

**MINUTES**  
**SPECIAL BOARD MEETING**  
**of the**  
**WEST VALLEY WATER DISTRICT**  
**March 7, 2023**

Call to Order - President Gregory Young called the Special Board Meeting of the West Valley Water District to order at 6:04 p.m. with all Board members present.

**CLOSED SESSION**

The Board entered into Closed Session at 6:04 p.m. to discuss the following items listed on the agenda:

- CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (D) of Section 54956.9(B): Number of Cases: Four (4).
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - pursuant to Paragraph one (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Patricia Romero vs. West Valley Water District, Case No. CIVDS2024402.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Diana Gunn. vs. West Valley Water District, Case No. CIVSB2117195.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Nadia Loukeh. vs West Valley Water District, Case No. CIVSB2116242.
- CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6  
Agency designated representatives: Haydee Sainz, Human Resources Manager  
Employee Groups: International Union of Operating Engineers, Local 12
- CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957(B)(1)  
Public Employment - General Manager.

The Board Recessed the closed session at 6:50 p.m. to conduct the business portion of the meeting.

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## OPENING CEREMONIES

### Roll Call of Board Members

Board of Directors	Present	Excused	Absent
Gregory Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Daniel Jenkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Channing Hawkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Angela Garcia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kelvin Moore	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Staff			
Van Jew	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Fox	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Haydee Sainz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Elvia Dominguez	<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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joanne Chan	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Albert Clinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jose Velasquez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Socorro Pantaleon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal Counsel			
Vincent C. Ewing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Pledge of Allegiance - The pledge of Allegiance was led by Vice President Daniel Jenkins.

Opening Prayer - Opening Prayer was given by Director Kelvin Moore.

## ADOPT AGENDA

### MOTION TO ADOPT THE AGENDA

Director Channing Hawkins motioned to adopt agenda and Vice President Daniel Jenkins seconded the motion. The following vote was taken:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Channing Hawkins, Director
<b>SECONDER:</b>	Daniel Jenkins, Vice President
<b>AYES:</b>	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

## PUBLIC PARTICIPATION

President Gregory Young inquired if anyone from the public would like to speak. Board Secretary Elvia Dominguez stated that no requests were received to speak via email, zoom or in person, therefore President Gregory Young closed the public comment period.

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## PRESENTATIONS

There were no presentations.

## CONSENT CALENDAR

### MOTION TO APPROVE CONSENT CALENDAR ITEMS #1 - #13

Director Channing Hawkins motioned to adopt consent calendar items #1 - #13 and Director Kelvin Moore seconded the motion. The following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Channing Hawkins, Director
<b>SECONDER:</b>	Kelvin Moore, Director
<b>AYES:</b>	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

1. February 2, 2023 - Regular Board Meeting Minutes
2. February 15, 2023 - Special Board Meeting Minutes
3. February 18, 2023 and February 20, 2023 - Special Board Meeting Minutes
4. Budget Preparation Calendar Fiscal Year 2023-24
5. Purchase Order Report - January 2023
6. Monthly Revenue & Expenditures Report - January 2023
7. Cash Disbursements Report - January 2023
8. Funds Transfer Report - January 2023
9. Treasurer's Report - January 2023
10. Transfer Funds Request from General Checking to WVWD Investment Account
11. Approval of Purchase order in the amount of \$69,304.20 to Mike Roquet Construction Inc. for post-water main break street repairs.
12. Approval of payment to IMWP&D for Professional Services for September 2022, October 2022, November 2022, and December 2022 for Invoice #747717, #747718, #747719, and #747720, for \$8,387.50
13. Approval of payment to Liebert Cassidy Whitmore for Professional Services for January 2023 for Invoice #234292 for \$4,569.50, and #234457 for \$1,634.00

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## BUSINESS MATTERS

### 14. Fiscal Year 2022-23 Mid-Year Operating & Capital Budgets Review

The report was given by Chief Financial Officer (CFO) William Fox and Director of Finance Jose Velasquez.

The Board collectively thanked CFO William Fox, Director of Finance Jose Velasquez, and the Finance staff for their efforts. Director Garcia inquired about a position listed in the organizational chart, Treasurer, and asked if it was new. CFO William Fox clarified the position was a contract position that provides guidance on investments and ensures the District is operating within GASB and GAAP standards, compliance with CA Gov't Code, and proper cash handling procedures.

Director Angela Garcia then requested staff to include, in future budget presentations, designations on the organizational charts to differentiate contractors/consultants from regular employees.

Vice President Jenkins motioned to approve the Fiscal Year 2022-23 Mid-Year Operating & Capital Budget Review noting the request to, point forward, in future budget presentations, include designations on the organizational charts to differentiate contractors/consultants from regular employees. Director Kelvin Moore seconded the motion. The following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Daniel Jenkins, Vice President
<b>SECONDER:</b>	Kelvin Moore, Director
<b>AYES:</b>	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

### 15. Lobbying Services Survey and Assessment

The update was given by Acting Government and Legislative Affairs Manager Socorro Pantaleon who gave an overview of the results of lobbying services assessment.

Director Hawkins stated he was not sure lobbyists were fully reflective of the demographics of the area. Manager Socorro Pantaleon gave examples of other area agency lobbyists that were selected based on experience in working with water legislation in Sacramento and water agencies. Director Hawkins commented that with regard to lobbying it's important to keep in perspective the demographics, their relationship to various members of the legislature, whether it's the committee, delegation. He indicated he didn't know who the other lobbyists are for other agencies, but he, as well as President Young, has worked with legislators at state, and local levels. And that some of these agencies may or may not get depends on the lobbyists they have and what happens in Sacramento. He commended staff for doing the assessment, and stated the importance of oversight but wanted to make sure it was reflective of the most effective people in Sacramento and reflective of the demographics of West Valley Water District and who we would consider moving forward.

Acting General Manager Van Jew, then stated his comments and recommendation that both lobbyists contracts are up for renewal and the Board may consider directing staff to move forward with an RFP for those services. Director Hawkins then requested the matter be referred to Public Affairs Committee for consideration first. President Young did agree and stated these matters need to work their way through committee then asked the Board that the issue to consider would be whether the agency is satisfied with Federal and State lobbyist performance, and whether both lobbyists performance should be referred to the Public Affairs Committee.

Director Garcia agreed to send the matter to External Affairs Committee, and added her preference to see what lobbyists are providing and what the District has been paying. She stated she wants to see tenure, what they have provided, and what we have paid monthly.

Staff was directed to present the item to the External Affairs Committee. No further action was taken.

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

**1. Board Members**

Director Channing Hawkins reported on his participation in the WELL training; a conference call with Metropolitan Water District regarding water supply and water rights in California and impacts in this area and other cities; and on his participation in CSDA Leadership Academy and commented on highlights if the training.

Director Kelvin Moore commented on his attendance at ACWA DC and legislative meetings and gave highlights of the seminars he attended.

President Gregory Young thanked Acting General Manager Van Jew, Acting Government and Legislative Affairs Manager Socorro Pantaleon, and Board Secretary Elvia Dominguez for the support during the ACWA DC trip; also thanked lobbyists for the support with DC legislators; and commented on meetings with legislators and discussion regarding upcoming appropriations and earmarks.

**2. General Manager**

Acting General Manager Van Jew reported on recent weather event bringing snow to the area and WWWD facilities; reported on IE Works open house; reported on his attendance at the ACWA DC conference; and announced the upcoming Roemer Groundbreaking.

**RECESS INTO CLOSED SESSION**

At the conclusion of the business portion of the meeting at 7:44 p.m., President Gregory Young announced the Board would recess back into closed session to continue the discussion of closed session items.

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Public Employment - General Manager.

## **REPORT OF CLOSED**

President Gregory Young reconvened the meeting into open session at 8:34 p.m. and requested Interim Counsel Vincent Ewing report.


### **3. Legal Counsel**

Interim Counsel Vincent Ewing then reported the following: Multiple items were considered, direction was given, and for item Diana Gunn. vs. West Valley Water District, the Board unanimously approved a settlement of \$350,000.

## **ADJOURN**

President Gregory Young adjourned the meeting at 8:35 p.m.

**ATTEST:**

  
**Elvia Dominguez, Board Secretary**

Minutes were approved on April 6, 2023 by the Board of Directors of the West Valley Water District

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