

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
November 18, 2021

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"/> remote	<input type="checkbox"/>	<input type="checkbox"/>
Gregory Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Staff			
Shamindra Manbahal	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Van Jew	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Naseem Farooqi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Haydee Sainz	<input checked="" type="checkbox"/> remote	<input type="checkbox"/>	<input type="checkbox"/>
Peggy Asche	<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"/> remote	<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"/>
Legal Counsel			
Robert Tafoya	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

OPENING CEREMONIES

Pledge of Allegiance - Led by Director Greg Young
Opening Prayer - Led by Elder Townsend, Sunrise Church
Call to Order
Roll Call of Board Members

ADOPT AGENDA

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

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gregory Young, Director
SECONDER:	Michael Taylor, Director
AYES:	Channing Hawkins, Michael Taylor, Gregory Young, Kyle Crowther, Clifford Young
NAYS:	None

PUBLIC PARTICIPATION

Peggy Asche, Board Secretary, stated that no requests were received to speak via email. President Channing Hawkins inquired if anyone from the public would like to speak. There were no comments.

PRESENTATION

- **Oliver P. Roemer Water Filtration Facility Expansion Financing Options.**

Mr. Shamindra Manbahal, General Manager, reported that the Oliver P. Roemer Water Filtration Facility Expansion is one of the largest investment projects that the district has embarked on for quite some time. Tonight, he has asked Carollo Engineers to assist him in preparing a financial analysis of several funding scenarios that will provide the cheapest financing tool for our ratepayers. Mr. Manbahal introduced Cody Berg and Seema Chavin to share the financial analysis. Cody Berg provided a PowerPoint presentation with three different scenarios: (1) Combination of WIFIA and SRF Funding; (2) Combination of Revenue Bonds and SRF Financing; and (3) \$11.233M Cash Reserves plus SRF Financing. Mr. Manbahal reported that not all the \$11.233M will be drawn from the district's unrestricted cash reserves as there are capacity charges which this project qualifies for and a blend of capacity charges as well as cash reserves. Discussion ensued and the Board thanked them for their time and presenting the different options.

PUBLIC HEARING

President Hawkins opened the Public Hearing at 7:18 p.m., stating that this is the time and place set for a duly noticed Public Hearing regarding the 2021 Redistricting.

Board Secretary Asche certified that all notices for the above hearing have been in the Inland Empire Community Newspaper and El Chicano Newspapers on November 18, 2021, in accordance with California Law. No written responses have been received.

President Hawkins requested information leading up to the Public Hearing and the purposed of this meeting. Mr. Shamindra Manbahal, General Manager, stated that this Redistricting process is required by law.

At this time, President Hawkins asked are there any speakers who wish to speak for or against the matter. Hearing none. The Public Hearing was closed at 7:20 p.m.

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CONSENT CALENDAR

Director Dr. Michael Taylor motioned to adopt the Consent Calendar and Director Greg Young second the motion. Hearing no discussion, the following vote was taken:

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

1. REGULAR BOARD MEETING MINUTES - OCTOBER 21, 2021.
2. APPROVAL OF MONTHLY FINANCIAL REPORTS FOR OCTOBER 2021 (PO, TREASURER, CASH DISBURSEMENT, REVENUES & EXPENDITURES, FUNDS TRANSFER).
3. STAFF RECOMMENDATION FOR OLIVER P. ROEMER WATER FILTRATION FACILITY EXPANSION FINANCING.
4. APPROVAL OF DISTRICT HOLIDAY CLOSURE FOR 2021.
5. APPROVAL OF SALE OF SURPLUS PROPERTY.
6. EMERGENCY PURCHASE FOR IRON FENCING AT WELL NO. 18A SITE.
7. WATER SYSTEM INFRASTRUCTURE INSTALLATION AND CONVEYANCE AGREEMENT WITH HDO 4, LLC FOR VENTANA PA6.
8. GRANT OF EASEMENT FROM LENNAR HOMES OF CALIFORNIA, INC. FOR RIVER RACH TRACT 20208.
9. AMENDMENT TO TASKS ORDER NO. 2 WITH GHD INC. FOR PROFESSIONAL ENGINEERING SERVICES FOR THE OLIVER P. ROEMER WATER FILTRATION FACILITY EXPANSION PROJECT.
10. APPROVAL OF PAYMENT TO REED & DAVIDSON, LLP, FOR PROFESSIONAL SERVICES RENDERED IN OCTOBER 2021, INVOICE NO. 427781; \$480.00.
11. APPROVAL OF PAYMENT TO IVIE MCNEILL WYATT PURCELL & DIGGS, FOR PROFESSIONAL SERVICES RENDERED IN SEPTEMBER 2021, DAVIS V. WWWD, INVOICE NO. 745400; \$14,192.55.
12. APPROVAL OF PAYMENT TO IVIE MCNEILL WYATT PURCELL & DIGGS, FOR PROFESSIONAL SERVICES RENDERED IN SEPTEMBER 2021, ROMERO V. WWWD, INVOICE NO. 745401; \$8,392.50.
13. APPROVAL OF PAYMENT TO TAFOYA LAW GROUP, APC, FOR PROFESSIONAL SERVICES RENDERED IN AUGUST 2021, INVOICE NO. 21-1008; \$19,863.00.

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14. APPROVAL OF PAYMENT TO TAFOYA LAW GROUP, APC, FOR PROFESSIONAL SERVICES RENDERED IN SEPTEMBER 2021, INVOICE NO. 21-1009; \$28,930.00.
15. APPROVAL OF PAYMENT TO TAFOYA LAW GROUP, APC, FOR PROFESSIONAL SERVICES RENDERED IN OCTOBER 2021, INVOICE NO. 21-1010; \$17,796.60.
16. APPROVAL OF PAYMENT TO HUNT ORTMANN PALFFY NIEVES DARLING & MAH, INC., FOR PROFESSIONAL SERVICES RENDERED IN OCTOBER 2021, INVOICE NO. 90352; \$33,470.50.

BUSINESS MATTERS

17. NOW IS THE TIME AND PLACE AS SPECIFIED IN THE NOTICE DATED NOVEMBER 18, 2021, IN THE INLAND EMPIRE COMMUNITY NEWSPAPER AND EL CHICANO NEWSPAPERS, TO HOLD THE PUBLIC MEETING CONCERNING THE 2021 REDISTRICTING.

Mr. Darryl Lucien, Lucien Partners, reported on the 2021 Redistricting process and introduced Christopher Skinnell, Legal Counsel, who was virtually present. Mr. Lucien stated that he did speak to most of the Board members and had the opportunity to attend all five community hearings that were publicly noticed and were held in various locations throughout the district. In gathering all the information from Board members, constituents and staff, the maps were put together to harmonize what the Board members had conveyed. Mr. Lucien provided two maps to best facilitate those preferences. After the presentation, the Board members requested that Mr. Lucien present another map with streets showing, population, and Director Greg Young's request. No action was taken.

RESULT:	INFORMATION ITEM
	No vote was taken.

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

1. Board Members

- Vice President Kyle Crowther reported that he will be resigning as a Board member effective November 19, 2021. He stated that it has been a pleasure serving the ratepayers since December 2017, and he hoped for continued success. Thanked all Board members and staff for everything.
- Director Greg Young thanked Kyle Crowther for his service to the community and Water Board and he will be missed.

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- Director Dr. Michael Taylor also thanked Kyle Crowther for his time and service to the community.
- President Hawkins congratulated Kyle Crowther on his new chapter of life and for what he has done with the district and his steadfast leadership.

2. General Manager

- Shamindra Manbahal also stated that he will miss Kyle Crowther and all he has done for the district and wished him well. There was a wonderful Thanksgiving luncheon hosted yesterday by our Human Resources Department for all employees.

3. Legal Counsel

- Mr. Robert Tafoya echoed the comments of the Board members regarding Kyle Crowther's resignation and stated that he was professional in the way he handled the ratepayer's business, and he feels very fortunate to have worked with him.

CLOSED SESSION

- Mr. Robert Tafoya reported out of Closed Session stating that several items were considered, but only two items were finalized:
 1. The Board voted 5 to 0 – To accept an offer from Pinnacle Realty and Holding Company to purchase district property located at 17567 Slover Avenue, Bloomington, CA, in the amount of one hundred million and 55 dollars.
 2. The Board voted 4 to 1 (President Channing Hawkins abstained) – To appeal the case entitled “San Bernardino County vs. West Valley Water District et al. Case No. CIVSB2113136”.
- 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 – San Bernardino County vs. West Valley Water District et al. Case No. CIV SB 2113136.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Naisha Davis v. West Valley Water District et al. Case No. 20STCV0323.
- 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 v. West Valley Water District, Case No. CIVDS2024402.

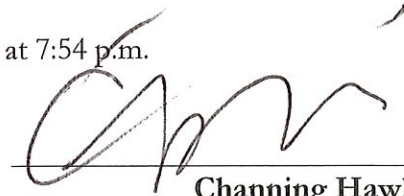
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- CONFERENCE WITH REAL PROPERTY NEGOTIATIONS (54956.8) – Potential Property Sale for Well No. 20 Property, 17553 Slover Ave., and 17567 Slover Ave., Bloomington, CA - APN NO's 0256-021-03 and 0256-021-04.
- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (GC §54956.9[d][1]) Case Number RCV 51010, CBMWD v. City of Chino et al.

ADJOURN

There being no further business, the meeting adjourned at 7:54 p.m.



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

ATTEST:


Peggy Asche, Board Secretary

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