



WEST VALLEY WATER DISTRICT
855 W. Base Line Road, Rialto, CA 92376
PH: (909) 875-1804 FAX: (909) 875-1849

**NOTICE OF CALL OF
AND AGENDA FOR
SPECIAL MEETING**
(Government Code § 54956(a))

PLEASE TAKE NOTICE that the President of Directors of the West Valley Water District has called a Special Meeting of the Board of Directors for

6:00 P.M. on THURSDAY, JANUARY 12, 2023
CLOSED SESSION - 6:00 PM • OPEN SESSION – 6:30 PM

BOARD OF DIRECTORS

Greg Young, President
Dan Jenkins, Vice President
Angela Garcia, Director
Kelvin Moore, Director
Channing Hawkins, Director

"In order to comply with legal requirements for posting of agendas, only those items listed in this NOTICE OF CALL AND AGENDA FOR SPECIAL MEETING will be considered by the Board of Directors."

On March 4, 2020, Governor Newsom declared a State of Emergency resulting from the threat of COVID-19. On September 16, 2021, Governor Newsom signed Assembly Bill No. 361 into law. Assembly Bill No. 361 amends Government Code section 54953(e) by adding provisions for remote teleconferencing participation in meetings by members of a legislative body, without the requirements of Government Code section 54953(b)(3), subject to the existence of certain conditions. The West Valley Water District adopted a resolution determining, by majority vote, that, as a result of the declared State of Emergency, the District is adopting the State protocol which allows meetings in person and/or via teleconference. Accordingly, it has been determined that all Board and Workshop meetings of the West Valley Water District will be held pursuant to Assembly Bill No. 361, the Brown Act and will be conducted via teleconference and in person. Members of the public may listen and provide public comment via telephone by calling the following number and access code: Dial: (888) 475-4499, Access Code: 840-293-7790 or you may join the meeting using Zoom by clicking this link: <https://us02web.zoom.us/j/8402937790>. Public comment may also be submitted via email to administration@wvwd.org. If you require additional assistance, please contact administration@wvwd.org.

OPENING CEREMONIES

Call to Order
Pledge of Allegiance
Opening Prayer
Roll Call of Board Members

ADOPT AGENDA

PUBLIC PARTICIPATION

Any person wishing to speak to the Board of Directors on matters listed or not listed on the agenda, within its jurisdiction, is asked to complete a Speaker Card and submit it to the Acting Board Secretary, if you are attending in person. For anyone joining on Zoom, please wait for the Board President's instruction to indicate that you would like to speak. Each speaker is limited to three (3) minutes. Under the State of California Brown Act, the Board of Directors is prohibited from discussing or taking action on any item not listed on the posted agenda. Comments related to noticed Public Hearing(s) and Business Matters will be heard during the occurrence of the item.

Public communication is the time for anyone to address the Board on any agenda item. Also, please remember that no disruptions from the crowd will be tolerated. If someone disrupts the meeting, they will be removed.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one vote. There will be no separate discussion of these items unless a member of the Board of Directors, Staff Member, or any member of the public request a specific item(s) be removed for separate action.

Consideration of:

1. Consolidated Omnibus Budget Reconciliation Act (COBRA) Vendor Update. **Pg. 7**
2. Filter Media Replacement and Coating at Oliver P. Roemer Water Filtration Facility. **Pg. 9**
3. 2023 Lytle Creek Sanitary Survey. **Pg. 17**
4. Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency by Governor Gavin Newsom on March 4, 2020, and Authorizing Remote Teleconference meetings of the Legislative Bodies of West Valley Water District for the Period January 14, 2023, through February 14, 2023, Pursuant To Brown Act Provisions. **Pg. 51**
5. Purchase Order Report - November 2022. **Pg. 53**
6. Treasurer's Report - November 2022. **Pg. 59**

7. Monthly Revenue & Expenditures Report - November 2022. **Pg. 75**
8. Cash Disbursements Report - November 2022. **Pg. 81**
9. Transfer Funds Request from General Checking to WWD Investment Account. **Pg. 98**
10. Approval of Payment to Hunt Ortmann, Palffy, Nieves, Darling & Mah, Inc. for Professional Services, in November 2022, Invoice No. 96824 for \$2,153.50. **Pg. 100**
11. Approval of Payment to Albright, Yee & Schmit for Professional Services, in November 2022, Invoice Nos. 27816 and 27810 for \$110.00 and \$1,545.00, respectively. **Pg. 101**
12. Approval of Payment to Carpenter, Rothans & Dumont LLP for Professional Services, in November 2022, Invoice No. 42677 for \$4,898.43. **Pg. 103**
13. Approval of Payment to Liebert, Cassidy, Whitmore for Professional Services, in November 2022, Invoice Nos. 230403, 230581 and 230597 for \$6,092.00, \$1,307.50 and \$42.50 respectively. **Pg. 104**

BUSINESS MATTERS

Consideration of:

14. Comprehensive Financial Plan and Water Rate Structure Study. **Pg. 107**
15. Adopt Resolution No. 2023-03 A Resolution Of The Board Of Directors Of The West Valley Water District Amending Schedules "B" Standing Committees And Schedule "C" Outside Meetings Of Ordinance No. 86 With Respect To Compensation And Policies Related To Board Activities. **Pg. 146**

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

1. **Board Members**
2. **General Manager**
3. **Legal Counsel**

CLOSED SESSION

- **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: Three (3).

- 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 LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Julianna Zavala. vs West Valley Water District, Case No. CIVSB2117197.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Naisha Davis. vs West Valley Water District, Case No. 20STCV0323.
- CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957 Appointment /employment of a public employee - General Counsel
- CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957 - Public Employee Performance Evaluation - Acting General Manager.
- CONFERENCE WITH LEGAL COUNSEL - PUBLIC EMPLOYEE APPOINTMENT - Pursuant to Government Code Section 54957, Title(s) General Manager.

UPCOMING MEETINGS

- January 17, 2023 - West Valley Water District Engineering, Operations, & Planning Committee Meeting at 6:00 p.m., at District Headquarters.
- January 19, 2023 - Board of Directors Regular Board Meeting at 6:00 p.m.
- January 23, 2023 - West Valley Water District External Affairs Committee Meeting at 6:00 p.m., at District Headquarters.
- January 24, 2023 - West Valley Water District Policy and Oversight Committee Meeting at 6:00 p.m., at District Headquarters.

- January 25, 2023 - West Valley Water District Finance Committee Meeting at 6:00 p.m., at District Headquarters.

UPCOMING COMMUNITY EVENTS

- January 19, 2023 - Upper Santa Ana River Division 1 Water Forum From Waste to Resources: Recognizing the Valley of Wastewater within our communities, 9 a.m. (Hilton Garden Inn, Fontana)
- February 16, 2023 - Fontana State of the City, 5:00 p.m. (coincides with a WVWD Board of Directors meeting)
- April 22, 2023 - Earth Day 2023 - Information to come

UPCOMING EDUCATIONAL & OUTREACH OPPORTUNITIES

- February 28 - March 2, 2023: ACWA DC 2023 - Washington D.C.
- March 23: ACWA 2023 Legislative Symposium - Sacramento, CA
- May 16 - 17, 2023: CSDA Special Districts Legislative Days - Sacramento, CA

ADJOURN

DECLARATION OF POSTING:

I declare under penalty of perjury, that I am employed by the West Valley Water District and posted the foregoing Agenda at the District Offices on January 05, 2023.

Elvia Dominguez

Elvia Dominguez, Board Secretary

Please Note:

Material related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the District's office located at 855 W. Baseline, Rialto, during normal business hours. Also, such documents are available on the District's website at www.wvwd.org subject to staff's ability to post the documents before the meeting.

Pursuant to Government Code Section 54954.2(a), any request for a disability-related modification or accommodation, including auxiliary aids or services, in order to attend or participate in the above-agendized public meeting should be directed to the Board Secretary, Elvia Dominguez, at least 72 hours in advance of the meeting to ensure availability of the requested service or accommodation. Ms. Dominguez may be contacted by telephone at (909) 875-1804 ext. 703, or in writing at the West Valley Water District, P.O. Box 920, Rialto, CA 92377-0920.