

**Special Meeting of the  
Durham Irrigation District Board of Directors  
Meeting Minutes**

Tuesday, July 7, 2020 - 5:30 PM  
District Office - 9418-C Midway, Durham, California 95938  
Remote Meeting via Zoom

**IN ATTENDANCE:**

**Board of Directors:**

Matt Doyle, Chair  
Raymond Cooper  
Kevin Phillips

**IN ATTENDANCE:**

**District Staff:**

Kamie Loeser, General Manager  
Jeff Carter, District Counsel

This meeting was held via Zoom, pursuant to California Governor Gavin Newsom's Executive Order N-29-20 issued on March 17, 2020. An audio recording of the session is available on the District's website at [www.didwater.org](http://www.didwater.org).

**AGENDA ITEMS:**

**1. CALL TO ORDER**

1.1. Roll Call/Establishment of Quorum – The meeting was called to order at 5:32. Roll call was taken as noted IN ATTENDANCE (above) and a quorum established. District staff present also noted IN ATTENDANCE (above).

1.2. Introduction of Guests

Mr. Pat Button participated via Zoom.

**2. PUBLIC COMMENT**

The Board asked Mr. Button if he had any comment on any items not on the agenda. Mr. Button stated that he did not have comments on any items not on the agenda.

**2. CLOSED SESSION**

2.1. Pursuant to California Government Code section 54956.9, Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation Pursuant to Government Code section 54956.9(c) – One Case (Patrick Button demand under Government Code section 54960.2).

Chair Doyle introduced the Item 2.1 and asked if the public had any initial comments. Mr. Button made a request of Director Phillips with regard to the June 9, 2020 Board Meeting, to which Legal Counsel responded, noting that there is a transcript of the meeting.

On a motion made by Director Philips, seconded by Director Cooper, the Board moved into Closed Session.

Members of the public in attendance via Zoom, were placed in a waiting room for the duration of Closed Session. The audio recording of the Special Meeting was paused for the duration of the Closed Session.

**3. OPEN SESSION** - scheduled to start no sooner than 5:45pm.

3.1. Pursuant to Government Code section 54960.2(c)(2), discussion and possible approval of unconditional commitment to cease and desist from action that is the subject of the demand of Patrick Button.

At approximately 5:50pm, the Board returned to Open Session and announced that no action was taken during Closed Session.

The Chair opened the meeting for Board discussion. Director Phillips made comments regarding the claim of the letter. Director Cooper had no comments. Chair Doyle made comments pertaining to the process of conducting a Board Meeting and addressing the issues and business of the District.

The Chair opened the meeting to public comment. Mr. Button referenced Government Code section 54945.3(c) and requested a response. Legal Counsel provided a response and referenced the letter being considered by the Board and contents therein, including the unconditional commitment to cease and desist from the actions of which Mr. Button had claimed. Legal Counsel further discussed the process by which the Board is allowed to conduct a meeting and address the public.

The Chair closed the public comment portion of the meeting and inquired if the Board had any additional comments or responses.

Director Phillips provided additional comments regarding the process of conducting a meeting, receiving comments from the public, and the roles and responsibilities of the Board to the District and its customers. Director Cooper and Chair Doyle concurred with Director Phillip's comments.

**Motion:** On a motion made by Director Phillips and seconded by Director Cooper, the Board of Directors approved the letter drafted in response to Mr. Button's claim and directed that it be distributed to the appropriate parties.

The vote was as follows: Ayes carried

Ayes: Phillips, Cooper, Doyle



Notes: None  
Abstain: None  
Absent: None

**4. ADJOURNMENT**

Adjournment to the next regular meeting of the Board of Directors of Durham Irrigation District on July 14, 2020.