



Moraga-Orinda Fire District
BOARD OF DIRECTORS
SPECIAL BOARD MEETING MINUTES
January 16, 2024
(APPROVED FEBRUARY 21, 2024)

1. OPENING CEREMONIES

The Board of Directors convened in Open Session at 3:32 p.m. on January 16, 2024, at the Sarge Littlehale Room, 22 Orinda Way, Orinda, California 94563. The meeting was available for in-person attendance only. President Roemer called the meeting to order, requested an attendance roll call, and led the Pledge of Allegiance. Present were the following Directors and Staff (present in person unless noted):

Board Member: Director Steven Danziger, Director John Jex, Director Craig Jorgens, and President Mike Roemer

Absent: Director Greg Hasler

Staff: Fire Chief Dave Winnacker and Administrative Services Director Gloriann Sasser

District Counsel: Renne Public Law Group Founding Partner Jonathan Holtzman (arrived at 3:36 p.m.)

Special Counsel: Downey Brand LLP Executive Partner Kathryn Oehlschlager

2 PUBLIC COMMENT – CLOSED SESSION ITEMS

There were no requests to address the Board.

At 3:34 p.m., the Board adjourned to Closed Session.

The following items were discussed out of order: Item 3.2, item 3.1, and item 3.3.

3. CLOSED SESSION

3.1 Liability Claim - Pete Nowicki

(Government Code section 54956.95)

Claimant: Pete Nowicki

Agency Claimed Against: Moraga-Orinda Fire District

3.2 Conference with Legal Counsel - Existing Litigation

(Paragraph (1) of subdivision (d) of Section 54956.9)

Name of Case: Sandia Pearson and Anita K. Pearson v. Moraga-Orinda Fire District

Case No. Case No. N23-2201

3.3 Public Employee Performance Evaluation

(Government Code Section 54957)

Public Employee Appointment Title: Fire Chief

At 6:34 p.m., the Board adjourned the Closed Session

4. RECONVENE THE MEETING

President Roemer reconvened the Moraga-Orinda Fire District Board of Directors' special meeting at 6:34 p.m. and requested an attendance roll call. Present were the following Directors and Staff (present in person unless noted):

Board Member: Director Steven Danziger, Director John Jex, Director Craig Jorgens, and President Mike Roemer

Absent: Director Greg Hasler

Staff: Fire Chief Dave Winnacker

District Counsel: Renne Public Law Group Founding Partner Jonathan Holtzman

5. REPORT OF CLOSED SESSION ACTION

President Roemer reported on Closed Session Item 3.1, Liability Claim - Pete Nowicki. The Moraga-Orinda Fire District denied Pete Nowicki's claim on the grounds of timeliness and merits. There was no reportable action regarding Items 3.2-3.3.

6. PUBLIC COMMENT - ITEMS NOT ON THE AGENDA

There were no requests to address the Board.

7. ADJOURNMENT

At approximately 6:36 p.m., Director Danziger motioned and seconded by Director Jorgens to adjourn the meeting. Said motion carried a 4-0-1-0 roll call vote (Ayes: Danziger, Jex, Jorgens, and Roemer; Noes: None; Absent: Hasler; Abstain: None).

/s/ Marcia Holbrook, District Secretary/District Clerk

For an audio recording of this and other Board meetings, visit the MOFD District Board Meeting webpage: www.mofd.org/agendas

Consent Agenda: 01/16/24 Special Mtg Minutes