



BOARD OF DIRECTORS:
MARILYN M. TIERNAN
PRESIDENT

SCOTT R. PASTOR
VICE PRESIDENT

PAUL SEGER
JOE KOVALICK
JASON SHAW

GENERAL MANAGER:
DANIEL MUEL RATH

GENERAL COUNSEL:
WESLEY A. MILIBAND

BOARD SECRETARY:
KAIT KNIGHT

MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
DIABLO WATER DISTRICT
HELD ON JANUARY 22, 2025

The Regular Meeting of the Board of Directors of Diablo Water District was held on January 22, 2025 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.

Director Kovalick attended the meeting remotely pursuant to AB 2449.

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 Tiernan at 6:30 p.m. on January 22, 2025.

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

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

General Counsel: Wes Miliband (Miliband Water Law)

Others Present: Bill Brick (CDM Smith), Dawn Morrow (ISD), Hugh Henderson (City of Oakley)

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.

Presentation

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 Special Meeting of December 11, 2024.

Staff Recommendation: Approve.

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

Staff Recommendation: Adopt Resolution Number 2025-01.

C. Acceptance of Facilities – Subdivision 8904 – In-Tract - Tuscany Estates - Baldocchi Property.

Staff Recommendation: Adopt Resolution Number 2025-02.

D. Acceptance of Facilities – Subdivision 8904 – Sellers Avenue Offsite Improvements.

Staff Recommendation: Adopt Resolution Number 2025-03.

E. Authorization to Execute Facilities Installation Agreement with AU Energy, LLC for Emerson Ranch Commercial – Phase 1, Oakley.

Staff Recommendation: Authorize the General Manager to Execute the Agreement.

F. Authorization to Execute Facilities Installation Agreement with Regency Centers for the Oakley Shops at Laurel Fields, Oakley.

Staff Recommendation: Authorize the General Manager to Execute the Agreement.

G. Authorization to Execute First Amendment Agreement with New Cingular Wireless PCS, LLC for the Cell Site Tower located at 3990 Main Street, Oakley.

Staff Recommendation: Authorize the General Manager to Execute the Agreement.

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

AYES: Pastor, Shaw, Kovalick, Tiernan

NOES: None

ABSENT: Seger

4. Financial Reports.

Staff Recommendation: Approve warrant register 2024-12, ACH wire transactions for December 2024, and receive the monthly financial statement for November 2024.

Director Seger arrived at the meeting at 6:40 pm.

It was moved by Vice President Pastor, seconded by Director Shaw, and approved by the following vote to approve warrant register 2024-12, ACH wire transactions for December 2024, and receive the monthly financial statement for November 2024.

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

5. Surplus of District Vehicle and Purchase of New Truck.

Staff Recommendation: Authorize the General Manager to purchase a new medium duty service body truck.

It was moved by Director Seger, seconded by Director Shaw, and approved by the following vote to authorize the General Manager to purchase a new medium duty service body truck.

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

6. New Water Supply Projects.

Staff Recommendation: Select project(s) to incorporate into the District's water rate and FRC studies.

It was moved by Director Seger, seconded by Director Shaw, and approved by the following vote to move forward with wellhead treatment with an emphasis on a third well in the next 5 years and treatment over the next 10 years.

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

Discussion Items

7. Good Governance Refresher.

Received.

8. Strategic Initiatives Update.

Received.

9. General Manager's Report.

- Water Supply Charts
- Wildfire Preparedness

Received.

10. District Engineer's Report.

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

Received.

11. District Counsel's Report.

Received.

12. Directors' Reports.

- Representative verbal reports.
- Other items as needed.

Received.

13. Future Agenda Items.

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

14. Next Meetings of the Board of Directors.

- February 26, 2025 Regular Meeting – 6:30 pm
- March 26, 2025 Regular Meeting – 6:30 pm
- April 23, 2025 Regular Meeting – 6:30 pm

**15. Closed Session – 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

No reportable action.

16. Adjournment.

President Tiernan adjourned the meeting at 8:20 p.m.



Kait Knight, Board Secretary