to Michael Preston at [mike.preston@fairviewfiredistrict.org](mailto:mike.preston@fairviewfiredistrict.org). Please note that submissions close twenty-four (24) hours before posted meeting time. All submitted public comments will be provided to the Directors prior to the meeting, and the District will momentarily confirm during the meeting itself receipt of any timely email comments.

- By Video Conference. To comment by Zoom video conference, click the "Raise Your Hand" button to request to speak when Public Comment is being taken on an eligible agenda item at the beginning of the meeting. You will then be unmuted, during your turn, and allowed to participate in public comment. After the allotted time, you will then be re-muted. Instructions on how to "Raise Your Hand" are available at: <https://support.zoom.us/hc/en-us/articles/205566129>, which is a webpage entitled "Raise Hand In Webinar."

- By Phone. To comment by phone, please call on one of the above listed phone numbers. You will be prompted to "Raise Your Hand" by pressing STAR-NINE ("\*9") to request to speak when Public Comment is being taken on an eligible agenda item at the beginning of the meeting. Once it is your turn, you will be unmuted and allowed to comment. After the allotted time, you will be re-muted. Instructions of how to raise your hand by phone are available at: <https://support.zoom.us/hc/en-us/articles/201362663>, which is a webpage entitled "Joining a Meeting by Phone."

If you have any questions about these protocols, please e-mail Michael Preston, at [mike.preston@fairviewfiredistrict.org](mailto:mike.preston@fairviewfiredistrict.org).



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1. **CALL TO ORDER AND PLEDGE OF ALLEGIANCE**
2. **ROLL CALL: DIRECTORS DIMIC, CHOI, CLARK, JUSTICE, & McDANIEL**
3. **WELCOME:** If you wish to speak on an item which appears on this agenda, the President will call your name when your agenda item is being considered. Please state your name and address for the record. Each speaker is allowed three (3) minutes.
4. **PUBLIC COMMENT PERIOD** (The Public Comments Period provides an opportunity for citizens to address the Board on items not listed on the agenda. The Board welcomes your comments under this section but is prohibited by State law from discussing items not on the agenda.)
5. **MESSAGE FROM THE PRESIDENT** **INFO**
6. **FIRE CHIEF'S REPORT** **INFO/ACTION**  
Incident Response Statistics July/August 2022  
Fire Prevention Activity July/August 2022  
Vegetation Management Update
7. **FFPD FINANCIAL UPDATE** **INFO/ACTION**  
Cash Balance Report June 2022  
Accountant's Report  
Expenditure Report
8. **OPEN HOUSE REPORT** **INFO/ACTION**
- BREAK**
9. **ADOPT RESOLUTION TO RENEW FINDINGS AND CONTINUE CONDUCTING MEETING VIA TELECONFERENCE** **INFO/ACTION**
10. **GENERAL MANAGER REPORT** **INFO/ACTION**
  - FS8 Inverter Project Update
  - November Election
  - Website Hosting re: ADA
  - Final Update on Thurston Gate
11. **BOARD MOTIONS AND APPROVALS** **INFO/ACTION**  
Regular Meeting Minutes - July 25, 2022  
Special Meeting Minutes - August 3, 2022  
Special Meeting Minutes - August 22, 2022  
Special Meeting Minutes - September 1, 2022



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**12. MEETING ACTIONS ITEMS SUMMARY**

**INFO/ACTION**

**13. COMMENTS BY BOARD MEMBERS**

**14. AGENDA ITEMS FOR NEXT BOARD MEETING**

**ADJOURNMENT**

In compliance with the Americans with Disabilities Act, for those requiring special assistance to access the videoconference meeting, to access written documents being discussed at the Board meeting, or to otherwise participate at Board meetings, please contact the General Manager, Michael Preston at (510) 583-4930 for assistance. Notification at least 48 hours before the meeting will enable the District to make reasonable arrangements to ensure accessibility to the Board meeting and to provide any required accommodations, auxiliary aids or services.

# 5. MESSAGE FROM THE PRESIDENT

# 6. FIRE CHIEF'S REPORT

INFO/ACTION



## Response Time Report September 26, 2022

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<b>May/June</b>	
<b>Average Response Time</b>	<b>Eng. 8 – 3 min 24 sec. Eng. 9 – 3 min 21 sec.</b>
<b>5 min 50 sec or less</b>	<b>93.6% (155/166)</b>
<b>ERF less than 8 min</b>	<b>100% (2/2)</b>

➤ **ERF = Effective Response Force**



September 7, 2022

To: Garrett Contreras, Fire Chief  
Through: Eric Vollmer, Deputy Fire Chief  
Scott Anderson, Deputy Fire Chief  
From: Miles Massone, Fire Marshal

**Re: FFPD Fire Prevention Activity (July-August 2022, Bi-Monthly Report)**

During the past two months, The Office of the Fire Marshal has been involved in the following activity in the Fairview Fire Protection District:

Performed (3) Fire Inspections (Annual/Fire Protection/Building)

- 25862 Five Canyons Parkway Annual Inspection
- 3606 Sarita Sprinkler System Final
- 2500 Hanson 850 Form

Reviewed (1) Referrals for Future Construction/Development

- 23197 Maud Ave Subdivide one parcel into two lots

Performed (8) New Construction Plan Checks for Single Family Residences/Additions

- 3863 Arbutus Ct Convert Garage & Storage to ADU
- 3291 D St New Construction
- 24954 Fairview Ave Modify Verizon Wireless Antenna
- 4195 Picea Ct New detached ADU
- 24162 Dawson Ct Detached ADU
- Israel Ct Attached ADU
- 2060 Twin Creeks Pl New Construction
- 24485 Karina St New Construction

Performed (4) Fire Sprinkler/Alarm/Underground Line Plan Checks

- 23358 Maud Ave Master Sprinkler Tract 7669, Lots 1-4
- 23358 Maud Ave Tract 7669, Lot 5
- 23358 Maud Ave Tract 7669, Lot 6
- 2489 East Ave Install New Fire Sprinkler 13D System

Performed (25) Vegetation Management Complaints

- 1628 East Ave Closed
- 22811 Vermont St Closed
- 23066 Maud Ave Closed
- 23729 Stratton Ct Closed
- 23829 Clayton St Closed
- 27330 Fairview Ave Closed



27489 Fairview Ave	Closed
27971 Fairview Ave	Closed
2812 Kelly St	Closed
East Ave	Closed
22538 Bayview Ave	Closed
2979 D St	Closed
2272 Nina St	Failed – First Abatement Notice Mailed
Beckham Way	Failed – First Abatement Notice Mailed
1615 E Street	Failed – Second Abatement Notice Mailed
3580 Star Ridge Rd	Failed – Second Abatement Notice Mailed
Fairview Ave	Failed – Second Abatement Notice Mailed
1916 E St	Failed – Second Abatement Notice Mailed
1955 E St	Failed – Second Abatement Notice Mailed
23734 Maud Ave	Failed – Third Inspection
27308 Fairview Ave	Failed – Third Inspection
Ralston Way	Re-Inspection on Hold
1609 E Street	Third Inspection Due
23974 Maud Ave	Third Inspection on hold
27951 Fairview Ave	Third Inspection on hold

Respectfully,  
Miles Massone  
Fire Marshal

# 7. FFPD FINANCIAL UPDATE

**INFO/ACTION**

PeopleSoft  
CASH BALANCES BY FUND

Report ID: FXGLA301  
Fiscal Year 2022  
Accounting Period 12 thru 12 --- Fund(s) Requested: All  
Fund: 43300 Fairview Fire District

<u>Journal Date</u>	<u>Journal ID</u>	<u>Jrnl Line Description</u>	<u>Beginning Balance</u>	<u>Receipts</u>	<u>Disbursements</u>	<u>Apportionment</u>	<u>Interfund Transfers</u>	<u>Ending Balance</u>
2022-06-01	APP0930041						-428.00	9,721,372.26
2022-06-02	0000930327	Cash in Treasury					121.81	9,721,494.07
2022-06-02	0000930987	Cash in Treasury				10.89		9,721,504.96
2022-06-02	0000931139	Cash in Treasury				-208.86		9,721,296.10
2022-06-02	0000931140	Cash in Treasury				-1,202.59		9,720,093.51
2022-06-02	0000931141	Cash in Treasury				17.53		9,720,111.04
2022-06-02	APP0930191						-3,247.53	9,716,863.51
2022-06-06	0000930849	Cash in Treasury				9,790.29		9,726,653.80
2022-06-06	0000930850	Cash in Treasury				182.91		9,726,836.71
2022-06-06	0000930851	Cash in Treasury				100.81		9,726,937.52
2022-06-08	0000931855	Cash in Treasury				100.63		9,727,038.15
2022-06-08	0000931856	Cash in Treasury				12,334.73		9,739,372.88
2022-06-13	APP0931339						-577.48	9,738,795.40
2022-06-14	APP0931498						-63,999.94	9,674,795.46
2022-06-16	0000932298	Cash in Treasury					-6,346.42	9,668,449.04
2022-06-20	0000932509	Cash in Treasury				-85.50		9,668,363.54
2022-06-20	0000932510	Cash in Treasury				-153.96		9,668,209.58
2022-06-20	0000932511	Cash in Treasury				-20.26		9,668,189.32
2022-06-20	0000932512	Cash in Treasury				-2,103.23		9,666,086.09
2022-06-20	0000932513	Cash in Treasury				-2,439.94		9,663,646.15
2022-06-20	0000932514	Cash in Treasury				-475.43		9,663,170.72
2022-06-23	APP0932877						-1,670.00	9,661,500.72
2022-06-24	0000933146	Cash in Treasury					-213.19	9,661,287.53
2022-06-24	0000933148	Cash in Treasury					-3,488.31	9,657,799.22
2022-06-24	APP0933021						-1,389.00	9,656,410.22
2022-06-30	0000933154	Cash in Treasury					-213.19	9,656,197.03
2022-06-30	0000933155	Cash in Treasury					-3,488.31	9,652,708.72
2022-06-30	0000933165	Cash in Treasury					-85.28	9,652,623.44
2022-06-30	0000933166	Cash in Treasury					-19.94	9,652,603.50
2022-06-30	0000933167	Cash in Treasury					-1,375.38	9,651,228.12
2022-06-30	0000934084	Cash in Treasury					2.46	9,651,230.58
2022-06-30	0000936993	Cash in Treasury				-246.82		9,650,983.76
2022-06-30	0000936994	Cash in Treasury				-602.50		9,650,381.26
2022-06-30	0000936995	Cash in Treasury				7.44		9,650,388.70
2022-06-30	0000938318	Cash in Treasury				211.26		9,650,599.96
2022-06-30	0000938482	Cash in Treasury				277.16		9,650,877.12
2022-06-30	0000938483	Cash in Treasury				18,577.35		9,669,454.47
2022-06-30	0000938630	Cash in Treasury					64.76	9,669,519.23
2022-06-30	0000939204	Cash in Treasury					2,158.70	9,671,677.93
2022-06-30	0000939206	Cash in Treasury					104.76	9,671,782.69
2022-06-30	ADB0000001	Cash in Treasury					15,613.48	9,687,396.17
2022-06-30	PRPP2214AC	Cash in Treasury					3,701.50	9,691,097.67
2022-06-30	PRPP2215AC	Cash in Treasury					1,480.60	9,692,578.27

Report ID: FXGLA301  
Fiscal Year 2022  
Accounting Period 12 thru 12 --- Fund(s) Requested: All  
Fund: 43300 Fairview Fire District

PeopleSoft  
CASH BALANCES BY FUND

Page No. 2  
Run Date 09/05/2022  
Run Time 11:56:59

<u>Journal Date</u>	<u>Journal ID</u>	<u>Jrnl Line Description</u>	<u>Beginning Balance</u>	<u>Receipts</u>	<u>Disbursements</u>	<u>Apportionment</u>	<u>Interfund Transfers</u>	<u>Ending Balance</u>
Totals for Fund 43300			9,721,800.26	0.00	0.00	34,071.91	-63,293.90	9,692,578.27

<b>Operating Budget - Expenditures</b>	<b>FY 22/23 Adopted Final Budget</b>	<b>Year to Date to 09/15/22</b>	<b>% to Date</b>
<b>Director Fees and Expenses</b>			
Director Fees for Board Attendance	7,000	1,600	23%
Director Expenses (i.e. mileage)	1,500	-	0%
Training for Board Members	5,000	-	0%
<b>Supplies and Technology</b>			
Office/Technology/Event Supplies	5,500	329	6%
Newsletter	3,600	-	0%
Website	2,500	263	11%
<b>Memberships</b>			
Alameda County Env Health (CUPA)	834	-	0%
Cal Special Dist Assoc (Local Chapter)	100	-	0%
Payment to LAFCO	700	-	0%
<b>Administration Services</b>			
General Manager Services	43,200	-	0%
Legal Counsel & Recording Secretary	43,200	3,384	8%
Publicity and Legal Notices	3,000	314	16%
Bookkeeping Services	9,000	2,370	30%
Annual Audit	12,000	-	0%
Insurance	12,000	3,203	27%
Lease Payment to County	15	-	0%
Workers Compensation Insurance	3,000	-	0%
Alameda County Tax Collection Fee	30,000	-	0%
<b>Facilities Services</b>			
Alarm Systems	4,000	555	20%
Janitorial	500	-	0%
Old Fire Station 8 Upkeep	5,000	-	0%
Utilities - East Bay MUD	1,000	133	13%
Utilities - PG&E	30,000	7,112	62%
Yard Service	4,800	800	19%
Fence Replacment (OFS8)		-	0%
Retainer for Solar Analysis		-	0%
<b>Programs and Events</b>			
Disaster Preparedness Program	10,000	-	0%
Chipping Program	15,000	-	0%
Firewise Projects/Residential Assistance	10,000	-	0%
Weed Abatement Courtesy Notice	4,000	-	0%
Red Flag Staffing	10,000	-	0%
<b>District Election</b>			
District Election	35,000	-	0%
<b>Subtotal District Expenses</b>	<b>311,449</b>	<b>20,063</b>	<b>8%</b>
Emergency Response Services	\$ 3,115,811	-	0%
Paramedic Services	346,201	-	0%
<b>Subtotal Hayward Fire Contract</b>	<b>3,462,012</b>	<b>-</b>	<b>0%</b>

Capital Commitment	FY 22/23 Adopted Final Budget	Year to Date to 09/15/22	% to Date
Apparatus Replacement	165,919	165,919	100%
Equipment Replacement	26,759	26,759	100%
Facility Capital Improvements	217,143	217,143	100%
<b>Subtotal Capital Budget</b>	<b>409,821</b>	<b>409,821</b>	<b>100%</b>

	FY 22/23 Adopted Final Budget	Year to Date to 09/15/22	% to Date
<b>TOTAL OPERATING EXPENDITURES</b>	<b>4,183,282</b>	<b>429,884</b>	<b>11%</b>

Revenues	FY 22/23 Adopted Final Budget	Year to Date to 05/09/22	
Property Tax	3,872,158	-	0%
Interest	74,291	-	0%
EMS (ALS)	28,485	-	0%
Other Revenue	-	-	
<b>TOTAL REVENUES</b>	<b>3,974,934</b>	<b>-</b>	<b>0%</b>

*ERAF Contribution = 21.89%*

# 8. OPEN HOUSE REPORT

INFO/ACTION

9. ADOPT  
RESOLUTION TO  
RENEW FINDINGS  
AND CONTINUE  
CONDUCTING  
MEETING VIA  
TELECONFERENCE

INFO/ACTION



**BOARD OF DIRECTORS**  
MELISSA DIMIC  
MARK MCDANIEL  
MICHAEL JUSTICE  
ROBERT CLARK  
SARAH CHOI



**FAIRVIEW**  
FIRE PROTECTION DISTRICT

25862 FIVE CANYONS PKWY  
CASTRO VALLEY, CA 94552  
(510) 583-4930

**GENERAL MANAGER:**  
MIKE PRESTON

**FIRE CHIEF**  
GARRETT CONTRERAS  
WWW.FAIRVIEWFIREDISTRICT.ORG

## **RESOLUTION 2022-14**

### **RESOLUTION OF THE FAIRVIEW FIRE PROTECTION DISTRICT TO RENEW FINDINGS AND CONTINUE CONDUCTING MEETINGS VIA TELECONFERENCE**

**WHEREAS**, the Fairview Fire Protection District’s (“District”) Governing Board (“Board”) is committed to proceed in full compliance with the State of California’s open meeting requirements codified in the Ralph M. Brown Act, Government Code §§ 54950 – 54963;

**WHEREAS**, as of March 4, 2020 and continuing through to present day, the Governor of California has proclaimed a state of emergency due to the threat of COVID-19, predicated on the Governor’s express finding that circumstances meet the conditions codified in California Government Code Section 8558(b), relating to the declaration of a state of emergency, and further predicated on the Governor’s authority vested by the State Constitution and the California Emergency Services Act, California Government Code Section 8625;

**WHEREAS**, and the Governor of California has not discontinued or rescinded the March 4, 2020 proclamation of a state of emergency;

**WHEREAS**, the Centers for Disease Control and Prevention (“CDC”) recommends to “Protect Yourself and Others” while outside of your home by putting 6 (six) feet of distance (or about 2 full arm lengths) between yourself and people who do not live in your household, particularly for people who are at higher risk of getting very sick from COVID-19;

**WHEREAS**, the Alameda County Health Care Services Agency (“HCSA”) Director recommended on September 23, 2021 that all full meetings and committee meetings of the Alameda County Board of Supervisors continue to observe social distancing;

**WHEREAS**, in consideration of the above-specified recommendations by both federal and local health authorities, it is also the recommendation of the District General Manager that the District continue to follow CDC guidelines and to mirror the HCSA Director’s recommendations for the Alameda County Board of Supervisors for maximizing social distancing whenever possible, which includes meetings of the Board;

**WHEREAS**, in order to continue meeting via teleconference based upon the General Manager’s recommendation, the Board must consider whether to adopt the foregoing recitals as true and correct and renew them as formal Board findings at least every thirty (30) days in accordance with California Government Code section 54953(e), either until the state of emergency related to COVID-19 has been lifted, or the Board finds that the above findings have changed;

**WHEREAS**, Board meetings are currently scheduled approximately every other calendar month, which may require that in order to satisfy the new thirty (30) day rule, the Board must hold single-purpose special meetings between its regular meetings solely to adopt findings;

**NOW THEREFORE**, pursuant to California Government Code section 54953(e), the Governing Board of the Fairview Fire Protection District finds and determines that the foregoing recitals continue to be true and correct and hereby adopts and incorporates them into this resolution;

**PASSED AND ADOPTED** by the Fairview Fire Protection District Board this 26<sup>th</sup> day of September, 2022, by the following vote:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
Mike Justice  
Vice President of the Board of Directors  
Fairview Fire Protection District

# 10. GENERAL MANAGER REPORT

INFO/ACTION

# 1 1. BOARD MOTIONS AND APPROVALS

INFO/ACTION

**FAIRVIEW FIRE PROTECTION DISTRICT SPECIAL  
BOARD MEETING MINUTES  
MONDAY, JULY 25, 2022, 7:00 PM  
MEETING VIA TELECONFERENCE OVER ZOOM  
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 7:01 p.m. Director Justice led the pledge of allegiance.

**2. ROLL CALL**

Board members present: Directors Melissa Dimic, Robert Clark, and Michael Justice. Director McDaniel was absent, and Director Choi joined at 7:03 PM.

In addition, the following staff and service providers were present: Fire Chief Garrett Contreras, Fire Marshal Miles Massone, Financial Analyst Shanalee Gallagher, General Manager Mike Preston, Administrative Specialist Tara Reyes, and Conor Kennedy, Esq. of Garcia Hernandez Sawhney, LLP.

**3. WELCOME**

President Dimic made welcome comments.

**4. PUBLIC COMMENT PERIOD**

President Dimic opened the public comment period and explained the function of public comment period. No comment was made, and the period was closed.

**5. MESSAGE FROM THE PRESIDENT**

President Dimic welcomed everyone to the July meeting.

**6. FIRE CHIEF REPORT**

The Fire Chief and the Fire Marshal updated the Board on response times for May and June of 2022, fire inspections, and signage during July 4<sup>th</sup>. The Chief fielded and addressed questions as well.

**7. FFPD FINANCIAL UPDATE**

The Board considered and approved Accountant Reports about District expenditures provided in the agenda packet.

**Director Dimic moved to accept the Accountant's Reports for June 2022. Director Justice seconded. The motion was carried unanimously.**

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

**8. PUBLIC HEARING FOR 2022/23 FINAL BUDGET**

President Dimic opened the hearing. No public comment was made. The hearing was closed.

**9. ADOPT 2022/23 FINAL BUDGET AND STRATEGIC OBJECTIVES**

**President Dimic moved to adopt the budget and strategic objectives. Director Clark seconded the motion. The motion was carried unanimously.**

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

**10. ADOPT RESOLUTION TO DECLARE A NUISANCE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – Declaration of Nuisance: 2798 D St.**

Fire Marshall Massone reported that multiple notices were sent out on the third inspection, and that he tried to contact the owners.

Fire Marshall Massone identified high weeds and accumulation of combustible debris in the side yard and back yard and on that recommended proceeding with the process to declare a nuisance.

**President Dimic moved to amend the resolution and to set the date for August 3, 2022, and adopt the amended resolution. Director Justice seconded the motion. The motion was carried unanimously.**

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

**Break at 8:45**

**Return at 8:55 PM**

**11. ADOPT RESOLUTION TO DECLARE A NUISANCE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – Declaration of Nuisance: 27971 Fairview Avenue.**

Fire Marshall Massone identified a growth of trees that required abatement, as well as eucalyptus trees and tall grass, including inside of a property line that extended beyond the owner’s original understanding. met with an abatement contractor and the owner of the property. There was progress being made, but additional work is needed. The contact said they needed to present a bid to contract for the work to be done for the expenditure. The ownership entity of the parcel sought an extension. General Manager Preston received a call and identified a timeline submitting the matter to bid, which served as the General Manager’s grounds for recommending August 15, 2022, as a hearing date.

President Dimic moved to amend the resolution and to set the date for approximately August 15, 2022, subject to later agreement by Directors, and adopt the amended resolution. Director Justice seconded the motion. The motion was carried unanimously.

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

**12. ADOPT RESOLUTION TO DECLARE A NUISANCE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – Declaration of Nuisance: East Avenue vacant lot (APN 425017000200)**

The General Manager reported that this parcel has been successfully abated. The matter was taken off calendar.

Break at 7:33 PM

Reconvene at 7:45 PM

**13. Report from Contract Review Committee**

The Committee reviewed the Contract with the Fire Department, and the General Manager reported that the Department met its performance metrics. The General Manager noted that the District needed to review the vehicle inventory and to obtain insurance certificates. With that, the Committee recommended that the Board accept the report.

President Dimic moved to accept the Contract Review Committee Report. Director Choi seconded the motion. The motion was carried unanimously.

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

**14. RESOLUTION TO RENEW FINDINGS AND CONTINUE CONDUCTING MEETINGS VIA TELECONFERENCE**

President Dimic moved to adopt the resolution. Director Clark seconded. The motion was carried unanimously. **AYES 4 (Clark, Dimic, Choi, Justice), ABSENT 1 (Director McDaniel), NOES 0, ABSTAIN 0.**

The Directors scheduled two single item special meetings to readopt findings on Monday August 22, 2022, and Monday, September 12, 2022, each at 7 PM.

**15. GENERAL MANAGER’S REPORT**

General Manager reported on the FS8 Inverter Project; the status of the District’s Transparency Recertifications; research regarding a county-level fireworks ordinance; and an open house planning update from the ad hoc committee planning it; an opportunity to make apparel with the FFPD Logo for Directors, and a new update about Thurston Gate.

The General Manager took questions about the FS8 Inverter Project.

**The Board gave the General Manager direction to review the apparel preferences of Directors.**

**16. Board Motions and Approvals**

**President Dimic moved to approve the minutes from May 23, 2022, meeting. Director Clark seconded. The motion was carried unanimously.**

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

**17. MEETING ACTION ITEMS SUMMARY**

General Manager will canvass Directors' schedules to finalize the second abatement hearing on approximately August 15<sup>th</sup>.

General Manager will meet with the Open House ad hoc committee and continue to work on the open house tentatively scheduled for September 21.

General Manager will work with Hayward staff to agendize the two single item special meetings to readopt AB 361 findings on Monday, August 22, 2022, and Monday, September 12, 2022, each at 7 PM.

General Manager will send the President a copy of the reimbursement request form.

General Manager will review the apparel preferences of the Directors.

General Manager will agendize the letter to the Alameda County Election official.

**18. COMMENTS BY BOARD MEMBERS**

Comments were made by Directors.

**Direction was given to the General Manager to agendize the letter to the Alameda County Election official for August 3, 2022.**

**19. AGENDA ITEMS FOR NEXT BOARD MEETING**

Directors discussed future agenda items, including Open House report back, and an AB 361 resolution.

**20. ADJOURNMENT**

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



Meeting adjourned at 8:35 PM.

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

**FAIRVIEW FIRE PROTECTION DISTRICT SPECIAL  
BOARD MEETING MINUTES  
MONDAY, AUGUST 3, 2022, 7:00 PM  
MEETING VIA TELECONFERENCE OVER ZOOM  
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 7:00 p.m. Director Justice led the pledge of allegiance.

**2. ROLL CALL**

Board members present: Directors Melissa Dimic, Robert Clark, Michael Justice, and Mark McDaniel. Director Choi had an excused absence.

In addition, the following staff and service providers were present: Fire Chief Garrett Contreras, Fire Marshal Miles Massone, General Manager Mike Preston, and Conor Kennedy, Esq. of Garcia Hernandez Sawhney, LLP.

**3. WELCOME**

President Dimic made welcome comments.

**4. PUBLIC COMMENT PERIOD**

President Dimic opened the public comment period and explained the function of public comment period. No comment was made, and the period was closed.

**5. PUBLIC HEARING ON ORDER TO ABATE, per the "FFPD 2020 Fuels Management and Weed Abatement Ordinance" – 2798 D Street**

Fire Marshal Massone reported that after delivering notices to the property, there had been no progress made during the inspection period. Once the Board issued a Notice to Destroy Weeds, the District made effort to contact the property owner on multiple occasions, including on July 8 and 22, 2022. Today, the Fire Marshall revisited the parcel, observed partial abatement, but otherwise received no acknowledgment or contact by the property owner. The Fire Marshal recommended proceeding with the process. The General Manager identified the practice of the District to order abatement and give the Fire Marshal the opportunity to work with the property owner to continue to observe voluntary abatement.

President Dimic opened the public hearing about the proposed order to abate. President Dimic then closed the hearing.

Director Clark noted that the amount of time since inspectors first observed the fire hazard nuisance.

**6. ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT, per the "FFPD 2020 Fuels Management and Weed Abatement Ordinance" – 2798 D Street**

The Board considered and adopted the resolution to make findings and order abatement at the parcel subject to the hearing.

**President Dimic moved to adopt the resolution in the packet. Director Justice seconded. The motion was carried. AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0**

**7. ADOPT RESOLUTION RE: NOTICE OF NOVEMBER 7, 2022, DISTRICT ELECTION TO ALAMEDA COUNTY ELECTION OFFICIAL**

The General Manager briefed the Board about the purpose of the resolution. The Board considered the resolution.

**President Dimic moved to adopt the resolution in the packet. Director McDaniel seconded. The motion was carried. AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0**

**8. ADJOURNMENT**

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

Meeting adjourned at 7:11 PM.

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

**FAIRVIEW FIRE PROTECTION DISTRICT SPECIAL  
BOARD MEETING MINUTES  
MONDAY, AUGUST 22, 2022, 7:00 PM  
MEETING VIA TELECONFERENCE OVER ZOOM  
25862 FIVE CANYONS PARKWAY, CASTRO VALLEY, CA 94552**

**1. CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

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

**2. ROLL CALL**

Board members present: Directors Sarah Choi, Robert Clark, Michael Justice, and Mark McDaniel. Board President Dimic was absent.

In addition, the following staff and service providers were present: Fire Marshal Miles Massone, General Manager Mike Preston, and Conor Kennedy, Esq. of Garcia Hernandez Sawhney, LLP.

**3. WELCOME**

Vice President Choi made welcome comments.

**4. PUBLIC COMMENT PERIOD**

Vice President Choi opened the public comment period. No comment was made, and the period was closed.

**5. RESOLUTION TO RENEW FINDINGS AND CONTINUE CONDUCTING MEETINGS VIA TELECONFERENCE**

**Vice President Choi moved to adopt the resolution. Director McDaniel seconded. The motion was carried unanimously. AYES 4 (Clark, Choi, McDaniel, Justice), ABSENT 1 (Dimic), NOES 0, ABSTAIN 0**

**6. PUBLIC HEARING ON ORDER TO ABATE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – 27971 Fairview Act**

The Fire Marshal reported that yesterday, he revisited the parcel and observed that all violations were cleared. The Fire Marshal recommended no further action on the property. The General Manager recommended the Board take no action, and the Vice President agreed to proceed to Item Number 8.

**7. ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – 27971 Fairview Act**

Vice President proceeded to Item Number 8, based on the recommendation issued during Item Number 6.

**8. ADOPT RESOLUTION TO DECLARE A NUISANCE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – Declaration of Nuisance: 2812 Kelly St.**

Fire Marshal Massone reported that there are tall dry weeds on the parcel creating grounds for the declaration of a nuisance. The General Manager recommended a hearing date of Wednesday August 31. The Directors asked questions about the property owner’s responsiveness to the Fire Marshal’s outreach and then shared their thinking on dates to schedule a hearing for an order to abate.

**Director Clark moved to amend the resolution to set the date for September 1, 2022, and to adopt the amended resolution. Director Justice seconded the motion. The motion was carried unanimously.**

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

**9. ADOPT RESOLUTION TO DECLARE A NUISANCE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – Declaration of Nuisance: 23066 Maud Ave.**

Fire Marshal Massone reported that the proposed hazard has been abated. The Fire Marshal recommended no further action on the property. The Vice President agreed.

**10. Order to Abate Update: 2798 D St.**

Fire Marshal Massone gave an update about a parcel which is currently subject to an order to abate. Director Clark asked for an update from the Fire Marshal on September 1, 2022.

**11. ADJOURNMENT**

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

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

Meeting adjourned at 7:22 PM.

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

**FAIRVIEW FIRE PROTECTION DISTRICT SPECIAL  
BOARD MEETING MINUTES  
MONDAY, SEPTEMBER 1, 2022, 7:00 PM  
MEETING VIA TELECONFERENCE OVER ZOOM  
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 7:01 p.m. Director Justice led the pledge of allegiance.

**2. ROLL CALL**

Board members present: Directors Melissa Dimic, Robert Clark, Michael Justice, and Mark McDaniel. Director Sarah Choi was absent.

In addition, the following staff and service providers were present: Fire Marshal Miles Massone, General Manager Mike Preston, and Conor Kennedy, Esq. of Garcia Hernandez Sawhney, LLP.

**3. WELCOME**

President Dimic made welcome comments.

**4. PUBLIC COMMENT PERIOD**

President Dimic opened the public comment period and explained the function of public comment period. No comment was made, and the period was closed.

**5. ADOPT RESOLUTION TO RENEW FINDINGS AND CONTINUE CONDUCTING MEETINGS VIA TELECONFERENCE**

**President Dimic moved to adopt the resolution in the packet. Director Justice seconded. The motion was carried. AYES 4 (Clark, Dimic, Justice, McDaniel), ABSENT 1 (Choi), NOES 0, ABSTAIN 0**

**6. PUBLIC HEARING ON ORDER TO ABATE, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – 2812 Kelly Street**

Fire Marshal Massone reported that after delivering notices to the property, there had been some progress made during the inspection period. The dry, tall weeds had been abated. The work was completed. The Fire Marshal recommended no further action on the property.

President Dimic closed the hearing and announced the Board would skip item 7 as a result of the Fire Marshal’s recommendation.

**7. ADOPT RESOLUTION TO MAKE FINDING(S) AND ORDER ABATEMENT, per the “FFPD 2020 Fuels Management and Weed Abatement Ordinance” – 2812 Kelly Street**

This item was skipped, per the recommendation of the Fire Marshal.

**8. Order to Abate Update – 2798 D. St.**

The Fire Marshal reported complete abatement and recommended no further action on this property.

**9. ADJOURNMENT**

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

Meeting adjourned at 7:11 PM.

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

# 12. MEETING ACTIONS ITEMS SUMMARY



# 13. COMMENTS BY BOARD MEMBERS

# 14. AGENDA ITEMS FOR NEXT BOARD MEETING