

**MINUTES**  
**REGULAR BOARD MEETING**  
of the  
**WEST VALLEY WATER DISTRICT**  
July 7, 2022

Attendee Name	Present	Excused	Absent
Board of Directors			
Channing Hawkins	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Gregory Young	<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"/>
Peggy Asche	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maisha Mesa	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Naseem Farooqi	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Haydee Sainz	<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"/>
Janet Harmon	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jesse Becerra	<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 Young  
Opening Prayer - Led by Pastor Crawford, City Church  
Call to Order  
Roll Call of Board Members

**ADOPT AGENDA**

Director Greg Young motioned to adopt the agenda as presented and Director Kelvin Moore second the motion. Hearing no discussion, the following vote was taken:

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<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Kelvin Moore, Director
<b>AYES:</b>	Gregory Young, Angela Garcia, Kelvin Moore, Channing Hawkins
<b>NOES:</b>	None
<b>ABSENT:</b>	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.

Dr. Michael R. Taylor, former Director of the Board stated he wanted to honor Peggy Asche, Board Secretary on her retirement. Dr. Taylor recognized Ms. Asche for doing a fantastic job during her tenure with the Board.

## **PRESENTATION**

### **Honoring Peggy Asche on Her Retirement**

President Hawkins announced that we would be honoring Ms. Peggy Asche on her retirement. Ms. Socorro Pantaleon, Acting Governmental and Legislative Affairs Manager, invited Ms. Asche to come forward to the dais for a few presentations. Ms. Asche received recognition from:

- Mr. Rafael Trujillo, from Congresswoman Norma J. Torres' office.
- Ms. Birdie Aguilar, from Congressman Pete Aguilar's office.
- Prince Ogidkipe, from the Assembly Majority Leader Eloise Gomez Reyes' office.
- Ms. Jeovana Sanchez Gonzales, from Assembly Member James Ramos' office.
- California State Senator Connie Leyva.
- County of San Bernardino Board of Supervisor Joe Baca, Jr.
- West Valley Water District Board of Directors.

### **Rialto High School Inland Solar Challenge**

Ms. Socorro Pantaleon, Acting Governmental & Legislative Affairs Manager, gave a brief presentation on the Inland Empire Solar Challenge. The Board of Directors then presented certificates of recognition to each of the student and staff team members from Rialto High School.

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## PUBLIC HEARING

President Hawkins declared the Public Hearing open at 7:31 p.m. Ms. Asche confirmed that notice of this hearing been given as required by law. Acting General Manager, Mr. Van Jew informed the Board that the California Health and Safety Code requires water agencies, once every three years to prepare report and hold the public hearing to discuss the contaminants detected in our public water system to preface this public sharing our water quality.

Ms. Janet Harmon, (Water Quality Supervisor), reported that the Public Health Goals are published by the State Office of Environmental Health Hazard Assessment, and that the District is required to provide a brief written report that gives information on the detection of any contaminant above the Public Health Goal or Maximum Contaminant Level goal set by the EPA. Ms. Harmon reported that the Public Health Goal Report was made available to the public for comment. No comments were reported.

President Hawkins stated the Board acknowledged receipt of the 2022 Public Health Goal Report and that receipt has been entered into the record of public hearing. President Hawkins then opened the public comment portion of the public hearing and separately solicited general comments, comments in favor, and comments in opposition. No comments were received.

President Hawkins declared the public hearing closed at 7:35 p.m.

## CONSENT CALENDAR

Director Greg Young motioned to adopt the Consent Calendar as presented and Director Angela Garcia second the motion. Hearing no discussion, the following vote was taken:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Angela Garcia, Director
<b>AYES:</b>	Gregory Young, Angela Garcia, Kelvin Moore, Channing Hawkins
<b>NOES:</b>	None
<b>ABSENT:</b>	None

1. May 19, 2022 – Regular Board Meeting Minutes.
2. May 19, 2022 – Special Board Meeting Minutes.
3. June 2, 2022 – Regular Board Meeting Minutes.
4. June 16, 2022 – Regular Board Meeting Minutes.
5. June 18, 2022 – Special Board Meeting/Workshop Minutes.
6. June 28, 2022 – Special Board Meeting Minutes.
7. June 29, 2022 – Special Board Meeting Minutes.

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8. Adopt Resolution No. 2022-14, Amending Schedule of Charges for the Hourly Labor and Vehicle/Equipment Hourly Rates for Water Service Regulations.
9. Adopt Resolution No. 2022-15, a Resolution of the Board of Director of The West Valley Water District Honoring Peggy Asche on Her Retirement.
10. Adopt Resolution No. 2022-16, 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 at the Period July 14, 2022, through August 14, 2022, Pursuant to Brown Act Provisions.
11. 2022 Public Health Goal Report – Receive and File.
12. Upgrade of the Electrical Panel in The District Server Room.
13. Approval of Payment to Hunt Ortmann Palffy Nieves, for Professional Services Rendered in May 2022, Invoice No. 93587; \$19,856.00.
14. Approval of Payment to Liebert Cassidy Whitmore, for Professional Services Rendered in April 2022, Invoice No. 218491; \$315.50.
15. Approval of Payment to Liebert Cassidy Whitmore, for Professional Services Rendered in March 2022, Invoice No. 216698; \$2,732.00.
16. Approval of Payment to Liebert Cassidy Whitmore, for Professional Services Rendered on March 2022, Invo Approval pf Payment to Liebert Cassidy Whitmore, for Professional Services Rendered in March 2022, Invoice No. 216700; \$429.00. Ice No. 216699; \$1,481.50.
17. Approval of Payment to Liebert Cassidy Whitmore, for Professional Services Rendered in March 2022, Invoice No. 216700; \$429.00.
18. Approval of Payment to Liebert Cassidy Whitmore, for Professional Services Rendered in August 2021, Invoice No. 203574; \$858.00.
19. Approval of Payment to Tafoya Law Group, APC, for Professional Services Rendered in May 2022, Invoice No. 22-1005; \$20,976.00.
20. Ratification of Agreement to Perform the Classification and Compensation Study.

## **BUSINESS MATTERS**

### **21. Discussion Regarding \$11 Million Transfer To LAIF.**

Mr. Jose Velazquez, Director of Finance, reported that in June, the District collected over \$10 million of capacity charges and development fees. In an effort to reduce the excess funds in the general checking account, District staff would like to transfer the excess funds of \$11 million to the LAIF account. At the conclusion of the presentation, general direction was given to staff to proceed with the item as presented, no vote was taken.

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**22. Plan of Action to Reopen the District.**

Ms. Socorro Pantaleon, Acting Governmental & Legislative Affairs Manager, gave a brief presentation on the Plan of Action to Reopen the District.

Director Greg Young motioned to adopt the staff recommendation for the Plan of Action to Reopen the District and Director Angela Garcia seconded the motion. The following vote was taken:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Angela Garcia, Director
<b>AYES:</b>	Gregory Young, Angela Garcia, Kelvin Moore, Channing Hawkins
<b>NOES:</b>	None
<b>ABSENT:</b>	None

**23. Filling Board of Director Vacancy Seat for Division 2.**

Mr. Robert Tafoya, General Counsel reported that he consulted with the District’s elections attorney, and that the Board is allowed to fill the vacancy for Division 2, pursuant to the procedures followed previously. At the conclusion of the presentation, general direction was given to staff to proceed with the item as presented, no vote was taken.

**24. West Valley Water District Board of Directors - Selection of Vice President.**

Director Angela Garcia motioned to nominate Greg Young as Vice President and Director Kelvin Moore seconded the motion. The following vote was taken:

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Angela Garcia, Director
<b>SECONDER:</b>	Kelvin Moore, Director
<b>AYES:</b>	Gregory Young, Angela Garcia, Kelvin Moore, Channing Hawkins
<b>NOES:</b>	None
<b>ABSENT:</b>	None

**25. Reconsideration of Adoption Resolution 2022-17, Adopting the Annual Operating and Capital Improvement, Staffing Plan and Salary Schedule Budget for 2022-23.**

Director Angela Garcia motioned to re-adopt the FY 2022-2033 Operating Budget with changes to the Organizational Chart. Having no second the motion died.

<b>RESULT:</b>	<b>Dies for lack of 2<sup>nd</sup>.</b>
<b>MOVER:</b>	Angela Garcia, Director
<b>SECONDER:</b>	None
<b>AYES:</b>	None
<b>NOES:</b>	None
<b>ABSENT:</b>	None

**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 Greg Young thanked Peggy Asche for her outstanding service.

Director Angela Garcia congratulated Peggy Asche on her retirement and congratulated Director Young on his elected as Vice President.

Director Kelvin Moore also thanked Peggy Ache for her graciousness.

**2. Acting General Manager**

Van Jew stated that there was a zoom comment that Peggy Asche was a blessing to the District, and he also congratulated Director Young for being recognized by his peers and being elected Vice President.

Mr. Jew also gave a follow-up to the Fourth of July break-in at the District on Sunday. Two district vehicles, some storage bins and inventory were taken and \$5,100 stolen property. Damages was about \$15,000 in tools and damages. Police took a police report and will be working with the insurance company to determine what is covered. We will be having a recommendation to the Safety Committee meeting August 9, 2022 to see what the best option is to move forward for the security issues.

**3. Legal Counsel**

Mr. Robert Tafoya reported out of Closed Session stating that multiple items were considered; however, no reportable actions were taken.

**CLOSED SESSION**

- 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 (5).
- CONFERENCE WITH LABOR NEGOTIATOR (54957.6) DISTRICT NEGOTIATORS; Van Jew, Haydee Sainz, Robert Tafoya, Union Negotiators; re: International Union of Operating Engineers, Local 12.


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- 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.
- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Nadia Loukeh. vs West Valley Water District, Case No. CIVSB2116242.
- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Diana Gunn. vs West Valley Water District, Case No. CIVSB2117195.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Pursuant to Paragraph One (1) of Subdivision (d) of the Government Code Section 54956.9 Case Name: Naisha Davis v. West Valley Water District et al. Case No. 20STCV0323.

## ADJOURN

There being no further business, the meeting adjourned at 8:13 p.m.

*For* 

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

ATTEST:



**Nancy Albitre, Acting Board Secretary**

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