

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
August 4, 2019

Attendee Name	Present	Excused	Absent
Board of Directors			
Michael Taylor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kyle Crowther	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Olinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Clifford Young	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Gregory Young	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Staff			
Clarence Mansell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ricardo Pacheco	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Logan Old	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jeremiah Brosowski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Crystal L. Escalera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deborah Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joanne Chan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Linda Jadeski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jon Stephenson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Albert Clinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rosa Gutierrez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Naseem Farooqi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal Counsel			
Robert Tafoya	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Consultant(s)			
Misty Cheng	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OPENING CEREMONIES

- Pledge of Allegiance - Led by Vice President Kyle Crowther
- Opening Prayer - Led by Director Don Olinger
- Call to Order
- Roll Call of Board Members

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ADOPT AGENDA

President Dr. Taylor motioned to adopt the agenda, Vice President Kyle Crowther second the motion which passed by the following vote:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

PUBLIC PARTICIPATION

Comments were made by Linda Gonzalez to the Board of Directors. Cheryl Brown also made comments on behalf of Hardy Brown, to the Directors. There was no further public participation following these comments.

CONSENT CALENDAR

1. JUNE 7, 2019 AMENDED SPECIAL BOARD MEETING MINUTES

President Dr. Michael Taylor motioned to amend the minutes for Items No. 1, 2 and 3 by indicating Director Dr. Clifford Young as "Unexcused" from these meetings. Vice President Kyle Crowther second the motion which passed by the following vote:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

2. JUNE 20, 2019 REGULAR BOARD MEETING MINUTES

President Dr. Michael Taylor motioned to amend the minutes for Items No. 1, 2 and 3 by indicating Director Dr. Clifford Young as "Unexcused" from these meetings. Vice President Kyle Crowther second the motion which passed by the following vote:

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

3. JULY 11, 2019 SPECIAL MEETING MINUTES

President Dr. Michael Taylor motioned to amend the minutes for Items No. 1, 2 and 3 by indicating Director Dr. Clifford Young as "Unexcused" from these meetings. Vice President Kyle Crowther second the motion which passed by the following vote:

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

4. RECEIVE AND FILE JUNE 2019 CASH DISBURSEMENTS REPORT

President Dr. Taylor motioned to approve Items No. 4, 5 and 6 and to pull Items No. 1, 2 and 3 for separate consideration. Vice President Kyle Crowther second the motion which passed as follows:

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

5. AUTHORIZATION TO APPROVE CHANGE ORDER NO. 3 FOR THE HIGHLAND AVENUE 30-INCH TRANSMISSION MAIN PROJECT

President Dr. Taylor motioned to approve Items No. 4, 5 and 6 and to pull Items No. 1, 2 and 3 for separate consideration. Vice President Kyle Crowther second the motion which passed as follows:

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

6. AUTHORIZATION TO APPROVE CHANGE ORDER NO. 1 FOR WELL 41 ION EXCHANGE TREATMENT PROJECT

President Dr. Taylor motioned to approve Items No. 4, 5 and 6 and to pull Items No. 1, 2 and 3 for separate consideration. Vice President Kyle Crowther second the motion which passed as follows:

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

BUSINESS MATTERS

7. TREASURER REPORT APRIL 2019

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

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RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

8. TREASURER REPORT MARCH 2019

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

9. ADOPT RESOLUTION NO. 2019-19, APPROVING THE ADDITION OF DELINQUENT NON-PAID CHARGES TO THE ANNUAL TAXES LEVIED UPON THE PROPERTY IN SAN BERNARDINO COUNTY

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

10. ADOPT RESOLUTION 2019-20 AMENDING SCHEDULE OF CHARGES FOR THE HOURLY LABOR AND VEHICLE/EQUIPMENT HOURLY RATES FOR WATER SERVICE REGULATIONS

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT: APPROVED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT: Clifford Young, Gregory Young

11. APPROVAL OF PAYMENT TO ALBRIGHT, YEE AND SCHMIT, APC FOR PROFESSIONAL SERVICES RENDERED APRIL THROUGH JUNE 2019, INVOICE NO. 25830: \$6,656.81, INVOICE NO. 25831; \$590.00; INVOICE NO. 25962; \$2,497.50, AND INVOICE NO. 25963; \$11,458.30

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President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

12. ASSET MANAGEMENT: TYLER INCODE INTEGRATION WITH MAXIMO

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

13. ASSET MANAGEMENT: MAXIMO INTEGRATION WITH TYLER INCODE

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

14. CONSIDERATION TO ELECT A REPRESENTATIVE TO THE 2019 CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA) BOARD OF DIRECTORS IN THE SOUTHERN NETWORK, SEAT B.

Director Don Olinger opened up discussion by recommending Ron Coates. The Directors then engaged in a short discussion regarding the candidates and Director Olinger withdrew his recommendation at the conclusion of the discussion. President Dr. Taylor explained his concern that the Board did not have enough information to selection a candidate that could best represent the interest of the District and motioned to pull the item from the agenda. Vice President Kyle Crowther second the motion which passed by the following vote:

RESULT:	WITHDRAWN
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

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15. CONSIDER ACTIVATION OF THE WEST END WATER DEVELOPMENT, TREATMENT AND CONSERVATION JOINT POWERS AUTHORITY TO EXECUTE REGIONAL PROJECTS IN THE WATER SUPPLY RELIABILITY 2025 PROGRAM

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

16. APPROVAL OF EMPLOYMENT AGREEMENT WITH CRYSTAL ESCALERA FOR BOARD SECRETARY

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

17. APPROVAL OF EMPLOYMENT AGREEMENT WITH CLARENCE MANSELL FOR GENERAL MANAGER

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

18. APPROVAL OF EMPLOYMENT AGREEMENT WITH DEBORAH MARTINEZ FOR HUMAN RESOURCES AND RISK MANAGER

President Dr. Taylor motioned to pull Item No. 14 for a separate discussion and approve Items No. 7, 8, 9, 10, 11, 12, 13, 15, 16, 17 and 18. Vice President Kyle Crowther second the motion which passed by the recorded vote below. There was no discussion on the items.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSENT:	Clifford Young, Gregory Young

REPORTS - LIMITED TO 5 MINUTES MAXIMUM (Presentations or handouts must be provided to Board Members in advance of the Board Meeting).

- **Board Members**

- **Director Don Olinger:** Commented on the Sunday Special meeting and thanked the public for attending. He also briefly discussed the concern made by Linda Gonzalez during Public Participation regarding public comments in the minutes. Legal Counsel suggested the Executive Committee meet with the Board Secretary and discuss if they wanted to continue with summarized Public Participation comments in the minutes or if they would like to return to a detailed summary. President Dr. Taylor agreed with the suggestion. President Dr. Taylor also informed the public that audio recordings of the Board meetings are available on the district website to listen to or download if the public would like to hear the comments made during Public Participation.
- **Kyle Crowther:** Thanked the public for attending and their patience with the Board as they work on moving the district forward.
- **Dr. Michael Taylor:** Thanked Misty Cheng for her service while a search was being conducted for a Chief Financial Officer and the Board Secretary for coordinating the Board retreat. He then reported on the Board Retreat that occurred over the weekend and informed the public that district deficiencies were discussed and possible solutions were proposed. President Dr. Taylor let the public know that he looks forward to the next district retreat that will take place next year.

- **Legal Counsel**

- No Report

- **General Manager/Staff**

- **Clarence Mansell:** Thanked the Board Secretary for arranging the retreat, Misty Cheng for filling in while the district searched for a Chief Financial Officer, and welcomed Shamindra “Ricky” Manhabal to the district (Mr. Manhabal was appointed as the district Chief Financial Officer during Closed Session). Mr. Mansell also thanked Gil Navarro, Division II Director for the San Bernardino Municipal Water District, for inviting some of the West Valley Water District staff to tour their facilities related to the State Water Project.

CLOSED SESSION

- **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** Pursuant to paragraph one (1) of subdivision (d) of Government Code Section 54956.9 Case Name: Karen Logue v. West Valley Water District Case No.: CIVDS1818381
 - Legal Counsel reported from Closed Session following the adoption of the agenda during the beginning of the meeting. Mr. Tafoya reported that two additional

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defendants were added to this lawsuit and the Board determined that the current outside counsel will also represent the two additional parties.

- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Pursuant to paragraph one (1) of subdivision (d) of Government Code Section 54956.9 Case Name: Kenny Hernandez v. West Valley Water District San Bernardino County Case No.: CS1825805
 - No report
- CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Number of Cases: Four (4)
 - No report
- PUBLIC EMPLOYEE PERFORMANCE EVALUATION Pursuant to Cal. Gov. Code Section 54957 Title(s): General Manager, Human Resources/Risk Manager and Board Secretary
 - No report
- CONFERENCE WITH LEGAL COUNSEL - PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957, Title(s): Chief Financial Officer
 - Legal Counsel reported from Closed Session following the adoption of the agenda during the beginning of the meeting. Mr. Tafoya reported that the Board voted 3-0 to appoint Shamindra Manbahal to the position of Chief Financial Officer and his contract would be presented to the Board for approval at the next Board of Directors meeting.

ADJOURN

The meeting adjourned at 7:05 PM.



Dr. Michael Taylor
President of the Board of Directors
of West Valley Water District

ATTEST:



Crystal L. Escalera, Board Secretary

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