

AMENDED MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
April 2, 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"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kyle Crowther	<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"/>
Staff			
Clarence Mansell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jeremiah Brosowske	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deborah Martinez	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Shamindra Manbahal	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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"/>
Naseem Farooqi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Peggy Asche	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lizette Santoro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maisha Mesa	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Legal Counsel			
Robert Tafoya	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OPENING CEREMONIES

Pledge of Allegiance - Led by Vice President Kyle Crowther
Opening Prayer - Led by Elder Vernal Townsend from the Rialto United Methodist Church
Call to Order
Roll Call of Board Members

ADOPT AGENDA

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1. ADOPT AGENDA

Director Dr. Michael Taylor motioned to adopt the Consent Calendar as presented. Vice President Kyle Crowther second the motion and the following vote was taken:

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

PUBLIC PARTICIPATION

Comments were made to the Board of Directors by Gil Navarro (Director, San Bernardino Valley Municipal Water District) Don Griggs (Rate Payers Association) and June Hayes (Director, San Bernardino Valley Municipal Water District).

PRESENTATIONS

1. Status of the District's Response to the Coronavirus (COVID-19) Pandemic.
2. Special District Leadership Foundation (Our Commitment to Excellence).

Mr. Jeremiah Brosowske, Assistant General Manager, presented a PowerPoint on the status of the District's progress stating that the District's target date is still December 1, 2020, to acquire the District Transparency Certificate of Excellence from the Special District Leadership Foundations (SDLF). However, due to COVID-19, SDLF is willing to work with the District for the General Manager and Board members to complete courses online through Zoom or other online outlets.

CONSENT CALENDAR

Director Dr. Clifford Young requested to move Consent item No. 2 to Business Matters. Director Greg Young motioned to approve and amend the Consent Calendar moving item No. 2 to Business Matters and approving Consent item No. 1. The following vote was taken:

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

1. APPROVAL OF FISCAL YEAR 2019-20 MID YEAR BUDGET
2. APPROVAL OF PAYMENT TO TAFOYA & GARCIA, LLP

Moved to Business item No. 2 during the adoption of the Consent Calendar.

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BUSINESS MATTERS

MOTION TO APPROVE ALL BUSINESS MATTERS

A motion was made by Director Dr. Michael Taylor to pass all items in Business Matters without further discussion. President Channing Hawkins second the motion. However, Director Greg Young requested consideration to discuss Business items No. 4, 5 and 6. The following vote failed 2-3:

RESULT:	DEFEATED [2 TO 3]
MOVER:	Michael Taylor, Director
SECONDER:	Channing Hawkins, President
AYES:	Channing Hawkins, Michael Taylor
NAYS:	Kyle Crowther, Clifford Young, Gregory Young

2. APPROVAL OF PAYMENT TO TAFOYA & GARCIA, LLP FOR PROFESSIONAL SERVICES RENDERED IN FEBRUARY, 2020; INVOICE NO. 20-1002: \$23,553.96.

Director Greg Young inquired as to why this item was put on the Consent Calendar as it is generally on Business Matters. Motion was made by Director Dr. Michael Taylor to approve Business item No. 2 (was consent item No. 2). Vice President Kyle Crowther second the motion and there were no further comments. The following vote was taken:

RESULT:	APPROVED [4 TO 1]
MOVER:	Michael Taylor, Director
SECONDER:	Kyle Crowther
AYES:	Channing Hawkins, Michael Taylor, Kyle Crowther, Gregory Young
NAYS:	Clifford Young

3. A JOINT COMMUNITY FACILITIES AGREEMENT BETWEEN THE CITY OF RIALTO, EL RANCHO VERDE GOLF, LLC, LYTLE DEVELOPMENT AND WEST VALLEY WATER DISTRICT AND ADOPT RESOLUTION NO. 2020-10.

A motion was made by Director Dr. Clifford Young to approve Business item No. 3. Director Greg Young second the motion and there were no discussions. 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

MOTION TO APPROVE BUSINESS MATTERS NO. 4, 5 AND 6.

A motion was made by Director Dr. Michael Taylor to pass the remaining Business items No. 4,

5 and 6. Motion failed for lack of a second vote. See following vote:

RESULT:	DEFEATED [1 TO 4]
MOVER:	Michael Taylor, Director
SECONDER:	None
AYES:	Michael Taylor, Director
NAYS:	Channing Hawkins, Kyle Crowther, Clifford Young, Gregory Young

4. REQUEST TO LIFT HIRING FREEZE FOR CRITICAL NEED POSITIONS – SIX WATER SYSTEMS OPERATOR POSITIONS; AND TO FIRST RECRUIT INTERNALLY.

Director Dr. Clifford Young inquired about the minimum qualifications for each position and specifically wants to know are they all a minimum T3. It was stated that each position is different and that all positions are not a minimum T3. Director Greg Young strongly advised the General Manager and the Interim Human Resources Manager to follow the guidelines of the District's Personnel & Practices Manual especially for internal promotions regarding certifications and that internal employees have passed the required exams. After further discussions, motion was made by Director Greg Young to approve lifting the hiring freeze and to recruit six (6) water systems operator positions; and to first recruit internally. Director Dr. Clifford Young second the motion. The following vote was then recorded:

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

MOTION TO APPROVE BUSINESS MATTERS NO. 5 AND 6.

A motion was made by Director Dr. Michael Taylor to pass the remaining items No. 5 and 6 in Business Matters without further discussion. Motion failed for lack of a second vote.

RESULT:	DEFEATED [1 to 4]
MOVER:	Michael Taylor, Director
SECONDER:	None
AYES:	Michael Taylor, Director
NAYS:	Channing Hawkins, Kyle Crowther, Clifford Young, Gregory Young

5. APPROVAL OF ADDITIONAL FUNDING FOR CONTRACT WITH CHAMBERLAYNEPR FOR ASSISTANCE WITH PUBLIC AND MEDIA RELATIONS.

Director Greg Young stated that he is perplexed as to why this Agreement is brought back for an additional \$25,000 as contracts were discussed in January to eliminate bringing back contracts for further money. Director Greg Young stated that ChamberlaynePR was hired and approved to complete an assessment and is asking for the status of this assessment. Assistant General Manager Mr. Brosowske stated that ChamberlaynePR is about 85% complete and that the District has increased in media inquiries and there has also been an increase with the crisis

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communications for COVID-19 pandemic. Director Dr. Michael Taylor mentioned that External Affairs has been extremely busy with customer relations and ChamberlaynePR is helping assist with some of the public relations tasks as well as COVID-19. Further questions ensued. Motion was made by Director Dr. Taylor to amend and approve item No. 5 requesting ChamberlaynePR to submit a further itemized report updating the progress that has been completed this far. Motion failed for lack of a second vote.

RESULT:	DEFEATED [1 to 4]
MOVER:	Michael Taylor, Director
SECONDER:	None
AYES:	Michael Taylor, Director
NAYS:	Channing Hawkins, Kyle Crowther, Clifford Young, Gregory Young

5. APPROVAL OF ADDITIONAL FUNDING FOR CONTRACT WITH CHAMBERLAYNEPR FOR ASSISTANCE WITH PUBLIC AND MEDIA RELATIONS (continued).

Director Dr. Clifford Young motioned to table this item. Director Greg Young second the motion and clarified that ChamberlaynePR make it a priority to complete the assessment. At this time, President Hawkins reiterated to General Manager, Mr. Mansell, to ensure that he instructs ChamberlaynePR to not exceed funds noted in their contract amount and to solely focus their work on the assessment project. There were no further discussions regarding this item. Motion failed by the following vote:

RESULT:	DEFEATED [2 TO 3]
MOVER:	Clifford Young, Director
SECONDER:	Gregory Young, Director
AYES:	Clifford Young, Gregory Young
NAYS:	Channing Hawkins, Michael Taylor, Kyle Crowther

5. APPROVAL OF ADDITIONAL FUNDING FOR CONTRACT WITH CHAMBERLAYNEPR FOR ASSISTANCE WITH PUBLIC AND MEDIA RELATIONS (continued).

Director Dr. Michael Taylor motioned to approve this item along with the stipulation that they provide another progress report. Vice President Kyle Crowther second the motion. The following vote was taken:

RESULT:	APPROVED [3 to 2]
MOVER:	Michael Taylor, Director
SECONDER:	Kyle Crowther, Vice President
AYES:	Channing Hawkins, Michael Taylor, Kyle Crowther
NAYS:	Gregory Young, Clifford Young

6. APPROVAL OF ADDITIONAL FUNDING FOR LOS ANGELES COUNTY PUBLIC SAFETY AND SECURITY SERVICES, LLC, TO PROVIDE DETAILED SAFETY AND SECURITY SERVICES.

Director Dr. Michael Taylor motioned to approve item No. 6. Vice President Kyle Crowther second the motion. Discussion then ensued and Director Greg Young inquired with staff and stated that this item was extended before in March of 2019 for an additional \$90,000 and the

Board still does not have the main deliverable Hazardous Mitigation Plan and Emergency Response Plan packages that they were originally approved to provide. General Manager, Mr. Mansell stated that the Hazardous Mitigation Plan and Emergency Response Plan are completed and waiting for the State to respond with corrections before finalization and approval. Currently, Los Angeles County Public Safety and Security Services prepared the Telecommuting Policy and COVID-19 Pandemic Response Plan as well as are working with the State regarding the COVID-19 pandemic. No further discussions were made and the following vote was taken:

RESULT:	APPROVED [3 to 2]
MOVER:	Michael Taylor, Director
SECONDER:	Kyle Crowther, Vice President
AYES:	Michael Taylor, Kyle Crowther, Channing Hawkins
ABSTAIN:	Gregory Young
NAYS:	Clifford Young

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

1. **Board Members**
 - o No reports
2. **Legal Counsel**
 - o No reports
3. **General Manager**

CLOSED SESSION

Mr. Tafoya reported out of closed session that the Board of Directors voted 5-0 to accept Crystal Escalera's settlement offer regarding employment claim which includes a six (6) month severance agreement up to \$7,000 reimbursement, Cobra Health Plan paid up to \$4,200, and a letter of recommendation. There was no other reportable action taken.

- PUBLIC EMPLOYEE APPOINTMENT - Government Co Section 54957(b)1 - Assistant General Managers
- CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Number of Cases: Five (5)
- CONFERENCE WITH LABOR NEGOTIATOR (54957.6) District Negotiators: Martin Pinon, Robert Tafoya, Union Negotiators; Re: International Union of Operating Engineers, Local 12


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- PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE - (Government Code Section 54957(b) - Human Resources Manager
- 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
- 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

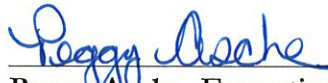
ADJOURN

The meeting adjourned at 8:52 p.m.



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

ATTEST:



Peggy Asche, Executive Assistant

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