

**MINUTES**  
**REGULAR BOARD MEETING**  
of the  
**WEST VALLEY WATER DISTRICT**  
**February 2, 2023**

**OPENING CEREMONIES**

Call to Order – President Gregory Young called the Regular Board Meeting of the West Valley Water District to order at 6:00 p.m.

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 checked="" type="checkbox"/> | <input type="checkbox"/> | <input 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 Director Angela Garcia  
Opening Prayer - Opening Prayer was given by Director Kelvin Moore

**ADOPT AGENDA**

Director Channing Hawkins motioned to adopt agenda and Director Kelvin Moore seconded the motion. The following vote was taken:

|                  |  |
|------------------|--|
| <b>RESULT:</b>   | <b>ADOPTED [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 |

### **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 Young closed the public comment period.

### **PRESENTATIONS**

None.

### **CONSENT CALENDAR**

Director Channing Hawkins motioned to adopt consent calendar items #1 - #15 and Director Angela Garcia seconded the motion. The following vote was taken:

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

1. Board of Directors - Regular Meeting - Dec 1, 2022 6:00 PM.
2. Board of Directors - Regular Meeting - Dec 15, 2022 6:45 PM.
3. Contingency for the Oliver P. Roemer Water Filtration Facility Upgrade and Expansion Project
4. Amendment No. 2 with Tom Dodson and Associates for the 24-Inch Transmission Main on Pepper Avenue and I-10 Fwy Railway
5. Task Order No. 4 with Michael Baker International for Construction Management and Inspection Services for the Lord Ranch Facilities Project
6. 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 February 14, 2023, through March 14, 2023, Pursuant To Brown Act Provisions
7. Purchase Order Report - December 2022
8. Monthly Revenue & Expenditures Report - December 2022
9. Cash Disbursements Report - December 2022

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10. Transfer Funds Request from General Checking to WVWD Investment Account
11. Resolution Authorizing Signatory Changes for all JP Morgan Chase, US Bank, CalTrust, LAIF Accounts
12. Treasurer's Report - December 2022
13. Regional 5-Party Water Supply Agreement
14. Approval of Payment to Liebert Cassidy Whitmore for Professional Services for July 2022 Invoice No. 224190 and August 2022 Invoice No. 225825, 225932, 225931, and 225930 for an amount of \$882.00, \$1807.50, \$1464.50, \$3684.50, and \$427.00
15. Approve Payment to Albright, Yee & Schmit, APC December 2022, Invoice No. 27873 for \$1,987.50

## BUSINESS MATTERS

- 16. Upcoming Board of Directors Meeting: March 2, 2023.** After brief discussion the Directors agreed to move the meeting to March 7, 2023 and requested staff to do so.

Director Channing Hawkins motioned to reschedule the March 2, 2023 Board Meeting to March 7, 2023 and Director Angela Garcia seconded the motion. The following vote was taken:

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

- 17. Upcoming Board of Directors Meeting: February 16, 2023.**

After brief discussion the Directors agreed to move the meeting to February 15, 2023 and requested staff to do so.

Director Kelvin Moore motioned to reschedule the February 16, 2023 Board Meeting to February 15, 2023 and Vice President Daniel Jenkins seconded the motion. The following vote was taken:

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

- 18. Existing Resolution 2020-01: Temporary Freeze on Hiring District Personnel**

Acting General Manager Jew introduced the item. After some discussion the Directors collectively agreed that the hiring freeze should be addressed however, the item should be brought back by staff for discussion once a new General Manager is appointed. No further action was taken.

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## **19. Update: Earth Day 2023**

Acting Government and Legislative Affairs Manager, Socorro Pantaleon gave a report and PowerPoint on Earth Day 2023 planning and budget.

Discussion included a review of the proposed budget, possible sponsorship opportunities, previous event cost and success. The Directors expressed their support of the planned event. No action was taken.

## **20. Nitrate Initiative**

President Gregory Young presented the item and spoke on industry issues related to compliance and mandated nitrate testing and his desire to leverage the District's position to work with other agencies to support research on treatment of nitrates in water. Director discussion included current discussions with Cal Poly Professor Ed Perez; possible options of collaboration including 1) funding a research grant in collaboration with other agencies to study new technology to destroy nitrates in a cost effective manner, or 2) funding grants to area universities for research on treatment of nitrates in water with a possibility of partial ownership of the patent for possible future revenue; and the need for discussions with the Acting General Manager on feasibility of the effort. The Directors collectively agreed to allow President Gregory Young to conduct discussions with the Acting General Manager on a feasibility study for staff to explore possible regional collaborations and to return to a future Board meeting for further discussion.

## **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 attendance at the Water Education for Latino Leaders (WELL) fellowship.

President Gregory Young congratulated Director Kelvin Moore for receiving the Inland Valley News Norris McDonald Living Legacy award for dedication to protecting the environment, enhancing human, plant ecologies, and increasing African American participation in the environment movement.

### **2. General Manager**

Acting General Manager Van Jew gave an overview of water main breaks and response; gave an update on the State Water Project and current water conditions; commented on the District being named in two newspapers for receiving the Distinguished Budget Presentation Award; and announced Director Kelvin Moore receiving the Inland Valley News "Living Legacy" Award on February 23, 2023.

### **3. Legal Counsel**

## CLOSED SESSION

The Board entered into Closed Session at 6:00 p.m. as provided in the Ralph M. Brown Act Government Code Section 54956.8 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: 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: Julianna Zavala. vs West Valley Water District, Case No. CIVSB2117197.
- 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
- CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957 - Public Employee Performance Evaluation - One position.


## RECONVENE THE MEETING

The Board reconvened the meeting at 6:54 p.m.

Mr. Vincent C. Ewing, Interim Legal Counsel reported out of Closed Session stating that multiple items were considered and that for one item - Case Name: Julianna Zavala vs. West Valley Water District, the Board of Directors unanimously approved a settlement agreement in the amount of \$62,500.

## ADJOURN

President Gregory Young adjourned the meeting at 8:04 p.m.

  
Elvia Dominguez, Board Secretary

Minutes were approved on March 7, 2023 by the Board of Directors of the West Valley Water District

WWWD

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