

**MINUTES**  
**REGULAR BOARD MEETING**  
of the  
**WEST VALLEY WATER DISTRICT**  
August 19, 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"/>	<input type="checkbox"/>	<input type="checkbox"/>
Clifford Young <i>Arrived at 6:52 pm</i>	<input checked="" type="checkbox"/> remote	<input type="checkbox"/>	<input type="checkbox"/>
Gregory Young	<input checked="" type="checkbox"/> remote	<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"/>	<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"/>
Maisha Mesa	<input checked="" type="checkbox"/> remote	<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 Vice President Kyle Crowther

Opening Prayer - Led by Pastor Kelvin Moore

Call to Order

Roll Call of Board Members

**ADOPT AGENDA**

Vice President Kyle Crowther motioned to adopt the agenda as presented and Director Dr. Michael Taylor second the motion. Hearing no discussion, the following vote was taken:

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<b>RESULT:</b>	<b>ADOPTED [4 TO 0]</b>
<b>MOVER:</b>	Kyle Crowther, Vice President
<b>SECONDER:</b>	Michael Taylor, Director
<b>AYES:</b>	Michael Taylor, Kyle Crowther, Gregory Young, Channing Hawkins
<b>AWAY:</b>	Clifford Young

**PUBLIC PARTICIPATION**

Peggy Asche, Board Secretary, stated that no requests were received to speak via email. President Hawkins inquired if there were anyone from the public that would like to speak. Mr. Carlos Rodriguez, Building Institute Association of Southern California (BIA), addressed the Board thanking them for their generous sponsorship of the 15<sup>th</sup> Annual Southern California Water Conference. Mr. Jeff Smith, Lennar Homes of California, addressed the Board with his concerns.

**PRESENTATION**

- **New Employee Introduction**

Haydee Sainz, Human Resources/Risk Manager, announced that the district recently hired new employees. Danielle Donze, Customer Service Representative I; Nicolas Lopez, Water Quality; and James O'Brien, Cross-Connection. Also, Robert Mackamul was in the Customer Service area and recently transferred to the Maintenance Department.

**CONSENT CALENDAR**

Director Dr. Michael Taylor motioned to adopt items 1, 2, 3, 4, 5, 6, 7, 8, 9 and 16, 17, 18, 19, 20 and remove items 10, 11, 12, 13, 14, and 15 for separate consideration. Vice President Kyle Crowther second the motion and there was no discussion. The vote below was taken with Director Greg Young voting "No".

<b>RESULT:</b>	<b>ADOPTED [4 TO 1]</b>
<b>MOVER:</b>	Michael Taylor, Director
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Channing Hawkins, Michael Taylor, Kyle Crowther, Clifford Young
<b>NAYS:</b>	Gregory Young

1. **APPROVAL OF MONTHLY FINANCIAL REPORTS FOR JULY 2021 (PO, TREASURER, CASH DISBURSEMENT, FUND TRANSFER, REVENUES & EXPENDITURES).**
2. **EMPLOYMENT AGREEMENT FOR GENERAL MANAGER.**
3. **ADOPT RESOLUTION 2021-20, DESIGNATING AUTHORIZED AGENTS FOR THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES.**

4. RE-ELECTION OF CAROL LEE GONZALES-BRADY AS REGION 9 BOARD MEMBER POSITION FOR ASSOCIATION OF CALIFORNIA WATER AGENCIES (ACWA).
5. PURCHASE OF ONE CROSS-CONNECTION TRUCK.
6. PURCHASE OF ONE NINE (9) YARD DEBRIS HYDRO EXCAVATOR VACUUM TRUCK.
7. THREE-YEAR SMALL UTILITY ENTERPRISE AGREEMENT (SUEA) WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE (ESRI) FOR OUR GEOGRAPHIC INFORMATION SYSTEM.
8. NOTICE OF COMPLETION RECORDATION FOR THE SANTA ANA AVENUE TRANSMISSION MAIN PROJECT PHASE I.
9. AMENDMENT TO TASK ORDER 1 WITH HUNT ORTMANN PALFFY NIEVES DARLING & MAH, INC. FOR PROFESSIONAL LEGAL SERVICES FOR THE OLIVER P. ROEMER WATER FILTRATION FACILITY EXPANSION PROJECT.
10. WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20209 – RIVER RANCH PA 6.

Item No's 10, 11, 12, 13, 14 and 15 was moved to Business Matters for separate discussion during the adoption of the Consent Calendar.

11. WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20208 -RIVER RANCH PA 5.

Item No's 10, 11, 12, 13, 14 and 15 was moved to Business Matters for separate discussion during the adoption of the Consent Calendar.

12. WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20206 – RIVER RANCH PA 3.

Item No's 10, 11, 12, 13, 14 and 15 was moved to Business Matters for separate discussion during the adoption of the Consent Calendar.

13. WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20205 – RIVER RANCH PA 2.

Item No's 10, 11, 12, 13, 14 and 15 was moved to Business Matters for separate discussion during the adoption of the Consent Calendar.

14. WATER SYSTEM INFRASTRUCTURE INSTALLATION AND CONVEYANCE AGREEMENT WITH LENNAR HOMES OF CALIFORNIA, INC FOR TRACT NO. 20224 WATER IMPROVEMENT PLANS.

Item No's 10, 11, 12, 13, 14 and 15 was moved to Business Matters for separate discussion during the adoption of the Consent Calendar.

15. WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20224 (OFF-SITE CITRUS AVENUE).

Item No's 10, 11, 12, 13, 14 and 15 was moved to Business Matters for separate discussion during the adoption of the Consent Calendar.

16. **PARTICIPATION IN A COMMUNITY FACILITIES DISTRICT AT TRACT NO. 20362 AT THE ARBORETUM GARDENS VILLAGE.**
17. **PARTICIPATION IN A COMMUNITY FACILITIES DISTRICT FOR MONARCH HILLS.**
18. **APPROVAL OF PAYMENT TO LEAL TREJO, FOR PROFESSIONAL SERVICES RENDERED IN JUNE 2021, INVOICE NO. 18519; \$16,132.50.**
19. **APPROVAL OF PAYMENT TO REED & DAVIDSON, LLP, FOR PROFESSIONAL SERVICES RENDERED IN JUNE & JULY 2021, INVOICE NO. 424851; \$1,021.50.**
20. **APPROVAL OF PAYMENT TO LAW OFFICES OF JULIA SYLVA, FOR PROFESSIONAL SERVICES RENDERED IN JUNE & JULY 2021, INVOICE NO. 21-1; \$7,193.00.**

#### **BUSINESS MATTERS**

(All items were moved from the Consent Calendar).

10. **WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20209 – RIVER RANCH PA 6.**

Director Greg Young motioned to approve Item No's 10, 11, 12, 13, 14 and 15 with one vote. Vice President Kyle Crowther second the motion.

11. **WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20208 -RIVER RANCH PA 5.**

Director Greg Young motioned to approve Item No's 10, 11, 12, 13, 14 and 15 with one vote. Vice President Kyle Crowther second the motion.

12. **WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20206 – RIVER RANCH PA 3.**

Director Greg Young motioned to approve Item No's 10, 11, 12, 13, 14 and 15 with one vote. Vice President Kyle Crowther second the motion.

13. **WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20205 – RIVER RANCH PA 2.**

Director Greg Young motioned to approve Item No's 10, 11, 12, 13, 14 and 15 with one vote. Vice President Kyle Crowther second the motion.

14. **WATER SYSTEM INFRASTRUCTURE INSTALLATION AND CONVEYANCE AGREEMENT WITH LENNAR HOMES OF CALIFORNIA, INC FOR TRACT NO. 20224 WATER IMPROVEMENT PLANS.**

Director Greg Young motioned to approve Item No's 10, 11, 12, 13, 14 and 15 with one vote. Vice President Kyle Crowther second the motion.

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**15. WATER INFRASTRUCTURE AND CONVEYANCE AGREEMENT WITH LENNAR HOMES, FOR TRACT NO. 20224 (OFF-SITE CITRUS AVENUE).**

Director Greg Young motioned to approve Item No's 10, 11, 12, 13, 14 and 15 with one vote. Vice President Kyle Crowther second the motion. There was no discussion regarding the items and the following vote was taken:

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Gregory Young, Director
<b>SECONDER:</b>	Kyle Crowther, Vice President
<b>AYES:</b>	Channing Hawkins, Michael Taylor, Kyle Crowther, 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).**

**1. Board Members**

- Director Greg Young thanked all for continued prayers for his dad and stated that his Great Aunt Georgia Lee Hayden passed away last week and was one month away from turning 97 years old. Director Young requested that the meeting tonight be adjourned in honor of her.

**2. General Manager**

- Shamindra Manbahal thanked staff for their continued support and the Board. Welcomed the new employees and thanked the Human Resources Department for a great job.

**3. Legal Counsel**

- Robert Tafoya reported that several items were considered in Closed Session; however, no final 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: Four (4).
- 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 - Naisha Davis v. West Valley Water District et al. Case No. 20STCV0323.
- CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION – Juliana Zavala v. West Valley Water District, Case No. CIVSB2117197.

- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Government Code Section 54956.9(d)(1) - Young v. West Valley Water District, Superior Court of the State of California, San Bernardino County, Case No. CIVDS 2020934.

## ADJOURN

There being no further business, the meeting adjourned at 7:16 p.m., in honor and memory of Georgia Lee Hayden of Colton, CA.



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

ATTEST:



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**Peggy Asche, Board Secretary**