

**DIABLO COMMUNITY SERVICES DISTRICT  
BOARD OF DIRECTORS  
REGULAR MEETING AGENDA<sup>1</sup>  
TELECONFERENCE VIA THE APPLICATION ZOOM  
TUESDAY, JANUARY 11, 2022, 7:35 P.M.  
(IMMEDIATELY FOLLOWING JOINT DMAC AND DCSD MEETING)**

**MEETING PROCEDURE**

*Pursuant to California Assembly Bill 361, the Diablo Community Services District is authorized to hold public meetings remotely and to make those meetings accessible to all members of the public seeking to observe and to address the Board by remote means. All members of the public seeking to observe and/or address the Board may participate in the meeting in the manner described below. This meeting can be viewed using the Zoom platform:*

**ZOOM WEBSITE:**     **<https://zoom.us/j/4680449859>**

**MEETING ID:**       **468 044 9859**

**FOR AUDIO PARTICIPATION ONLY:** Call (346) 248-7799 or (669) 900-9128 and enter Meeting ID# 468 044 9859 followed by the pound (#) key.

*To submit public comments before the meeting, email [generalmanager@diablocsd.org](mailto:generalmanager@diablocsd.org) before 12 pm on the day of the meeting.*

**CALL TO ORDER:**

**President:**     **Kathy Urbelis**

**ROLL CALL:**

**Secretary:**    **Jeff Eorio**

**Urbelis, Becker, Eorio, Isom, Cox**

**PUBLIC COMMENTS:** *Public comments will be taken on any subject including items on this agenda and are limited to 3 minutes per person when speaking in English, and 6 minutes per person when using a translator. Comments by the audience are not intended to result in a dialogue between members of the audience or between the audience and the Board. Please note that under Brown Act regulations, no member of the Board may engage in any discussion, other than a brief comment or request for clarification, of any item raised by any member of the audience unless that item is included as an agenda item.*

**1.     BOARD/STAFF COMMUNICATION AND ACTIONS:**

**ADMINISTRATIVE:**    Director Urbelis

- a) Announce that Diablo is now part of District 2, CCC Board of Supervisor Candace Anderson, as a result of the Board of Supervisors' redistricting process and introduce Jen Quallick as Diablo's liaison with Supervisor Candace Anderson's office.

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<sup>1</sup> Agenda attachments are available on the DCSD's website ([www.diablocsd.org](http://www.diablocsd.org)) home page under Agenda.

**ROADS:** Director Cox & General Manager

- a) Authorize Director Cox and General Manager Torru to work with ENGEO and General Counsel to prepare scope of work and RFP for the grind and pave of upper Alameda Diablo (from Caballo Ranchero to Diablo Lakes) in the spring of 2022 in an amount not to exceed \$10,000. Contractor proposals will be reviewed and voted on at a future meeting.

**SECURITY:** Deputy Sheriff Dan Buergi

- a) Present prior month's security report.

**2. CONSENT CALENDAR:**

- a) Approve the minutes of the September 14, 2021, Regular Meeting.

**3. REPORTS:**

**CONTRA COSTA COUNTY:**

Jen Quallick

**DIABLO PROPERTY OWNERS ASSOC:**

Dana Pingatore

**DIABLO COUNTRY CLUB:**

Hank Salvo

**4. DIRECTOR COMMENTS**

**5. FUTURE AGENDA ITEM ANNOUNCEMENT**

**6. CALL OF NEXT MEETING & ADJOURNMENT:**

The next DCSD Regular Board meeting is scheduled for February 8, 2022, at 7:30 p.m.

Diablo Community Services District by

Kathy Torru, General Manager  
generalmanager@diablocsd.org

DCSD Board Meetings are accessible to people with disabilities and others who need assistance. Individuals who need special assistance or a disability-related modification or accommodation (including auxiliary aids or services) to observe and/or participate in this meeting; or who have a disability and wish to request an alternative format for the agenda, meeting notice, agenda packet, or other writings that may be distributed at the meeting should contact the General Manager at least one working day before the meeting at (925) 683-4956 or [generalmanager@diablocsd.org](mailto:generalmanager@diablocsd.org). Notification in advance of the meeting will enable the District to make reasonable arrangements to ensure accessibility to this meeting and the materials related to it. Public records that relate to any item on the open session agenda are available for public inspection by contacting the General Manager and on the District's website <http://diablocsd.org>.

**DIABLO COMMUNITY SERVICES DISTRICT  
BOARD OF DIRECTORS MEETING  
MINUTES  
TELECONFERENCE VIA THE APPLICATION ZOOM  
SEPTEMBER 14, 2021, 7:30 p.m.**

**CALL TO ORDER:** President Kathy Urbelis called the meeting to order at 7:30 p.m.  
**ROLL CALL:** Secretary Jeff Eorio called the roll as follows:

**Directors present:** Urbelis, Becker, Eorio, Isom\*, Cox  
**Directors absent:** None

President Urbelis welcomed Directors and the general public and explained the rules for public comment.

**BOARD/STAFF COMMUNICATION AND ACTIONS:**

**ADMINISTRATIVE:**

Director Leonard Becker proposed a motion to continue discussion of the proposed 2021 DCSD Ordinance Code, which is a replacement of the 1993 Ordinance Code, to allow an ad hoc committee to be formed with President Urbelis' approval, to be comprised of two Directors, Leonard Becker, as Chair, and Matthew Cox; and two resident lawyers David Birka-White and Maryann Cella. The committee would discuss whether sections of the 1993 Code should be retained in light of the fact that the Cervantes lawsuit is still pending. Director Becker will present the committee's recommendations to the Board after review by General Counsel and potentially introduce a revised version of the proposed 2021 DCSD Ordinance. Director Becker will provide the Board with updates of the committee's progress at future board meetings.

On motion by Director Becker, second by Director Urbelis, the above motion was unanimously approved.

Ayes: Urbelis, Becker, Eorio, Isom, Cox  
Noes: None  
Abstentions: None  
Absent: None

**PUBLIC COMMENTS:**

Tony Geisler stated that he agreed with the bifurcation of the ordinance code process. Tony stated that attempts at mediation between the parties of the cut through litigation failed and that trial is set for April 2022.

Maryann Cella announced that she was happy to serve on the ordinance code ad hoc committee and that she does not support any changes to the ordinance code that relate to the cut through litigation until the litigation is resolved.

Alan Bonny commended Director Becker for forming the ordinance code ad hoc committee and endorses deferring the process until litigation is resolved.

\*Director Isom joined the meeting at 7:46 pm.

**ROADS:**

Director Cox reported that the slurry seal project is finished and that there are a few issues with the quality of the road surface on El Nido that Dryco is working to resolve.

**SECURITY:**

Deputy Buergi reported there was one incident of car vandalism on Diablo Lakes in August.

Deputy Buergi has been monitoring the bus stops in the morning to ensure that vehicles are not passing or attempting to pass the school buses while they load children. No violations have been observed.

Deputy Buergi, with the permission of President Urbelis, has enrolled in a two-week Critical Incident Management class offered by the sheriff’s department to train deputies in front line critical incident response protocols. The training is focused on the first 30-60 minutes of a critical incident, before a central command post is established. Deputy Buergi thanked Director Urbelis for allowing him to participate in the training.

Deputy Buergi reported that he attended the Fire Safety and Evacuation meeting held at Diablo Country Club last month and that the most important piece of information that residents should take away from that meeting is the importance of educating yourself and preparing an evacuation plan should you be instructed to evacuate. The Fall 2021 Devil’s Advocate includes a detailed article on what it means to be educated and prepared.

Deputy Buergi commented that the Sheriff’s department continues to have staffing issues which impacts the District’s ability to staff overtime patrols.

**CONSENT CALENDAR:**

On motion of Director Eorio, second by Director Urbelis, the minutes of the August 10, 2021, meeting were approved.

Ayes:	Urbelis, Becker, Eorio, Isom, Cox
Noes:	None
Abstentions:	None
Absent:	None

**REPORTS:**

**CONTRA COSTA COUNTY:** Alicia Nuchols, District Representative for CCC Supervisor Diane Burgis, provided the Board with a COVID update; Covid cases have stabilized in the last week and Diablo has reported a total of 48 positive COVID cases, with 14 in the last two weeks.

The County adopted a new health order today that requires proof of vaccination or a negative COVID test in the last 3 days to enter all indoor dining establishments, bars, and exercise facilities. The new health order takes effect September 22<sup>nd</sup>.

**DIABLO PROPERTY OWNERS REPORT:** No Report

**DIABLO COUNTRY CLUB:** Hank Salvo, Diablo Country Club liaison, reported that the Club has a Board of Directors opening and that all interested candidates must apply by September 27<sup>th</sup>.

**CALL OF NEXT MEETING/ADJOURNMENT:**

The President called the next meeting for October 12, 2021. The meeting will be conducted via Zoom with an in-person option in the Diablo Room of the Diablo Country Club. There being no further business, the President adjourned the meeting at 8:17 p.m.

Diablo Community Services District by

Kathy Torru, General Manager