



WEST VALLEY WATER DISTRICT
855 W. BASE LINE ROAD, RIALTO, CA 92376
PH: (909) 875-1804 FAX: (909) 875-1849

REGULAR BOARD MEETING
AGENDA

THURSDAY, AUGUST 15, 2024
CLOSED SESSION - 6:00 P.M. • OPEN SESSION – 6:30 P.M.

BOARD OF DIRECTORS

Gregory Young, President
Daniel Jenkins, Vice President
Angela Garcia, Director
Kelvin Moore, Director

"In order to comply with legal requirements for posting of agendas, only those items filed with the Board Secretary's office by noon, on Wednesday a week prior to the following Thursday meeting, not requiring departmental investigation, will be considered by the Board of Directors."

Members of the public may attend the meeting in person at 855 W. Base Line Road, Rialto, CA 92376, or you may join the meeting using Zoom by clicking this link: <https://us02web.zoom.us/j/8402937790>. Public comment may be submitted via Zoom, by telephone by calling the following number and access code: Dial: (888) 475-4499, Access Code: 840-293-7790, or via email to administration@wvwd.org.

If you require additional assistance, please contact administration@wvwd.org.

OPENING CEREMONIES

Call to Order
Roll Call of Board Members
Approval of Any Board Member Requests for Remote Participation
Pledge of Allegiance
Opening Prayer

CLOSED SESSION

Public Participation on closed session matters.

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Paragraph (1) of subdivision (d) of Government Code Section 54956.9
Name of case: Naseem Farooqi v. West Valley Water District et al.

CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6

Agency designated representatives: John Thiel, General Manager, Haydee Sainz, Human Resources Manager, Oliver Yee, Special Counsel
Employee Groups: International Union of Operating Engineers, Local 12
Report out of Closed Session

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 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 or anything under the jurisdiction of the District. Also, please remember that no disruptions from the crowd will be tolerated. If someone disrupts the meeting, they will be removed.

PRESENTATIONS

1. Update on 2024 Imported Water Plan

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. July 18, 2024 and August 1, 2024 Regular Meeting Minutes.

BUSINESS MATTERS

Consideration of:

2. Board Vacancy - Division 4.
3. Temporary Committee and Board Assignments.

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

1. **Meeting Attendance Reports**
2. **Board Committee Reports**
3. **Board Members**
4. **General Manager**
5. **Legal Counsel**
 - Updates on current legal topics/best practice
6. **Board Secretary**

UPCOMING MEETINGS

- August 21, 2024 - Policy review & Oversight Committee Meeting at 6:00 p.m.
- August 22, 2024 - Engineering, Operations and Planning Committee Meeting at 6:00 p.m.
- August 26, 2024 - External Affairs Committee Meeting at 6:00 p.m.
- August 28, 2024 - Finance Committee Meeting at 6:00 p.m.

UPCOMING COMMUNITY EVENTS

- August 16 - Bloomington Concerts in the Park
- September 12 - Rialto Senior Health and Wellness Expo

UPCOMING EDUCATIONAL & TRAINING OPPORTUNITIES

- August 26 - ASBCSD Dinner - WVWD hosting

- September 9 - 12 - CSDA Annual Conference - Indian Wells
- October 4 - ACWA Region 9 Meeting & Tour - Information to come

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 August 8, 2024.

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.



Surplus Imported Water in 2024

8/15/2024

Imported Water Plan

- Each (October – December) Valley District coordinates with DWR and the Retail Water Agencies to develop an Imported Water Plan for the upcoming year
- Valley District provides monthly updates on SWP deliveries to the Retail Water Agencies
- If/when the SWP Allocation changes throughout the winter and spring – Valley District updates the Imported Water Plan

Imported Water Deliveries

- Valley District continues to work towards maximizing Imported Water deliveries with support from Retail Water Agencies, Water Conservation District, and San Bernardino Flood Control
- Direct deliveries started off slow this year – primary due to the abundant surface water from the Santa Ana River, Mill Creek, and Lytle Creek

Imported Water Deliveries

- We are very fortunate to have these local water supplies from San Bernadino Mountains
- Recharge deliveries were delayed until later in the year because all of the recharge facilities were full with local surface water

Direct Deliveries through June

20% Delivered over the first 6 months of 2024

Direct Deliveries	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	Orders	Remaining	% Remaining
Big Bear Agreement (In-Lieu)	0	0	0	0	0	0							0	4,700	4,700	100%
BVMWC	139	34	0	83	381	278							829	1,000	171	17%
City of Redlands	0	0	0	0	0	0							0	0	0	-
CLAWA Sale (07-025)	0	0	0	0	0	0							0	200	200	100%
EVWD	120	174	240	197	310	163							1,210	2,000	787	39%
Fontana (incl. Cemex)	47	26	92	136	0	13							313	3,650	3,338	91%
Greenspot Mutual	0	0	0	0	0	0							0	175	175	100%
Greenspot 4bay Replacement	0	0	0	0	0	59							59	1,000	941	94%
Marygold Mutual	0	0	0	43	47	0							91	320	229	72%
SB County - Glen Helen	0	0	0	0	0	0							0	375	375	100%
SBV	0	0	0	0	0	0							0	330	330	100%
WVWD	16	76	23	(43)	(64)	256							264	4,300	4,036	94%
Yucaipa Regional Park	9	0	0	1	55	14							79	200	121	61%
YVWD/WHWC	340	339	365	364	493	586							2,487	8,350	5,863	70%
Total Direct Deliveries (AF)	669	650	720	784	1,149	1,362	0	0	0	0	0	0	5,333	26,500	21,167	80%

Projection for 2024 Imported Water Deliveries

Delivered thru June = 5,333 AF

<u>Direct Deliveries</u>	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	Orders	Remaining	% Remaining
Big Bear Agreement (In-Lieu)	0	0	0	0	0	0	350	350	350	350	300	300	2,000	4,700	2,700	57%
BVMWC	139	34	0	85	301	270							829	1,000	171	17%
City of Redlands	0	0	0	0	0	0							0	0	0	-
CLAWA Sale (07-025)	0	0	0	0	0	0	15	15	15	15	15	15	90	200	110	55%
EVWD	120	174	240	197	316	165	200	200	162	100	75	50	2,000	2,000	0	0%
Fontana (incl. Cemex)	47	26	92	136	0	13	688	650	600	550	450	400	3,650	3,650	0	0%
Greenspot Mutual	0	0	0	0	0	0							0	175	175	100%
Greenspot 4bay Replacement	0	0	0	0	0	59	241	200	150	150	100	100	1,000	1,000	0	0%
Marygold Mutual	0	0	0	43	47	0	50	50	50				241	320	79	25%
SB County - Glen Helen	0	0	0	0	0	0							0	375	375	100%
SBV - Enhanced Recharge Construction	0	0	0	0	0	0							0	230	230	100%
WVWD	16	76	23	(43)	(64)	256	600	600	600	300	200	200	2,764	4,300	1,536	36%
Yucaipa Regional Park	9	0	0	1	55	14	40	30	30				179	200	21	11%
YVWD/WHWC	340	339	365	364	493	586	800	800	700	700	500	400	6,387	8,350	1,963	24%
Total Direct Deliveries (AF)	669	650	720	784	1,149	1,362	2,984	2,895	2,657	2,165	1,640	1,465	19,139	26,500	7,361	28%

Projected Direct Deliveries from July to Dec = 13,805 AF

Projection for 2024 Imported Water Deliveries

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total	Orders	Remaining	% Remaining
Direct Deliveries	669	650	720	784	1,149	1,362	2,984	2,895	2,657	2,165	1,640	1,465	19,139	26,500	7,361	28%
Recharge Deliveries	4,965	1,621	642	772	1,564	4,432	5,875	6,875	6,100	4,432	2,995	1,350	41,624	44,594	2,970	7%
Total Deliveries (AF)	5,634	2,271	1,362	1,556	2,713	5,794	8,859	9,770	8,757	6,597	4,635	2,815	60,763	71,094	10,331	15%

Delivered thru June = 19,329 AF

Projected Deliveries for July to Dec = 41,434 AF

Total Deliveries estimated at 55,000 to 65,000 AF

Imported Water Plan

<u>Supply</u>	2024 Estimate		
	January	Revised - April	Final Allocation
Carry Over from 2023	51,300	51,300	51,300
CLAWA Exchange (SWPAO #TBD)	0	0	0
Kern-Delta Groundwater Bank (by agreement with MWD)	2,907	2,907	2,907
SWP - Article 14 (from 2023)	0	0	0
SWP - Article 21	0	0	0
Table A (Dec 2023, estimated Final Allocation of 10%, 15%, 30%, 40%)	10,260	41,046	41,046
Estimated Total Available Imported Water Supply (AF)	64,467	95,247	95,247
<u>Demand</u>			
Direct Delivery (Orders)	21,000	26,500	21,000
Recharge (Target)	27,967	44,594	41,500
Estimated Total Deliveries (AF)	48,967	71,094	62,500
<u>Stored Water - Potentially Available in 2025</u>			
Kern-Delta Groundwater Bank (banked water available until called upon)	2,907	2,907	2,907
Planned Carryover for 2025 (limited to 25,650 AF in San Luis Reservoir, has the potential to spill depending on hydrology)	7,093	21,246	20,000
Estimated Total Stored Water Potentially Available in 2025 (AF)	10,000	24,153	22,907
Estimated Volume of Water Greater than 2024 Orders and Planned Carry Over (AF)	5,500	0	9,840

Estimated deliveries through December 31, 2024. Discussed and confirmed the estimates with Retail Agencies and SBV Operations.

Additional Considerations

- **2025 Carryover is Limited to 25,650 AF**
 - DWR has policies on the amount of Carryover based on the current year's allocation
- **DWR is prioritizing filling San Luis this Summer and Fall**
(spill risk increased)
 - DWR has modified its operations this year to maximize deliveries from Lake Oroville to South of Delta – primarily San Luis Reservoir
- In July, Valley District consulted with Retail Water Agencies to see if any additional SWP was needed this CY

Constraints

Vol. > 25,650AF

Will be lost

or

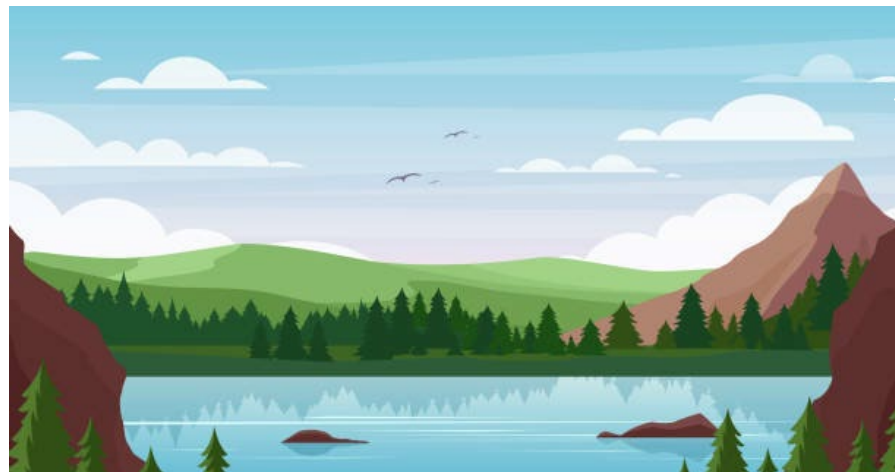
Can be monetized



Up to 25,650AF

Can be stored in San Luis

(subject to spill)



Proposed Plan

- Valley District projects that there will be between **30,000 and 40,000 AF of Surplus SWP water** that won't be able to be delivered within their service area in CY 2024.
- Valley District's staff is proposing to **Carryover about 20,000 AF** into 2025 (maximum allowed 25,650 AF)
- Proposing to **Surplus up to 15,000 AF for sale** to interested parties (likely framers in the central valley)

Proposed Plan

- Discussed at BTAC – Feed back provided by retail agencies
- If a Water Sales Agreement can be reached with another State Water Contractor or agricultural interests in central California – it will go to Valley District's Board for consideration
- Proceeds generated from Surplus water sales will be directed to a Basin Management Fund
- These proceeds could then be used to purchase SWP water in the future or be used to fund local infrastructure projects



Questions?

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
July 18, 2024

OPENING CEREMONIES

Call to Order - President Young called the Regular Board Meeting of the West Valley Water District to order at 6:01 p.m.
Roll Call of Board Members

Attendee Name	Present	Absent	Arrived
Directors			
Channing Hawkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	6:04 p.m.
Angela Garcia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Kelvin Moore	<input checked="" type="checkbox"/>	<input type="checkbox"/>	6:30 p.m.
Daniel Jenkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Gregory Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Assistant General Counsel			
Henry Castillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Staff			
John Thiel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Linda Jadeski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
William Fox	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Haydee Sainz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Joanne Chan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Elvia Dominguez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Socorro Pantaleon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Albert Clinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Rocky Welborn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Approval of Any Board Member Requests for Remote Participation - None.
Pledge of Allegiance - The Pledge of Allegiance was led by Director Garcia.
Opening Prayer - The Opening Prayer was led by Pastor Marlon Jackson.

CLOSED SESSION

Public Participation on closed session matters.

WVWD

Minutes: 7/18/24

President Young inquired if anyone from the public would like to speak. No requests were received to speak via email or in-person, or on Zoom, therefore President Young closed the public comment period.

The Board entered into closed session at 6:04 p.m.

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code §54956.9
Aqueous Film-Forming Foams Products Liability Litigation
Master Docket No.: 2:18-mn-2873-RMG
City of Camden, et al. v. Tyco Fire Products LP
Civil Action No.: 2:24-cv-02321-RMG

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Pursuant to Government Code §54956.9
Aqueous Film-Forming Foams Products Liability Litigation
Master Docket No.: 2:18-mn-2873-RMG; City of Camden, et al. v. BASF Corporation,
Civil Action No.: 2:24-cv-03174-RMG

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code §54956.9; Aqueous Film-Forming Foams Products Liability Litigation,
Master Docket No.: 2:18-mn-2873-RMG; City of Camden, et al., v. 3M Company,
Civil Action No.: 2:23-cv-03147-RMG

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Pursuant to Government Code §54956.9; Aqueous Film-Forming Foams Products Liability Litigation,
Master Docket No.: 2:18-mn-2873-RMG; City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc.) et al.,
Civil Action No.: 2:23-cv-03230-RMG

CONFERENCE WITH LABOR NEGOTIATORS

Pursuant to Government Code Section 54957.6
Agency designated representatives: John Thiel, General Manager, Haydee Sainz, Human Resources Manager, Oliver Yee, Special Counsel
Employee Groups: International Union of Operating Engineers, Local 12

Report out of Closed Session

The Board adjourned the closed session at 6:51 p.m. to conduct the business portion of the meeting which commenced at 6:54 p.m. with all Board members present.

Assistant General Counsel Castillo reported the Board met for closed session and there was no reportable action taken.

WVWD

Minutes: 7/18/24

ADOPT AGENDA

Motion to adopt agenda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Jenkins, Vice President
SECONDER:	Angela Garcia, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

PUBLIC PARTICIPATION

President Young inquired if anyone from the public would like to speak.

Public comment was provided by San Bernardino Valley Water District Board Member June Hayes.

No additional requests were received to speak, therefore President Young closed the public comment period.

PRESENTATIONS

- 1. Elections Update.

General Manager Thiel introduced the item. Assistant General Counsel Castillo and Board Secretary Dominguez presented a PowerPoint providing information on the upcoming November 5, 2024 election.

CONSENT CALENDAR

Motion to adopt consent Calendar items #1 - #12 and #15.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Daniel Jenkins, Vice President
SECONDER:	Kelvin Moore, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

- 1. June 6, 2024 Regular Meeting, June 8, 2024 Special Meeting, and June 20, 2024 Regular Meeting Minutes
- 2. Monthly Revenue & Expenditures Report - May 2024
- 3. Purchase Order Report - June 2024
- 4. Monthly Transfer Report - May 2024

WVWD

Minutes: 7/18/24

5. Monthly Cash Disbursements Report - May 2024
6. Treasurer's Report - May 2024
7. Sale of Surplus Vehicles
8. Award of Professional Services Agreement - Audit Services
9. Consider a Water System Infrastructure Installation and Conveyance Agreement with Howard Industrial Partners, Inc for Bloomington Business Park Offsite (Jurupa Ave, Linden Ave, 5th St)
10. Consider a Water System Infrastructure Installation and Conveyance Agreement with Howard Industrial Partners, Inc for Bloomington Business Park SP
11. Consider a Water System Infrastructure Installation and Conveyance Agreement with Richmond American Homes of Maryland, Inc for Tract 20362 Lot 4
12. Consider a Water System Infrastructure Installation and Conveyance Agreement with Richmond American Homes of Maryland, Inc for Tract 20362 Lot 3
15. Approve an Agreement with San Bernardino County to Provide Imported Domestic Water to Glen Helen

BUSINESS MATTERS

13. Holiday Closure 2024/25

General Manager Thiel presented the item and requested Board Direction on whether the District should remain open or closed for additional days during the Christmas and New Year Holidays. The days for Board consideration are December 23, 26, 27, and 30 2024.

The Board discussed the financial impact of the closure, whether other local agencies also close for the holidays, how customer service would be provided if the District facilities would be closed, and the staffing needs for either remaining open or closed.

Director Garcia spoke in favor of remaining open all four days. Vice President Jenkins suggested the discussion be continued to another day. Director Moore spoke in favor of a District closure during the four days. President Young suggested closing on December 23 and 30, 2024 and remaining open on December 26 and 27, 2024. The Board of Directors concurred with President Young.

Motion to approve a District holiday closure on December 23 and 30, 2024 and have the District remain open on December 26 and 27, 2024, and to bring this item for Board consideration on an annual basis.

WVWD

Minutes: 7/18/24

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Gregory Young, President
SECONDER:	Kelvin Moore, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

14. Approval of an Exception to the 180-Day California Employees’ Retirement System (CalPERS) Wait Period for a Retired Annuitant Under Government Code Sections 7522.56 and 21221(h) and Authorization to Execute an Employment Agreement with William Fox to fill a Critical Need in the Finance Department.

General Manager Thiel introduced the item and Human Resources Manager Sainz presented the report.

Motion to approve and adopt Resolution No. 2024-05 approving an exemption to the 180-day CalPERS waiting period for a retired annuitant, in accordance with Government Code Sections 7522.56 and 21221(h). and authorize the General Manager to reinstate William Fox as a retired annuitant prior to the 180-day wait period and provide authorization to execute an Employment Agreement with William Fox at a rate of \$119.02 per hour through the time it takes to fill the vacancy with a permanent candidate.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Daniel Jenkins, Vice President
SECONDER:	Angela Garcia, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

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

1. Meeting Attendance Reports

Director Garcia reported on her meeting with County Supervisor Jesse Armendarez, Fontana’s Concerts in the Park, and Fontana’s Family Fun Nights.

Vice President Jenkins reported on his attendance at ASBCSD monthly meeting.

Director Moore reported on his attendance at Fontana’s City Council meeting, Rialto’s City Council meeting, WELL Education Forum, Fontana’s Farmers Market, and Community Coffee with Assemblymember James Ramos.

Director Hawkins reported on his meeting with San Bernardino Community College District Trustee Joseph Williams, and meeting with Legal Counsel.

President Young reported on meeting with his Grandfather and Jeff Crider, Historian, for the District’s 75th anniversary history book.

2. Board Committee Reports

Director Moore reported on the Human Resources Committee meeting.

WVWD

Minutes: 7/18/24

President Young reported on the Finance Committee meeting.

Vice President Jenkins reported on the Safety and Technology Committee meeting.

3. Board Members

Vice President Jenkins thanked Chief Financial Officer Fox and Director Hawkins for their service to the District.

Director Garcia requested the meeting be closed in memory of her Mother-In-Law, Yolanda Garcia, who passed away.

President Young requested prayers for his family going through hardships.

4. General Manager

General Manager Thiel provided a recruitment update; update on the employment development program; meeting with our ACWA representative; meeting with San Bernardino Valley Water District, Fontana Water Company, and cities of Rialto and Colton to discuss the Cactus Basins for Ground Water Recharge; announced Congresswoman Norma Torres will be the guest speaker at the ASBCSD meeting hosted by the District in August; and announced the District is planning a farewell reception for Director Hawkins on August 1st.

Board Secretary Dominguez provided an overview of upcoming meetings and events. Director Garcia requested the External Affairs Committee be moved to August 19th.

5. Legal Counsel

None.

ADJOURN

President Young adjourned the meeting 7:45 p.m. in memory of Yolanda Garcia.

ATTEST:

Elvia Dominguez, Board Secretary

Minutes were approved on _____ by the Board of Directors of the West Valley Water District.

WVWD

Minutes: 7/18/24

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
August 1, 2024

OPENING CEREMONIES

Call to Order - Call to Order - President Young called the Regular Board Meeting of the West Valley Water District to order at 6:43 p.m.
Roll Call of Board Members

Attendee Name	Present	Absent	Arrived
Directors			
Channing Hawkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Angela Garcia	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Kelvin Moore	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Daniel Jenkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Gregory Young	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Assistant General Counsel			
Henry Castillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Staff			
John Thiel	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Linda Jadeski	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
William Fox	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Haydee Sainz	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Joanne Chan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Elvia Dominguez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Socorro Pantaleon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Albert Clinger	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
Rocky Welborn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

Approval of Any Board Member Requests for Remote Participation - None.
Pledge of Allegiance - The Pledge of Allegiance was led by Vice President Jenkins.
Opening Prayer - The Opening Prayer was led by Elder Scotty Days.

San Bernardino Valley Water District General Manager Heather Dryer presented a check to the District for the Demand Management Incentive Program in the amount of \$96,228.61

CLOSED SESSION

WVWD

Minutes: 8/1/24

Public Participation on closed session matters

President Young inquired if anyone from the public would like to speak and allowed a request to give comment on a non-agenda item.

Public Comment was presented by Lynn Summers who thanked Director Hawkins for his hard work and dedication.

No additional requests were received to speak, therefore President Young closed the public comment period.

The Board entered into closed session at 6:53 p.m.

CONFERENCE WITH LABOR NEGOTIATORS Pursuant to Government Code Section 54957.6

Agency designated representatives: John Thiel, General Manager, Haydee Sainz, Human Resources Manager, Oliver Yee, Special Counsel

Employee Groups: International Union of Operating Engineers, Local 12

CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957

Public Employee Performance Evaluation - General Manager.

Report out of Closed Session

The Board adjourned the closed session at 7:23 p.m. to conduct the business portion of the meeting which commenced at 7:25 p.m. with all Board members present.

Assistant General Counsel Castillo reported the Board met for closed session and there was no reportable action taken.

ADOPT AGENDA

Motion to adopt agenda.

RESULT:	ADOPTED [UNANIMOUS]
MOVER:	Daniel Jenkins, Vice President
SECONDER:	Kelvin Moore, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

PUBLIC PARTICIPATION

President Young inquired if anyone from the public would like to speak. No requests were received to speak via email or in-person, or on Zoom, therefore President Young closed the public comment period.

WVWD

Minutes: 8/1/24

PRESENTATIONS

None.

CONSENT CALENDAR

Motion to approve Consent Calendar items #1 - #9

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Daniel Jenkins, Vice President
SECONDER:	Channing Hawkins, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

1. Cash Disbursements Reports - June 2024
2. Monthly Revenue & Expenditures Report – June 2024
3. June 2024 Purchase Order Report
4. Treasurer's Report - June 2024
5. June 2024 Transfer Report
6. Fiscal Year 2024-25 Labor and Equipment Rates
7. Approve a Joint Community Facilities Agreement for East Sycamore Flats Tract 20407 and Adopt Resolution Approving Agreement
8. Change Order No. 5 with PCL Construction, Inc. for the Oliver P. Roemer Water Filtration Facility Upgrade and Expansion Project
9. Well 11 Rehabilitation

BUSINESS MATTERS

10. SB 1255 Public Water Systems: Water Rate Assistance Program

General Manager Thiel introduced the item and Manager of Public Outreach and Government Affairs Pantaleon presented the report. The Board of Directors discussed their concerns with the Water Rate Assistance Program.

Motion to adopt a position of “Oppose Unless Amended” on SB 1255 Public Water Systems: Water Rate Assistance Program.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Angela Garcia, Director
SECONDER:	Channing Hawkins, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

WVWD

Minutes: 8/1/24

11. Selection of Consulting Firm for Executive Recruitment Services - Chief Financial Officer

General Manager Thiel introduced the item and Human Resources Manager Sainz presented the report. Director Garcia requested clarification on how the firms are rated. Human Resources Manager Sainz provided clarification on how the firms are evaluated and scored.

Motion to authorize the General Manager to enter into a professional service agreement with Gallagher/Koff & Associates for Executive Recruitment Services in the amount not to exceed \$25,000 to assist the District in recruiting for the Chief Financial Officer position.

RESULT:	APPROVED [UNANIMOUS]
MOVER:	Daniel Jenkins, Vice President
SECONDER:	Angela Garcia, Director
AYES:	Channing Hawkins, Angela Garcia, Kelvin Moore, Daniel Jenkins, Gregory Young

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

1. Meeting Attendance Reports

Director Garcia reported on her attendance at the City of Fontana Friendship Cities ceremony, meeting with Fontana Mayor Acquanetta, and Fontana Chamber of Commerce meeting.

Director Hawkins reported on his meeting with Legal Counsel, meeting with IE Works, and attendance at Rialto Heritage Day.

Vice President Jenkins reported on his attendance at San Gabriel Valley’s Municipal Water District WELL event, luncheon with Colton Joint Unified School District Board Clerk Israel Fuentes, and Roemer Project tour.

Director Moore reported on his attendance at the City of Rialto and City of Fontana City Council meetings and La Michoacana Grand Opening with Assemblymember Eloise Reyes.

President Young reported on his attendance at the Executive Committee meeting during the Roemer Project tour.

2. Board Committee Reports

Director Garcia reported on the External Affairs Committee meeting.

Vice President Jenkins reported on the Finance Committee meeting.

President Young reported on the Engineering, Operations, and Planning Committee meeting.

Director Moore reported on the Human Resources Committee meeting.

WVWD

Minutes: 8/1/24

3. Board Members

Vice President Jenkins announced Director Hawkins will be missed on the Board of Directors.

Director Moore thanked the Government Outreach and Public Affairs staff for their work and positive presence they have in the community.

President Young thanked Director Hawkins for his service and indicated an item will be brought to the Board of Directors next meeting to discuss the options for the District 4 vacancy.

Director Hawkins thanked his wife for her continued support, thanked the Board of Directors, and staff for their excellent service to the District.

4. General Manager

General Manager Thiel provided a recruitment update and an update on the work plans being developed for the strategic plan.

5. Legal Counsel

None.

6. Board Secretary

Board Secretary Dominguez provided an overview of upcoming meetings and events.

ADJOURN

President Young adjourned the meeting at 8:06 p.m.

ATTEST:

Elvia Dominguez, Board Secretary

WVWD

Minutes: 8/1/24



**BOARD OF DIRECTORS
STAFF REPORT**

DATE: August 15, 2024
TO: Board of Directors
FROM: John Thiel, General Manager
SUBJECT: BOARD VACANCY - DIVISION 4

MEETING HISTORY:

06/20/24 Board Meeting. The Board adopted resolutions calling a general District election to be held on Tuesday, November 5, 2024 for the election of members of the Board for Districts/Divisions 1, 4, and 5

06/20/24 Board meeting. Director Channing Hawkins announced that he will be resigning from the Board following the Board meeting on August 1, 2024.

BACKGROUND:

Director Hawkins held the Board seat for Division 4 which is up for election on November 5, 2024 and said election has already been called. As required, the Board Clerk informed the Registrar of Voters of the vacancy and inquired as to their interpretation as to what the next steps might be, taking into account the current election cycle. The Registrar of Voters stated that since the election has already been called, the District could keep the seat vacant during this election cycle.

DISCUSSION:

The Board has the option of keeping the seat vacant during the election cycle since the candidate who wins the election in November will be taking the Division 4 seat. Pursuant to Elections Code Section 10554, Board members take office at noon on the first Friday in December following the general district election (December 6, 2024).

Alternatively, the Board could decide to fill the vacancy by appointment. In that case, the District would need to post a 15-day notice of the vacancy in three or more conspicuous places in the District at least 15 days before the Board makes the appointment. The vacancy would then need to be filled within 60 days of the effective date of the resignation, which is August 1, 2024. Therefore, an appointment would need to be made by September 30, 2024. If an appointment were made, that individual would serve the balance of the current term for Division 4, which will expire as of noon on December 6, 2024.

Potential Timeline:

August 20, 2024	Notice of Vacancy posted/published
September 4, 2024	Application deadline
September 16, 2024	Special Meeting Candidate Interviews/Appointment
September 19, 2024	Interim Board member swearing in
December 6, 2024	Division 4 term expires

FISCAL IMPACT:

If the Board wishes to post and fill the vacancy, there would be Staff costs involved in preparing and posting the notice, coordinating the receipt of applications/letters of interest, and then facilitating a Board meeting for interviews and the appointment.

Cost Estimate:

Notice of Vacancy posted/published	\$300.00
Special Meeting Staff Time	\$1731.00
Meeting coordination/supplies	\$300.00
Total	\$2331.00

If the Board wishes to keep the Board seat vacant, taking into account the current election cycle, then there would be no additional fiscal impact other than the costs the District will be incurring for the current election.

STAFF RECOMMENDATION:

That the Board take action, by Minute Order to either:

Option 1 - Call for filling the Board vacancy by appointment and direct Staff to take the necessary steps for making an appointment;

or

Option 2 - Keep the Board seat vacant since the District is in the current election cycle which includes an election for the vacant Board seat.



**BOARD OF DIRECTORS
STAFF REPORT**

DATE: August 15, 2024
TO: Board of Directors
FROM: John Thiel, General Manager
SUBJECT: TEMPORARY COMMITTEE AND BOARD ASSIGNMENTS

BACKGROUND:

Following the resignation of Channing Hawkins on August 1, 2024, West Valley Water District's District 4 seat was vacated. As required, the vacancy was reported to the County Registrar and the seat will be officially filled following the general election on November 5, 2024.

This vacancy leaves a seat open on the Human Resources, and External Affairs Committees. Director Hawkins also served on the IE Works Board. Staff is in the process of determining the status of this seat - whether it is allocated to WVWD or not and, if so, what the process is to refill it.

DISCUSSION:

Due to the committee vacancies and potential vacancy on IE Works, the Board will need to discuss options for filling the vacancies.

FISCAL IMPACT:

There is no fiscal impact for this item.

STAFF RECOMMENDATION:

Staff recommends the Board discuss the current vacancies and provide direction to staff.