

WESA

AGENDA

THE WATER EMPLOYEE SERVICES AUTHORITY (“WESA”)
BOARD OF DIRECTORS
REGULAR MEETING
August 25, 2022
4:00 PM

CALL TO ORDER AND ROLL CALL– Edmondson, Burke, Morris, Ryan, Williams

PLEDGE OF ALLEGIANCE AND INVOCATION

ADD-ON ITEMS

APPROVAL OF AGENDA

PUBLIC COMMENT

Any person may address the Board at this time upon any subject not identified on this Agenda, but within the jurisdiction of Water Employee Services Authority; however, any matter that requires action will be referred to staff for a report and action at a subsequent Board meeting. As to matters on the Agenda, an opportunity will be given to address the Board when the matter is considered.

Members of the public may make comments in-person, virtually, or submit a Public Comment Request Form located at <https://www.evmwd.com/wesa-publiccomment> no less than one hour prior to the posted start time of the meeting. Comments shall be made in an orderly manner and profanity, slanderous, or abusive language will not be tolerated. Please note, individuals have a limit of three (3) minutes to make comments and will have the opportunity when called upon by the presiding officer.

I. CONSENT CALENDAR

Consent Calendar items are expected to be routine and non-controversial, to be acted upon by the Board at one time without discussion. If any Board member, staff member, or interested person requests that an item be removed from the Calendar, it shall be removed so that it may be acted upon separately.

A. Approval of:

1. Minutes of the Regular Board Meeting of August 11, 2022
2. Payment Ratification Report
3. Adoption of Resolution Reaffirming and Extending Findings and Determinations Under AB 361 for Continued Virtual Meetings

II. REPORTS

Reports are placed on the Agenda to provide information to the Board and the public. There is no action called for in these items. The Board may engage in discussion on any report upon which specific subject matter is identified, but may not take any action other than to place the matter on a subsequent Agenda.

- A. General Manager's Report
- B. Legal Counsel's Report

III. DIRECTOR'S COMMENTS AND REQUESTS

Directors' Comments concern Water Employee Services Authority business which may be of interest to the Board. They are placed on the Agenda to enable individual Board members to

convey information to the Board and the public. There is no discussion or action required, other than to place the matter on a subsequent Agenda.

IV. ADJOURNMENT

In the interest of public health and safety, this meeting will be conducted in accordance with provisions of the Brown Act and Assembly Bill 361. Participants who would like to join this meeting remotely can do so in one of the following ways:

For Online Participation:

Go to: www.zoom.us
Select Join a Meeting
Enter Meeting ID: 830 2684 6095
Meeting Password: 92530

For Call-in Only:

Call: (720) 707 2699
Enter Meeting ID: 830 2684 6095
Meeting Password: 92530

31315 Chaney Street, Lake Elsinore, CA
Board Room

8/17/22 10:57 AM To request a disability-related modification or accommodation regarding agendas or attendance, contact Terese Quintanar, at (951) 674-3146, extension 8223 at least 48 hours before the meeting.

MINUTES OF ADJOURNED REGULAR MEETING
WATER EMPLOYEE SERVICES AUTHORITY (“WESA”)
BOARD OF DIRECTORS
THURSDAY, AUGUST 11, 2022
4:30 P.M.

The Adjourned Regular Meeting of the Board of Directors of Water Employee Services Authority was held at its principal offices at 31315 Chaney Street, Lake Elsinore, California with a remote public participation option (teleconference, through a call-in number clearly noted on the meeting Agenda) posted in accordance with the Brown Act.

Directors Present

Darcy M. Burke, President
Andy Morris, Vice President
Chance Edmondson
Phil Williams
Harvey Ryan

Staff Present

Greg Thomas, General Manager
Steve Anderson, General Counsel
Robert Hartwig, Treasurer
Ganesh Krishnamurthy, Assistant General Manager – Eng. and Operations
Terese Quintanar, Secretary
Christy Gonzalez, Deputy Board Secretary/Executive Assistant
Susie Evans, Sr. Executive Assistant
Christina Ramirez, Executive Assistant
Darryn Flexman, Interim Director of Information Technology
Jason Dafforn, Director of Engineering and Water Resources
Jennifer Dancho, Director of Human Resources
Margie Armstrong, Director of Strategic Programs
Greg Morrison, Government Relations Officer
Parag Kalaria, Water Resources Manager
David Smith, Maintenance Manager
Scott Thompson, Accounting Manager
Matt Bates, Engineering Manager
Kelia Jones, Engineering Project Coordinator
Wendy Martinez, Records Management Coordinator
Matt Elek, Maintenance Superintendent

Public

STEM PULL Students and Families
Gordon Bourns

CALL TO ORDER

The meeting was called to order by President Burke at 4:30 p.m.

APPROVAL OF AGENDA

A motion was made by Director Morris, seconded by Director Ryan, and carried unanimously to approve the Agenda as presented.

PUBLIC COMMENT

The meeting was opened to public comment and there were none. Opportunity for the public to relay interest in making a public comment was offered throughout the meeting.

ITEM II. CONSENT CALENDAR

- A. Approval of:
 - 1. Minutes of the Regular Board Meeting of July 28, 2022
 - 2. Payment Ratification Report

A motion was made by Director Morris, seconded by Director Ryan, and carried unanimously to:

- 1. Approve the Consent Calendar as presented.***

ITEM III. REPORTS

A. General Manager’s Report
Mr. Thomas had nothing to report.

B. Legal Counsel’s Report
Mr. Anderson had nothing to report.

ITEM IV. DIRECTOR’S COMMENTS AND REQUESTS

There were none.

ITEM V. ADJOURNMENT

There being no further business, the meeting was adjourned at 4:33 p.m.

Darcy M. Burke, President of the
Board of Directors of the
Water Employee Services Authority

ATTEST:

Terese Quintanar, Board Secretary
to the Board of Directors of the
Water Employee Services Authority

Payment Ratification Report


Cash Disbursements for 07/29/2022 through 08/25/2022

Check or Reference #	Payment Date	Paid to Vendor	Payment Description	Pmt Type	Payment Amount
ACH					
2507	08/04/2022	CIGNA HEALTH AND LIFE INSURANCE	MEDICAL COVERAGE AUG 2022	ACH	75,731.42
2508	08/04/2022	US BANK	P CARD PURCHASES JUL 2022	ACH	28,334.03
2509	08/11/2022	EMPLOYEE ASSOCIATION	EMPLOYEE ASSOCIATION DUES PPE 08-05-2022	ACH	1,656.00
2510	08/11/2022	ISOLVED BENEFIT SERVICES	EE FSA MEDICAL PPE 08-05-2022	ACH	4,401.37
2511	08/11/2022	MANAGEMENT TEAM ASSOCIATION	MANAGEMENT TEAM ASSOCIATION DUES PPE 08-05-2022	ACH	300.00
CHECKS					
139038	08/04/2022	ACWA JOINT POWERS INS AUTH	HEALTH/VISION COVERAGE AUG 2022	CHECK	193,468.35
139039	08/04/2022	CYPRESS DENTAL ADMINISTRATORS	DENTAL COVERAGE AUG 2022	CHECK	21,633.80
139040	08/04/2022	GABRIEL, KEVIN	TRAVEL EXPENSE REIMBURSEMENT	CHECK	284.58
139041	08/04/2022	STATE WATER RESOURCES CONTROL	CERTIFICATION RENEWAL	CHECK	105.00
139042	08/04/2022	VAZQUEZ, ANTHONY	TRAVEL EXPENSE REIMBURSEMENT	CHECK	256.46
139043	08/11/2022	AFLAC INSURANCE GROUP	AFLAC PRETAX GROUP INSURANCE PPE 08-05-2022	CHECK	203.57
139044	08/11/2022	AFLAC	AFLAC PRETAX GROUP INSURANCE PPE 08-05-2022	CHECK	995.80
139045	08/11/2022	AMERICAN PUBLIC WORKS ASSOCIATION	MEMBERSHIP RENEWAL	CHECK	277.50
139046	08/11/2022	ELSINORE VALLEY MWD	HR RENT FOR JULY 2022	CHECK	632.00
139047	08/11/2022	EMPLOYMENT DEVELOPMENT DEPT	CONFIDENTIAL GARNISHMENT	CHECK	75.00
139048	08/11/2022	PERSONAL DISBURSEMENT	CONFIDENTIAL GARNISHMENT	CHECK	508.19
139049	08/11/2022	LEGALSHIELD	PRE PAID LEGAL SERVICES PPE 08-05-2022	CHECK	14.72
139050	08/11/2022	LINCOLN FINANCIAL GROUP	EMPLOYEE 457 CONTRIBUTIONS PPE 08-05-2022	CHECK	550.00
139051	08/11/2022	LINCOLN NATL LIFE INS COMP	VOLUNTARY LIFE INSURANCE PPE 08-05-2022	CHECK	1,689.30
139052	08/11/2022	NATIONWIDE	EMPLOYEE 457 CONTRIBUTIONS PPE 08-05-2022	CHECK	2,134.86
139053	08/11/2022	PETTY CASH	REPLENISHMENT OF PETTY CASH JUL 2022	CHECK	18.63
139054	08/11/2022	STATE DISBURSEMENT UNIT	CONFIDENTIAL GARNISHMENT	CHECK	197.53
139055	08/11/2022	STATE DISBURSEMENT UNIT	CONFIDENTIAL GARNISHMENT	CHECK	222.00
139056	08/11/2022	STATE DISBURSEMENT UNIT	CONFIDENTIAL GARNISHMENT	CHECK	222.11
139057	08/11/2022	STATE DISBURSEMENT UNIT	CONFIDENTIAL GARNISHMENT	CHECK	111.69
139058	08/11/2022	STATE DISBURSEMENT UNIT	CONFIDENTIAL GARNISHMENT	CHECK	110.76
139059	08/11/2022	STATE DISBURSEMENT UNIT	CONFIDENTIAL GARNISHMENT	CHECK	76.91
139060	08/11/2022	STATE WATER RESOURCES CONTROL	CERTIFICATION RENEWAL	CHECK	55.00
139061	08/11/2022	VANTAGEPOINT TRANSFER AGENTS	RHS CONTRIBUTIONS EA PPE 08-05-2022	CHECK	2,227.22
139062	08/11/2022	VANTAGEPOINT TRANSFER AGENTS	RHS CONTRIBUTIONS MTA PPE 08-05-2022	CHECK	2,262.90

Payment Ratification Report

Cash Disbursements for 07/29/2022 through 08/25/2022

Check or Reference #	Payment Date	Paid to Vendor	Payment Description	Pmt Type	Payment Amount
WIRE TRANSFERS					
0395340640	08/11/2022	CALIF STATE TAXES	PAYROLL TAXES - PAY PERIOD 2022-08-05	WIRE	25,604.31
0395340640-2	08/11/2022	CALIF SDI TAXES	PAYROLL TAXES - PAY PERIOD 2022-08-05	WIRE	6,789.58
1000016832554	08/01/2022	CALPERS SURVIVOR - EMPLOYEE	PERS CONTRIBUTIONS - PAY PERIOD 2022-07-22	WIRE	149.73
10016832554-2	08/01/2022	CalPERS RETIREMENT CONTRIBUTIONS	PERS CONTRIBUTIONS - PAY PERIOD 2022-07-22	WIRE	119,758.10
1000016864378	08/12/2022	CALPERS SURVIVOR - EMPLOYEE	PERS CONTRIBUTIONS - PAY PERIOD 2022-08-05	WIRE	147.87
10016864378-2	08/12/2022	CalPERS RETIREMENT CONTRIBUTIONS	PERS CONTRIBUTIONS - PAY PERIOD 2022-08-05	WIRE	118,657.95
1000016892556	08/11/2022	CALPERS 457 CONTRIBUTIONS	PERS 457 CONTRIBUTIONS - PAY PERIOD 2022-08-05	WIRE	22,485.01
10016892556-2	08/11/2022	PERS 457- ROTH CONTRIBUTIONS	PERS 457 CONTRIBUTIONS - PAY PERIOD 2022-08-05	WIRE	2,338.47
93361	08/11/2022	FEDERAL TAX PAYMENTS	PAYROLL TAXES - PAY PERIOD 2022-08-05	WIRE	61,809.84
93361-2	08/11/2022	FICA WITHHELD	PAYROLL TAXES - PAY PERIOD 2022-08-05	WIRE	18,455.27
VIRTUAL PAYMENT PROGRAM					
213	08/04/2022	TOTAL CARE FAMILY MED CTR LE	PRE-EMPLOYMENT & EMPLOYEE TESTING	VIRTUAL	782.00

Reviewed By: 
 Date: 8/16/2022

DATE: August 25, 2022

TO: Board of Directors

FROM: General Manager

SUBJECT: RESOLUTION REAFFIRMING AND EXTENDING FINDINGS AND DETERMINATIONS UNDER AB 361 FOR CONTINUED VIRTUAL MEETINGS

BACKGROUND

The Ralph M. Brown Act (Gov. Code § 54950 et seq.) generally requires local agencies meeting via teleconference, including through other virtual or electronic means, to provide public access at each location in which members of the legislative body are teleconferencing. The Legislature enacted Assembly Bill 361 (AB 361), which amended Government Code section 54953 to allow local agencies to meet fully virtually during a proclaimed state of emergency if state or local officials have imposed or recommended measures to promote social distancing. Governor Newsom has issued a proclamation declaring a state of emergency due to the COVID-19 pandemic, pursuant to section 8625 of the California Emergency Services Act.

Board of Directors of the Water Employee Services Authority adopted Resolution No. 2021-04 on December 16, 2021 finding that the requisite conditions continue to exist for the legislative body of the Water Employee Services Authority to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953. Subsequently, the determination intentions to continue to promote social distancing has been reconsidered and extended no less than every thirty days since the initial determination. On July 28, 2022 the Board made the determination to extend the virtual protocol, adopting a resolution extending the findings and determinations for continued virtual meetings through August 27, 2022. Staff recommends adoption of the attached resolution at this time, further extending the use of virtual meetings through September 24, 2022.

RECOMMENDATION

The General Manager and staff recommend that the Board of Directors:

1. Adopt a Resolution Reaffirming and Extending Findings and Determinations Under AB 361 For Continued Virtual Meetings.

ENVIRONMENTAL WORK STATUS

Not applicable.

FISCAL IMPACT

Not applicable.

Originated by: Terese Quintanar – Administration

Reviewed by: Terese Quintanar – Administration

Attachments:

Draft Resolution

RESOLUTION 2022-09

RESOLUTION OF THE BOARD OF DIRECTORS OF
THE WATER EMPLOYEE SERVICES AUTHORITY REAFFIRMING AND EXTENDING
FINDINGS AND DETERMINATIONS
UNDER AB 361 FOR CONTINUED VIRTUAL MEETINGS

WHEREAS, the Ralph M. Brown Act (Gov. Code § 54950 *et seq.*) generally requires local agencies meeting via teleconference, including through other virtual or electronic means, to provide public access at each location in which members of the legislative body are teleconferencing; and

WHEREAS, the Legislature recently enacted Assembly Bill 361 (AB 361), which amended Government Code section 54953 to allow local agencies to meet fully virtually during a proclaimed state of emergency if state or local officials have imposed or recommended measures to promote social distancing; and

WHEREAS, the Board of Directors finds that the Governor issued a proclamation declaring a state of emergency on March 4, 2020 due to the COVID-19 pandemic, pursuant to section 8625 of the California Emergency Services Act; and

WHEREAS, the Board of Directors of the Water Employee Services Authority adopted Resolution No. 2021-04 on December 16, 2021 finding that the requisite conditions continue to exist for the legislative body of the Water Employee Services Authority to conduct remote teleconference meetings without compliance with paragraph (3) of subdivision (b) of section 54953, and has again reconsidered the circumstances of the state of emergency and finds that state or local officials continue to recommend measures to promote social distancing; and

WHEREAS, the Board of Directors has subsequently extended and reaffirmed the desires to continue to hold virtual meetings as directed by the Board pursuant to AB 361 and Government Code section 54953(e) since adopting Resolution No 2021-04 and desires to extend the provisions once again.

NOW THEREFORE BE IT RESOLVED, by the Board of Directors of the Water Employee Services Authority as follows:

1. The above recitals and true and correct and shall be the findings of the Water Employee Services Authority Board of Directors.
2. The Board of Directors shall be authorized to continue to meet virtually in accordance with Government Code section 54953(e) and without compliance with section 54953(b)(3).
3. This Resolution does not prevent or prohibit the Water Employee Services Authority from holding hybrid meetings (containing both virtual and in-person components) or from meeting in-person, provided such meetings comply with

AB 361 and with all state and local health orders. The Water Employee Services Authority shall comply with all rules established by the Board of Directors and/or the General Manger for attendance at meetings.

4. The Board of Directors shall take action to renew this Resolution every thirty days for as long as any state or local officials continue to recommend any measures to promote social distancing, but the Board of Directors may terminate the Resolution at any time. In the event that more than 30 days pass between regular Board meetings, the Board of Directors shall take action to renew this Resolution prior to taking any action or engaging in any deliberation or discussion in a virtual meeting; renewal of this Resolution may occur either at the beginning of the next regular meeting or at a special meeting called for such purposes. In the event this Resolution has lapsed, and the Board of Directors has not terminated it, any commission, committee or other Brown Act board of the Water Employee Services Authority shall be authorized to, and shall, make any required findings in order to meet virtually under AB 361.

APPROVED, ADOPTED AND SIGNED this 25th day of August 2022.

Darcy M. Burke, President of the Board of
Directors of the Water Employee Services
Authority

ATTEST:

Terese Quintanar, Secretary of the
Board of Directors of
Water Employee Services Authority