

**DIABLO COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS
EMERGENCY MEETING MINUTES
DIABLO POST OFFICE PARKING LOT
MARCH 7, 2023, 5:15 p.m.**

CALL TO ORDER: President Kathy Urbelis called the meeting to order at 5:15 p.m.

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

ROLL CALL: President Urbelis called the roll as follows:

Directors present: Urbelis, Cox, Chartier, Lorenz, Slavonia,

Directors absent:

PUBLIC COMMENTS:

Ray Brant, David Mackesey, Tony Geisler and Maryann Cella expressed concern about the closure of Diablo Rd for three weeks to replace a Town of Danville failed culvert and the impact that 10,000 additional vehicles every day will have on the safety of Diablo's roads and the pedestrians, children and cyclists who use them. They expressed skepticism that detour signs and flaggers will be enough to change people's driving habits.

Nicola Place, see attached correspondence regarding upper Mt Diablo Scenic Blvd safety.

BOARD/STAFF COMMUNICATION AND ACTIONS:

ADMINISTRATIVE:

President Kathy Urbelis presented the Diablo Road Closure Staff Report to the Directors for discussion. The Board discussed the potential safety concerns with the Diablo Road closure resulting in high volumes of traffic, including up to 10,000 extra vehicles, on District roads. Board members expressed concerns about emergency vehicles being able to get through to residents' homes if the District did not temporarily close Avenida Nueva at Diablo Road. President Urbelis requested advice from legal counsel on such a temporary closure, and General Counsel Crowl indicated that she had concerns about such a closure due to the court's opinion in the Tiernan case, particularly if the District was only closing the road to non-residents, since the court was clear that the District could not prevent the public from using its roads. Director Cox noted that this closure would be temporary due to safety concerns and asked General Counsel Crowl if opening the road would be the remedy to a challenge, and she stated that was a possible remedy. Following additional discussion about the potential safety issues and use of Avenida Nueva by school buses and emergency vehicles during a temporary closure, the Board entertained a motion.

On motion by Director Chartier, second by Director Cox, the Board voted 5-0 to authorize the following:

A subcommittee of Directors Greg Lorenz and Matt Cox are authorized to work with the Town, County, General Manager, General Counsel, and other necessary parties to implement, as necessary, the District's temporary closure of Avenida Nueva at Diablo Road to all vehicular traffic except for school buses and emergency vehicles for the duration of the Town's closure of Diablo Road; furthermore, that subcommittee is authorized to return to the Board for further discussion if the Town agrees to provide additional traffic control measures

or provides an alternative plan that could alleviate the need for the District's temporary closure of Avenida Nueva.

CALL OF NEXT MEETING/ADJOURNMENT:

President Urbelis called the next regular meeting for March 14, 2023. There being no further business, the meeting was adjourned the at 6:00 p.m.

Diablo Community Services District by,
Kathy Torru, General Manager