

RESOLUTION NO. 2022-10 (SUBSEQUENT)

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE RODEO – HERCULES FIRE PROTECTION DISTRICT PROCLAIMING A LOCAL EMERGENCY PERSISTS, RE-RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY BY GOVERNOR NEWSOM’S ORDER N-15-21 ON SEPTEMBER 20, 2021 AND RE-AUTHORIZING REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODIES OF RODEO – HERCULES FIRE PROTECTION DISTRICT FOR THE PERIOD DECEMBER 13, 2022 THROUGH JANUARY 12, 2023 PURSUANT TO THE BROWN ACT’S PROVISIONS.

WHEREAS, the RODEO – HERCULES FIRE PROTECTION DISTRICT is committed to preserving and nurturing public access and participation in meetings of the Board of Directors; and

WHEREAS, all meetings of RODEO – HERCULES FIRE PROTECTION DISTRICT’S legislative bodies are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the District’s legislative bodies conduct their business; and

WHEREAS, the Brown Act, Government Code section 54953(e), makes provision for remote teleconferencing participation in meetings by members of a legislative body, without compliance with the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, a proclamation is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological or human-caused disasters; and

WHEREAS, it is further required that state or local officials have imposed or recommended measures to promote social distancing, or, the legislative body meeting in person would present imminent risks to the health and safety of attendees; and

WHEREAS, the Board of Directors previously adopted a Resolution, Number 2021-09 on October 13, 2021, finding that the requisite conditions existed for the legislative bodies of RODEO – HERCULES FIRE PROTECTION DISTRICT to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and

WHEREAS, the Board of Directors previously adopted a subsequent Resolution, Number 2021-10 on December 21, 2021, finding that the requisite conditions exist for the legislative bodies of RODEO – HERCULES FIRE PROTECTION DISTRICT to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and

WHEREAS, the Board of Directors previously adopted subsequent resolutions, Number 2022-01 on February 9, 2022, Number 2022-02 on April 13, 2022 Number 2022-04 on June 1, 2022, Number 2022-06 on August 10, 2022, Number 2022-07 on September 14, 2022, and Number 2022-09 on October 26, 2022, finding that the requisite conditions exist for the legislative bodies of RODEO – HERCULES FIRE PROTECTION DISTRICT to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953; and

WHEREAS, as a condition of extending the use of the provisions found in section 54953(e), the Board of Directors must reconsider the circumstances of the state of emergency that exists in the District, and the Board of Directors has done so; and

WHEREAS, emergency conditions persist in the District, specifically a required condition is that a state of emergency is declared by the Governor pursuant to Government Code section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within the state caused by conditions as described in Government Code section 8558; and

WHEREAS, on June 11, 2021, an Executive Order N-08-21 was issued to roll back certain provisions of Governor Newsom's COVID-19-related Executive Orders and to clarify that other provisions remained necessary to help California respond to, recover from, and mitigate the impacts of the COVID-19 pandemic; and;

WHEREAS, since the issuance of Executive Order N-08-21, the highly contagious Delta and Omicron variants have emerged, causing a spike in cases throughout the state; and

WHEREAS, the Board of Directors does hereby find that a State of Emergency exists in California as a result of the threat of COVID-19 **AND** in order to slow the spread of the more contagious Omicron variants of COVID-19, meeting in person would present imminent risksto the health or safety of attendees and COVID-19 has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, such that the Board of Directors ratifies the proclamation of state of emergency by the Governor of the State of California to include the Rodeo-Hercules Fire Protection District; and;

WHEREAS, as a consequence of the local emergency persisting, the Board of Directors does hereby find that the legislative bodies of RODEO – HERCULES FIRE PROTECTION DISTRICT shall continue to conduct their meetings without compliance with paragraph (3) of subdivision (b) of Government Code section 54953, as authorized by subdivision (e) of section 54953, and that such legislative bodies shall continue to comply with the requirements to provide the public with access to the meetings as prescribed in paragraph (2) of subdivision (e) of section 54953; and

WHEREAS, , the Rodeo-Hercules Fire Protection District will ensure that opportunity is given to the public to participate in meetings, that District meetings remain as accessible as possible, giving every opportunity for members of the public to be allowed to observe the public meeting, offer comment during the meeting remotely, via either a call-in or internet-based option, and that meeting agendas will be posted in accordance with Brown Act regulations and include information for remote access accessibility by phone, URL, platform link and password.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF RODEO – HERCULES FIRE PROTECTION DISTRICT HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true and correct and are incorporated into this Resolution by this reference.

Section 2. Affirmation that Local Emergency Persists. The Board of Directors hereby finds that State of Emergency still exists in California as a result of the threat of COVID-19 **AND** In order to slow the spread of the more contagious Omicron variants of COVID-19, meeting in person would present imminent risksto the health or safety of attendees and COVID-19 has caused, and will continue to cause, conditions of peril to the safety of persons within the District that are likely to be beyond the control of services, personnel, equipment, and facilities of the District, and desires to ratify the

proclamation of state of emergency by the Governor of the State of California to include the Rodeo-Hercules Fire Protection District; and

Section 3. Re-ratification of Governor’s Proclamation of a State of Emergency. The Board hereby ratifies the Governor of the State of California’s Proclamation of State of Emergency, effective as of October 26, 2022.

Section 4. Remote Teleconference Meetings. The Fire Chief, Board Clerk and the legislative bodies of the RODEO – HERCULES FIRE PROTECTION DISTRICT are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, continuing to conduct open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of (i) November 25, 2022, or such time the Board of Directors adopts a subsequent resolution in accordance with Government Code section 54953(e)(3) to extend the time during which the legislative bodies of RODEO – HERCULES FIRE PROTECTION DISTRICT may continue to teleconference without compliance with paragraph (3) of subdivision (b) of section 54953.

PASSED AND ADOPTED by the Board of Directors of Rodeo-Hercules Fire Protection District, this 13th day of December by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Damon Covington, Chairperson

ATTEST:

Kimberly Corcoran, Clerk of the Board



RODEO-HERCULES FIRE PROTECTION DISTRICT
680 REFUGIO VALLEY ROAD, HERCULES, CA 94547
(510) 799-4561 FAX: (510) 799-0395

DIRECTOR APPLICATION

To be eligible for appointment to the Board of Directors, you must be a resident of the Rodeo Hercules Fire Protection District (Cal. Health & Safety Code §13841). Please fill out and return by 4:00 p.m., Wednesday, December 7, 2022 to Kimberly Corcoran (corcoran@rhfd.org). Attach additional sheets if necessary.

DATE: 12/4/22

Robyn Mikel

NAME

[REDACTED]

HOME ADDRESS

[REDACTED]

PHONE NO.

Hercules

CITY

[REDACTED]

E-MAIL

Program Assistant - First H.E.L.P.

OCCUPATION AND EMPLOYER

2

No. of years residing in District

EDUCATION:

Cal State University, Hayward; BA Mass Communications/Broadcasting

PUBLIC/COMMUNITY SERVICE:

Rodeo-Hercules Fire District Board of Directors - Appointed 4/11/22; First H.E.L.P

REASON FOR APPLYING: (Please use a separate sheet of necessary)

See Attached

12/4/22

DATE

SIGNATURE

Please answer all questions legibly. Use a separate sheet of paper if necessary)

- 1. Do you have prior experience serving on the board of a legislative body or another governing board, specifically a fire district board? Please list such prior experience.**

See Attached

- 2. Have you worked on any city, county, citizen advisory or District committees or participated in any fire district related activities recently? Please list them.**

See Attached

- 3. Describe any other community or business activities in which you have participated. Describe your role, and whether your work was volunteer or employment related.**

See Attached

- 4. Why do you want to be a fire district board member?**

See Attached

- 5. What do you see as the basic purpose of the fire district?**

See Attached

- 6. What is the role of the governing board in the fulfillment of that purpose?**

See Attached

7. Briefly describe your commitment to the Rodeo-Hercules community and our local fire District

See Attached

8. What do you see as the strengths of the fire district?

See Attached

9. What do you see as the area(s) most needing improvement in the fire district?

See Attached

10. If you are not selected as a member of the Board of Directors, would you be willing to serve as a member of the Measure O Oversight Committee?

Yes
 No

Do you have prior experience serving on the board of a legislative body, whether as an elected or appointed member, or another governing board, specifically a fire district board? Please list such prior experience.

RHFD Board of Directors; appointed 4/11/22

Board member (elected 9/21) of First H.E.L.P. a non-profit who's mission statement is: Reducing mental health stigma through education, advocating for benefits for those suffering from post-traumatic stress, acknowledging the service and sacrifice of first responders we lost to suicide, support families after a suicide and bringing awareness to suicide and mental health issues.

Have you worked on any city, county, citizen advisory or District committees or participated in any fire district related activities recently? Please list them.

Rodeo-Hercules Fire District Board of Directors

Describe any other community or business activities in which you have participated. Describe your role, and whether your work was volunteer or employment related.

While I work part-time for First H.E.L.P. I am also a full time volunteer. In this role I serve as the Marketing Director and am responsible for community/family outreach, firefighter suicide data reporting, social media/marketing, and fundraising.

Why do you want to be a fire district board member?

As the widow of a fallen firefighter who served with the Alameda County Fire Department for 14 years I have a high-level understanding of the day-to-day operations of a fire department while still being in-tuned to their served-community's expectations and needs. After losing my husband and father to our now teenaged son I am passionate about advocating for our firefighters health and wellness as a way to not only benefit them but also the public that demands and deserves high-performing first responders.

What do you see as the basic purpose of the fire district?

Exactly as the mission statement reads; It is the mission of this organization to provide the highest level of service to the community; to mitigate the devastating effects of fires and other disasters; to deliver emergency medical services; and to educate the public and maintain a constant state of readiness. In addition, being able to achieve these goals within an established budget.

What is the role of the governing board in the fulfillment of that purpose?

Working as a liaison between the Fire Chief and community members, the governing board must effectively be the voice of the public while assisting the Chief in management of the department and providing fiscal oversight.

Briefly describe your commitment to the Rodeo-Hercules community and our local fire District.

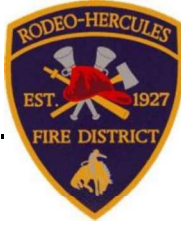
I'm a newer resident to the Rodeo-Hercules community, however I've lived in the surrounding area my entire life. Born in Napa and raised in Vallejo, I've only ventured as far as Hayward over the years. I have finally found a home and a safe community in which to raise my son. It is my mission to give back to our firefighters and where better to do this than in my own city, Hercules.

What do you see as the strengths of the fire district?

As one of the few areas in the east bay that can still call itself a true "bedroom community" We have an opportunity which is unique in the Bay Area...room for growth. Because of this, We can look to some older, more mature fire districts for guidance on strategy and avoidance of any pitfalls. Having now served on the RHFD Board for a short time, I can also see the love its residents have for the community and their public safety officials.

What do you see as the area(s) most needing improvement in the fire district?

With the continued new builds in the Rodeo-Hercules area I see it necessary to make sure our fire department expands in-line with the subsequent population growth. I also see a desperate need for our firefighters to have opportunities for development and growth and career advancement all of which provide increased well-being for our department and the community it serves.



RODEO-HERCULES FIRE PROTECTION DISTRICT
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DIRECTOR APPLICATION

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DATE: 12-07-22

Tara Shaia

NAME

[REDACTED]

HOME ADDRESS

[REDACTED]

PHONE NO.

Rodeo

CITY

[REDACTED]

E-MAIL

Chef

OCCUPATION AND EMPLOYER

40+

No. of years residing in District

EDUCATION:

College Level Certification in Culinary Arts Various Career Specific Certificatio

PUBLIC/COMMUNITY SERVICE:

Community Advocate for Seniors & Senior Health and Local Environment Issues Community

REASON FOR APPLYING: (Please use a separate sheet of necessary)

I believe strongly that Rodeo and Hercules deserve high quality emergency services that me

12-07-22

DATE

T Shaia, by email

SIGNATURE

Please answer all questions legibly. Use a separate sheet of paper if necessary)

1. **Do you have prior experience serving on the board of a legislative body or another governing board, specifically a fire district board? Please list such prior experience.**

no government experience

2. **Have you worked on any city, county, citizen advisory or District committees or participated in any fire district related activities recently? Please list them.**

I ran for a seat on the Board in the recent election (Nov 2022) and placed 4th. I regul

3. **Describe any other community or business activities in which you have participated. Describe your role, and whether your work was volunteer or employment related.** +

Community Advocate for Seniors & Senior Health and for Local Environment Issues, :

4. **Why do you want to be a fire district board member?** +

I believe strongly that Rodeo and Hercules deserve high quality emergency services t

5. **What do you see as the basic purpose of the fire district?** +

Provide fire protection services, including fighting fires and preventing fires, providing

6. **What is the role of the governing board in the fulfillment of that purpose?** +

Facilitate the establishment and execution of a strategic plan to guide operations and c

+

7. Briefly describe your commitment to the Rodeo-Hercules community and our local fire District

I am a lifelong resident with long family history (3rd generation) in this community. I wa



8. What do you see as the strengths of the fire district?

Expert at thier job. Well supported by the community, most recently evidenced by the l



9. What do you see as the area(s) most needing improvement in the fire district?

Rodeo's local voice is absent from the Board. Response time and effectiveness of card



10. If you are not selected as a member of the Board of Directors, would you be willing to serve as a member of the Measure O Oversight Committee?

- Yes**
 No

Tara Shaia, Director Application 12-07-22

Responses to items on Application that could not be read due to formatting problem

Education:

College Level Certification in Culinary Arts

Various Career Specific Certifications, Health & Safety

Public/Community Service:

Community Advocate for Seniors & Senior Health and Local Environment Issues

Community Advisory Panel, Phillips 66 (Conoco Phillips) Rodeo Refinery, Past Member

College Advisory Board, Contra Costa College Culinary Arts, Past Member

Community Involvement: Rodeo Creek Watershed Vision Planning Group, Past Participant

Reason for Applying:

I believe strongly that Rodeo and Hercules deserve high quality emergency services that meet our community's needs.

1. Do you have prior experience serving on the board of a legislative body or another governing board, specifically a fire district board? Please list such prior experience.

No government experience.

2. Have you worked on any city, county, citizen advisory or District committees or participated in any fire district related activities recently? Please list them.

I ran for a seat on the Board in the recent election (Nov 2022) and placed 4th. I regularly attend the Board meetings that are open to the public. In the past I have served on community advisory panels, most locally for the Phillips 66 refinery and at Contra Costa College.

3. Describe any other community or business activities in which you have participated. Describe your role, and whether your work was volunteer or employment related.

Community Advocate for Seniors & Senior Health and for Local Environment Issues, all volunteer positions

4. Why do you want to be a fire district board member?

I believe strongly that Rodeo and Hercules deserve high quality emergency services that meet our community's needs. I wish to serve as a representative of local voice to support our Fire District in being well prepared to respond to safety and health concerns within our community. I want to provide informed participation and direction in the oversight and implementation of the strategic plan, especially regarding the prioritizing of funding needs to maximize efficient, effective operations. I will facilitate consistent, clear communication among the Board, Fire District, and the community and facilitate community outreach for disaster preparedness, health, and safety, including within our schools.

5. What do you see as the basic purpose of the fire district?

Provide fire protection services, including fighting fires and preventing fires, providing emergency medical services, serving as a resource for the community in these areas, and educating the public on these areas of expertise.

Tara Shaia, Director Application 12-07-22

Responses to items on Application that could not be read due to formatting problem

6. What is the role of the governing board in the fulfillment of that purpose?

Facilitate the establishment and execution of a strategic plan to guide operations and decisions about district business. Oversee the district's activities. Represent the community's voice.

7. Briefly describe your commitment to the Rodeo-Hercules community and our local fire District

I am a lifelong resident with long family history (3rd generation) in this community. I want to ensure that our community continues with strong, responsive emergency services for me and my family, my neighbors, and my community.

8. What do you see as the strengths of the fire district?

Expert at their job.

Well supported by the community, most recently evidenced by the Measure O vote.

9. What do you see as the area(s) most needing improvement in the fire district?

Rodeo's local voice is absent from the Board. Response time and effectiveness of cardiac and stroke emergencies.

10. If you are not selected as a member of the Board of Directors, would you be willing to serve as a member of the Measure O Oversight Committee?

Yes