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Directors:
Paul Seger
President

Scott R. Pastor
Vice President

Kenneth L. Crockett
Marilyn Tieman
Joe Kovalick

General Manager
& Secretary:
Daniel Muelrath

General Counsel:
Wes Miliband

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
DIABLO WATER DISTRICT
HELD ON MARCH 24, 2021

Due to the current COVID-19 Pandemic, Local Health Orders, and the Governor's Health Orders, the Regular Meeting of the Board of Directors of Diablo Water District was held on March 24, 2021 at 6:30 pm via conference call / web as noticed in the posted agenda.

1. Call to Order and Roll Call

The regular meeting of the Board of Directors of Diablo Water District (District) was called to order by President Seger at 6:30 p.m. on March 24, 2021.

Directors Present: Seger, Pastor, Crockett, Tieman, Kovalick
Staff Present: Dan Muelrath, Kait Knight, Nacho Mendoza,
Jennifer McCoy, Christine Belleci
General Counsel: Wes Miliband (AARLL)
District Engineer: Bill Brick (CDM Smith)
Others Present: Angela Lowery (ISD Liaison), Marguerite Patil (CCWD),
Andria Loutsch (CDM Smith), Members of General Public

2. Public Input. (Anyone present may address the Board of Directors on any subject within the jurisdiction of Diablo Water District. If the subject item is on this Agenda, please hold public comment until the appropriate item).

None.

3. Los Vaqueros Expansion Project Update Presentation.

Presentation by Marguerite Patil (CCWD) was received.

Public Comment(s): Liz Elias wanted to know how the draw-down of the reservoir was going to be executed. Marguerite Patil responded to her question.

Marguerite Patil also answered additional questions and concerns from Director Kovalick and President Seger.

4. Consent Calendar.

It is recommended by the General Manager that these items, which are expected to be routine in nature and without controversy, be received and acted upon by the Board without discussion. If any Board member or interested party requests that an item be removed from the Consent Calendar for discussion, it will be considered separately. *The consent calendar may be approved by a single motion to approve, followed by a second and then a call for vote.*

A. Minutes of the Special Meeting of February 17, 2021.

Staff Recommendation: Approve.

B. Minutes of the Regular Meeting of February 24, 2021.

Staff Recommendation: Approve.

C. Acceptance of Facilities – Subdivision 9027 – Duarte Ranch Unit 1.

Staff Recommendation: Adopt Resolution Number 2021 – 05.

D. Acceptance of Facilities – Subdivision 9461 – Duarte Ranch Unit 2.

Staff Recommendation: Adopt Resolution Number 2021 – 06.

It was moved by Director Kovalick, seconded by Director Tiernan, and approved by the following vote to approve the Consent Calendar.

AYES: Pastor, Crockett, Kovalick, Tiernan, Seger

NOES: None

ABSTAIN: None

5. Authorization to Execute Agreement with Mann Urrutia Nelson Certified Public Accountants & Associates, Limited Liability Partnership to Perform Fiscal Year 2020/21 Audit, in the Amount of \$31,000.

Staff Recommendation: Authorize the General Manager and Board President to Execute the Engagement Letter with Mann Urrutia Nelson CPAs & Associates for the Fiscal Year 2020/21 Audit, in the Amount of \$31,000.

It was moved by Director Kovalick, seconded by Director Crockett, and approved by the following vote to authorize General Manager Muelrath and Board President to Execute the Engagement Letter with Mann Urrutia Nelson CPAs & Associates for the Fiscal Year 2020/21 Audit, in the Amount of \$31,000.

AYES: Pastor, Crockett, Kovalick, Tiernan, Seger
NOES: None
ABSTAIN: None

6. Financial Reports.

Staff Recommendation: Approve warrant register 2021-2, ACH and wire transactions, and receive the monthly financial statements.

Public Comment(s): Liz Elias wanted to know why certain wells were on a separate rate structure. General Manager Muelrath responded to her question.

General Manager Muelrath also answered additional questions regarding underfunding M 27 well system, the amount borrowed from facility reserve for M 26, possibly extending the District's water line for M 28 up Piper Road. President Seger also expressed interest in a discussion regarding the facilities plan at a future Board meeting.

It was moved by Director Crockett, seconded by Director Tiernan, and approved by the following vote to approve warrant register 2021-2, ACH and wire transactions, and receive the monthly financial statements.

AYES: Pastor, Crockett, Kovalick, Tiernan, Seger
NOES: None
ABSTAIN: None

7. Establish Cybersecurity Ad Hoc Committee.

Staff Recommendation: Establish a Cybersecurity ad hoc committee.

President Seger nominated Director Tiernan and Director Kovalick.

It was moved by Director Kovalick, seconded by Vice President Pastor, and approved by the following vote to establish a Cybersecurity ad hoc committee and appoint Director Tiernan and Director Kovalick to serve on the ad hoc subcommittee.

AYES: Pastor, Crockett, Kovalick, Tiernan, Seger

NOES: None

ABSTAIN: None

8. Urban Water Management Plan Update.

Update from Andria Loutsch and Bill Brick (CDM Smith) was received.

Public Comment(s): Liz Elias wanted to know how the groundwater sustainability is dovetailed into this plan and if it is based on private well monitoring or based on assumptions. Andria Loutsch responded to her questions.

Andria Loutsch, Bill Brick, and General Manager Muelrath also answered and clarified additional questions and concerns from Director Kovalick and President Seger.

9. FY 2021/2022 Budget Planning Workshop.

General Manager Muelrath presented all budget items that the Board had requested during the Regular Board Meeting on February 24, 2021. Staff requested an additional month before making a recommendation for a rate increase or further delay until 2022.

10. Review of District Regulation 113 – Compensation of Directors.

The Board requested that at a future meeting, Regulation 113 be amended to include language that Director compensation is not mandatory and Board members have the option of foregoing pay for meeting attendance.

11. Communication Plan & Public Outreach

The Board requested that analytics regarding social media, newsletters, and all other communication and outreach be available and reported on bi-annually.

12. East Cypress Corridor Water System

General Manager Muelrath presented ideas staff are working on for the East Cypress Corridor Water System including the idea of building out alternative water supply mains and planning for future recycled water use.

Director Kovalick supported this idea and proposed looking into including future fire services for this as well.

Vice President Pastor expressed concerns for future fire service that these lines may not provide enough pressure to meet fire service needs and explained that current fire emergency vehicles have specific requirements for the water running through their systems.

13. General Manager's Reports.

- Water Supply Charts
- ACWA Legislative Symposium (March 11, 2021)
- Insurance Items of Interest
- SB 91 COVID Relief Bill

14. General Counsel's Reports.

- Conflicts of Interest for Elected Officials presentation by Wes Miliband (AARLL) was received.

Director Tiernan exited the meeting at 10:15 pm.

15. Engineer's Reports.

- Construction project updates were provided on projects that made significant progress since the previous Board meeting.
- Director Kovalick expressed concern over new development installing turf for landscaping by developers and would like to see the District adopt additional measures to ensure low water use landscaping. General Manager Muelrath noted that this item is scheduled to be addressed at a future Board meeting.

16. Director's Reports.

- Representatives presented verbal reports on meetings they attended.

17. Future Agenda Items.

- Preliminary list of items for the next two months was presented.
- Director Pastor suggested Regular Board Meeting times be shortened.
- General Manager Muelrath reminded the Board that any specific changes, issues, or questions they had regarding the update to Regulation 101 be sent to him.
- President Seger proposed an idea of summer interns to increase young people's interest in water and public government, and they can help digitize documents. He requested that presentations from Board meetings be accessible separately from the agenda for the Public.

18. Next Meetings of the Board of Directors.

- April 28, 2021
- May 26, 2021
- June 23, 2021

19. Adjournment.

President Seger adjourned the meeting at 11:02 p.m.



Dan Muelrath, General Manager/Secretary