



BOARD OF DIRECTORS:

Matthew Manning, President
Linda Kuipers, Director
Chris Blessing, Director

Zechariah Manning, Director
Julie Davis, Director

Ron Demmers, Water Operations Manager

AGENDA

WESTERN HILLS WATER DISTRICT
REGULAR MEETING OF THE BOARD OF DIRECTORS
January 12 at 5:30 p.m.

[Note: as akenized below, the WHWD will hold a closed session meeting commencing at 5:30 p.m., with the regular meeting reconvening at 6:30 p.m.]

Meeting Locations:

Physical Location: Diablo Grande Fire Station - 20899 Grapevine Drive, Patterson, CA

NOTICE: MEMBERS OF THE PUBLIC MAY PARTICIPATE IN THE MEETING AND ARE ENCOURAGED TO ADDRESS THE BOARD VIA TELEPHONE. THIS MEETING WILL INCLUDE IN PERSON PUBLIC ATTENDANCE FOR PURPOSES OF CANVASSING PROPOSITION 218 PROTESTS - COVID-19 PROTOCOLS AT THE PUBLIC LOCATION WILL BE MAINTAINED.

This meeting will be held in accordance with the Governor’s Stay at Home Executive Order N-33-20 and will include in person public attendance as described above. Members of the public may participate in the meeting and are encouraged to provide comments to the Board via telephone as described below.

Join Zoom Meeting

<https://us06web.zoom.us/j/83729812033?pwd=VUoyK21mSWITY3UwdTd3QmRIK3NOQT09>

Meeting ID: 837 2981 2033

Passcode: 367641

One tap mobile

+17207072699,,83729812033#,,, *367641# US (Denver)

+12532158782,,83729812033#,,, *367641# US (Tacoma)

Dial by your location

- +1 720 707 2699 US (Denver)
- +1 253 215 8782 US (Tacoma)
- +1 346 248 7799 US (Houston)
- +1 646 558 8656 US (New York)
- +1 301 715 8592 US (Washington DC)
- +1 312 626 6799 US (Chicago)

Note: if you wish to address the WHWD Board during public comments or on any matter on the agenda please identify yourself. Specific questions may be emailed to Ashley Wilkins at awilkins@whwdist.com, prior to the meeting.

ALTERNATE FORMATS OF THIS AGENDA WILL BE MADE AVAILABLE TO QUALIFIED INDIVIDUALS WITH DISABILITIES UPON ADVANCE REQUEST. APPROPRIATE INTERPRETIVE SERVICES FOR THIS MEETING WILL BE PROVIDED IF FEASIBLE TO QUALIFIED INDIVIDUALS WITH DISABILITIES UPON ADVANCE REQUEST. If you are a qualified individual with disabilities and need assistance, please contact the District

Secretary at (209) 895-9493, 48 hours prior to the meeting to enable the District to make reasonable arrangements to ensure accessibility to this meeting.

Any and all of the following agenda items are subject to action being taken by the Board of Directors by motion, resolution, or ordinance. Members of the public may address the Board of Directors concerning any agenda item during the Board's consideration of that item.

ALL PROTESTS TO THE PROPOSED WHWD WATER RATES MUST BE SUBMITTED TO THE BOARD SECRETARY BY NOT LATER THAN 6:30 PM AT THIS MEETING. ANY PROTESTS SUBMITTED AFTER THAT TIME SHALL BE REJECTED AS LATE AND SHALL NOT BE CONSIDERED

1. Call meeting to order (5:30 p.m.)
2. Roll Call
3. Public Comments on Closed Session Items/Motion to Adjourn to Closed Session.

A. Pursuant to Government Code 54956.9(d)(4) Conference with Legal Counsel – Anticipated Litigation: one potential case.

**WESTERN HILLS WATER DISTRICT - MEETING OF THE BOARD OF DIRECTORS
Wednesday, January 12, 2022 at 6:30 p.m.**

6:30 p.m. – Reconvene Open Session

4. Reportable Actions Taken During Closed Session
5. Motion approving Consent Calendar

All matters listed hereunder shall be acted upon by a single vote of the Board. There will be no individual discussion of these items unless a member of the Board or the public so requests, in which event the matter shall be removed from the Consent Calendar and considered as a separate agenda item.

- a. Approval of the November and December 2021 Checks and Warrants.
- b. Approval of minutes for regular meeting November 10, 2021.
- c. Approval of Resolution No. 2022-01, Resolution of the WHWD Making Findings in Accordance with AB 361 and Government Code Section 54953(e) Authorizing Remote Meetings

6. Action Items

ALL PROTESTS TO THE PROPOSED WHWD WATER RATES MUST BE SUBMITTED TO THE BOARD SECRETARY BY NOT LATER THAN 6:30 PM AT THIS MEETING. ANY PROTESTS SUBMITTED AFTER THAT TIME SHALL BE REJECTED AS LATE AND SHALL NOT BE CONSIDERED

Item A. Public Hearing on Proposed Rate Increases for District's Water Services.

- (1) President opens public hearing – time for filing written protests is closed.
- (2) President directs Secretary of the Board to count and validate written protests received.
- (3) Recess to count and validate written protests received.

- (4) Reopen public hearing and Board Secretary declares the result of canvass of written protests received.
- (5) Receive any public comment.
- (6) Close public hearing.
- (7) If no valid majority protest, consider adoption of Resolution Declaring and Confirming Results of Noticed Proposition 218 Protest Proceedings and Approving Rate Increase and Related Actions for Water Services.

Item B. Consideration and Approval of Resolution No. 2022-02, Declaring and Confirming Results of Noticed Proposition 218 Protest Proceeding and Approving Rate Increase and Related Actions for Water Service

Item C. Consideration and Approval of Resolution No. 2022-03, Resolution of the WHWD re Approval of Expenditure of Approximately \$121,802 of Diablo Grande Community Facilities District No. 1 Mello-Roos bond Refinance Proceeds for the Payment of Immediate WHWD Expenses.

Item D. Consideration and Approval of Resolution No. 2022-04, Resolution of the WHWD re Approval of Expenditure of Approximately \$10,547.50 for Goodwin Consulting of Diablo Grande Community Facilities District No. 1 Mello-Roos bond Refinance Proceeds

Item E. Consideration and Approval of Resolution No. 2022-05, Resolution of the WHWD re Approval of Expenditure of Approximately \$53,786.06 for Burke, Williams & Sorensen of Diablo Grande Community Facilities District No. 1 Mello-Roos bond Refinance Proceeds.

Item F. Consideration and Approval of Resolution No. 2022-06, Resolution of the WHWD re Approval of Expenditure of Approximately \$7,433.71 for Atlas Copco of Diablo Grande Community Facilities District No. 1 Mello-Roos bond Refinance Proceeds for a new oil injected air compressor.

Item G. Consideration and Approval of Resolution No. 2022-07, Resolution of the WHWD re Approval of Expenditure of Approximately \$13,820.92 Arnaudo Construction of Diablo Grande Community Facilities District No. 1 Mello-Roos bond Refinance Proceeds for Diablo Grande Parkway repairs.

Item H. Consideration and Approval to proceed with satellite internet service for WHWD offices.

7. 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.*

8. Motion to Adjourn.

Next Adjourned Regular Meeting: Wednesday, February 9, 2022.

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.*