

**MINUTES**  
**REGULAR BOARD MEETING**  
of the  
**WEST VALLEY WATER DISTRICT**  
**May 16, 2019**

<b>Attendee Name</b>	<b>Present</b>	<b>Excused</b>	<b>Late</b>
Board of Directors			
Michael Taylor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kyle Crowther	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Donald Olinger	<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"/>
Legal Counsel			
Robert Tafoya	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Staff			
Clarence Mansell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Ricardo Pacheco	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Crystal L. Escalera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Deborah Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lanita McCauley Bates	<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"/>
John Martin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Nadia Loukeh	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Anthony Budicin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Rosa Gutierrez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gilbert Olivarez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Melissa Blount	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Telat Yalcin	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Naseem Farooqi	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Socorro Pantaleon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

\*Director Dr. Young was excused at 8:25 PM following the Business Matters portion of the agenda

**OPENING CEREMONIES**

- Pledge of Allegiance - Lead by Vice President Kyle Crowther
- Opening Prayer - Lead by Director Don Olinger
- Call to Order
- Roll Call of Board Members

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## ADOPT AGENDA

### WITHDRAW ITEM NO. 18 FROM BUSINESS MATTERS

President Dr. Taylor motioned to pull Item No. 18 "PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE, Pursuant to Cal. Gov. Code Section 54957: Assistant General Manager." Vice President Kyle Crowther second the motion which passed with the following vote:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

### ADOPT AGENDA WITH EXCEPTION OF ITEM NO. 18

President Dr. Taylor motioned to adopt the agenda with the exception of Item No. 18 which was previously pulled. Vice President Kyle Crowther second the motion and the following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

## PUBLIC PARTICIPATION

Don Griggs made comments to the Board of Directors on behalf of Hardy Brown and himself.

## INFORMATION

- **Water Reliability Improvement Program Update**

General Manager Clarence Mansell introduced Mr. John Martin, from Production, to the Board of Directors. Mr. Martin gave a brief update to the Board of Directors on the progress made in maintaining the district wells.

- **Pay Near Me Project Update**

Mr. Mansell introduced Ms. Nadia Loukeh, Water Resources Manager, to the Board of Directors. Mrs. Loukeh then presented an update to the Board on the "Pay Near Me" project which went live on May 6, 2019. The new project allows West Valley Water District patrons to pay their water bills at participating 7-Eleven, CVS Pharmacy and Family Dollar stores.

- **Update On The 2018 Consumer Confidence Report**

Mr. Mansell called forward Anthony Budicin, Water Quality Supervisor, to report on the Consumer Confidence Report. Mr. Budicin informed the Board that the district met or exceeded the requirements for the 2018 compliance period. The full report will be available on the West Valley Water District website and a noticed of the report being available will be placed in customers' bills.

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- **Customer Service Center Renovation Update.**

Ms. Rosa Gutierrez, Associate Engineer, gave a presentation on the Customer Service renovation project. Customer Service has been moved to an adjacent trailer to the district building while the lobby and Customer Service workstations are being renovated. The renovated lobby and workstations are expected to be in operation by October 2019.

- **Employee Recognition.**

General Manager Clarence Mansell informed the Board on May 2, 2019, Gilbert Olivarez, from Water Quality, discovered a suspicious object in the Bloomington area. Mr. Olivarez alerted the local authorities who sent out a bomb squad to remove the object. It was later confirmed to be a deteriorated pipe bomb. Vice President Kyle Crowther was impressed with Mr. Olivarez fast thinking and suggested we honor his heroic action to protect the public. The Board of Directors then presented a plaque to Mr. Olivarez in recognition of his efforts.

## CONSENT CALENDAR

### 1. MARCH 20, 2019 SPECIAL BOARD MEETING MINUTES

Director Greg Young requested to take Item No. 2 of the Consent Calendar as a separate vote. Director Dr. Young also requested to take Item No. 3 as a separate vote and discussion. President Dr. Taylor then motioned to approve Item No. 1, 4 and 5 of the Consent Calendar. Director Greg Young second the motion which passed with the following vote:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Greg Young, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

### 2. APRIL 18, 2019 REGULAR BOARD MEETING MINUTES

Director Greg Young requested to take Item No. 2 as a separate vote. He was present for the April 18, 2019 Closed Session but was excused from Open Session due to illness. Director Greg Young informed the Board that he would be abstaining from the vote as a result. President Dr. Taylor then motioned to adopt the minutes as presented and Vice President Crowther second the motion. The following vote was then taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

### 3. RECEIVE AND FILE MARCH 2019 CASH DISBURSEMENTS REPORT

Director Dr. Young requested to take Item No. 3 for a separate vote. He discussed the expenses for the District in the month of March with Lanita McCauley Bates, Chief Financial Officer. It was decided to have Ms. McCauley Bates prepare a summary of the expenses for the next Board of Directors meeting to identify spending trends. Director Dr. Young then motioned to accept

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the report as presented. President Dr. Taylor second the motion and the following vote was recorded:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Clifford Young, Director
<b>SECONDER:</b>	Michael Taylor, President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**4. APPROVAL OF APRIL 2019 PURCHASE ORDER REPORT**

Director Greg Young requested to take Item No. 2 of the Consent Calendar as a separate vote. Director Dr. Young also requested to take Item No. 3 as a separate vote and discussion. President Dr. Taylor then motioned to approve Item No. 1, 4 and 5 of the Consent Calendar. Director Greg Young second the motion which passed with the following vote:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Greg Young, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**5. SB 669 (CABALLERO) SAFE DRINKING WATER FUND - SUPPORT**

Director Greg Young requested to take Item No. 2 of the Consent Calendar as a separate vote. Director Dr. Young also requested to take Item No. 3 as a separate vote and discussion. President Dr. Taylor then motioned to approve Item No. 1, 4 and 5 of the Consent Calendar. Director Greg Young second the motion which passed with the following vote:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Greg Young, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**BUSINESS MATTERS**

**6. APPROVAL OF PAYMENT TO ALBRIGHT, YEE AND SCHMIT, APC FOR PROFESSIONAL SERVICES RENDERED IN MARCH 2019, INVOICE NO. 25748: \$16,662.70**

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Donald Olinger, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**7. APPROVAL OF PAYMENT TO VARNER & BRANDT, LLP FOR PROFESSIONAL SERVICES RENDERED IN MARCH 2019, ACCOUNT NO. 23767M: \$5,398.00**

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Donald Olinger, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**8. APPROVAL OF PAYMENT TO TAFOYA & GARCIA, LLP FOR PROFESSIONAL SERVICES RENDERED IN MARCH 2019, INVOICE NO. 19-003: \$32,740.90**

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Donald Olinger, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**9. APPROVAL OF PAYMENT TO LEAL TREJO, APC FOR PROFESSIONAL SERVICES RENDERED IN MARCH 2019, INVOICE NO. 17477: \$5,795.00**

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Donald Olinger, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**10. ACCOUNTS/SIGNATURE CARDS**

Director Greg Young began discussion by questioning the listing of Directors on the resolution as signers for the district accounts. Discussion ensued and Director Greg Young recommended to take Items No. 10 and 11 together as both items are regarding Board signatures. At the conclusion of the discussion, President Dr. Taylor motioned to add all the directors to the signature cards for the district accounts with the caveat to have the President of the Board designate a backup signer in his absence for Items No. 10 and 11. Vice President Kyle Crowther second the motion and the following vote was taken:

<b>RESULT:</b>	<b>APPROVED [4 TO 1]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Gregory Young
<b>NAYS:</b>	Clifford Young

#### 11. LAIF SIGNATURE CARD

Director Greg Young began discussion by questioning the listing of Directors on the resolution as signers for the district accounts. Discussion ensued and Director Greg Young recommended to take Items No. 10 and 11 together as both items are regarding Board signatures. At the conclusion of the discussion, President Dr. Taylor motioned to add all the directors to the signature cards for the district accounts with the caveat to have the President of the Board designate a backup signer in his absence for Items No. 10 and 11. Vice President Kyle Crowther second the motion and the following vote was taken:

<b>RESULT:</b>	<b>APPROVED [4 TO 1]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Gregory Young
<b>NAYS:</b>	Clifford Young

#### 12. CONSIDER SOLE SOURCE PURCHASING TOSHIBA VARIABLE FREQUENCY DRIVE FROM BRITHINEE ELECTRIC - ZULZER FOR WELL 54

Director Greg Young began discussion for this item requesting clarification on the equipment being purchased. Joanne Chan, Operations Manager explained the selection of the equipment to the Board and justification in selection. Being satisfied with Ms. Chan's response, Director Young then motioned to approve this item. Director Olinger second the motion and the following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Michael Taylor, President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

#### 13. CONSIDER WATER SYSTEM INFRASTRUCTURE INSTALLATION AND CONVEYANCE AGREEMENT WITH CALATLANTIC GROUP, INC FOR TRACT 20213

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Gregory Young, Director  
**SECONDER:** Donald Olinger, Director  
**AYES:** Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**14. REJECTION OF CLAIM - STAFF RECOMMENDS THAT THE DISTRICT BOARD REJECT THE FOLLOWING CLAIM(S) AND DIRECT STAFF TO SEND APPROPRIATE NOTICE OF REJECTION TO CLAIMANT(S): MARIA L. FARIAS, EDUARDO ALVARADO VS WEST VALLEY WATER DISTRICT; CLAIM NO. 19-0473**

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Gregory Young, Director  
**SECONDER:** Donald Olinger, Director  
**AYES:** Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**15. APPROVAL OF EMPLOYMENT AGREEMENT WITH LOGAN R. OLDS FOR ASSISTANT GENERAL MANAGER**

Director Greg Young motioned to take Items No. 6, 7, 8, 9, 13, 14, and 15 for approval in one motion and to take the balance of the Business Matters as a separate vote and discussion. There was no discussion on the items for approval. Director Olinger second the motion and following vote was taken:

**RESULT:** APPROVED [UNANIMOUS]  
**MOVER:** Gregory Young, Director  
**SECONDER:** Donald Olinger, Director  
**AYES:** Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

**16. APPROVAL OF EMPLOYMENT AGREEMENT WITH JEREMIAH BROSOWSKE FOR ASSISTANT GENERAL MANAGE**

Director Greg Young requested to take this item as a separate vote and expressed concern regarding the qualifications of Jeremiah Brosowske for the Assistant General Manager position. The directors then engaged in discussion. At the conclusion of the discussion, President Dr. Taylor motioned to approve the contract and Vice President Kyle Crowther second the motion. The following vote was recorded:

**RESULT:** APPROVED [3 TO 2]  
**MOVER:** Michael Taylor, President  
**SECONDER:** Kyle Crowther, Vice President  
**AYES:** Michael Taylor, Kyle Crowther, Donald Olinger  
**NAYS:** Clifford Young, Gregory Young

**17. AMENDMENT TO ARTICLE 306 - AUTHORITY TO EMPLOY, DISCHARGE, DISCIPLINE, PROMOTE OR ADVANCE**

Director Greg Young requested to take this item as a separate consideration. The directors engaged in discussion regarding Article 306, 314 and 106 of the West Valley Water District Human Resources Policies & Practices Manual. President Dr. Taylor motioned to approve the item as presented and Vice President Kyle Crowther second the motion. The following vote was taken after further discussion:

<b>RESULT:</b>	<b>APPROVED [3 TO 2]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger
<b>NAYS:</b>	Clifford Young, Gregory Young

**18. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE PURSUANT TO CAL. GOV. CODE SECTION 54957**

The Board voted unanimously to withdraw this item before the adoption of the agenda. President Dr. Taylor Motioned for the withdraw and Vice President Crowther second.

<b>RESULT:</b>	<b>WITHDRAWN [UNANIMOUS]</b>
<b>MOVER:</b>	Michael Taylor, President
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Donald Olinger, Clifford Young, Gregory Young

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

- **Board Members**

- **Director Greg Young:** Commented on Mr. Olivarez's actions and thanked him for the excellent work he has done. He also extended a belated appreciation to mothers in honor of Mother's Day. Director Young also remarked on events that were discussed at the last meeting since he was not in attendance of Open Session (Director Young left after Closed Session due to illness). Director Young expressed his appreciation to the staff who came together to make the Earth Day event a success and enjoyed seeing the staff interacting with the public. He also shared some concern he had regarding the cost of the event and requested to see the cost of the event and the number of people that attended. Director Young also responded to remarks regarding the "tough questions" he may ask and clarified that he has a responsibility to the public and feels his questions are in the best interest of the customers we serve.
- **President Dr. Taylor:** Also commented on Earth Day and thanked the staff and Naseem Farooqi, Public Affairs Manager, for the outstanding job they did. President Dr. Taylor stated that the money spent on the event is an investment by the district to educate the public and youth and necessary for the water conservation of the



future. He also welcomed the two newly appointed Assistant General Managers Logan Olds and Jeremiah Brosowske to the district.

- **Vice President Kyle Crowther:** Also commented on Earth Day and also thanked Naseem Farooqi and the staff. He understood Director Greg Young's concerns but trusts the staff stood within their budget and heard the event was successful. Vice President Crowther also congratulated the new Assistant General Managers to the district.
- **Legal Counsel**
  - No report.
- **General Manager/Staff**
  - No report.

## CLOSED SESSION

Legal Counsel, Robert Tafoya, reported during Closed Session a vote was taken regarding the appointment of Jeremiah Brosowske for the position of Assistant General Manager. The Board approved the appointment by a vote of 3-2 with Dr. Young and Director Greg Young voting "No." The Board also voted 5-0 to reject the Claim of Maria L. Farias, Eduardo Alvarado vs West Valley Water District; Claim No. 19-0473. There was no further report from Closed Session.

- Transfer of Assistant General Manager from External Affairs to Operations and Technical Services per the WWWD Human Resources Policy Section 306
- PUBLIC EMPLOYEE APPOINTMENT Pursuant to Government Code 54957 Title: Assistant General Managers
- PUBLIC EMPLOYEE APPOINTMENT Pursuant to Government Code 54957 Title: Assistant General Managers
- REJECTION OF CLAIM - Staff recommends that the District Board reject the following claim(s) and direct staff to send appropriate notice of rejection to claimant(s): Maria L. Farias, Eduardo Alvarado vs West Valley Water District; Claim No. 19-0473
- Review of The San Bernardino Basin Area (SBBA) Groundwater Council Agreement
- ANTICIPATED LITIGATION Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: Number of Cases: Six (6)
- 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. CIVDS1904733
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION Pursuant to paragraph one (1) of subdivision (d) of Government Code Section 54956.9 Case Name: Karen Logue v. West Valley Water District Case No.: CIVDS1818381

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- PUBLIC EMPLOYEE PERFORMANCE EVALUATION Pursuant to Cal. Gov. Code Section 54957 Title: General Manager
- PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE Pursuant to Cal. Gov. Code Section 54957

**ADJOURN**

The meeting adjourned at 8:40 PM.



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**Dr. Michael Taylor**  
**President of the Board of Directors**  
**of West Valley Water District**

**ATTEST:**



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**Crystal L. Escalera, Board Secretary**