

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
September 3, 2020

Attendee Name	Present	Excused	Absent
Board of Directors			
Channing Hawkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Michael Taylor	<input checked="" type="checkbox"/> remote	<input type="checkbox"/>	<input type="checkbox"/>
Kyle Crowther	<input checked="" type="checkbox"/> remote	<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"/>
Shamindra Manbahal	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Naseem Farooqi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Peggy Asche	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maisha Mesa	<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"/>
Legal Counsel			
Robert Tafoya	<input checked="" type="checkbox"/> remote	<input type="checkbox"/>	<input type="checkbox"/>

OPENING CEREMONIES

Pledge of Allegiance - Led by Director Dr. Clifford Young
Opening Prayer - Led by Director Dr. Clifford Young
Call to Order
Roll Call of Board Members

ADOPT AGENDA

Director Dr. Clifford Young motioned to adopt the agenda and Director Greg Young second the motion. Hearing no discussion, the following vote was taken:

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

PUBLIC PARTICIPATION

Mr. Naseem Farooqi, External Affairs Manager, stated that an email was received from Mr. Hardy Brown requesting to be read to the Board of Directors. Mr. Farooqi read Mr. Brown's email to the Board. There were no other email comments or zoom requests to speak.

President Hawkins stated that he would like to make a brief statement before the presentations begin and wanted to thank the Manager's for drafting and putting forward the Board initiatives Reform Plan to improve transparency, accountability and sustainability at West Valley Water District. The hard work and efforts that were placed into this plan will not go unnoticed; however, for tonight the introduction of the 2020-21 Reform Plan is being postponed. There are some very good ideas made by the Board members to create a more comprehensive Reform Plan and possibly a Workshop will be needed to go over these ideas from his fellow colleagues.

PRESENTATION

1. Update on Responses to State Controller's Office Audit.

Mr. Shamindra Manbahal, Chief Financial Officer, stated that the District was audited by the State Controller's Office early this year and he is summarizing the District's response. In compliance with their recommendations, a response was submitted to the State Controller's Office and the Board of Directors are requesting a presentation on that response. Human Resources is currently managing all personnel related matters and has been removed from the Administrators office. Employees are currently completing and providing receipts and supporting documents for business reimbursement to the CFO for approval. Purchasing activities including credit card purchases are now managed by the CFO. The solicitation of bids for Professional Service Agreement Contracts are currently in place and presented to the Board of Directors for consideration of approval before awarded. Recruitments are being conducted by independent recruitment firms for executed level positions. The District's goal is to fully comply with the State Controller's Audit recommendations as well as have all policies completed by December 31, 2020. Questions ensued and the Board thanked him for the update.

2. West Valley Water District's 2020-21 Reform Plan.

The introduction of the Reform Plan was postponed and a Workshop was suggested to discuss a Comprehensive Reform Plan.

CONSENT CALENDAR

Director Dr. Clifford Young motioned to adopt the Consent Calendar with an amendment to the Purchasing Policy to include a section regarding Contracts. Director Dr. Michael Taylor second the motion and the following vote was taken:

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RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Clifford Young, Director
SECONDER:	Michael Taylor, Director
AYES:	Channing Hawkins, Michael Taylor, Kyle Crowther, Clifford Young, Gregory Young

1. **BOARD OF DIRECTORS – SPECIAL MEETING MINUTES – JULY 9, 2020.**
2. **BOARD OF DIRECTORS – REGULAR MEETING MINUTES - JULY 16, 2020.**
3. **BOARD OF DIRECTORS – SPECIAL MEETING MINUTES - JULY 29, 2020.**
4. **PURCHASE OF ZONE 8 PROPERTY.**
5. **SALE OF THE CUSTOMER SERVICE TRAILERS.**
6. **2020 PURCHASE CARD POLICY.**
7. **2020 PURCHASING POLICY.**
8. **2020 DOCUMENT RETENTION POLICY.**
9. **RESPONSES TO STATE CONTROLLER'S OFFICE AUDIT - RECEIVE AND FILE.**
10. **WATER SYSTEM INFRASTRUCTURE INSTALLATION AND CONVEYANCE AGREEMENT WITH SRPF B_10336 ALDER, L.L.C. FOR ALDER COMMERCE CENTER.**
11. **SERVICE AGREEMENT WITH SPECTRUM ENTERPRISE FOR FIBER INTERNET ACCESS AND TRUNKING SERVICE (VOIP).**
12. **PROFESSIONAL SERVICES AGREEMENT WITH MANAGEMENT PARTNERS TO CONDUCT RECRUITMENT FOR HUMAN RESOURCES AND RISK MANAGER POSITION.**

BUSINESS MATTERS

None

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 Greg Young reported that former President Betty Gosney's husband passed away recently and Betty has moved out of Bloomington to be closer to her family. It is a great loss for the community of Bloomington and would like to wish her well on the next stage of her life journey.

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Also, a longtime member of Bloomington, Sharon Lewis, wife of Ron Lewis who was the Pastor at the Bridge Church of the Nazarene, unfortunately passed away and is asking that we adjourn the meeting in memory of Sharon Lewis.

- President Hawkins thanked the members of the Board and Staff again for all their hard work. He mentioned that he had the opportunity to go out with the Maintenance Crew in Los Colinas area and shadow what they do. The total field crew, maintenance, meters, water quality, production, is doing excellent work with very challenging circumstances at times whether braving urban challenges, dodging cars, dogs, rattle snakes, etc. President Hawkins stated that he would like to salute them for their hard work, skills, and level of professionalism in conducting their jobs.

A former classmate from Howard University, Chadwick Boseman, who was a Black Panther Star, passed away stating he had a tremendous impact on people all over this country. President Hawkins is asking that the meeting tonight be adjourned in memory of him.

2. Legal Counsel

- See below for Mr. Tafoya's comment.

3. General Manager

CLOSED SESSION

Mr. Robert Tafoya reported that there was one issue to report out of Closed Session and after receiving an outside legal opinion, the Board voted 4-1 to grant a legal defense to Vice President Kyle Crowther and Director Dr. Michael Taylor in the Qui Tam action. The four (4) Board members who voted in favor were President Channing Hawkins, Director Greg Young, Director Dr. Michael Taylor, Vice President Kyle Crowther and the one (1) abstention was Director Dr. Clifford Young.

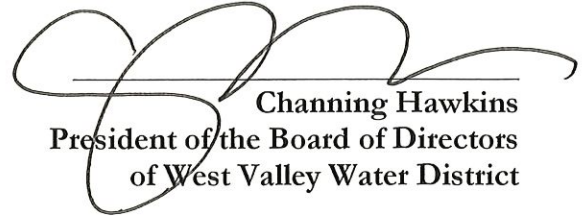
- CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OF SUBDIVISION (D) OF SECTION 54956 9: NUMBER OF CASES: FOUR (4).
- CONFERENCE WITH LABOR NEGOTIATOR (54957.6) DISTRICT NEGOTIATORS; MARTIN PINON, ROBERT TAFOYA, UNION NEGOTIATORS; RE: INTERNATIONAL UNION OF OPERATING ENGINEERS, LOCAL 12.
- CONFERENCE WITH LEGAL COUNSEL - PUBLIC EMPLOYEE APPOINTMENT - PURSUANT TO GOVERNMENT CODE SECTION 54957, TITLE(S): ASSISTANT GENERAL MANAGER.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION PURSUANT TO PARAGRAPH ONE (1) OF SUBDIVISION (D) OF THE GOVERNMENT CODE

SECTION 54956.9 CASE NAME: CLIFFORD YOUNG ET AL V. ROBERT TAFOYA ET AL. CASE NO. 19STCV05677

- PUBLIC EMPLOYEE PERFORMANCE EVALUATION - PURSUANT TO GOVERNMENT CODE SECTION 54957 TITLE (S): GENERAL MANAGER, GENERAL COUNSEL, CHIEF FINANCIAL OFFICER.

ADJOURN

There being no further business, the meeting was adjourned in memory of Sharon Lewis and Chadwick Boseman at 8:23 p.m.



Channing Hawkins
President of the Board of Directors
of West Valley Water District

ATTEST:



Peggy Asche, Executive Assistant

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