



May 6, 2016

Sonia Diermeyer and Henrik Albert
Co-chairs, Water Committee
Sierra Club – San Francisco Bay Chapter
2530 San Pablo Avenue, Suite 1
Berkeley, CA 94702

Board of Directors
Lisa M. Borba, AICP
President
John A. Burgh
Vice President
Ernesto A. Avila, P.E.
Bette Boatman
Connstance Holdaway
General Manager
Jerry Brown

RE: Comment letter on CCWD's agreement with DWR and the Brown Act

Dear Ms. Diermeyer and Mr. Albert:

Contra Costa Water District (CCWD) received your letter dated April 27, 2016 addressed to the CCWD Board of Directors and General Manager, Jerry Brown. They have all received a copy of your letter, and I am responding on their behalf.

Your letter incorrectly states that a meeting was held on March 24, 2016 that was not properly noticed. I want to clarify that no meeting or closed session was held on March 24, 2016. March 24 was the date in which the agreement was fully executed by the signatories.

CCWD takes its responsibility to provide public notices of all meetings and closed sessions seriously and made sure that the settlement negotiations and closed session discussions with the Board of Directors were compliant with legal requirements.

The closed sessions related to this topic were properly noticed according to Brown Act requirements. Discussion regarding the settlement negotiations were kept confidential and held in closed session, as allowed by Government Code section 54956.9(d)(4), in order for CCWD to negotiate terms that were most protective of its customers. The settlement agreement was executed and properly disclosed once signed by both parties, pursuant to Government Code section 54957.1(a)(3)(B).

We would be happy to set some time to discuss the other concerns raised in your letter. Please contact me directly at (925) 688-8041 or jallen@ccwater.com so we can set up a meeting with the most appropriate staff members.

We appreciate you taking the time to contact CCWD.

Sincerely,

Jennifer Allen
Director of Public Affairs

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cc: CCWD Board of Directors
Jerry Brown, CCWD General Manager