

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

**November 8, 2023**

**1. Call to Order**

The regular meeting of the Board of Directors of the Western Hills Water District was called to order by M. Kovich at 5:00 p.m. The meeting was held in person at the Diablo Grande Clubhouse, 9521 Morton Davis Drive, Patterson, CA.

**2. Roll Call**

Present Directors were: Director M. Johnson, Director M. Kovich, Director M. George Johnson, Director M. Davies and Director J. Frederick absent; General Counsel David Hobbs was in attendance. Approximately 50 members of the public were in attendance.

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

Motion to adjourn to closed session/convened at 5:00 p.m. Reconvened open session at 7 p.m. There were no public comments.

**4. Reportable Actions Out of Closed Session – None**

**5. Motion Approving Consent Calendar**

A motion to approve the consent calendar was offered by Director M. Kovich and seconded by Director M. John Frederick, with all directors voting unanimously to approve the motion.

**6. Action Items**

- A. Public Hearing on WHWD Notice of Hearing re Status of Assignment, Assumption and Release dated April 30, 2020. President M. Kovich opened the public hearing. The WHWD Staff Report, Staff Report Attachments and the October 6, 2023 Notice of Hearing were received by the WHWD Board. District Counsel David Hobbs provided an overview of the Staff Report and provided a presentation of the issues.

No objection, response, records or other documentation were offered by any recipient of the Notice of Hearing or any other party. Public comments and questions were received and responses were provided. President M. Kovich closed the public hearing.

Resolution No. 2023-09, A Resolution of the WHWD Board Re Determination of Findings Regarding Status of Assignment, Assumption and Release Agreement dated April 30, 2020 and Related Issues was discussed and considered. A motion to adopt Resolution No. 2023-09 made by Director M. Kovich and seconded by Director M. Gene Johnson, with all directors in attendance voting unanimously to approve the resolution.

- B. Michael Oliver, Diablo Grande Real Estate Coordinator, presented an overview and update on his efforts to date.
- C. The motion to Approve Contract from D.H. Loder Construction, Inc. for WHWD CFD-Clubhouse Repairs was tabled to a later date.

**7. Public Comments -** There were several questions regarding WHWD operations.

**8. Motion to Adjourn**

Upon motion duly made by Director M. Kovich and seconded by Director M. Davies, all Directors unanimously adjourned the meeting at 8:40 p.m.

Respectfully submitted:

*Marylanix*

Secretary of the Board

Approved:

*Mark*

Mark Kovich, President