



AGENDA  
Fairview Fire Protection District Regular Board Meeting  
Monday, September 25, 2023, 7:00 P.M.  
FIRE STATION 8  
25862 FIVE CANYONS PARKWAY, CASTRO VALLEY, CA 94552



**.PUBLIC PARTICIPATION FOR ONLINE OBSERVERS**

Fairview Fire Protection District encourages public participation by online observers of its meetings, including 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/88397926796>

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: 883 9792 6796

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 VIA TELECONFERENCE:** There are three ways for online observers 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."



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

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 2023  
Fire Prevention Activity – July/August 2023  
Vegetation Management Update
7. **FFPD FINANCIAL UPDATE** **INFO/ACTION**  
Cash Balance Report – April, May and June 2023  
Accountant's Report – May, June and July 2023
8. **RESOLUTION OF SUPPORT FOR ALAMEDA COUNTY SHERIFF OFFICE EFFORTS TO STRENGTHEN ENFORCEMENT TOOLS TO ADDRESS ILLEGAL FIREWORKS USE IN UNINCORPORATED ALAMEDA COUNTY BREAK** **INFO/ACTION**
9. **GENERAL MANAGER REPORT** **INFO/ACTION**
  - Directors Perpetual Plaque
  - CalFire Fire Hazard Severity Zone Map Status
  - Open House Report
  - Open House Raffle Drawing
  - PGE rate changes at FS8
  - Alternate evacuation route signage
  - AB 1757 Accessibility internet requirements for websites & new .gov domain requirements



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Monday, September 25, 2023, 7:00 P.M.  
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**10. BOARD MOTIONS AND APPROVALS**

**INFO/ACTION**

Regular Meeting Minutes - July 31, 2023

**11. MEETING ACTIONS ITEMS SUMMARY**

**INFO/ACTION**

**12. COMMENTS BY BOARD MEMBERS**

**13. 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



## Response Time Report September 25, 2023

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<b>July/August</b>	
<b>Average Response Time</b>	<b>Eng. 8 – 3 min 32 sec. Eng. 9 – 3 min 11 sec.</b>
<b>5 min 50 sec or less</b>	<b>93% (129/139)</b>
<b>ERF less than 8 min</b>	<b>100% (5/5)</b>

➤ **ERF = Effective Response Force**



September 5, 2023

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 2023, 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 (2) Fire Inspections (Annual/Fire Protection/Building)

- 2491 East Ave Sprinkler Visual/Hydrostatic Pressure
- 2497 East Ave Sprinkler Visual/Hydrostatic Pressure

Reviewed (0) Referrals for Future Construction/Development

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

- 3361 East Ave Construction of 1030 sq. ft. SFR
- 2497 East Ave New 2 story SFD
- 2491 East Ave New 2 story SFD
- 22610 Northview Dr Remodel of and addition to existing SFR
- 1831 East Ave Construction of 2-story SFR with attached garage
- 24717 Fairview Ave 2-story addition to SFR & construction of new JADU
- 24717 Fairview Ave Installation of Sprinklers
- 25932 Clausen Ct Construction of new, attached ADU

Performed (5) Fire Sprinkler/Alarm/Underground Line Plan Checks

- 2060 Twin Creeks Pl Sprinkler installation, new SFR
- 25422 Uvas Ct Sprinkler installation, new ADU
- 2497 East Ave Sprinkler installation
- 24787 Fairview Ave Sprinkler installation
- 23051 Henry Ln Sprinkler installation

Performed (10) Vegetation Management Complaint Inspections

- 26001 Kendra Ln Failed – First Abatement Notice mailed
- 23707 Stratton Ct Failed – First Abatement Notice mailed
- Canyon Terrace Dr Failed – Second Abatement Notice mailed
- 23515 Maud Ave Failed – Second Abatement Notice mailed
- 27218 Fairview Ave Failed – Second Abatement Notice mailed
- 27330 Fairview Ave Failed – Second Abatement Notice mailed

- 27489 Fairview Ave      Failed – Second Abatement Notice mailed
- 27218 Fairview Ave      Failed – Second Abatement Notice mailed
- 2812 Kelly St            Closed – in compliance
- 3258 Seagrams Ct        Closed – in compliance

Respectfully,  
Miles Massone  
Fire Marshal



# 7. FFPD FINANCIAL UPDATE

**INFO/ACTION**

PeopleSoft  
CASH BALANCES BY FUND

Report ID: FXGLA301  
Fiscal Year 2023  
Accounting Period 10 thru 10 --- 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>
2023-04-04	0000964510	Cash in Treasury				1,807,981.82		7,073,733.78
2023-04-04	0000969451	Cash in Treasury				4.50		7,073,738.28
2023-04-04	0000969454	Cash in Treasury				544.56		7,074,282.84
2023-04-04	0000969455	Cash in Treasury				1,496.86		7,075,779.70
2023-04-04	0000969456	Cash in Treasury				26.24		7,075,805.94
2023-04-06	0000964886	Cash in Treasury				-1,603.94		7,074,202.00
2023-04-06	0000965015	Cash in Treasury					-246.47	7,073,955.53
2023-04-06	0000965054	Cash in Treasury				-2,707.67		7,071,247.86
2023-04-06	APP0964521						-3,183.18	7,068,064.68
2023-04-08	0000969457	Cash in Treasury				847.65		7,068,912.33
2023-04-08	0000969458	Cash in Treasury				20,030.76		7,088,943.09
2023-04-11	0000965169	Cash in Treasury					-11,607.27	7,077,335.82
2023-04-11	0000965181	Cash in Treasury					52.27	7,077,388.09
2023-04-11	0000965182	Cash in Treasury					21,098.37	7,098,486.46
2023-04-12	0000965281	Cash in Treasury					711.52	7,099,197.98
2023-04-14	0000969446	Cash in Treasury					-218.26	7,098,979.72
2023-04-14	0000969448	Cash in Treasury					-51.04	7,098,928.68
2023-04-14	0000969449	Cash in Treasury					-3,520.25	7,095,408.43
2023-04-17	APP0969053						-926.93	7,094,481.50
2023-04-28	APP0970731						-50,495.77	7,043,985.73
Totals for Fund 43300			5,265,751.96	0.00	0.00	1,826,620.78	-48,387.01	7,043,985.73

PeopleSoft  
 CASH BALANCES BY FUND

Report ID: FXGLA301  
 Fiscal Year 2023  
 Accounting Period 11 thru 11 --- 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>
2023-05-02	0000972671	Cash in Treasury				224.21		7,044,209.94
2023-05-02	0000972672	Cash in Treasury				-110.85		7,044,099.09
2023-05-02	0000972673	Cash in Treasury				50.58		7,044,149.67
2023-05-04	0000972669	Cash in Treasury				28.64		7,044,178.31
2023-05-06	0000972833	Cash in Treasury				763.81		7,044,942.12
2023-05-06	0000972834	Cash in Treasury				24,632.49		7,069,574.61
2023-05-11	0000972665	Cash in Treasury				-590.48		7,068,984.13
2023-05-11	0000972666	Cash in Treasury				-633.86		7,068,350.27
2023-05-12	0000972667	Cash in Treasury				-2,657.55		7,065,692.72
2023-05-12	0000973027	Cash in Treasury					-194.31	7,065,498.41
2023-05-12	0000973029	Cash in Treasury					-3,134.00	7,062,364.41
2023-05-12	0000973030	Cash in Treasury					-45.45	7,062,318.96
Totals for Fund 43300			7,043,985.73	0.00	0.00	21,706.99	-3,373.76	7,062,318.96

PeopleSoft  
CASH BALANCES BY FUND

Report ID: FXGLA301  
Fiscal Year 2023  
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>
2023-06-02	0000976439	Cash in Treasury				-181.13		7,062,137.83
2023-06-02	0000976440	Cash in Treasury				-764.53		7,061,373.30
2023-06-02	0000976441	Cash in Treasury				9.84		7,061,383.14
2023-06-05	0000975734	Cash in Treasury				9,520.56		7,070,903.70
2023-06-05	0000975735	Cash in Treasury				244.79		7,071,148.49
2023-06-06	APP0975544						-14,479.42	7,056,669.07
2023-06-07	0000976443	Cash in Treasury				710.84		7,057,379.91
2023-06-07	0000976444	Cash in Treasury				15,815.67		7,073,195.58
2023-06-07	APP0975749						-2,449.20	7,070,746.38
2023-06-08	0000976066	Cash in Treasury					-1.42	7,070,744.96
2023-06-08	0000976277	Cash in Treasury				96.25		7,070,841.21
2023-06-08	APP0975919						-150.00	7,070,691.21
2023-06-15	0000977011	Cash in Treasury				-927.27		7,069,763.94
2023-06-15	0000977012	Cash in Treasury				-1,565.84		7,068,198.10
2023-06-15	0000977013	Cash in Treasury				-1,838.81		7,066,359.29
2023-06-15	0000977014	Cash in Treasury				-7,274.88		7,059,084.41
2023-06-15	0000977015	Cash in Treasury				-57.36		7,059,027.05
2023-06-15	0000977219	Cash in Treasury				-10.92		7,059,016.13
2023-06-16	0000977428	Cash in Treasury					-6,250.05	7,052,766.08
2023-06-22	APP0977723						-1,402.49	7,051,363.59
2023-06-23	0000978209	Cash in Treasury					-3,793.20	7,047,570.39
2023-06-23	0000978211	Cash in Treasury					-51.79	7,047,518.60
2023-06-30	0000978216	Cash in Treasury					-221.45	7,047,297.15
2023-06-30	0000978218	Cash in Treasury					-3,571.75	7,043,725.40
2023-06-30	0000978219	Cash in Treasury					-51.79	7,043,673.61
2023-06-30	0000978228	Cash in Treasury					-110.73	7,043,562.88
2023-06-30	0000978229	Cash in Treasury					-1,811.78	7,041,751.10
2023-06-30	0000978830	Cash in Treasury					2.56	7,041,753.66
2023-06-30	0000980145	Cash in Treasury				6.45		7,041,760.11
2023-06-30	0000980146	Cash in Treasury				99.79		7,041,859.90
2023-06-30	0000980147	Cash in Treasury				73.20		7,041,933.10
2023-06-30	0000983668	Cash in Treasury				755.34		7,042,688.44
2023-06-30	0000983669	Cash in Treasury				12,962.03		7,055,650.47
2023-06-30	0000983671	Cash in Treasury				107.32		7,055,757.79
2023-06-30	0000984693	Cash in Treasury					2,344.15	7,058,101.94
2023-06-30	0000984694	Cash in Treasury					79.07	7,058,181.01
2023-06-30	0000984696	Cash in Treasury					0.22	7,058,181.23
2023-06-30	ADB0000001	Cash in Treasury					40,365.24	7,098,546.47
2023-06-30	PRPP2314AC	Cash in Treasury					3,844.99	7,102,391.46
2023-06-30	PRPP2315AC	Cash in Treasury					1,922.51	7,104,313.97
Totals for Fund 43300			7,062,318.96	0.00	0.00	27,781.34	14,213.67	7,104,313.97

FAIRVIEW FIRE PROTECTION DISTRICT

ACCOUNTANTS REPORT

MAY 2023

#	PAYEE	DESCRIPTION	AMOUNT
22-119	KO Websites 2/01/23 Inv #27519	Web Updates - www.fairviewfiredistrict.org:svc.requested 12/5;12/16/2022 & 1/31/2023	150.00
22-120	Garcia Hernandez Sawhney LLP	Legal & Recording Sec. Services: 3/01-3/27/2023	1,728.00
22-121	Fire Agencies Self Ins. System	Workers' Comp. 2021-2022 (7/1/2021-6/30/2022) PR Adjustment	644.00
22-122	Pacific Gas & Electric (3/22/23-4/20/23) Bill amount \$1,244.08	24200 Fairview:Electric Delivery & Generation-\$41.40;Gas-\$4.90 25862 Five Cny's:Electric Delivery&Genert'n \$787.59;Gas-\$410.19	1,244.08
22-123	Richard DiTiberio	Landscape maintenance: Station #8 - Five Canyons - April 2023	400.00
22-124	Your Energy Solutions	25862 Five Cny's:Inverter Solar Service-Solar System performance evaluation	8,375.00
22-125	EBMUD #89626975356	24200 Fairview Ave Svc: 3/13/2023-5/10/2023 - \$153.19	153.19
22-130	Garcia Hernandez Sawhney LLP	Legal & Recording Sec. Services: 4/01-4/30/2023	2,484.00

22-126	Robert Clark	Directors fee: Regular Meeting 5/22/2023	100.00
22-127	Michael Justice	Directors fee: Regular Meeting 5/22/2023	100.00
22-128	Melissa Dimic	Directors fee: Regular Meeting 5/22/2023	100.00
22-129	Mark McDaniel	Directors fee: Regular Meeting 5/22/2023	100.00

<b>Expenditures - Page 1 Sub Total</b>	\$	15,578.27
<b>Expenditures from Page 2 Sub Total</b>	\$	-
<b>TOTAL EXPENDITURES</b>	\$	<b>15,578.27</b>

RECEIPTS FROM

DESCRIPTION

**TOTAL RECEIPTS** \$ -

SUMMARY

Directors Fees	\$	(400.00)
Total Bills		(15,178.27)
Total Receipts	\$	-
	\$	<b>(15,578.27)</b>

Submitted for approval by:

Barbara Charnley, Concise Bookkeeping  
7/22/2023

FAIRVIEW FIRE PROTECTION DISTRICT

ACCOUNTANTS REPORT

MAY 2023

#	PAYEE	DESCRIPTION	AMOUNT
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	Expenditures Continued -		
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EXPENDITURES - page 2 \$ -

FAIRVIEW FIRE PROTECTION DISTRICT

ACCOUNTANTS REPORT

JUNE 2023

#	PAYEE	DESCRIPTION	AMOUNT
22-131	Concise Bookkeeping	Bookkeeping services:April and May 2023	811.97
22-132	Bay Area News Group - East Bay	Classified Ad:4/21/2023: FFPD 4/24/23 Hybrid Meeting \$54.12 Classified Ad:4/21/2023: FFPD 5/22/23 Preliminary Budget \$70.11 4/30/2023 Bill Bal. Forward (being researched by FFPD staff) \$3.03	127.26
22-133	US Bank 5/08/2023 stmt.	Zoom 4/13-5/12/23 Standard Pro & Webinar svc; \$75.94 GoogleWorkspace 4/1-4/30/23 \$36.00; FedEx Office \$47.07 4/6/2023 Stmt unpaid balance \$2.11, paid 4/28/23 & 6/7/2023	161.12
22-134	Richard DiTiberio	Landscape maintenance: Station #8 - Five Canyons - May 2023	400.00
22-135	US Bank 6/06/2023 stmt.	Zoom 5/13-6/12/23 Standard Pro & Webinar svc; \$75.94 GoogleWorkspace 5/1-5/31/23 \$36.00; ACSDA - 7/1/2023 -6/30/2024 Annual Membership Fee \$100.00 5/18/2023 Safeway purchase \$18.78	230.72
22-136	Garcia Hernandez Sawhney LLP	Legal & Recording Sec. Services: 5/01-5/31/2023	945.00
22-137	ADT Commercial	Inv #149842527:Svc 4/1-06/30/23@ 25862 Five Canyons	226.77
22-138	Hi-Tech Termite Control	Services at 24200 Fairview Ave., Hayward: Termite fumigation, preventative treatment & damage repairs. Warranty through 3/15/26	8,500.00
22-139	KO Websites 2/01/23 Inv #27519	Web Updates - www.fairviewfiredistrict.org:svc.requested - Add budget to home page - June 22, 2023 (1/2 hr service)	75.00
22-140	Richard DiTiberio	Landscape maintenance: Station #8 - Five Canyons - June 2023	400.00

<b>Expenditures - Page 1 Sub Total</b>	\$ 11,877.84
<b>Expenditures from Page 2 Sub Total</b>	\$ -
<b>TOTAL EXPENDITURES</b>	<b>\$ 11,877.84</b>

**RECEIPTS FROM**

**DESCRIPTION**

**TOTAL RECEIPTS**     \$ -

**SUMMARY**

Directors Fees	\$ -
Total Bills	(11,877.84)
Total Receipts	\$ -
<b>TOTAL RECEIPTS</b>	<b>\$ (11,877.84)</b>

Submitted for approval by:

Barbara Charnley, Concise Bookkeeping  
7/22/2023

FAIRVIEW FIRE PROTECTION DISTRICT

ACCOUNTANTS REPORT

JUNE 2023

#	PAYEE	DESCRIPTION	AMOUNT
	-----		-----
	Expenditures Continued -		
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	-----		-----
	-----		-----
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EXPENDITURES - page 2 \$ -



FAIRVIEW FIRE PROTECTION DISTRICT

ACCOUNTANTS REPORT

JULY 2023

#	PAYEE	DESCRIPTION	AMOUNT
22-141	Pacific Printing	Fairview Courtesy Notice - for 2023: Quantity 5501 Mailing Svc \$778.23; Courtesy Notices \$1277.36; Postage \$1183.81 Envelopes \$842.90; Tax 198.77	4,281.07
22-142	Pacific Printing	June 2023 Newsletter: Quantity 5600 - \$1720.83; Postage \$1533.98 Tax \$161.33; Mailing Svc - Quantity 5535 = \$750.00	4,166.14
22-143	Concise Bookkeeping	Bookkeeping services:June 2023	295.86
22-144	EBMUD #89626975356	24200 Fairview Ave Svc: 5/10/2023-7/12/2023	140.54
22-145	Bay Area News Group - East Bay	Classified Ad:6/09 - 6/23/2023: FFPD 2023/24 Adopted Preliminay Budget - \$158.67; less applied over paym't from 6/15/2023 -(\$3.03)	155.64
23-001	ADT Commercial	Inv #151018417:Svc 7/1/2023-06/30/2024 @ 25862 Five Canyons	988.74
23-002	Alameda County LAFCO	Fairview Fire Dist. Portion of LAFCOs' budget of May 2023 (FY24)	521.00
23-003	Alliant Insurance Services	Inv #2350011- 23/24 ACIP Commercial Crime policy 7/01/23-7/01/24	1,459.00

<b>Expenditures - Page 1 Sub Total</b>	<b>\$ 12,007.99</b>
<b>Expenditures from Page 2 Sub Total</b>	<b>\$ -</b>
<b>TOTAL EXPENDITURES</b>	<b>\$ 12,007.99</b>

**RECEIPTS FROM**

**DESCRIPTION**

**TOTAL RECEIPTS \$ -**

**SUMMARY**

Directors Fees	\$ -
Total Bills	(12,007.99)
Total Receipts	\$ -
	<b>\$ (12,007.99)</b>

Submitted for approval by:

Barbara Charnley, Concise Bookkeeping  
8/3/2023

FAIRVIEW FIRE PROTECTION DISTRICT

ACCOUNTANTS REPORT

JULY 2023

#	PAYEE	DESCRIPTION	AMOUNT
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	Expenditures Continued -		
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EXPENDITURES - page 2 \$ -

8. RESOLUTION OF  
SUPPORT FOR  
ALAMEDA COUNTY  
SHERIFF OFFICE  
EFFORTS TO  
STRENGTHEN  
ENFORCEMENT  
TOOLS TO ADDRESS  
ILLEGAL FIREWORKS  
USE IN  
UNINCORPORATED  
ALAMEDA COUNTY

INFO/ACTION

**BOARD OF DIRECTORS**

MELISSA DIMIC  
MARK MCDANIEL  
BOB CLARK  
MICHAEL JUSTICE  
SARAH CHOI

**GENERAL MANAGER:**

MIKE PRESTON



**FAIRVIEW**

FIRE PROTECTION DISTRICT

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

**FIRE CHIEF**

GARRETT CONTRERAS

[WWW.FAIRVIEWFIREDISTRICT.ORG](http://WWW.FAIRVIEWFIREDISTRICT.ORG)

**FAIRVIEW FIRE PROTECTION DISTRICT**

**RESOLUTION: 2023-05**

*A Resolution of the Board of Directors of the Fairview Fire Protection District (District) expressing support for efforts by the Alameda County Sheriff's Office to encourage the Alameda County Board of Supervisors to take action to strengthen enforcement of laws prohibiting fireworks.*

Resolved by the Board of Directors of the District:

**WHEREAS**, all fireworks other than State Fire Marshal approved "Safe and Sane" fireworks are illegal to sell, possess, or use throughout California, other than by holders of a special license; and

**WHEREAS**, State Fire Marshal approved "Safe and Sane" fireworks are legal to use in California, subject to limitations of local jurisdictions, but may only be sold pursuant to locally-issued permits; and

**WHEREAS**, permits to sell "Safe and Sane" fireworks are not issued within unincorporated Alameda County; and

**WHEREAS**, three incorporated areas within Alameda County (Newark, Union City and Dublin) are licensed and permitted to sell "Safe and Sane" fireworks restrict use of such fireworks to within the limits of the city of purchase; and

**WHEREAS**, the Alameda County Sheriff Office (ACSO) provides law enforcement to the area within District boundaries; and

**WHEREAS**, ACSO is studying the prospect of proposing that the Alameda County Board of Supervisors amend County ordinances to provide more tools for its officers to cite users, residents, and property owners where fireworks are unlawfully used within ACSO's area of service; and

**WHEREAS**, District constituents frequently, especially during summer months, provide public comment to the District's Board of Directors regarding their fears of fireworks igniting a wildfire in this Wildland Urban Interface community; and

**WHEREAS**, the District agrees with the action taken in May 2023 by the City of Livermore to amend Chapter 9.40 of its Municipal Code (“Fireworks”) to allow liability for fireworks violations to be enforced against social hosts, and to allow enforcement via administrative penalties in lieu of criminal penalties;

**Now, therefore, the District Board of Directors resolves as follows:**

1. The District supports and applauds the efforts of ACSO to develop more aggressive enforcement tools to constrain the countywide problem of unlawful fireworks use and to put new deterrents in place.
2. The District encourages the Board of Supervisors of Alameda County to amend County ordinances, in cooperation with ACSO, to provide more tools to cite users, residents, and property owners where fireworks are unlawfully used within unincorporated Alameda County, and to especially consider the adoption of enforcement mechanisms such as those adopted by the City of Livermore in May 2023.

This Resolution is hereby adopted and approved by the Board of Directors of the Fairview Fire Protection District.

**PASSED AND ADOPTED** by the Board of Directors as a Resolution of the Fairview Fire Protection District at a regular Board Meeting held on the 25th day of September 2023 by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

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District Secretary

**DATED:** \_\_\_\_\_

BREAK

# 9. GENERAL MANAGER REPORT

INFO/ACTION

# 10. BOARD MOTIONS AND APPROVALS

INFO/ACTION



**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.

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

# 1 1 . MEETING ACTIONS ITEMS SUMMARY

# 12. COMMENTS BY BOARD MEMBERS

# 13. AGENDA ITEMS FOR NEXT BOARD MEETING