



Moraga-Orinda Fire District

Board of Directors

CALL AND NOTICE OF A SPECIAL MEETING

January 26, 2022

7:00 p.m. OPEN SESSION (No Closed Session)

This meeting will be conducted by webinar and teleconference only in accordance with AB 361. To protect our residents, officials, and staff, and in accordance with AB 361, all public meetings are being conducted electronically to prevent imminent risks to the health or safety of attendees. The meeting is not available for in-person attendance. Members of the public may attend the meeting by video or phone linked in this agenda.

PLEASE NOTE TELECONFERENCE MEETING INFORMATION:

To join the Meeting:

By Phone: 1-669-900-6833

Please click the link below to join the webinar by Zoom:

<https://us02web.zoom.us/j/84612777006>

Webinar ID: 846 1277 7006

Public Participation is encouraged by joining via the ZOOM link or the dial-in information above. You can access it either via a smartphone or computer App (Zoom) or via phone.

Live Public Comment can be provided via the Zoom app (during public comment) by the raise hand or chat function. If participating by phone, dial *9 to *raise your hand*. Staff will unmute participant to allow comment. Participants will be unmuted in the order of hands raised or chat request to comment.

Written Public Comment can be provided via email at info@mofd.org.

- Emails received by **3pm** on the day of the meeting will be forwarded to the Board of Directors. Emails will be made a part of the public record and available to view by 5pm on the day of the meeting by following this link www.mofd.org/agendas
- Comments may also be submitted by e-mail during the meeting up until the closure of the public comment period on the relevant agenda item. These will be read into the record by staff at their normal cadence and will be limited to a maximum of 3 minutes.

If you are participating via meeting link (i.e. web platform), and experience technological difficulties, please re-join the meeting by phone via phone number provided above. In the event the meeting broadcast is disrupted, or if a technical issue on the agency's end disrupts public comment, the board will pause the meeting and will not take any further action on items on the agenda until access is restored.

The meeting will be live streamed via the MOFD YouTube Channel. A link is accessible via the District's website.

1. OPENING CEREMONIES

- 1.1. Call the Meeting to Order
- 1.2. Roll Call
- 1.3. Pledge of Allegiance

2. PUBLIC COMMENT - ITEMS NOT ON THE AGENDA

At the beginning of each regular District Board meeting, any member of the public may address the District Board concerning any item **not** on the Board's agenda but within the subject matter jurisdiction of the Board. Speakers will be limited to three (3) minutes unless otherwise specified by the Presiding Officer. The public will be given an opportunity to speak on each agenda item at the time it is called. The Board may discuss and/or take action regarding any or all of the items listed below. Once the public comment portion of any item on this agenda has been closed by the Board, no further comment from the public will be permitted unless authorized by the Board and if so authorized, said additional public comment shall be limited to the provision of information not previously provided to the Board or as otherwise limited by order of the Presiding Officer or the Board.

3. PUBLIC HEARING

3.1. Second Public Hearing on Redistricting Process; Review District Maps; Review the Criteria for Adopting New District Boundaries/Maps; Receive Input from the Public; and Receive Direction from the Board of Directors.

Staff Recommendation: 1) Open the Public Hearing and Take Public Comment; 2) Discuss; 3) Deliberate; 4) Close Public Hearing; 5) Provide direction to Staff.

[Attachment A-Draft Map with census blocks and population](#)

4. ADJOURNMENT

The Moraga-Orinda Fire Protection District ("District"), in complying with the Americans with Disabilities Act ("ADA"), requests individuals who require special accommodations to access, attend and/or participate in District Board meetings due to a disability, to please contact the District Chief's office, (925) 258-4501, at least one business day prior to the scheduled District Board meeting to ensure that we may assist you.

Any disclosable public records related to an open session item on a Regular meeting agenda and distributed by the Moraga-Orinda Fire District to a majority of members of the Board of Directors less than 72 hours prior to that meeting are available for public inspections at 1280 Moraga Way, Moraga, during normal business hours.

I hereby certify that this agenda in its entirety was posted on **January 24, 2022**, at the Moraga and Orinda Fire Administration offices, Stations 41, 42, 43, 44, and 45. Agenda provided to the Moraga Town Office (Hacienda) and Orinda City Hall.

Marcia Holbrook

Marcia Holbrook, District Secretary/Clerk



Moraga-Orinda Fire District

TO: Board of Directors

FROM: Dave Winnacker, Fire Chief

DATE: January 26, 2022

SUBJECT: Item 3.1 – Second Public Hearing on Redistricting Process; Review District Maps; Review the Criteria for Adopting New District Boundaries/Maps; Receive Input from the Public; and Receive Direction from the Board of Directors

BACKGROUND

At the January 19th, 2022 regular board meeting a first public hearing was held to discuss redistricting. At this meeting the board requested additional information, to include maps showing census blocks with population. This information is included in Attachment A.

City of Orinda Resolution No. 44-96, adopted August 13, 1996, and Town of Moraga Resolution 32-96, adopted August 21, 1996, establish that the MOFD Board of Directors will be elected from districts, pursuant to Health and Safety Code section 13846, a provision of the Fire Protection District Law of 1987.

Once a district opts to elect directors from districts pursuant to Health and Safety Code section 13846, the district board must redraw its districts following the decennial census. (Health & Safety Code § 13847.) The decennial census took place 2020–2021.

The districts must be redrawn according to certain standards. The primary goal should be achieving population equality between districts. (See Health & Safety Code § 13846(e); see also *Reynolds v. Sims* (1964) 377 U.S. 533 [establishing the principle that votes must be weighted equally]; *Avery v. Midland County* (1968) 390 U.S. 474 [extending the one person, one vote principle to certain local government entities].) Additionally, the district board *may* consider the following factors: (1) topography, (2) geography, (3) cohesiveness, contiguity, integrity, and compactness of territory, and (4) community of interests of the divisions. (See Health & Safety Code § 13846(e).)

Senate Bill 594, signed into law September 27, 2021, altered the deadline for redistricting required by the Health and Safety Code. SB 594 established that, where “a district . . . has a regular election to elect members of its governing board on the same date as the 2022 statewide general election,” the district must “adopt adjusted division boundaries no later than April 17, 2022.” (Elec. Code § 22000.1.) Prior to this deadline, the Board is required to hold at least two public hearings—one “on the proposal to adjust the boundaries of the division” and another “at which the governing body votes to approve or defeat” the redrawn district map. (*Id.* at § 22001.)

In consultation with District Counsel, staff engaged an experienced redistricting expert to draw the draft map provided at the January 19th, 2022 regular board meeting.

GUIDANCE PROVIDED

Staff provided the following guidance to the redistricting expert:

1. Preserve the current voting districts to the greatest degree possible. Specifically:
 - a. Two voting districts comprised exclusively of Orinda residents
 - b. Two voting districts comprised exclusively of Moraga residents*
 - c. One voting district split between Moraga and Orinda, with the addition of the residents of the community of Canyon
2. Balance the number of residents in each voting district in accordance with state law and the US Constitution.
3. Balance voter representation between communities of interest composed of districts 1/2 and 4/5.
4. Maintain census block integrity.

*Residents of Unincorporated Bollinger have historically been included in a Moraga voting district to maintain contiguity and communities of interest.

The following data was provided:

1. Data listing the census blocks in the current election districts from the Contra Costa County Assessor's office

Further, the redistricting expert accessed 2020 US Census Bureau data for current population density and distribution.

In order to maintain the redistricting expert's role as a "blind watchmaker", no additional information was provided prior to the January 19th, 2022 meeting.

At the January 19th, 2022 Board Meeting, Directors raises questions regarding changes between district 3 and 4 along Ivy Drive and proposed changes between district 5 and 4 in the Orinda Woods HOA. In response, proposed changes were made to preserve the continuity of Orinda Woods as a community of interest. These changes are shown on the draft map included as Attachment A.

Directors also requested a map showing underlying census blocks with population. This information is included in Attachment A.

POPULATION

The existing election divisions have the following populations:

| Division | Total Population | Over/Under | Deviation |
|----------|------------------|------------|-----------|
| 1 | 7066 | -312 | -4.2% |
| 2 | 6704 | -674 | -9.1% |
| 3 | 8182 | 804 | 10.9% |
| 4 | 7712 | 334 | 4.5% |
| 5 | 7226 | -152 | -2.1% |

The draft map has the following populations:

| Division | Total Population | Over/Under | Deviation |
|----------|------------------|------------|-----------|
| 1 | 7495 | 117 | 1.6% |
| 2 | 7336 | -42 | -0.6% |
| 3 | 7240 | -138 | -1.9% |
| 4 | 7408 | 30 | 0.4% |
| 5 | 7411 | 33 | 0.4% |

OPTIONS

The Board may choose to take public input during this hearing and adopt the draft map included as Attachment A at the February meeting.

The Board may also choose to take public input and provide additional direction to staff in order to modify the draft map. Should the Board wish to provide additional direction, this information will be provided to the redistricting expert and additional public hearing(s) scheduled.

Updated maps must be adopted no later than April 17, 2022.

RECOMMENDATION

- 1) Open the Public Hearing and Take Public Comment; 2) Discuss; 3) Deliberate; 4) Close Public Hearing; 5) Provide direction to Staff.

ATTACHMENTS

[Attachment A- Draft Map with census blocks and population](#)

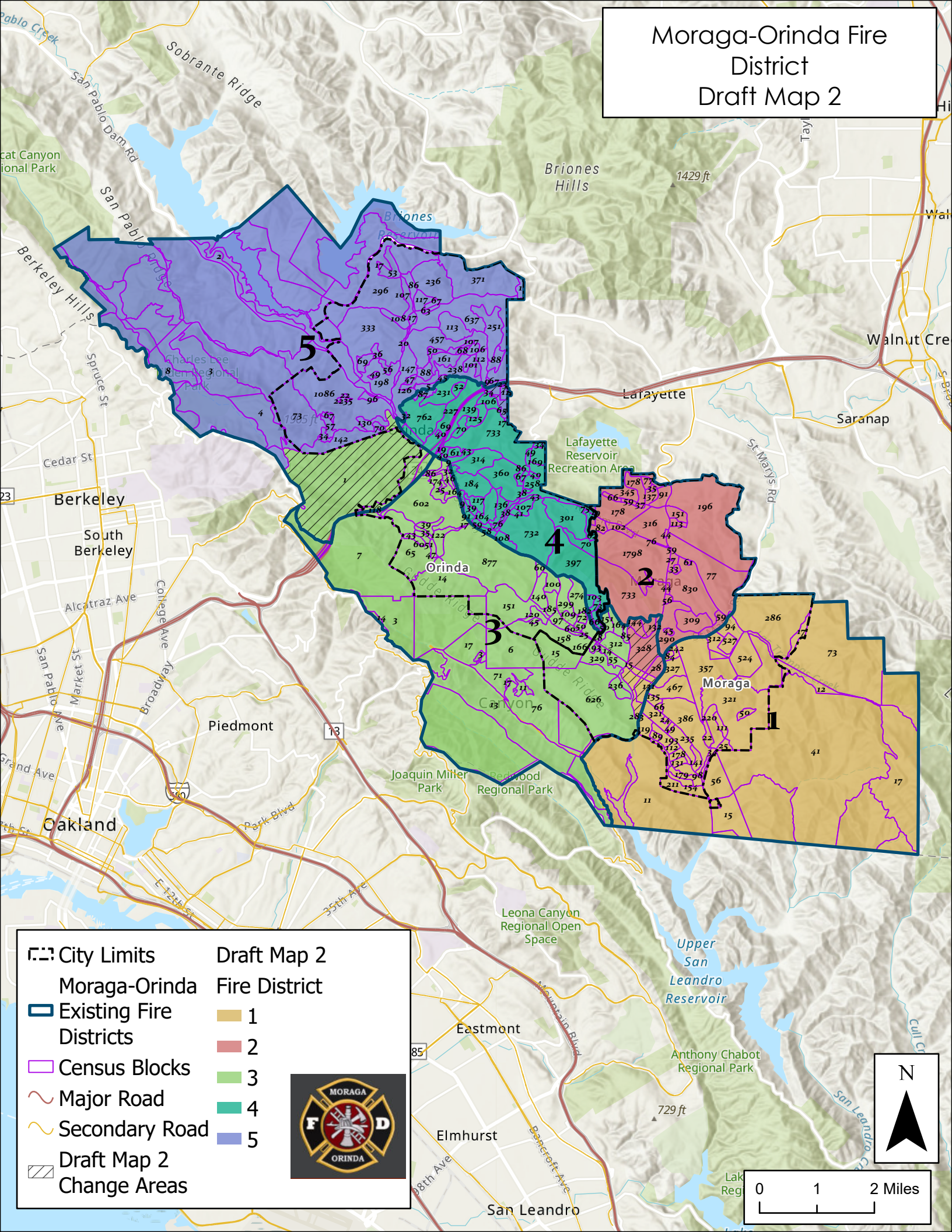


Moraga-Orinda Fire District

Board of Directors

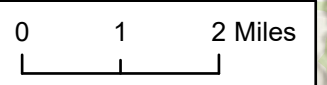
Item 3.1 –
Attachment A
Draft Map with census blocks
and population

Moraga-Orinda Fire District Draft Map 2

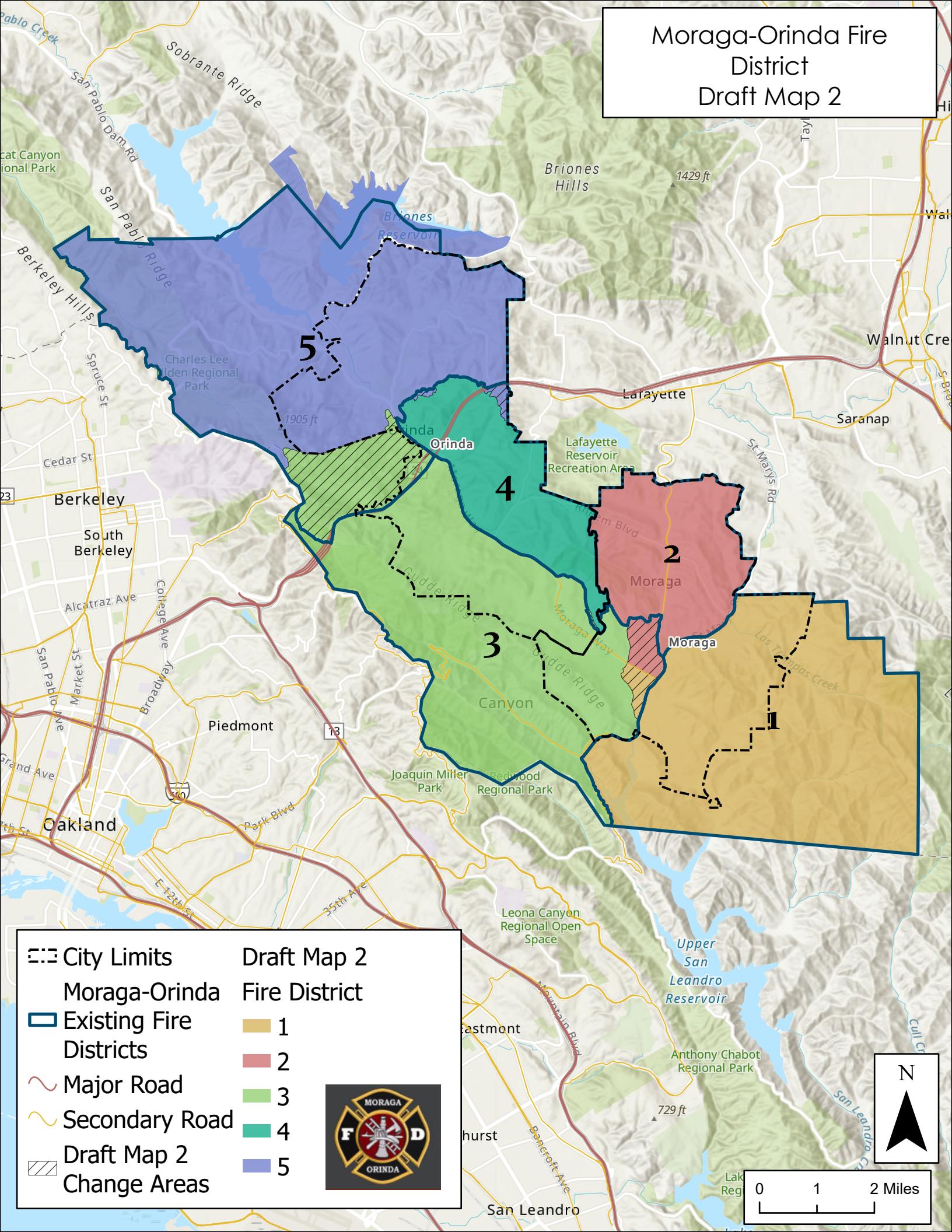


- | | | |
|--|-----------------------------|--------------------|
| | City Limits | Draft Map 2 |
| | Moraga-Orinda Fire District | |
| | Existing Fire Districts | |
| | Census Blocks | |
| | Major Road | |
| | Secondary Road | |
| | Draft Map 2 Change Areas | |

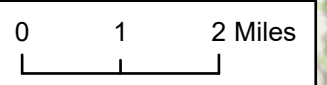
- | | |
|--|---|
| | 1 |
| | 2 |
| | 3 |
| | 4 |
| | 5 |



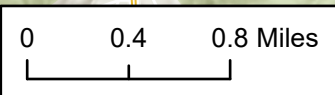
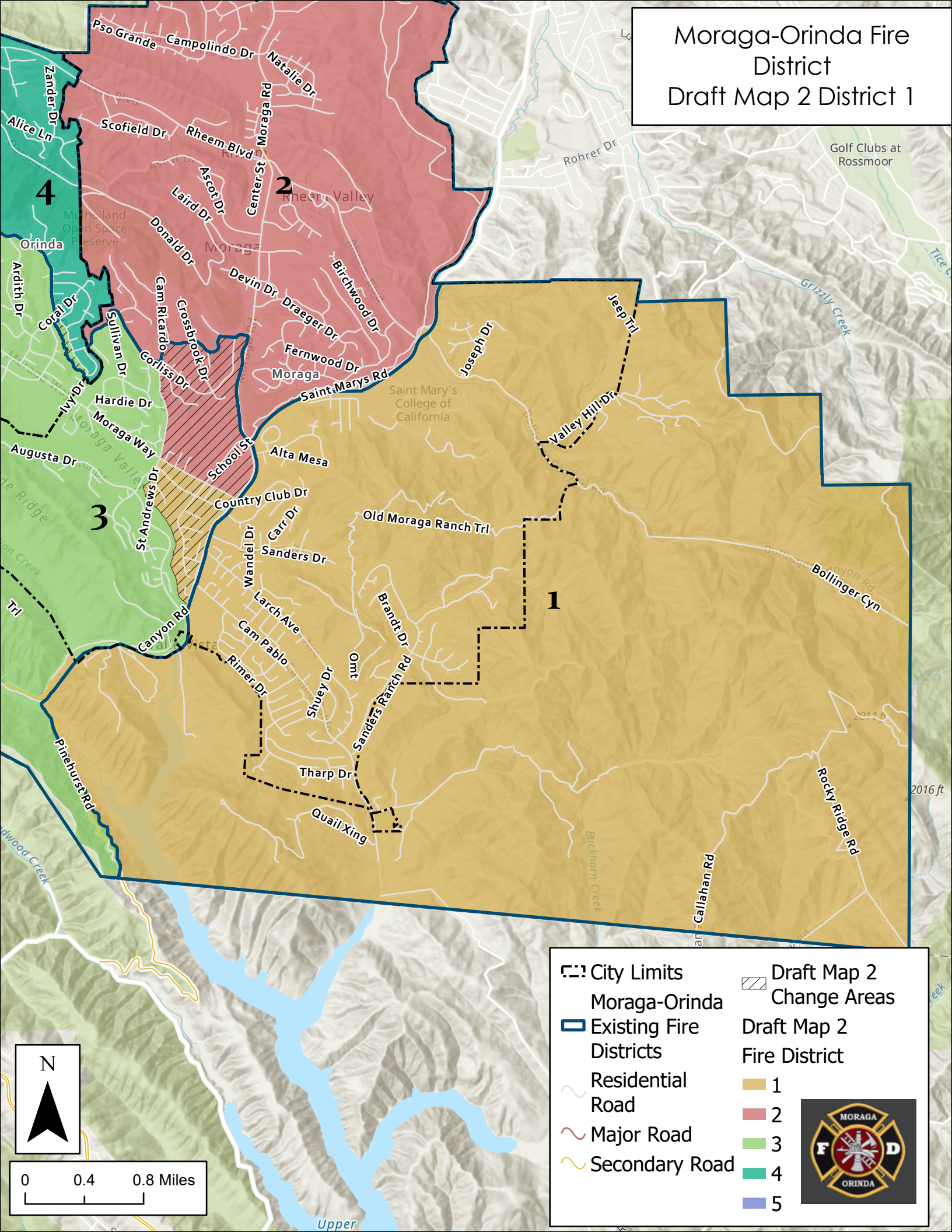
Moraga-Orinda Fire District Draft Map 2




| | | |
|--|--|----------------------|
| | City Limits | Draft Map 2 |
| | Moraga-Orinda Existing Fire Districts | Fire District |
| | Major Road | 1 |
| | Secondary Road | 2 |
| | Draft Map 2 Change Areas | 3 |
| | | 4 |
| | | 5 |



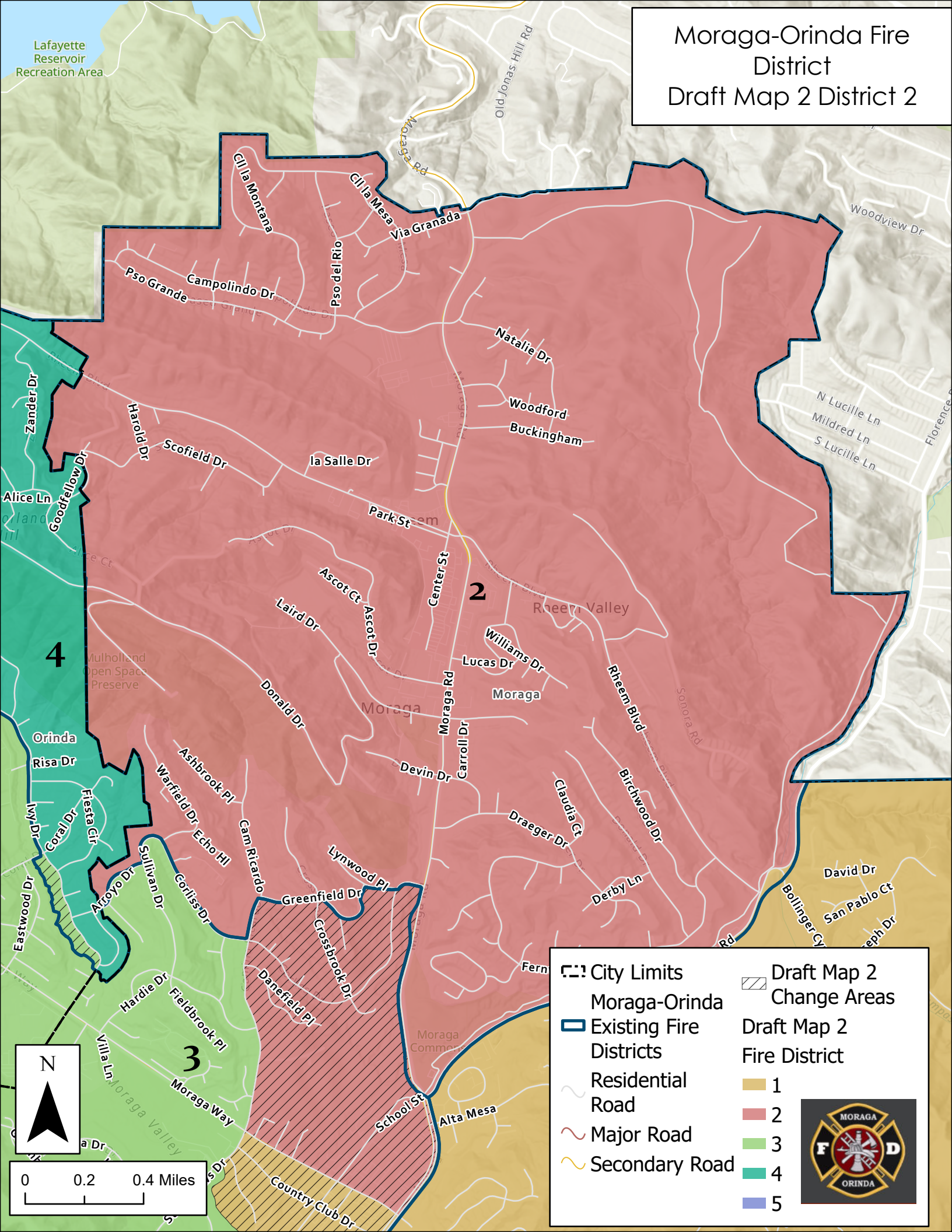
Moraga-Orinda Fire District Draft Map 2 District 1





| | |
|-------------------------|----------------------------------|
| City Limits | Draft Map 2 Change Areas |
| Existing Fire Districts | Draft Map 2 Fire District |
| Residential Road | 1 |
| Major Road | 2 |
| Secondary Road | 3 |
| | 4 |
| | 5 |



Moraga-Orinda Fire District Draft Map 2 District 2

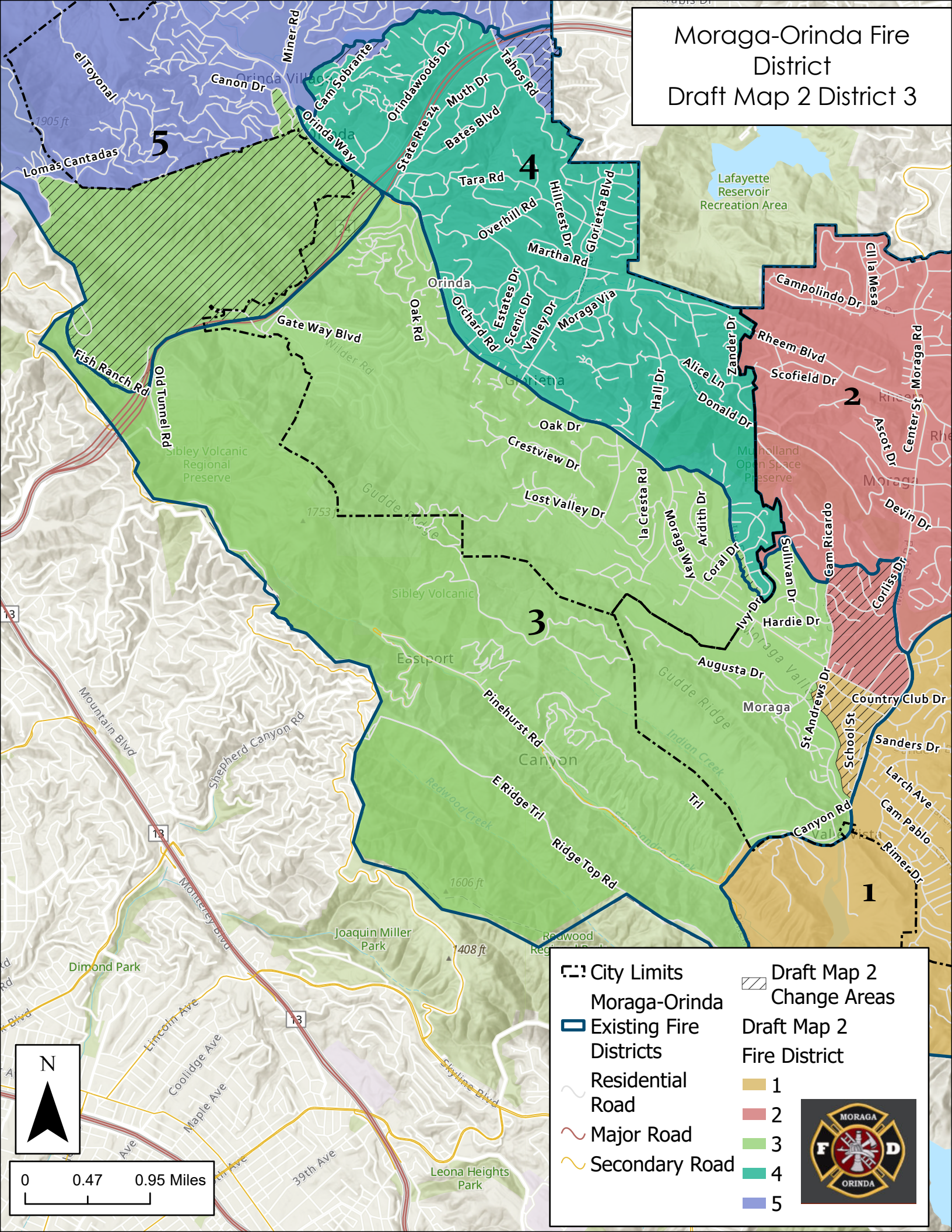


| | |
|-------------------------|---------------------------|
| City Limits | Draft Map 2 Change Areas |
| Existing Fire Districts | Draft Map 2 Fire District |
| Residential Road | 1 |
| Major Road | 2 |
| Secondary Road | 3 |
| | 4 |
| | 5 |

0 0.2 0.4 Miles

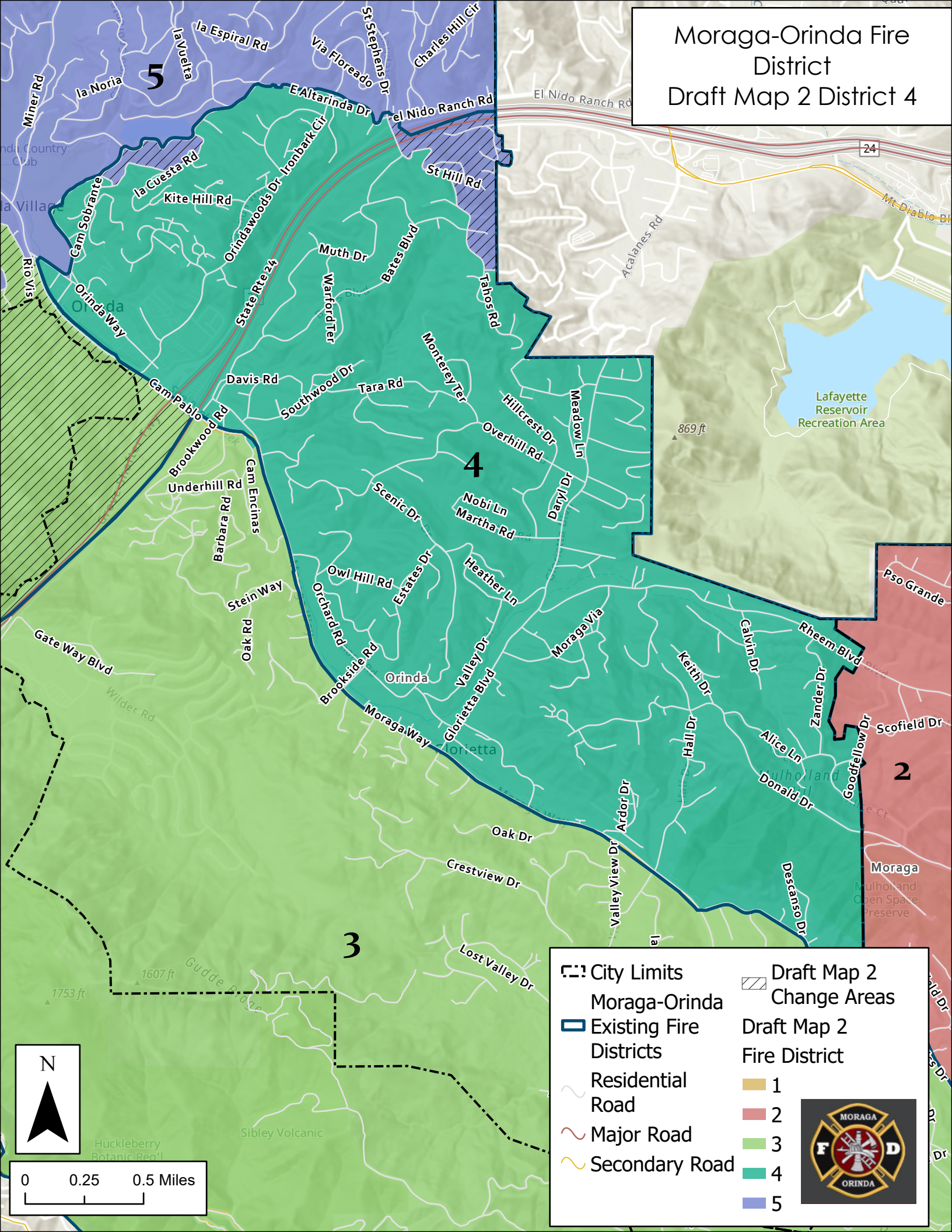
Moraga-Orinda Fire District Draft Map 2 District 3




| | |
|-------------------------|-----------------------------|
| City Limits | Draft Map 2 Change Areas |
| Existing Fire Districts | Draft Map 2 Fire District 1 |
| Residential Road | Draft Map 2 Fire District 2 |
| Major Road | Draft Map 2 Fire District 3 |
| Secondary Road | Draft Map 2 Fire District 4 |
| | Draft Map 2 Fire District 5 |




Moraga-Orinda Fire District Draft Map 2 District 4



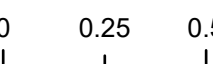
| | |
|-------------------------|-----------------------------|
| City Limits | Draft Map 2 Change Areas |
| Existing Fire Districts | Draft Map 2 Fire District 1 |
| Residential Road | Draft Map 2 Fire District 2 |
| Major Road | Draft Map 2 Fire District 3 |
| Secondary Road | Draft Map 2 Fire District 4 |
| | Draft Map 2 Fire District 5 |



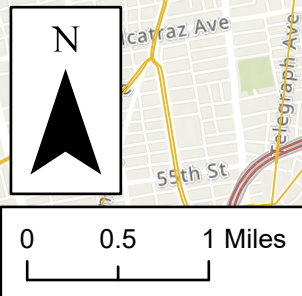
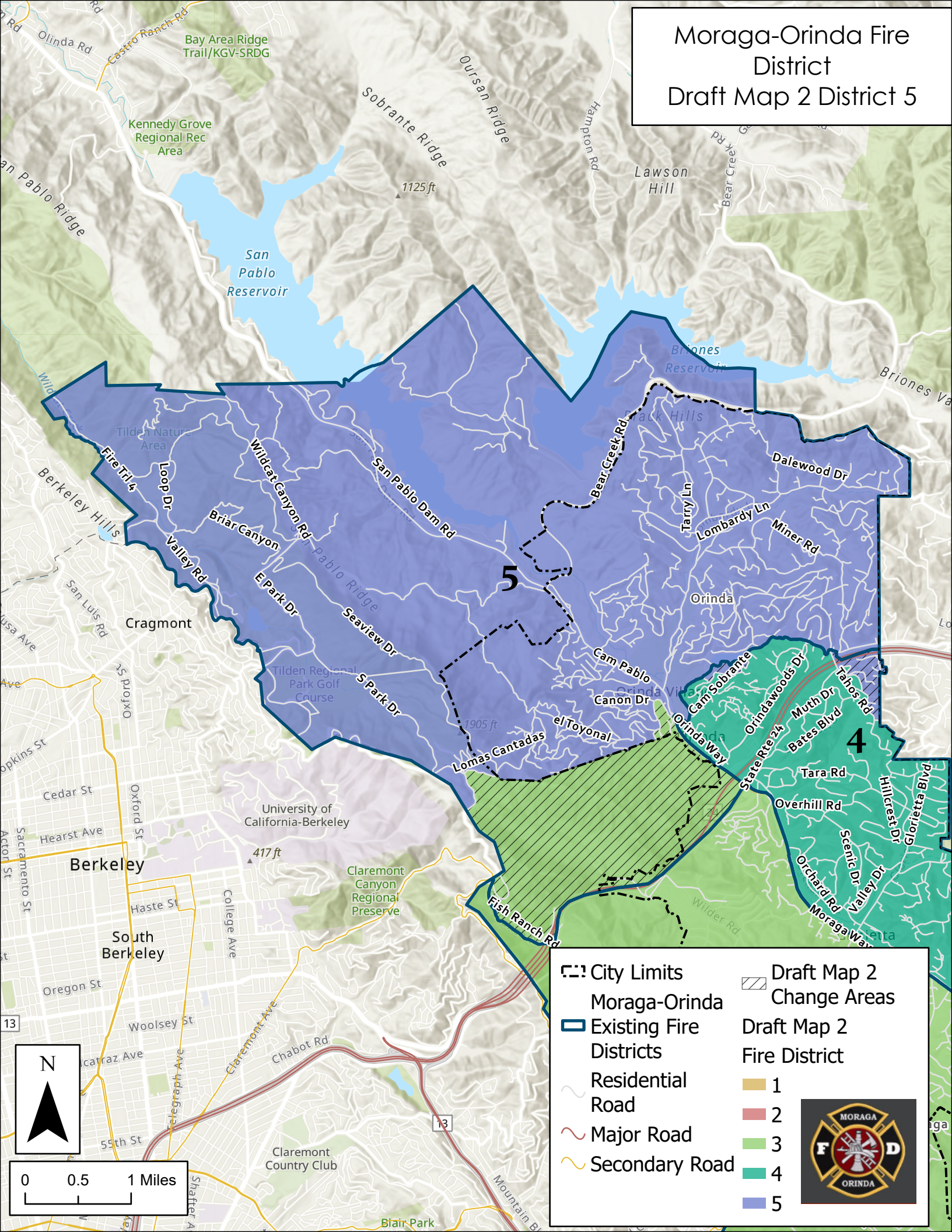
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0 0.25 0.5 Miles



Moraga-Orinda Fire District Draft Map 2 District 5



| | |
|-------------------------|----------------------------------|
| City Limits | Draft Map 2 Change Areas |
| Existing Fire Districts | Draft Map 2 Fire District |
| Residential Road | 1 |
| Major Road | 2 |
| Secondary Road | 3 |
| | 4 |
| | 5 |



Moraga-Orinda Redistricting Summary Statistics

Draft Map 2 Com—DRAFT—Subject to change

01/21/2022



Ideal Population Criterion

| | |
|------------------|-------------|
| Ideal Population | 7,378 |
| Overall Range | 3.5% |
| < 5.0% | 5.0 - 10.0% |
| > 10.0% | |

Total Population & Deviation per District

| District ID | Total Population | Over / Under Ideal | Deviation From Ideal |
|-------------|------------------|--------------------|----------------------|
| 1 | 7,495 | 117 | 1.6% |
| 2 | 7,336 | -42 | -0.6% |
| 3 | 7,240 | -138 | -1.9% |
| 4 | 7,408 | 30 | 0.4% |
| 5 | 7,411 | 33 | 0.4% |

Total Population by Race/Ethnicity per District

| District ID | White | Black or African American | American Indian or Alaska Native | Asian | Native Hawaiian and Pacific Islander | Some Other Race | Two or More Races | Hispanic / Latino |
|-------------|-------|---------------------------|----------------------------------|-------|--------------------------------------|-----------------|-------------------|-------------------|
| 1 | 61.6% | 1.4% | 0.1% | 16.6% | 0.4% | 0.4% | 7.5% | 12.0% |
| 2 | 60.4% | 1.3% | 0.1% | 20.8% | 0.1% | 0.4% | 8.3% | 8.7% |
| 3 | 64.3% | 1.2% | 0.1% | 19.3% | 0.1% | 0.7% | 7.2% | 7.1% |
| 4 | 65.0% | 0.8% | 0.1% | 19.8% | 0.0% | 0.5% | 7.0% | 6.6% |
| 5 | 72.5% | 0.7% | 0.1% | 12.7% | 0.1% | 0.5% | 7.4% | 6.0% |

2020 Census P.L 94-171 Redistricting Data Summary Files Total Population by race and Hispanic/Latino origin.

CVAP by Race/Ethnicity per District

| District ID | White | Black or African American | American Indian or Alaska Native | Asian | Native Hawaiian and Pacific Islander | Two or More Races | Hispanic / Latino |
|-------------|-------|---------------------------|----------------------------------|-------|--------------------------------------|-------------------|-------------------|
| 1 | 67.9% | 1.0% | 0.3% | 13.7% | 0.8% | 4.2% | 11.8% |
| 2 | 71.1% | 0.7% | 0.0% | 15.8% | 0.5% | 3.3% | 7.5% |
| 3 | 75.3% | 1.0% | 0.1% | 16.4% | 0.2% | 3.5% | 3.6% |
| 4 | 76.0% | 1.8% | 0.0% | 15.3% | 0.0% | 2.6% | 3.9% |
| 5 | 79.6% | 0.6% | 0.0% | 11.7% | 0.0% | 2.1% | 5.0% |

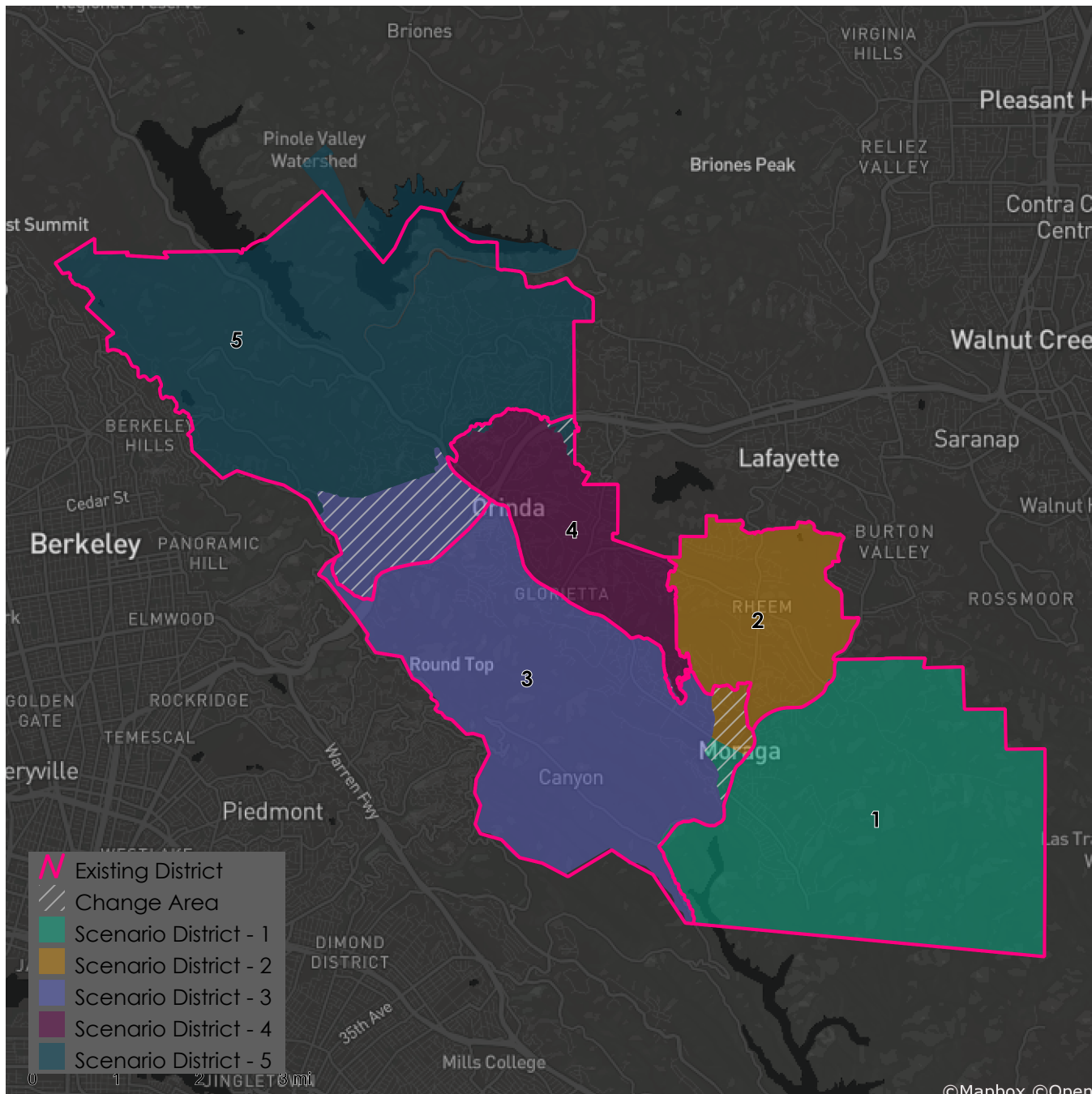
2015-2019 (5-year) American Community Survey (ACS) Citizen Voting-age Population (CVAP) by Race and Ethnicity Special Tabulation. Some Other Race category not included within the ACS special tabulation.

*Rounding may lead to summation of race/ethnicity percentages not equal to 100% (+/- 1%)

Moraga-Orinda Redistricting Summary Statistics

Draft Map 2 Com—DRAFT—Subject to change

01/21/2022



Metadata

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