

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

November 18, 2020

1. Call to Order

The meeting of the Board of Directors of the Western Hills Water District was called to order in regular session by M. Manning. at 4:01pm. Meeting was held via Zoom pursuant to the Governor's Stay at Home Executive Order N-33-20.

2. Roll Call

Present Directors on the call were: President M. Manning, Treasurer C. Kearney & Director Z. Manning, Director G. Marrero; also present was General Counsel David Hobbs. Approximately 50 members of the public participated in the meeting.

3. Public comments on Closed Session Items/Motion to adjourn to Closed Session.

Motion to adjourn to closed session/convened at 4:02pm. Reconvene open session at 5:01pm

4. Reportable Actions Taken During Closed Session:

None.

5. Consent Calendar:

The Minutes for the October 14, 2020 meeting and the Checks & Warrants for the month of October 2020 were reviewed and unanimously approved upon motion by Director M. Manning and seconded by Director G. Marrero, with all board members voting in favor.

6. Written Communications:

None

7. Action Items:

- a. Review and interview valid applicants to appoint for Board director vacancy. The Board and the public interviewed the following candidates: Chris Blessing, Mark McManus, Randy Lambert and Walter Mosley. A motion to appoint W. Mosley was made by Director C. Kearney and seconded by Director G. Marrero. Director C. Kearney and Director G. Marrero voted in favor, Director M. Manning and Director Z. Manning voted against. The motion to appoint W. Mosley failed. A motion to appoint Randy Lambert was made by Director M. Manning and seconded by Director Z. Manning. Director M. Manning and Director Z Manning voted in favor, Director G. Marrero and Director C. Kearney voted against. The motion failed. After consideration a motion to table the appointment to the next regular meeting was made by Director G. Marrero and seconded by C. Kearney, will all directors voting in favor.
- b. Approval of Resolution No. 2020-11, a Resolution of the WHWD re Approval of Expenditure of Approximately \$50,000.00 of Diablo Grande Community Facilities District No. 1 Mello Roos bond Refinance Proceeds for the Payment of Immediate WHWD expenses was considered. A motion to adopt Resolution No. 2020-11 was made by Director M. Manning and seconded by Director G. Marrero, with all board members voting in favor.

- c. Approval of Resolution No. 2020-12, a Resolution of the WHWD re Approval of Expenditure of Approximately \$3,215.91 of Diablo Grande Community Facilities District No. 1 Mello Roos bond Refinance Proceeds for the Payment to BNY Mellon for Trustee Admin Fees for series 14 invoice #252-2312014 & #D20259P00007. A motion to adopt the resolution Director M. Manning and seconded by Director Z. Manning, with all board members voting in favor.
- d. Motion to appoint Ashley Wilkins as WHWD Board Secretary. A motion to appoint Ashley Wilkins as WHWD Board Secretary was made by Director M. Manning and seconded by Director G. Marrero, with all board members voting in favor.
- e. Motion to Cancel December 9, 2020 regular WHWD Board Meeting. A motion cancelling the December 9, 2020 board meeting was made by Director M. Manning and seconded by Director Z. Manning, with all board members voting in favor.

8. Reports By District Staff:

None

9. Reports of Board Members

Members of the Board may give verbal reports on activities or request that future matters be placed upon a Board agenda

None.

10. Public Comment on Items Not on the Agenda

Interested persons in the audience or by teleconference are welcome to introduce any topic within the District's jurisdiction. Matters presented under this agenda item may be discussed, but no action can be taken by the Board at this meeting except as follows:

- a. *Briefly respond to statements made or questions raised.*
- b. *Ask a question for clarification.*
- c. *Provide a reference to staff or other resources for factual information.*
- d. *Request staff to report back at a subsequent meeting.*
- e. *A Board member or the Board itself may take action to direct staff to place a matter of business on a future agenda.*

- Numerous questions were asked about the future of Diablo Grande and WHWD. Public questions were asked about payments made by Angel's Crossing for WHWD operations. Residents raised various concerns about WHWD operations, governance and funding issues.

Motion to Adjourn.

Meeting adjourned by motion made by M. Manning and seconded by Z. Manning. All board members were in favor.

Next Adjourned Regular Meeting: Wednesday, January 13, 2021.

Matter Too Late for the Agenda: *Action items may be added to the agenda upon determination by a majority vote of the Board that an emergency exists, as defined by state law, or by a 2/3 vote of the Board that (1) there is a need to take immediate action; and (2) that the need for action came to the District's attention after the agenda was posted.*

Respectfully submitted:

Secretary of the Board

Approved:

Matthew Manning, President