



**AGENDA**  
**Fairview Fire Protection District Special Board Meeting**  
**Monday, October 24 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/88525921741>.

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):

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

For each number, please be patient and when requested, dial the following Webinar ID: 885 2592 1741

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 a 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**
- 4. PUBLIC COMMENT PERIOD** (The Public Comments Section 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. RESOLUTION TO RENEW FINDINGS AND CONTINUE CONDUCTING MEETING VIA TELECONFERENCE**

**INFO/ACTION**

**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. 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 2022-15**

### **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 24<sup>th</sup> day of October, 2022, by the following vote:

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

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

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

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

\_\_\_\_\_

\_\_\_\_\_  
Melissa Dimic  
President of the Board of Directors  
Fairview Fire Protection District