



BOARD OF DIRECTORS:
MARILYN M. TIERNAN
PRESIDENT

SCOTT R. PASTOR
VICE PRESIDENT

PAUL SEGER
JOE KOVALICK
JASON SHAW

GENERAL MANAGER:
DANIEL MUELRATH

GENERAL COUNSEL:
WESLEY A. MILIBAND

BOARD SECRETARY:
KAIT KNIGHT

MINUTES OF THE SPECIAL MEETING
OF THE BOARD OF DIRECTORS OF
DIABLO WATER DISTRICT
HELD ON DECEMBER 11, 2024

The Special Meeting of the Board of Directors of Diablo Water District was held on December 11, 2024 at 6:30 pm at the District's office, 87 Carol Lane, Oakley, California and via conference call / web as noticed in the posted agenda.

1. Call to Order and Roll Call and Pledge of Allegiance.

The special meeting of the Board of Directors of Diablo Water District (District) was called to order by President Tiernan at 6:37 p.m. on December 11, 2024.

Directors Present: Tiernan, Pastor, Seger, Kovalick, Shaw

Staff Present: Dan Muelrath, Kait Knight, Jim Smith, Wayne Weaver, Jennifer McCoy

General Counsel: Wes Miliband (Miliband Water Law)

Others Present: Bill Brick (CDM Smith), Laura Caggiano (HomeServe), Elaine Sciarretta (HomeServe), Erica Pastor (MUN CPAs), Members of the 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.

Board Secretary Knight recognized District Engineer Bill Brick for 15 years of excellence and service to the District.

Presentation

3. Presentation – HomeServe.

The Board received an overview of the partnership with HomeServe.

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 November 13, 2024.

Staff Recommendation: Approve.

B. CalOES Grant Submittal Authorization for R2 Seismic Phase 2 Upgrades.

Staff Recommendation: Adopt Resolution Number 2024 – 16.

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

AYES: Pastor, Seger, Kovalick, Shaw, Tiernan

NOES: None

ABSENT: None

5. Oath of Office for Directors Elected in the November 4, 2024 Election.

Staff Recommendation: Perform Oath of Office for newly elected Directors.

Board Secretary Knight performed the Oath of Office for Director Tiernan and Director Kovalick.

6. Officer and Representation Assignments.

Staff Recommendation: Select the Board President, Vice President and Representation Assignments.

Director Kovalick nominated Director Tiernan to remain as Board President, and it was seconded by Director Pastor.

AYES: Pastor, Seger, Kovalick, Shaw, Tiernan
NOES: None
ABSENT: None

Director Kovalick nominated Director Pastor to remain as Board Vice President, and it was seconded by President Tiernan.

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

It was moved by President Tiernan, seconded by Vice President Pastor, and approved by the following vote to assign committee representatives as listed below:

- City of Oakley (President Tiernan)
- Contra Costa Water District (Director Kovalick)
- Ironhouse Sanitary District (Vice President Pastor)
- LAFCO (Vice President Pastor)
- East County Water Management Association (Director Shaw)
- Association of California Water Agencies / Joint Powers Insurance Authority Board (President Tiernan; Alternate: General Manager)
- Groundwater Sustainability Interagency Elected Official Coordination (President Tiernan)
- Contra Costa Special Districts Association (President Tiernan)
- Water Resiliency Working Group (Director Seger and Director Kovalick)

AYES: Pastor, Seger, Kovalick, Shaw, Tiernan
NOES: None
ABSENT: None

7. Acceptance of Annual Audit for Fiscal Year Ending June 30, 2024.

Staff Recommendation: Accept the audit report.

The Board received a presentation of the annual audit from Erica Pastor, MUN CPAs.

It was moved by Director Shaw, seconded by President Tiernan, and approved by the following vote to accept the audit report.

AYES: Pastor, Seger, Kovalick, Shaw, Tiernan
NOES: None
ABSENT: None

8. Distinguished Budget Presentation Award – GFOA.

Staff Recommendation: Receive.

The board received the GFOA Award.

9. Financial Reports.

Staff Recommendation: Approve warrant register 2024-11, ACH wire transactions for November 2024, and receive the monthly financial statement for October 2024.

President Tiernan requested a breakdown of the \$1.6 million check to Contra Costa Water District (CCWD). Finance & Accounting Manager McCoy stated she would look into it.

It was moved by Director Seger, seconded by President Tiernan, and approved by the following vote to approve warrant register 2024-11, ACH wire transactions for November 2024, and receive the monthly financial statement for October 2024.

AYES: Pastor, Seger, Kovalick, Shaw, Tiernan
NOES: None
ABSENT: None

10. M25 Land Survey Contract.

Staff Recommendation: Authorize the General Manager to execute a contract with SANBELL for land surveying of M25 in an amount not to exceed \$15,752, plus a 10% contingency.

It was moved by Director Seger, seconded by Director Shaw, and approved by the following vote to authorize the General Manager to execute a contract with

SANBELL for land surveying of M25 in an amount not to exceed \$15,752, plus a 10% contingency.

AYES: Pastor, Seger, Kovalick, Shaw, Tiernan

NOES: None

ABSENT: None

Discussion Items

11. New Water Supply Projects Cost Distribution.

The Board requested additional information on the timeframe and potential capacity of delivered water for all the proposed projects.

12. General Manager's Report.

- Water Supply Charts
- FRC Expenses

General Manager Muelrath reviewed the status of FRC connections and the expenses charged to this account to date.

13. District Engineer's Report.

Bill Brick, CDM Smith, reported on the status and progress of active projects.

14. District Counsel's Report.

General Counsel Miliband updated the Board on the timeline for the Delta Conveyance Project.

15. Directors' Reports.

- Representative verbal reports.
- Other items as needed.

President Tiernan shared highlights from the City of Oakley meeting, including the appointment of the new mayor and the continuation of the East Cypress Road widening project.

Vice President Pastor reported that LAFCO representation will have some changes, and the budget is currently under review.

Director Shaw shared that the first Rates Ad Hoc meeting was held to review the initial numbers. Director Seger added that the consultants are working through various projections and expressed his excitement to interact with the public rates committee.

Director Kovalick reported on the first Public Relations ad hoc committee meeting, emphasizing the need to enhance visibility and recognition of the District by customers, as well as important upcoming project. President Tiernan added that the District is already doing a lot and is distinguishing itself from other agencies.

16. Future Agenda Items.

- Preliminary list of items for the next two months.
- Other items being tracked and awaiting a scheduled date.

Director Seger requested that Staff look into potential Prop 13 implications for the Sandmound Consolidation Project.

17. Next Meetings of the Board of Directors.

- January 22, 2025 Regular Meeting – 6:30 pm
- February 26, 2025 Regular Meeting – 6:30 pm
- March 26, 2025 Regular Meeting – 6:30 pm

18. Adjournment.

President Tiernan adjourned the meeting at 8:21 p.m.



Kait Knight, Board Secretary

