

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
September 19, 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gregory Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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"/>
Jeremiah Brosowske	<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"/>
Shamindra Manhabal	<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"/>
Amal Sedrak	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Telat Yalcin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Melissa Blount	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Naseem Farooqi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rudy Olguin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Budicin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Patricia Romero	<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

ADOPT AGENDA

President Dr. Taylor motioned to adopt the agenda and to move Item No. 22 (an update on the well rehabilitation project) as a presentation following Public Participation. Director Greg Young second the motion which passed by the following vote:

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

PUBLIC PARTICIPATION

Malcom Davis, Al Vogler, Diana Araiza, Patricia Romero, June Hayes, Scott Rodriguez, Jorge Valdez, and Kelly Gregg made comments to the Board of Directors.

PUBLIC HEARING

• PUBLIC HEARING - 2019 PUBLIC HEALTH GOALS REPORT

President Dr. Taylor opened the Public Hearing for the 2019 Public Health Goals report for the West Valley Water District. Clarence Mansell called forward Joanne Chan, Operations Manager, to present the report and answer any questions. Ms. Chan gave her report at which time no questions were asked. Following her report, President Dr. Taylor opened a time for speakers to come forward to make comments both in favor and in opposition of the adoption of the report. There were no speakers. There was also no discussion by the Board. President Dr. Taylor then closed the Public Hearing and Director Greg Young motioned to adopt the report. His motion was second by Vice President Kyle Crowther and passed by the following vote:

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

21. WATER RELIABILITY IMPROVEMENT PROGRAM UPDATE

President Dr. Taylor motioned to adopt the agenda and to move Item No. 22 (an update on the well rehabilitation project) as a presentation item following Public Participation. Rosa Gutierrez, Senior Engineer, gave an update on the Well Reliability Improvement Program following Public Participation. There were not questions following Mrs. Gutierrez's presentation and no vote for this item.

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CONSENT CALENDAR

1. JULY 18, 2019 REGULAR BOARD MEETING MINUTES

President Dr. Taylor asked the Board if there were any items they wanted taken separately for consideration from the Consent Calendar. Director Greg Young and Dr. Clifford Young made separate request to take Items No. 2, 3, 4, 5, 7, 8, 9, 10, 11, 13 and 14 for separate consideration. President Dr. Taylor then motioned to approve Item No. 1, 6 and 12 with one vote. Director Greg Young second the motion. There was no discussion on these items and the following vote was taken:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Gregory Young, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

2. AUGUST 4, 2019 SPECIAL BOARD MEETING MINUTES

Director Greg Young requested to take Items No. 2 and 3 for a separate vote. He informed the Board that he would be abstaining from voting since he was detained at work for the meeting referred to in the minutes, and could not attest to the accuracy of the minutes being presented. President Dr. Taylor then motioned to adopt the minutes for Items No. 2 and 3. Vice President Kyle Crowther then second the motion and the following vote was taken:

RESULT:	ADOPTED [3 TO 0]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSTAIN:	Clifford Young, Gregory Young

3. SEPTEMBER 27, 2019 SPECIAL BOARD MEETING MINUTES

Director Greg Young requested to take Items No. 2 and 3 for a separate vote. He informed the Board that he would be abstaining from voting since he was detained at work for the meeting referred to in the minutes and could not attest to the accuracy of the minutes being presented. President Dr. Taylor then motioned to adopt the minutes for Items No. 2 and 3. Vice President Kyle Crowther then second the motion and the following vote was taken:

RESULT:	ADOPTED [3 TO 0]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSTAIN:	Clifford Young, Gregory Young

4. RECEIVE AND FILE JULY 2019 CASH DISBURSEMENTS REPORT

Director Dr. Young requested to take this Item for separate consideration. He began discussion by questioning the expenditures for the month of July 2019 and his concern that rates may need to be raised based on the projected budget the report presented. Discussion then ensued. Director Dr. Young requested a copy of the income and expenditure report which Mr. Mansell

informed the Board he would provide to all of them. Following the discussion President Dr. Taylor noted that the CFO, Misty Cheng, informed the Board that the districts revenues exceeded the districts cost. There was no further discussion and Director Greg Young motioned to approve the report, second by President Dr. Michael Taylor. Director Dr. Young informed the Board during roll call that he would be voting “No” until he was able to review the report requested. The motion passed by the following vote:

RESULT:	ADOPTED [4 TO 1]
MOVER:	Gregory Young, Director
SECONDER:	Michael Taylor, President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Gregory Young
NAYES:	Clifford Young

***5. AMENDMENT TO ARTICLE 10 - SICK LEAVE/BEREAVEMENT**

***7. AMENDMENT TO ARTICLE 1703 - GRIEVANCE RIGHTS OF EMPLOYEES**

*Item No. 5 and 7 were taken together for one vote.

Director Dr. Young requested to take Item No. 5 and 7 for separate consideration. He opened up discussion by inquiring if district staff was involved in the development of the proposed policies. Human Resources Manager, Deborah Martinez informed the Board that the policies were taken to the Human Resources Committee only and the staff was not involved due to the current Union negotiations taking place. Director Greg Young also expressed concern in involving employees in the development of the policies being presented. Discussion then ensued. Legal Counsel informed the Board that he has been in contact with the Union and it would be improper to approach the employees regarding the matter. Director Greg Young motioned to table the item however, President Dr. Taylor made a substitute motion to pass the items as presented which was second by Vice President Kyle Crowther. President Dr. Taylor called for a vote as recorded below.

RESULT:	DEFEATED [2 TO 3]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther,
NAYES:	Donald Olinger, Clifford Young, Gregory Young

• TABLE ITEMS NO. 5 AND 7 TO ALLOW LEGAL COUNSEL TO CONTINUE DISCUSSION WITH THE UNION REPRESENTATIVE.

Following the vote of Item No. 5 and 7, Director Greg Young made a substitute motion to table Items No. 5 and 7 to allow Legal Counsel time to continue discussion with the Union representative the proposed policies. Director Dr. Young second the motion and the following vote was taken:

RESULT: TABLED [UNANIMOUS]
MOVER: Gregory Young, Director
SECONDER: Clifford Young, Director
AYES: Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

6. APPROVAL OF AUGUST 2019 PURCHASE ORDER REPORT

President Dr. Taylor asked the Board if there were any items they wanted taken separately for consideration from the Consent Calendar. Director Greg Young and Dr. Clifford Young made separate request to take Items No. 2, 3, 4, 5, 7, 8, 9, 10, 11, 13 and 14 for separate consideration. President Dr. Taylor then motioned to approve Item No. 1, 6 and 12 with one vote. Director Greg Young second the motion. There was no discussion on these items and the following vote was taken:

RESULT: ADOPTED [UNANIMOUS]
MOVER: Michael Taylor, President
SECONDER: Gregory Young, Director
AYES: Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

8. APPROVAL OF PAYMENT TO TAFOYA LAW GROUP, APC FOR PROFESSIONAL SERVICES RENDERED IN JULY 2018, INVOICE NO. 19-007: \$27,819.89 AND AUGUST 2019, INVOICE NO. 19-008: \$27,183.28

Director Dr. Young requested to take this item for separate consideration. Director Dr. Young inquired if the name of Legal Counsel's firm had changed and if a new contract would be needed to retain their services. Mr. Tafoya informed the Board that his firm name had changed but remains the same entity and firm. Director Dr. Young suggested to have an outside counsel review if a new contract needs to come to the Board for approval. Discussion then ensued regarding the billing. Following this discussion, Director Dr. Young requested to have a detailed description of all discussions with the various Directors referred to in the billing. Director Greg Young made an additional requested to Legal Counsel to note which Directors he spoke to in the billing for consistency moving forward. President Dr. Taylor then motioned to approve the billing second by Vice President Kyle Crowther. The following vote was then recorded:

RESULT: ADOPTED [3 TO 2]
MOVER: Michael Taylor, President
SECONDER: Kyle Crowther, Vice President
AYES: Michael Taylor, Kyle Crowther, Donald Olinger
NAYES: Clifford Young, Gregory Young

9. APPROVAL OF PAYMENT TO LEAL TREJO, APC FOR PROFESSIONAL SERVICES RENDERED IN AUGUST 2018, INVOICE NO. 16881: \$44,215.53, SEPTEMBER 2018, INVOICE NO. 16905: \$23,313.86, OCTOBER 2018, INVOICE NO. 16977: \$9,475.68 AND MAY 2019, INVOICE NO. 17497: \$480.00

President Dr. Taylor began discussion on this item by inquiring about the large amounts due. Director Greg Young joined the discussion and also asked why there was such a long delay in receiving the invoices from Leal Trejo for services provided in 2018. Legal Counsel addressed the first question and informed the Board that the billing was high due to the numerous

meetings that were required for the West End Litigation as it concluded. Legal Counsel then addressed Director Greg Young's question and informed him that he was told by Mr. Leal that "he" had presented the invoices previously and they were not included in the agenda. Vice President Crowther then asked Misty Cheng to research the invoices to confirm if they were previously paid. Discussion then ensued. Following the discussion, President Dr. Taylor motioned to pay the invoices if it was found that they were not previously paid. Director Don Olinger second the motion and the following vote was taken with Directors Dr. Young and Greg Young abstaining from the vote.

RESULT:	APPROVED [3 TO 0]
MOVER:	Michael Taylor, President
SECONDER:	Don Olinger, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
ABSTAIN:	Clifford Young, Gregory Young

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

Director Dr. Young requested to take this item for separate consideration and discussion. He began discussion by bringing to the board's attention that the contract refers to the position being offered interchangeably as "General Manager" and "Interim General Manager" and asked for clarification on which position is being offered. President Dr. Taylor clarified the position is for "General Manager." Director Dr. Young asked if the contract should be reviewed again by legal for any other errors. Legal Counsel suggested to amend the contract with the corrections on the dais instead. Director Dr. Young then inquired about the hiring process used to hire the General Manager. A lengthy discussion then ensued. Director Greg young also brought to the boards attention that "Interim" also appears in section "e" and "o" of the contract following the previous discussion. President Dr. Taylor then motioned to remove the word "Interim" from the first page, section "e" and section "o" of the contract. Director Don Olinger second the motion and the following vote was taken:

RESULT:	APPROVED AS AMENDED [3 TO 1]
MOVER:	Michael Taylor, President
SECONDER:	Don Olinger, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
NAYES:	Clifford Young
ABSTAIN:	Gregory Young

11. APPROVAL OF EMPLOYMENT AGREEMENT WITH DEBORAH MARTINEZ FOR HUMAN RESOURCES AND

President Dr. Taylor inquired if Director Dr. Young would like to discuss the item to which Director Dr. Young informed him that he would let this item "go to court." There was no discussion following this statement. President Dr. Taylor then motioned to approve the item and Vice President Crowther second the motion. The following vote was then recorded:

RESULT:	ADOPTED [4 TO 1]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Gregory Young
NAYES:	Clifford Young

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

President Dr. Taylor asked the Board if there were any items they wanted taken separately for consideration from the Consent Calendar. Director Greg Young and Dr. Clifford Young made separate request to take Items No. 2, 3, 4, 5, 7, 8, 9, 10, 11, 13 and 14 for separate consideration. President Dr. Taylor then motioned to approve Item No. 1, 6 and 12 with one vote. Director Greg Young second the motion. There was no discussion on these items and the following vote was taken:

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Gregory Young, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

13. APPROVAL OF EMPLOYMENT AGREEMENT WITH SHAMINDRA MANBAHAL FOR CHIEF FINANCIAL OFFICER

Director Dr. Young began discussion by inquiring if a background check had been completed for Mr. Shamindra Manbahal. Deborah Martinez, Human Resources Manager, informed the board that the background check was currently in progress. Director Greg Young also asked if the position was posted through NeoGov. There was then a lengthy discussion regarding the hiring, background check, and MV Cheng's consultant agreement in relation to the hiring of Mr. Manbahal. Following this discussion President Dr. Taylor motioned to pass this item however there was no second. Director Dr. Young then made a substitute motion to have the full board privy to the background check of Shamindra Manbahal before approving him for the position of Chief Financial Officer. Director Greg Young second the motion which failed by the recorded vote:

- **APPROVE AGREEMENT WITH SHAMINDRA MANBAHAL FOR CHIEF FINANCIAL OFFICER AFTER A FULL BACKGROUND CHECK HAS BEEN COMPLETED**

RESULT:	DEFEATED [2 TO 3]
MOVER:	Clifford Young, Director
SECONDER:	Gregory Young, Director
AYES:	Clifford Young, Gregory Young
NAYES:	Michael Taylor, Kyle Crowther, Donald Olinger

President Dr. Taylor motioned to approve the contract as stated following the previous vote. Vice President Crowther second the motion which passed as recorded below.

After the vote was taken, Director Dr. Young had an informational question and inquired about Misty Cheng, the Interim CFO position, Interim CFO title, the duties of Ms. Cheng, and where that position lies now that a CFO has been hired. Mr. Mansell clarified that we do not have an Interim CFO and that the district has hired Misty Cheng as a consultant. Director Dr. Young requested a copy of Ms. Cheng's contract and discussion ensued. Ms. Cheng also responded to this question and informed the Board that she is the liaison to the State Controller's Office and "without a title it would not give credibility to the position she holds at the district." She did inform the Board that she uses the title "Interim CFO" when she signs in to meetings with the State Controller's Office as the main point of contact should they have questions.

- **APPROVAL OF EMPLOYMENT AGREEMENT WITH SHAMINDRA MANBAHAL FOR CHIEF FINANCIAL OFFICER**

RESULT:	ADOPTED [3 TO 2]
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger
NAYES:	Clifford Young, Gregory Young

14. APPROVAL OF EMPLOYMENT AGREEMENT WITH LARRY LAWRENCE FOR ASSISTANT GENERAL MANAGER.

Mr. Kelly Gregg and Al Vogler requested to make public comments during the discussion of this item and made comments regarding their concerns to the hiring of Mr. Lawrence.

After the public comments were heard Director Dr. Young began discussion of the item by expressing his concern of the lack of information he received on Mr. Lawrence's qualifications. Discussion then ensued regarding the distribution of information to the Board. Director Greg Young also stated the he had not received a copy of Mr. Lawrence's resume like Dr. Young. Director Greg Young spoke further regarding the dissemination of information to the Board. Following this discussion attending rate payer and former General Manager, Mr. Anthony "Butch" Araiza, requested to speak. President Dr. Taylor allowed Mr. Araiza to come forward and make his comments. Mr. Araiza suggested that the Board delay this item to allow all the Board members time to review Mr. Lawrence's resume. No further comments were taken from the public. President Dr. Taylor then motioned to approve the contract however, before a second could be made Director Don Olinger requested to make a comment and informed the Board that he would be voting to delay the approval of the contract to allow the Board members time to review Mr. Lawrence's resume and references were properly checked. After hearing all the concerns, President Dr. Taylor then motioned to bring this item back to Board at the next regular meeting for approval. He also asked Mr. Mansell to send the requested documents to the full Board. Vice President Crowther second the motion and the following vote was recorded:

RESULT:	TABLED [UNANIMOUS] Next: 10/17/19 6:00 PM
MOVER:	Michael Taylor, President
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

BUSINESS MATTERS

15. APPROVAL OF AGREEMENT FOR PROFESSIONAL SERVICES WITH CLIFTON LARSON ALLEN FOR TREASURER SERVICE

Director Greg Young requested to take this item for separate discussion. He brought to the Board's attention that the attached report did not include a resume of the person(s) who will perform the services in the contract. A short discussion ensued resulting in Director Young requesting resume's to be sent to the full Board for review. Director Greg Young then motioned to approve the contract which was second by President Dr. Taylor. The following vote was then taken:

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

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

President Dr. Taylor opened discussion of Business Matters following Item No. 14. At that time Director Greg Young motioned to adopt Items No. 16, 17, 18, 19, 20 and 21 with one vote. Director Olinger second the motion and the following vote below was taken. There was no discussion on these items.

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

17. AUTHORIZATION TO APPROVE CHANGE ORDER NO. 1 FOR THE RESERVOIR R2-3 SITE IMPROVEMENTS AND MODIFICATIONS PROJECT FOR MICHAEL BAKER INTERNATIONAL

President Dr. Taylor opened discussion of Business Matters following Item No. 14. At that time Director Greg Young motioned to adopt Items No. 16, 17, 18, 19, 20 and 21 with one vote. Director Olinger second the motion and the following vote below was taken. There was no discussion on these items.

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

18. CONSIDER A CONTRACT EXTENSION WITH HARDY & HARPER, INC. FOR ON-CALL PERMANENT TRENCH PAVING ON AN AS-NEEDED BASIS

President Dr. Taylor opened discussion of Business Matters following Item No. 14. At that time Director Greg Young motioned to adopt Items No. 16, 17, 18, 19, 20 and 21 with one vote.

Director Olinger second the motion and the following vote below was taken. There was no discussion on these items.

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

19. CONSIDER AN AGREEMENT WITH MERLIN JOHNSON CONSTRUCTION, INC. FOR SERVICE LATERAL REPLACEMENT

President Dr. Taylor opened discussion of Business Matters following Item No. 14. At that time Director Greg Young motioned to adopt Items No. 16, 17, 18, 19, 20 and 21 with one vote. Director Olinger second the motion and the following vote below was taken. There was no discussion on these items.

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

20. CONSIDER PURCHASING A NEW SPARE 400HP MOTOR AT THE BASELINE FEEDER WELL SITES

President Dr. Taylor opened discussion of Business Matters following Item No. 14. At that time Director Greg Young motioned to adopt Items No. 16, 17, 18, 19, 20 and 21 with one vote. Director Olinger second the motion and the following vote below was taken. There was no discussion on these items.

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

21. CONSIDER BUDGET AMENDMENT FOR NON BUDGETED EXPENDITURES INCURRED DUE TO RIVERSIDE AVENUE WATER MAIN BREAK IN THE CITY OF RIALTO

President Dr. Taylor opened discussion of Business Matters following Item No. 14. At that time Director Greg Young motioned to adopt Items No. 16, 17, 18, 19, 20 and 21 with one vote. Director Olinger second the motion and the following vote below was taken. There was no discussion on these items.

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

22. (This item was taken following Public Participation)

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23. CONSIDERATION OF ADOPTION OF NEW POLICY FOR ATTENDANCE BY BOARD MEMBERS

Director Greg Young requested to take this item for separate discussion. He began discussion by informing the Board that he looked through the Election Code, Water Code and Government Code to see what portion of these codes would give the district the authority to remove an Elected Official as proposed in the policy. He then inquired with Legal Counsel to clarify which code was being referenced to enforce the policy. Director Greg Young also pointed out the policy did not differentiate Special meetings from Regular meetings and expressed concern for the matter. Discussion then ensued. At the conclusion of the discussion, Director Greg Young recommended to table this item.

President Dr. Taylor then motioned to table this item to allow Director Greg Young to work with Legal Counsel to create a policy for Board attendance and to bring it back for the Board to approve at the next regularly scheduled meeting.

RESULT:	TABLED [UNANIMOUS]
MOVER:	Michael Taylor, President
SECONDER:	Donald Olinger, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, 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 Greg Young:** Responded to comments made during Public Participation regarding his attendance. He pointed out that his attendance is not the same as Dr. Young's. He thanked those who have inquired about his mother's health and sent well wishes and prayers for her recovery. He also recognized Ms. Betty Gosney, Ms. Jackie Cox and Ms. Linda Gonzalez, former West Valley Water District Board members, and thanked them for their attendance.
- **Director Dr. Young:** Informed the public that he has been taking care of his wife who has stage 5 Cancer and her health issues may occasionally require him to miss Board meetings. He ensured the public that he still reads his Board packets and continues to work for the district. He also mentioned the lawsuit he is currently involved in and ensured the public that he is commitment to working on behalf of the rate payers.
- **President Dr. Taylor:** No report
- **Vice President Crowther:** Also thanked the public for attending. Appreciates the input by the public during the meeting. Became involved with District to do what was best for the district and rate payers. He assured the public that he would not do anything to jeopardize his integrity, profession or family to do anything that he would believe to be illegal or inappropriate. He also touched on a comment made by Misty Cheng regarding the revenues exceeding the expenses and informed the attendees that there have not been any conversations with him regarding raising rates.
- **Director Olinger:** Apologized for the decorum of the meeting and felt embarrassed. He hoped to have a moment to speak to the detractors to get better acquainted with

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them. He commented that he is doing the best he can but he will try to improve as most people can.

- **Legal Counsel**
 - No report.
- **General Manager**
 - **Clarence Mansell:** Called forward Rosa Gutierrez, Senior Engineer, to introduce the districts new Associate Engineer w/P.E. At that time Mrs. Gutierrez called forward with Amal Sedrak and informed the Board of Ms. Sedrak extensive education and certifications. The Board welcomed her to the district. Jeremiah Brosowske, Associate General Manager, informed the Board and public of the district's new phone system following Ms. Sedrak's introduction. There were no further comments.

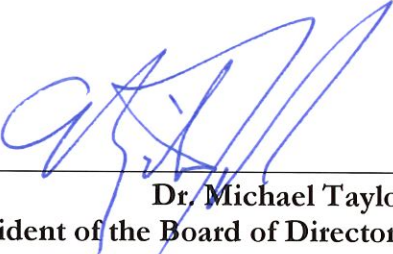
CLOSED SESSION

Legal Counsel reported that there was no action taken during Closed Session.

- **ANTICIPATED LITIGATION** Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Number of Cases: Four (4)
- **Public Employee Appointment** - Pursuant to Government Code Section 54957 - Title: Assistant General Manager


ADJOURN

The meeting adjourned at 8:55 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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