



Public service is at the heart of everything we do.

Board Of Directors:

Paul Seger – *President*

Joe Kovalick – *Vice President*

Marilyn M. Tiernan | Jason Shaw | Conan Moats

General Manager: Dan Muelrath

General Counsel: Wes Miliband

Board Secretary: Kait Knight

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
DIABLO WATER DISTRICT
HELD ON APRIL 22, 2026

The Regular Meeting of the Board of Directors of Diablo Water District was held on April 22, 2026, at 6:30 pm at the District's Corporation Yard, 3990 Main Street, Oakley, California, as noticed in the posted agenda.

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

The Regular Meeting of the Board of Directors of Diablo Water District (District) was called to order by President Seger at 6:37 pm on April 22, 2026.

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

Staff Present: Dan Muelrath, Kait Knight, Jennifer McCoy

General Counsel: Wes Miliband (Miliband Water Law)

Others Present: Dawn Morrow (Ironhouse Sanitary District), Bill Brick (CDM Smith), Andria Loutsch (CDM Smith), District Staff, and 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.

None.

Action Items

3. 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 Regular Meeting of March 25, 2026.

Staff Recommendation: Approve.

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

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

4. Financial Reports.

Staff Recommendation: Approve warrant register 2026-3, ACH and wire transactions for March 2026 and monthly financial report for February 2026.

It was moved by Director Tiernan, seconded by President Seger, and approved by the following vote to approve warrant register 2026-3, ACH and wire transactions for March 2026 and monthly financial report for February 2026.

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

5. District Regulations 8 (Water-Use Efficiency) and 12 (Recycled Water) Update.

Staff Recommendation: Adopt Resolution No. 2026-05, updating and amending District Regulations 8 and 12.

It was moved by Vice President Kovalick, seconded by Director Moats, and approved by the following vote to adopt Resolution No. 2026-05, updating and amending District Regulations 8 and 12 as amended during the meeting.

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

Discussion Items

6. Urban Water Management Plan Update.

Andria Loutsch, CDM Smith, provided an update on the Urban Water Management Plan and the Water Shortage Contingency Plan.

The Board requested additional analysis of extended drought scenarios and other factors that may impact water supply.

7. Fiscal Year 2026/27 Budget Workshop.

The Board discussed revenue and expense assumptions for the FY 2026/27 Budget.

8. Customer Survey Results.

Kait Knight, District & Community Relations Manager, provided the results from the District's 2025 Customer Survey.

9. General Manager's Report.

- Water Supply Charts.
- R2 Seismic Retrofit Update.

General Manager Muelrath reported on current water supply conditions and provided an update on the R2 Seismic Retrofit.

10. District Engineer's Report.

- South Oakley Future Development.

Bill Brick, CDM Smith, reported on the status and progress of active projects. The Board received a presentation on developer expansions to the District's water system through South Oakley.

11. District Counsel's Report.

General Counsel Miliband provided a legislative update on SB 1085.

12. Directors' Reports.

- Representative verbal reports.
- Other items as needed.

Compensated Director Reports:

- President Seger – Ironhouse Sanitary District (4/21/2026); Jersey Island Ad Hoc (3/20/2026, 4/15/2026)
- Vice President Kovalick – Jersey Island Ad Hoc (3/20/2026, 4/15/2026)
- Director Tiernan – City of Oakley (2/10/26, 2/24/26, 3/10/26, 3/24/26, 4/14/2026)
- Director Moats – City of Oakley Planning Commission (4/7/2026)

13. Future Agenda Items.

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

Received.

14. Next Meetings of the Board of Directors.

- May 27, 2026 Regular Meeting – 6:30 pm
- June 10, 2026 Special Meeting – 2:30 pm
- July 22, 2026 Regular Meeting – 6:30 pm

Closed Session Items

**15. Conference with Legal Counsel – Existing Litigation
(Government Code sec. 54956.9)**

Name of Case: In re Aqueous Film-Forming Foams Product Liability Litigation, MDL No. 2:18-mn-02873 relating to City of Camden et al. v. E.I. DuPont de Nemours and Company, et al., No. 2:23-cv-03230-RMG (United States District Court, District of South Carolina, Charleston Division) for litigation involving PFAS.

**Conference with Real Property Negotiations.
(Government Code § 54956.8)**

Property Description: Jersey Island located in Contra Costa County.

Negotiation: Diablo Water District General Manager Dan Muelrath and Jean-Marc Petit, Ironhouse/Reclamation District 830 Representative.

Under Negotiation: Terms and Price.

**Public Employee Evaluation.
(Government Code Section § 54957)**

Title: General Manager

Threat to Public Services or Facilities pursuant to Gov. Code sec. 54957(a)

Consultation with the Security ad hoc.

No reportable actions.

Action Items

16. Public Employee Evaluation — General Manager’s Annual Review for Potential Merit Increase.

Staff Recommendation: Board to discuss and provide direction for potential merit increase.

It was moved by Director Shaw, seconded by Director Tiernan, and approved by the following vote to approve a 5% merit increase for the General Manager as part of the annual review, effective the May 2026 pay period.

AYES: Tiernan, Shaw, Moats, Kovalick, Seger

NOES: None

ABSENT: None

17. Adjournment.

President Seger adjourned the meeting at 11:15 pm.



Kait Knight, Board Secretary