

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

Attendee Name	Present	Absent	Late
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"/>
Legal Counsel			
Robert Tafoya	<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 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"/>
Lanita McCauley Bates			
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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Albert Clinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Melissa Blount	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Telat Yalcin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Consultant(s)			
Robert Katherman	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OPENING CEREMONIES

Pledge of Allegiance - Lead by Director Greg Young
Opening Prayer - Lead by Director Don Olinger
Call to Order
Roll Call of Board Members

ADOPT AGENDA

President Dr. Taylor motioned to adopt the agenda, Director Greg Young second the motion which passed as follows:

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

PUBLIC PARTICIPATION

Diana Araiza made comments to the Board of Directors and submitted a letter to each Director. Don Griggs also made comments to the Board on behalf of Hardy Brown and for himself.

CONSENT CALENDAR

1. MARCH 7, 2019 REGULAR BOARD MEETING MINUTES

President Dr. Taylor motioned to take Item No. 1, 2 and 3 for a separate vote and discussion. President Dr. Taylor had questions for legal counsel regarding the minutes and asked Mr. Tafoya to speak further on the issue. Mr. Tafoya informed the Board that the minutes for March 7, 2019 had a comment that may be confusing or misleading for Item No. 18. He suggested to remove the comment in question and adopt the minutes as amended. Director Greg Young inquired if the minutes for March 9, 2019 and March 13, 2019 also needed to be amended. Mr. Tafoya did not have any changes for the last two minutes. President Dr. Taylor then motioned to adopt the minutes with the amended made to the March 7, 2019 minutes. Director Greg Young second the motion which passed as follows:

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

2. MARCH 9, 2019 BOARD WORKSHOP MEETING MINUTES

President Dr. Taylor motioned to take Item No. 1, 2 and 3 for a separate vote and discussion. President Dr. Taylor had questions for legal counsel regarding the minutes and asked Mr. Tafoya to speak further on the issue. Mr. Tafoya informed the Board that the minutes for March 7, 2019 had a comment that may be confusing or misleading for Item No. 18. He suggested to remove the comment in question and adopt the minutes as amended. Director Greg Young inquired if the minutes for March 9, 2019 and March 13, 2019 also needed to be amended. Mr. Tafoya did not have any changes for the last two minutes. President Dr. Taylor then motioned to adopt the minutes with the amended made to the March 7, 2019 minutes. Director Greg Young second the motion which passed as follows:

WWWD

Minutes: 4/4/19

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

3. MARCH 13, 2019 SPECIAL BOARD MEETING MINUTES

President Dr. Taylor motioned to take Item No. 1, 2 and 3 for a separate vote and discussion. President Dr. Taylor had questions for legal counsel regarding the minutes and asked Mr. Tafoya to speak further on the issue. Mr. Tafoya informed the Board that the minutes for March 7, 2019 had a comment that may be confusing or misleading for Item No. 18. He suggested to remove the comment in question and adopt the minutes as amended. Director Greg Young inquired if the minutes for March 9, 2019 and March 13, 2019 also needed to be amended. Mr. Tafoya did not have any changes for the last two minutes. President Dr. Taylor then motioned to adopt the minutes with the amended made to the March 7, 2019 minutes. Director Greg Young second the motion which passed as follows:

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

4. RECEIVE AND FILE FEBRUARY 2019 CASH DISBURSEMENTS REPORT

There was no discussion for this item. President dr. Taylor motioned to approve this item and Director Greg Young second the motion. The following vote was taken:

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

BUSINESS MATTERS

5. CONSIDER TERMINATION OF PROFESSIONAL SERVICES AGREEMENT WITH ROGERS, ANDERSON, MALODY & SCOTT

General Manager, Clarence Mansell, delivered the staff report to the Directors regarding this item. The Directors then engaged in discussion regarding the cancellation of the contract. Following this discussion President Dr. Taylor motioned to pass this item. Vice President Kyle Crowther second the motion and the following vote was taken:

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

6. APPROVAL OF PAYMENT TO VARNER & BRANDT, LLP FOR PROFESSIONAL SERVICES RENDERED IN FEBRUARY 2019, ACCOUNT NO. 23767-000M: \$4,354.41

President Dr. Taylor motioned to pass Item No. 6 and was second by Director Greg Young. There was no discussion regarding this item 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

7. REQUEST ISSUANCE OF EMERGENCY CONTRACTS TO APPROVED VENDORS TO REHABILITATE, LOWER, AND/OR ADD TREATMENT SYSTEMS TO GROUNDWATER WELLS

General Manager, Clarence Mansell made a recommendation to the Board to table this item and to hold a Special Meeting to discuss the plan for rehabilitating the district wells that are currently out of service. President Dr. Taylor called a Special Meeting on Saturday, April 6, 2019 to give the Directors an opportunity to ask questions since there will be several vendors engaged to do the work as a result. Hearing this, Director Dr. Young motioned to table the meeting as requested. Director Greg Young second the motion which passed unanimously.

RESULT:	TABLED [UNANIMOUS]
	Next: 4/6/2019 1:00 PM
MOVER:	Clifford Young, Director
SECONDER:	Donald Olinger, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

8. UNITED TECHNOLOGY CORPORATION DEPOSITS TRANSFER TO CHASE GENERAL GOVERNMENT CHECKING BANK ACCOUNT

General Manager, Clarence Mansell delivered the staff report to the Board of Directors. Director Dr. Young questioned if the district is obligated to transfer the funds to specified accounts. The Directors then engaged in a discussion and were not able to confirm an answer to this question. It was agreed to have the staff further research the answer and to bring it back to the Board at the next meeting. President Dr. Taylor then motioned to pass the item with the caveat that if funds are specified to certain accounts the funds will be returned and moved to the appropriate account(s). Director Don Olinger second the motion and a vote was taken. Director Dr. Young abstained from the vote which passed as follows:

RESULT:	APPROVED [4 TO 0]
MOVER:	Michael Taylor, President
SECONDER:	Donald Olinger, Director
AYES:	Michael Taylor, Kyle Crowther, Donald Olinger, Gregory Young
ABSTAIN:	Clifford Young

9. TRANSFER SETTLEMENT PAYMENT TO LOCAL AGENCY INVESTMENT FUND AND CAPITAL IMPROVEMENT PROGRAM RESTRICTED FUND/ACCOUNT REQUEST

Director Dr. Young requested to take this item as a separate vote. There was no discussion. President Dr. Taylor motioned to pass the item, and Director Greg Young second. The following vote was taken:

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

INFORMATION

President Dr. Taylor called a Special Meeting on Saturday, April 6, 2019 at 1:00 PM to discuss the details of the work that is planned to rehabilitate the wells for the District. The Directors briefly discussed the time and the scope of the meeting only.

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

- **Board Members**
 - No report.
- **Legal Counsel**
 - No report.
- **General Manager/Staff**
 - Assistant General Manager, Ricardo Pacheco, reminded the Directors and attending community that the district would be hosting "Earth Day" on Saturday, April 13, 2019 at the district from 10:00 AM to 1:00 PM. He also gave a brief update on the emergency resolutions that were brought to the Board for approval at a previous meeting. These resolutions were required to submit as part of a grant being pursued by the district. During the previous meeting Mr. Tafoya had been asked to research if the district was required to match the grant amount by applying. Mr. Tafoya reported to the Board that the grants did not commit the district to match the funds if awarded by applying for the grant and if awarded, the grant would be brought back to the Board to approve the matching funds.

President Dr. Taylor inquired with Deborah Martinez, Human Resources and Risk Manager, on the current Sexual Harassment Policy and training requirement for the district. Mrs. Martinez confirmed that the district has a policy and requires staff to attend training on the matter. She also informed the Board that the policy is currently being updated to meet the new standards and laws and will be presented to the

Board for approval at the next Board meeting.


CLOSED SESSION

There was no report from closed session.

- 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)
- 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
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Pursuant to paragraph one (1) of subdivision (d) of Government Code Section 54956.9 Case Name: Matthew Litchfield v. Clifford Young et al Case No. CIV DS 1904733

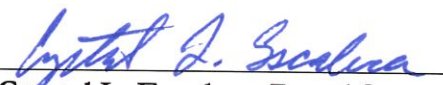
ADJOURN

The meeting adjourned at 7:20 PM.



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

ATTEST:



Crystal L. Escalera, Board Secretary

WVWD

Minutes: 4/4/19