MEETING MINUTES

SPECIAL MEETING OF THE BOARD OF DIRECTORS
OCTOBER 15, 2026, 2:00 PM

1. **CALL TO ORDER**

   President Doolittle called the meeting to order at 2:01 p.m.

2. **DETERMINATION OF A QUORUM & ATTENDANCE**

   Board Members Present: President Doolittle, Vice President Fick, Director Floen, Director Jarlsberg, Director Fawke

   Staff Present: General Manager Pro Tem Roman, Director of Administration Shook, Accounting Supervisor Rich, Executive Assistant Thompson

   Consultant(s) Present: Legal Counsel, Jeff Hoskinson; Legal Counsel, John Pinkney; Public Outreach Consultant, Kathleen Radnich

   Citizens Advisory Council Member(s) Present: David Carrillo

3. **APPROVAL OF THE AGENDA**

   Director Fick moved to approve the agenda and seconded by Director Floen and approved by the following vote:

1st / 2nd	Fick/Floen
Ayes:	Doolittle, Fick, Floen, Jarlsberg, Fawke
Noes:	None
Abstain:	None
Absent:	None

4. **PUBLIC COMMENT** – None

5. **CONSENT CALENDAR**
   - **A.** DRAFT MINUTES – 10.07.26 – President Doolittle requested that the minutes be pulled from the Consent Calendar.

   Director Fick made a motion to approve the 10.07.26 minutes as amended, seconded by Director Floen and approved by the following vote:

1st / 2nd	Fick/Floen
Ayes:	Doolittle, Fick, Floen, Jarlsberg, Fawke
Noes:	None
Abstain:	None

Absent: None

6. ITEMS PULLED FROM CONSENT CALENDAR FOR DISCUSSION - None

7. CLOSED SESSION

A. PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957(B)(1)

TITLE: DISTRICT GENERAL COUNSEL

B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE PURSUANT TO GOVERNMENT CODE SECTION 54957(B)(1)

TITLE: DISTRICT GENERAL COUNSEL

C. PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO GOVERNMENT CODE SECTION 5495
TITLE: INTERIM DISTRICT GENERAL COUNSEL,

The meeting adjourned to closed session at 2:05 pm
The meeting reconvened to open session at 4:02 pm

8. DISCUSSION/ACTION CALENDAR

A. REPORT OUT FROM CLOSED SESSION
President Doolittle reported that no reportable action was taken on Item 7A, Public Employee Performance Evaluation, District General Counsel.

Regarding Item 7B, Public Employee Discipline/Dismissal/Release, District General Counsel, President Doolittle reported that the Board voted to terminate the contract with AALRR as District General Counsel, effective October 15, 2026.

The motion carried 3-2, with Vice President Fick, Director Fawke, and President Doolittle voting aye, and Director Floen and Director Jarlsberg voting no.

President Doolittle further reported that the Board authorized current District Counsel to prepare a comprehensive transition memorandum binder for Interim General Counsel to identifying all active legal matters, their current status, pending deadlines, outstanding issues, and any actions requiring immediate attention.

President Doolittle thanked AALRR for its service to the District and extended well wishes to General Counsel Jeff Hoskinson.

B. CONSIDERATION OF AND POSSIBLE ACTION ON SBEMP CONTRACT
General Manager Pro Tem Anne Roman presented the proposed legal services engagement agreement with SBEMP, outlining the hourly rates, monthly billing structure, annual rate adjustments, and termination provisions. SBEMP Managing Partner John Pinkney provided an overview of the firm's experience representing public agencies and its legal services, including

governance, employment, public contracting, and litigation. Pinkney emphasized the firm's commitment to working with the full Board and supporting effective Board governance.

Director Fick made a motion to approve the SBEMP Contract and appoint John Pinkney as District General Counsel, and seconded by Director Fawke and approved by the following vote:

1st / 2nd	Fick/Fawke
Ayes:	Doolittle, Fick, Fawke
Noes:	Floen, Jarlberg
Abstain:	None
Absent:	None

C. SB394 WATER THEFT

PRESENTED BY: DIRECTOR OF ADMINISTRATION, DAVID SHOOK
RECOMMENDED ACTION: ADOPT ORDINANCE 26-12, SUPPORTING SENATE BILL 394 (ALLEN), WHICH STRENGTHENS CIVIL REMEDIES AND LOCAL ENFORCEMENT TOOLS TO DETER WATER THEFT FROM FIRE HYDRANTS AND PROTECT PUBLIC SAFETY.

Director of Administration David Shook presented SB 394 regarding water theft and unauthorized fire hydrant connections. Shook discussed the five phases of the new ordinance process and reviewed the bill's provisions authorizing civil action and enhanced penalties for unauthorized water use and hydrant connections. The presentation addressed public safety concerns, water conservation, and enforcement measures to deter water theft.

Director Jarlsberg moved to adopt Ordinance 26-12, Supporting Senate Bill 394 (Allen) and seconded by Director Floen and approved by the following vote:

1st / 2nd	Jarlsberg/Floen
Ayes:	Doolittle, Fick, Floen, Jarlsberg, Fawke
Noes:	None
Abstain:	None
Absent:	None

D. INVESTMENT REPORT FOR FISCAL YEAR ENDING 06/30/2026

PRESENTED BY: GENERAL MANAGER PRO TEM AND DIRECTOR OF FINANCE, ANNE ROMAN
RECOMMENDED ACTION: FOR INFORMATIONAL PURPOSES ONLY. NO ACTION IS TO BE TAKEN.

General Manager Pro Tem and Director of Finance Anne Roman presented the Investment Report for Fiscal Year Ending 06/30/2026. Roman reported record-high investment earnings from LAIF and CAMP, along with additional interest earned on the HDMC wastewater note. LAIF remains the District's primary investment vehicle, while CAMP provides an additional investment option.

9. DIRECTOR REPORTS/COMMENTS

President Doolittle

- Doolittle reported that she attended a CSDA session on Emergency and Disaster Preparedness for Board Members. Doolittle recommended bringing one or more of the presenters to a future Board meeting to clarify the Board's role during emergencies and disasters and help ensure the District is prepared to respond and provide support.

Vice President Fick

- Fick stated that he does not believe his service on the MBCA Board presents a conflict of interest.

Director Floen

- Floen reported attending the Bighorn-Desert View Water Agency Board meeting on October 13th, where emergency preparedness, flood-related road damage, equipment needs, and resource availability were discussed. Floen emphasized the importance of reviewing emergency preparedness plans and mutual aid agreements to ensure the District can respond to emergencies and assist neighboring agencies when needed.

Director Jarlsberg

- Jarlsberg referenced two reports distributed to the Board regarding the reasons for President Doolittle's censure and requested that they be attached to the minutes for the record.

Director Fawke

- Fawke reported that she attended the farmers market last Saturday with Director Floen and Public Outreach Consultant, Kathleen Radnich, where they spoke with approximately 20 people, including residents and visitors.

10. MANAGER'S REPORT

General Manager Pro Tem Roman prepared and distributed a written manager's report which is included as an attachment to the minutes.

11. UPCOMING AGENDA AND FUTURE ITEMS

A. Anticipated Upcoming Agenda Items

Items currently anticipated for upcoming meetings; dates and items subject to change:

November 4, 2026

- Staff Items:
    - September 2026 Check Register
    - AMI Update
    - ERNIE agreement
- Board-requested item: None scheduled.
- Other anticipated items:
    - MBCA annual Desert-Wise Landscape Tour Outcome Presentation

B. Future Agenda Items Requested by Directors

- Doolittle – Emergency & disaster preparedness for board members
- Fick - None
- Floen - None
- Jarlsberg -None
- Fawke - None

12. CLOSED SESSION

1. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9(D)(2) AND/OR(3) 1 POTENTIAL CASE.
   TITLE: ANTICIPATED LITIGATION

2. PUBLIC EMPLOYEE DISCIPLINE, DISMISSAL, RELEASE PURSUANT TO GOVERNMENT CODE SECTION 54957.

The meeting adjourned to closed session. The meeting reconvened to open session at 6:27 pm

Legal Counsel John Pinkney reported that there was no reportable action.

13. ADJOURNMENT

On motion by Director Jarlsberg seconded by Director Floen, and approved by the Board, the meeting was adjourned at 6:28 p.m.

Respectfully submitted,

ANNE ROMAN (Nov 16, 2026 12:20:01 PST)

Anne Roman, General Manager Pro Tem & Board Secretary

TO VIEW THE MEETING RECORDING ON YOUTUBE, CLICK HERE:

2. JBWD MINUTES MEETING 10.15.26

Final Audit Report 2026-11-16

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