

MINUTES
REGULAR BOARD MEETING
of the
WEST VALLEY WATER DISTRICT
February 2, 2017

PRESENT **ABSENT**

DIRECTORS

- | | | |
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| ✓ | | Dr. Clifford Young, Sr., President |
| | ✓ | Linda Gonzalez, Vice President |
| ✓ | | Gregory Young, Director |
| ✓ | | Donald Olinger, Director |

STAFF

- | | |
|---|---|
| ✓ | Matthew H. Litchfield, P.E., General Manager |
| ✓ | Robert Christman, Interim Chief Financial Officer |
| ✓ | Karen Logue, Human Resources/Risk Manager |
| ✓ | Wendy Strack, External Affairs Manager |
| ✓ | Linda Jadeski, Engineering Services Manager |
| ✓ | Jon Stephenson, Business Systems Manager |
| ✓ | Joanne Chan, Operations Manager |
| ✓ | Shanae Smith, Board Secretary |

LEGAL

- | | |
|---|---------------------------------------|
| ✓ | David J. Olivas, Tafoya & Garcia, LLP |
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VISITORS

- Deborah Crowley, Eadie and Payne
June Hayes, Director, SBV Municipal Water District
Tom Shaloub, Yucaipa Valley Water District
Loretta Arenas
Anthony and Diana Araiza
Danielle Maurizio

The Regular meeting of the Board of Directors was called to order by Dr. Clifford Young, Sr., at 6:00 p.m. at the District Headquarters, 855 W. Baseline Road, Rialto, CA.

OPENING CEREMONIES

Pledge of Allegiance – Director Gregory Young
Opening Prayer – Director Donald Olinger
Roll Call of Board Members – Quorum

ADOPT AGENDA

Director Young made a motion to Adopt the Agenda, seconded by Director Olinger. The motion carried by the following unanimous vote:

Ayes:	Directors: Olinger, Young, Young, Sr.
Noes:	Directors: None
Absent:	Directors: Gonzalez
Abstain:	Directors: None

PUBLIC PARTICIPATION

President Young indicated that any person wishing to speak to the West Valley Water District (“District”) Board of Directors (“Board”) on matters listed or not listed on the agenda, within its jurisdiction, is asked to complete a Speaker Card and submit it to the District Clerk. Each speaker is limited to three (3) minutes. Under the State of California Brown Act, the Board 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.

Ms. Loretta Arenas addressed the Board regarding the Board vacancy and commented that she would like consideration as an appointee to the Board. Ms. Arenas commented she is working on behalf of the community, which is very important to her, as she believes all voices should be heard, respected and served. As a union representative and leader, she has worked on committees and subcommittees, where listening based on facts are key. Consideration, modification and implementation of policies are also her responsibilities as a representative for her local and state associations. In one committee she is a member of, full attention to details, facts and arguments and evidence is vital to reaching just and fair decisions. We work on behalf of our members, but always look at each case presented and reach decisions based on policy requirements and evidence presented by both sides. Listening and honoring the facts at hand are strengths needed for such tasks, as well as for one serving on the Board of Directors. Ms. Arenas stated she would bring both of those strengths to the Board if appointed. Clarification of policies, contract points and the like are also something she is well versed at, and do not have a problem doing. Working on behalf of the community is an honor and a privilege that she would not take lightly. As a teacher and union leader working tirelessly for students, it is something that she relishes and is proud to do. Her wish is to continue to serve and work hard for her community on behalf of all members of West Valley Water District. Ms. Arenas concluded by thanking the Board. Legal Counsel, Mr. David J. Olivas summarized the appointment process, including the deadline for candidates submittals of letters of interest, and the interviews conducted at the January 19th regular

Board meeting. The Board deadlocked and referred the appointment of the Board vacancy to the County Board of Supervisors. Ms. Arenas clarified that she submitted her resume and letter of interest via email, in which she indicated that she would be unable to attend the January 19th Board meeting. President Young requested she resubmit her information to the general manager to be forwarded to the County Board of Supervisors for consideration along with the other candidates.

CLOSED SESSION

At 6:08 p.m., Mr. Olivas announced the Board would convene to Closed Session to discuss the following:

- CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9(d)(2) – Number of Cases: two (2)
- CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1)– Number of Cases: three (3)
Southern California Edison Company, et al., v. Fontana Medical Properties, LLC, et al.; Case No. CIVDS1621129
Southern California Edison Company, et al., v. 5565 Sierra Avenue Investors, LLC, et al.; Case No. CIVDS1621910
Southern California Edison Company, et al., v. 5885 Sierra Avenue Investors, LLC, et al.; Case No. CIVDS1622156

At 6:26 p.m., Mr. Olivas reported the following:

- The Board met in Closed Session to discuss CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Pursuant to Government Code Section 54956.9(d)(2) – Number of Cases: two (2) - Discussion was held and no decision was made.
- The Board also met in Closed Session to discuss CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to Government Code Section 54956.9(d)(1)– Number of Cases: three (3)
Southern California Edison Company, et al., v. Fontana Medical Properties, LLC, et al.; Case No. CIVDS1621129
Southern California Edison Company, et al. v. 5565 Sierra Avenue Investors, LLC, et al.; Case No. CIVDS1621910
Southern California Edison Company, et al., v. 5885 Sierra Avenue Investors, LLC, et al.; Case No. CIVDS1622156 - The Board was briefed on three (3) eminent domain cases brought forth by the Southern California Edison Company as listed on the printed agenda. No reportable

action was taken.

CONSENT CALENDAR

A motion was made by Director Young to Approve the Consent Calendar, seconded by Director Olinger. The motion carried by the following vote:

Ayes:	Directors: Olinger, Young, Young, Sr.
Noes:	Directors: None
Absent:	Directors: Gonzalez
Abstain:	Directors: None

PUBLIC HEARING

No

BUSINESS MATTERS

1. **Approval of Agreement for Professional Services with Townsend Public Affairs for Grant Writing Services** – Following discussion, a motion was made by Director Olinger to Approve an Agreement for Professional Services with Townsend Public Affairs for Grant Writing Services, seconded by Director Young. The motion was amended to include that sixty days prior to the expiration of the Agreement, an evaluation be made and reported to the Board. The motion carried by the following vote:

Ayes:	Directors: Olinger, Young, Young, Sr.
Noes:	Directors: None
Absent:	Directors: Gonzalez
Abstain:	Directors: None

2. **Approval of Payment to Larson O'Brien, LLP for Professional Services rendered through December 31, 2016 in the San Bernardino Valley Municipal Water District Matter; Invoice No. 3268; \$869.00** – Following discussion, a motion was made by Director Young to Approve Payment to Larson O'Brien, LLP for Professional Services rendered through December 31, 2016 in the San Bernardino Valley Municipal Water District Matter; Invoice No. 3268; \$869.00, seconded by Director Olinger. The motion passed by the following vote:

Ayes:	Directors: Olinger, Young, Young, Sr.
Noes:	Directors: None
Absent:	Directors: Gonzalez
Abstain:	Directors: None

3. **Approval of Payment to Tafoya and Garcia for Professional Services rendered through October 31, 2016; Statement No. 1009; \$13,670.00; and November 30, 2016; Statement No. 1010; \$16,762.75** - Following discussion, a motion was made by Director Young to Approve Payment to Tafoya and Garcia for Professional Services rendered through October 31, 2016; Statement No. 1009; \$13,670.00; and November 30, 2016; Statement No. 1010; \$16,762.75, seconded by Director Olinger. The motion passed by the following vote:

Ayes:	Directors: Olinger, Young, Young, Sr.
Noes:	Directors: None
Absent:	Directors: Gonzalez
Abstain:	Directors: None

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

1. Board Reports

Director Olinger had no report.

Director Young reported on the following:

- a. Thanked everyone for attending the meeting.
- b. Reminded everyone to turn off sprinkler systems, as another rain storm was coming in and wished everyone a safe drive home.

Vice President Gonzalez was absent from the meeting.

President Young had no report.

2. Legal Counsel/Consultants

No report.

3. General Manager

Mr. Litchfield reported on the following:

- a. Mid-Year Budget Review – Mr. Litchfield distributed a two (2) part summary review, including the Operating and Capital Improvement (CIP) Budgets. The special meeting is scheduled for February 3, 2017 at 6:00 p.m.

4. Interim Chief Financial Officer

No report.

5. Operations Manager

Ms. Joanne Chan reported on the following:

- a. The Oliver P. Roemer Water Treatment Plant is producing 6.4 mgd.
- b. Lytle Creek flow is at 6.7 mgd.
- c. Due to low water demand, the District is not currently taking any State Water Project (SWP).
- d. The FBR Treatment Plant is treating 2.9 mgd.
- e. Presented PowerPoint slides summarizing rainfall totals and basin levels.

6. Treasurer

Ms. Deborah Crowley reported on the following:

- a. Announced she recently participated in a tour of the Seven Oaks Dam (SOD) where water was released on behalf of the San Bernardino Valley Water Conservation District (“Conservation District”) to percolate into the groundwater basin.
- b. Summarized the Treasurer’s Report including the cash, investments and reserve balances. Ms. Crowley answered questions from the Board.

7. Engineering Services Manager

No report.

8. External Affairs

No report.

9. Human Resources/Risk Manager

No report.

10. Business Systems Manager

Mr. Jon Stephenson reported on the following:

- a. Keyless Entry System – Installation is scheduled for Tuesday, February 21st and hope to implement within two weeks of the install date. President Young inquired about the legislative management software approved by the Board and requested that the Board be provided with the upcoming training schedule as requested before.

11. Board Secretary

No report.

FUTURE AGENDA ITEMS

- February 3, 2017 - Special Board meeting regarding the Mid-Year Budget review of the 2016/2017 CIP Budget.
- February 6, 2017 - Human Resources Committee meeting.
- February 7, 2017 Special Board meeting regarding the Mid-Year Budget review of the 2016/2017 Operating Budget.

INFORMATION

None.

THERE BEING NO FURTHER BUSINESS, PRESIDENT YOUNG MOVED TO ADJOURN THE MEETING AT 6:55 P.M.

Dr. Clifford Young, Sr.
President of the Board of Directors
of West Valley Water District

ATTEST:

Shanae Smith, Board Secretary