

**DIABLO COMMUNITY SERVICES DISTRICT  
BOARD OF DIRECTORS MEETING  
MINUTES  
DIABLO COUNTRY CLUB RED HORSE TAVERN TOO  
JUNE 13, 2023, 7:30 p.m.**

**CALL TO ORDER:** President Kathy Urbelis called the meeting to order at 7:32 p.m.

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

**ROLL CALL:** Secretary Chartier called the roll as follows:

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

**Directors absent: None**

**PUBLIC COMMENTS:**

Nicola Place, see attached comments.

Maryann Cella asked why the encroachment repeal and replace ordinance excludes vegetation from the 3-foot setback requirement.

Charlie Merrill expressed his discontent with the proposed encroachment ordinance and stated he prefers the encroachment ordinance adopted in 2002.

**BOARD/STAFF COMMUNICATION AND ACTIONS:**

**ADMINISTRATIVE:**

Director Lorenz presented the DCSD 2023-24 Budget. On motion of President Urbelis, second by Director Cox, Resolution No. 2023-05 was adopted, and the General Manager was instructed to file the 2023-24 Budget and Resolution 2023-05 with the County Auditor. Motion passed 5-0.

Director Cox introduced Ordinance No. 2023-01, Repealing and Replacing Ordinance No. 2002-01 and Ordinance Code Chapter 6-6-Encroachments, and on motion by Director Cox, second by Director Urbelis continued the first reading of Ordinance No. 2023-01 until the DCSD August 8, 2023 Regular Meeting. Motion passed 5-0.

Director Slavonia proposed moving the start time of the DCSD Regular Meetings held the second Tuesday of the month to 6:00 pm from the current 7:30 pm start time. On motion of Director Slavonia, second by Director Lorenz the DCSD Regular meetings will start at 6:00 pm beginning August 8, and the General Manager is directed to notify the community of the time change. Motion passed 5-0.

President Urbelis presented the process for identifying and hiring legal counsel replacement. The District would like to have a replacement general counsel in place by August 1, 2023. President Urbelis thanked Christie Crawl for her 6 years of service to the District and recognized her for her excellent counsel over the years. Director Lorenz thanked Christie for her responsiveness to the Directors.

General Manager Torru presented for approval the GSRMA (Golden State Risk Management Association) annual insurance premium of \$40,239 effective July 1, 2023. On motion of Director

Slavonia, second by Director Lorenz the GSRMA insurance premium was approved. Motion passed 5-0.

**ROADS:**

General Manager Torru reported that the DCSD continues to work with FEMA to qualify for federal and/or state reimbursements for storm damage expenses.

General Manager Torru reported that the El Nido road repair work was completed last week as scheduled and thanked the residents of El Nido for their patience and cooperation.

Director Chartier stated that several stop signs in Diablo need repair and asked that they be fixed.

**SECURITY:**

Director Slavonia reported that Deputy Chris Stoffels has been identified to replace Deputy Dan Buergi as the dedicated sheriff officer for Diablo and that he will begin work July 3<sup>rd</sup>.

Director Lorenz thanked the DPOA for recognizing Deputy Buergi for his 12 years of service to Diablo on behalf of the community with thank you signs posted throughout the community, a thank you display at the front entrance, a framed thank you card signed by residents, and a bottle of wine.

**CONSENT CALENDAR:**

On motion of Director Urbelis, second by Director Cox, the Directors approved the consent calendar, with a correction to the May 9<sup>th</sup> minutes location: meeting was held at the Club Red Horse Tavern Too, not the Club parking lot. Motion passed 5-0.

**REPORTS:**

**CONTRA COSTA COUNTY:** None

**DIABLO PROPERTY OWNERS' REPORT:** None

**DIABLO COUNTRY CLUB:** Hank Salvo, Club liaison, reported that the clubhouse renovation permit process is moving forward slowly.

**DIRECTOR COMMENTS:** None

**FUTURE AGENDA ITEMS:** None

**CALL OF NEXT MEETING/ADJOURNMENT:**

President Urbelis called the next meeting for August 8, 2023. The meeting will be at the Diablo Country Club at 6:00 pm. There being no further business, the meeting was adjourned at 8:07 p.m.

Diablo Community Services District by

Kathy Torru, General Manager

Good evening.

My name is Nicola Place and I live on Mt. Diablo Scenic Blvd.

I have spoken at many DCSD meetings since 1998. I am highly predictable: I almost always talk about the same topic: SAFETY, and tonight is no exception. On behalf of the residents of the upper portion of Mt. Diablo Scenic Blvd., the most dangerous portion, I'm back again to talk safety - but tonight I'm going to change "stripes" from road maintenance and instead talk about the other service our DCSD fees pay for: Security.

We have a great deal of data confirming that Upper Scenic is the most dangerous portion of Scenic (see following illustration). For any of you who stroll, walk your dogs, jog, run, cycle or drive golf carts on Upper Scenic this is not new information. It's actually quite terrifying when cars are driving much too fast, and you have to quickly scramble to get out of their way. In addition, the data confirms that the most dangerous days of the week are Saturday and Sunday.

All of the property owners on Scenic pay DCSD fees and are therefore entitled to the DCSD provided security services. As they are for the property owners in Diablo, those security services should be responsive to the circumstances and serve the goal of keeping Diablo safe.

With the recent retirement of our former officer, Dan Buergi, the District is in the process of transitioning into a new officer. Given this circumstance, we ask that the DCSD please incorporate the following required actions into the new officer's duties:

1. Patrol Upper Scenic on weekend mornings.  
(Note: We are happy to provide coffee and excellent snacks!)
2. Provide a monthly report, including photos, to the DCSD about these patrols.

Optional but welcome:

3. Request the officer's observations and recommendations to further improve safety on Upper Scenic.

We are happy to meet and discuss this in more detail if that would be helpful. In any event, we would appreciate a written response from the Board in the next 30 days.

Thank you,

Nicola Place and the owners of Upper Scenic:

Steve and Wendy Moore

Sketch and Marti Sketchley

Paul and Hannah Craddick

Brian Moore

Emily Kevorkian

Grace and Randy Su

Colleen and Winston Cervantes

Hsiu-Li Cheng

Jenny and Lloyd Lee

Peter and Mayra Hypnar

Nancy and Hal Seibert

Leslie Forman

Laurie Bain

Gun Johnston

