

**WESTERN HILLS WATER DISTRICT
MINUTES OF THE REGULAR MEETING
OF THE BOARD OF DIRECTORS**

October 9, 2019

1. Call to Order

The regular meeting of the Board of Directors of the Western Hills Water District was called to Order in regular session by Director/Treasurer C. Kearney at 9521 Morton Davis Drive, Patterson, CA, at 4:00 PM.

C. Kearney provided an overview on conducting the meeting and asked for a motion to move item #4, public comments to the end of the meeting after #8 before #9, motion was approved by Director D. Kearney and seconded by Director B. Ivy.

2. Roll Call

Present were: Director D. Kearney, Director/Treasurer Carmen Kearney, Director Barry Ivy, General Manager, Jerry Phillips & Secretary Tracy Taylor and via teleconference, Director/President G. Marrero (4:10pm) and Assistant General Counsel David Hobbs; thirteen members of the public attended.

3. Consent Calendar

The Minutes for the September 11, 2019 regular meeting were reviewed and unanimously approved, upon motion by Director C. Kearney and seconded by Director D. Kearney. The Checks & Warrants for the month of September 2019 were reviewed and unanimously approved upon motion by Director C. Kearney and seconded by Director D. Kearney

4. Public Comment

None

5. Written Communications:

None.

6. Action Items

- a. Consider Adoption of Resolution No. 2019 – 11, a Resolution of the WHWD Board of Directors Re Approval of Expenditure of approx. \$120,792.28 of Diablo Grande CFD No. 1 Mello Roos Bond Refinance Proceeds for Payment to Bay Power, Watson-Marlow, Misco Water & Rosemount Inc. for Capital Improvement items for the WTP and Pump Stations out of the Mello Roos Special Tax Refinance Fund and Account. After review the board unanimously approved upon motion of Director/Treasurer C. Kearney and seconded by Director B. Ivy, for the following purchases not to exceed \$121,000.00. Bay Power \$31,799.28, Rosemount \$40,387.00, Watson-Marlow \$24,401.60 &

Williams Scotsman \$24,000.00.

- b. Consider Adoption of Resolution No. 2019 – 12, a Resolution of the WHWD Board of Directors Re Approval of Expenditure of approx. \$175,129.75 of Diablo Grande CFD No. 1 Mello Roos Bond Refinance Proceeds for Payment to Delta Truck Center. for purchase of Water Truck out of the Mello Roos Special Tax Refinance Fund and Account. After review the board unanimously approved upon motion of Director/President G. Marrero and seconded by Director/Treasurer C. Kearney. Ivy, with an amendment to purchase water truck for \$184,325.15 to Delta Truck Center, which has a metal chasis, for the total of capital improvement purchases to not exceed \$305,000.00

7. **Reports by District Staff**

Jerry Phillips (GM) notified board that the leak and repairs on Diablo Grande Pkwy have been completed.

8. **Reports of Board Members**

None.

4. ***Public Comment (moved per motion)***

Members of the public were concerned about how not watering the Golf Courses is going to impact the revenue to the WHWD.

One member inquired about the WHWD Water Banking Agreement's expiration and how it would be extended. Asst. General Counsel David Hobbs stated that the districts and opt out of the contract but they must give a five year notice.

One member requested access to the minutes/agenda/resolutions to the purchase of the land water tower. He was told to request these items from Tracy or go on the WHWD website. This member questioned why Director I. Reuveny is still listed as a member of the board when he no longer lives in this country and has not attended meetings, he was told that the appointment will drop in December of 2019 and that the new appointed board member will replace him.

Another member of the public wanted to know if the water rates will increase. There was a discussion about Prop 218 and how an increase in water rates can take place. He was concerned that when he purchased his home that D.R Horton did not disclose these issues.

Another member of the public offered his assistance with negotiating the Kern County contract as he has a background in the field and would like to get in touch with counsel D. Hobbs. He noted that the district is doing what it can to control expenses.

9. **Reports from Closed Session**

Nothing to report.

10. **Adjournment**

Upon motion by Director G. Marrero and seconded by Director D. Kearney the meeting was adjourned into closed session at 5:30 p.m. The next meeting will be Wednesday, November 13, 2019 at 4:00pm. Meeting to be held in the Diablo Grande Clubhouse at 9521 Morton Davis Drive, Patterson, CA 95363.

Respectfully submitted:

Secretary of the Board

Approved:

Guillermo Marrero, President