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*Directors:*

Howard Hobbs

President

John H. de Fremery

Vice President

Kenneth L. Crockett

Paul Seger

Vacant

*General Manager*

*& Secretary:*

Daniel Muelrath

*General Counsel:*

Jeffery D. Polisner

MINUTES OF THE REGULAR MEETING

OF THE BOARD OF DIRECTORS OF

DIABLO WATER DISTRICT

HELD ON FEBRUARY 26, 2020

The regular meeting of the Board of Directors of Diablo Water District (District) was called to order by President Hobbs, at the District's office, 87 Carol Lane, Oakley, California at 7:30 p.m. on February 26, 2020.

**ROLL CALL**

Directors Present: de Fremery, Crockett, Hobbs, Seger

Staff Present: Dan Muelrath, General Manager

General Counsel: Jeffrey Polisner

District Engineer: Bill Brick (CDM Smith)

Others Present: Peter Zirkle (ISD Director), Scott Pastor, Branin Cook, Elizabeth Elias, East Contra Costa Fire Protection District Staff

1. Pledge of Allegiance.
2. Public Input. (Anyone present may address the Board of Directors on any subject within the jurisdiction of Diablo Water District. This need not be related to any item on the Agenda).
3. Approval of Minutes of the Regular Meeting of January 22, 2020.

Director Seger requested the minutes reflect that a letter, by Mr. Onolfo and Ms. Diamond, was hand delivered the night of the Board meeting objecting the rate increase.

It was moved by Vice President de Fremery, seconded by Director Crockett and approved by the following vote to Approve Minutes of the Regular Meeting of January 22, 2020, as amended.

AYES: Crockett, de Fremery, Hobbs , Seger

NOES: None

ABSTAIN: None

1. Public Presentation by East Contra Costa Fire Protection District, Chief Helmick.

Presentation was received.

1. Vacant Board Position – Board Member Candidate(s).

Directors asked questions and received responses from both Mr. Pastor and Mr. Cook.

Director Crockett nominated Mr. Pastor to be appointed to the Board and fill the vacant position.

Director Seger nominated Mr. Cook to be appointed to the Board and fill the vacant position.

By roll call vote, Mr. Pastor was appointed to the Board to fill the vacant position.

Mr. Pastor – Crockett, de Fremery, Hobbs

Mr. Cook – Seger

1. Oath of Office.

General Manager Muelrath administered the Oath of Office and Director Pastor was seated immediately.

1. LAFCo Special District Seat Nomination.

Director Seger nominated Director Pastor to run for the LAFCo Special District Seat. After discussion the Board decided at this time to support Mr. McGill.

It was moved by Vice President de Fremery, seconded by Director Crockett and approved by the following vote to adopt Resolution 2020 – 4 nominating Mr. McGill for the LAFCo Special District Seat.

AYES: Crockett, de Fremery, Hobbs, Pastor

NOES: None

ABSTAIN: Seger

1. Response to Delta Conveyance Project Notice of Preparation of Environmental Impact Report.

The Board deliberated and discussed the Delta Conveyance Project presentation from the public workshop that occurred prior to the Board Meeting.

Public Comment(s): Liz Elias urged the Board to take an oppose position to the Delta Conveyance Project.

General consensus was provided that directed the General Manager to write a letter in opposition to the Delta Conveyance Project. Director Seger and Director Crockett will review the letter prior to its submission.

1. Closed Session.

Closed session was entered at 9:00PM

Open session was reconvened at 9:16PM

General Manager Muelrath reported that he is represented the District in the potential real estate transaction on the property located near 3990 Main Street, Oakley, CA 94561.

No further action to report.

1. Local Agency Investment Fund Authorizations Update.

It was moved by Director Seger, seconded by Vice President de Fremery and approved by the following vote to adopt Resolution 2020-5.

AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

1. Authorization to Purchase a 2019 F-350 Super Duty Truck.

It was moved by Vice President de Fremery, seconded by Director Seger and approved by the following vote to authorize the General Manager to purchase a F-350 Super Duty Truck, not to exceed $50,237.75.

AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

Staff Recommendation: Authorize the General Manager to purchase

a F-350 Super Duty Truck, not to exceed

$50,237.75.

1. Acceptance of Facilities – Emerson Ranch Subdivision 9032 Phase 1

It was moved by Director Crockett, seconded by Director Seger and approved by the following vote to adopt Resolution Number 2020 – 6.

AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

1. Acceptance of Facilities – Emerson Ranch Phase 2A

It was moved by Director Seger, seconded by Vice President de Fremery and approved by the following vote to adopt Resolution Number 2020 – 7.

AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

1. Acceptance of Facilities – Emerson Ranch Phase 2B

It was moved by Director Pastor, seconded by Director Crockett and approved by the following vote to adopt Resolution Number 2020 – 8.

AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

1. Discussion Items and Reports.

General Manager

* Water Supply Charts
* CSDA Prop 218 Training

General Counsel

* No report

Engineer

* An update on Delta Covers was provided
* An update on the OLC facilities negotiations was provided

Comments of Directors

* Directors congratulated Director Pastor on becoming a fellow Board Member

1. **Financial Reports.**

It was moved by Director Crockett, seconded by Vice President de Fremery and approved by the following vote to receive the monthly financial statements and approve Warrant Register 2020-01.

AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

1. **Next Meetings of the Board of Directors.**

* March 25, 2020
* April 22, 2020
* May 27, 2020

1. **Adjournment.**

It was moved by Director Crockett, seconded by Vice President de Fremery, and approved by the following vote to adjourn at 9:37 p.m.

  AYES: Crockett, de Fremery, Hobbs, Seger, Pastor

NOES: None

ABSTAIN: None

**Dan Muelrath, General Manager/Secretary**