



SUMMERLAND SANITARY DISTRICT
2435 Wallace Avenue
Regular Board of Directors Meeting
Thursday September 12, 2019 at 5:00 p.m.

MINUTES

THE MEETING WAS CALLED TO ORDER AT 5:00 BY PRESIDENT J. FRANKLIN

I. ROLL CALL

| | | |
|-------------------|------------------|-----------------------------------|
| DIRECTORS PRESENT | JOHN FRANKLIN | |
| | DAVID NOVIS | |
| | MARTIN TUCKER | |
| | JAMES WITMER | |
| ABSENT | JOLONE COLOMY | |
| ALSO, PRESENT | MICHAEL SULLIVAN | General Manager |
| | MARJON SOUZA | Office Manager/Clerk to the Board |
| | JUDITH RATTRAY | Public Notary |

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF THE AGENDA

A motion was made by Director D. Novis to approve the agenda with the following amendment: Public Comment will be discussed before the closed session. The motion was seconded by Director M. Tucker and passed with four ayes and one absent vote.

IV. PUBLIC COMMENT

Mr. G. Boubel introduced himself. Mr. Boubel is the property owner of 173 Evans Avenue and has requested a Will Serve letter for the subdivision of his parcel. According to District's Ordinance No. 10, section 5, the capital recovery fee must be paid upfront, before the District can issue a Will Serve letter. Mr. Boubel wants to subdivide the parcel into three separate parcels, without further development at this time, and is asking the board to waive the payment of the capital recovery fee until the parcels will be developed further. The Board listened to Mr. Boubel's request and decided that this request will be placed on the next board meeting's agenda as an action item.

V. CLOSED SESSION

Conference with Legal Counsel- Existing Litigation (Subdivision (d) of Section §54956.9)
Title of Case: Santa Barbara Superior Court Case Number: 18CV01923 (Notice of Appeal)
Lucinda Malott Successor Trustee versus Summerland Sanitary District

President J. Franklin announced that the Board went into closed session, with a phone

Summerland Sanitary District
Minutes Regular Board Meeting 09/24/2019

conference with Legal Counsel Mr. Tony Trembley, at 5:11 p.m. The Board reconvened into open session at 5:20 p.m. President J. Franklin announced that no action was taken.

- VI. APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF AUGUST 8, 2019
A motion was made by Director D. Novis to approve the minutes for the regular board meeting. The motion was seconded by Director M. Tucker and passed with four ayes and one absent vote.
- VII. APPROVAL OF THE MONTHLY EXPENSES FOR THE MONTH OF AUGUST, INCLUDING PAYROLL AND PETTY CASH
General Manager M. Sullivan answered and clarified questions the Board had about pay out of bills. A motion was made by Director M. Tucker to approve the monthly expenses, including payroll and petty cash totaling \$92,382. The motion was seconded by Director D. Novis and passed with four ayes and one absent vote.
- VIII. COMMITTEE REPORTS
- A. Finance Committee Report
The Finance Committee did not meet.
- B. Administration, Operations & Personnel (AOP) Committee Report
The AOP Committee did not meet.
- IX. NEW BUSINESS
- A. Dedication Agreement for Sewer Facilities—Summerland Sanitary District
The Board of the Summerland Sanitary District received a copy of the Dedication Agreement for Sewer Facilities to be made between Murphy Family Trust and the Summerland Sanitary District and was requested execute the agreement, if terms and conditions are acceptable as presented.
- A motion was made by Director D. Novis to approve the Dedication Agreement for Sewer Facilities as presented. The motion was seconded by Director M. Tucker and passed with four ayes and one absent vote.
- The agreement was signed and notarized by the Public Notary Ms. Rattray.
- At this point Ms. Rattray left the meeting.
- B. CEQA Notice of Exemption for Sewer Facilities Improvements for single-family residence 239 Ortega Ridge Road, Santa Barbara /Tie-into to District Sewer Facilities.
The Board was requested to approve the Notice of Exemption as presented.
- A motion was made by Director M. Tucker to approve the CEQA Notice of Exemption for Sewer Facilities as presented. The motion was seconded by Director D. Novis and passed with four ayes and one absent vote.

The notice was signed.

C. Financial Status Report

The General Manager submitted Financial Status and Cash Balances Reports for Financial Status for Funds 5215, 5216 & 5217 and gave provide explanation where requested.

X. OPERATIONS FACILITY AND COLLECTION REPORT

General Manager M. Sullivan provide a written report on operations, facility and collection maintenance and provided explanation where requested.

- Salty Dog Dive Service performed the annual outfall inspection; the outfall buoy chain needs replacement. Replacement will be scheduled in the next couple of months.

XI. BOARD COMMUNICATIONS

A. Director Novis announced that the press release for obtaining certificate of transparency was published in Santa Barbara Noozhawk.

Director Novis also requested more information about Red Kettle Coffee shop and the reasoning behind them not being able to use ceramic mugs. General Manager Sullivan said that Red Kettle has chosen, at this time, not have a grease trap installed and therefore can only serve in paper cups.

President Franklin and Director Witmer attended the SCA meeting and were questioned regarding the Fish Reef Project. General Manager Sullivan will compile a fact sheet that explains that SSD can't be involved in placing Fish Reefs along the outfall pipeline.

B. Items for future Board meetings:

- Conference with Legal Counsel- Existing Litigation (Subdivision (d) of Section §54956.9)
Title of Case: Santa Barbara Superior Court Case Number: 18CV01923 (Notice of Appeal)
Lucinda Malott Successor Trustee versus Summerland Sanitary District
- 173 Evans Avenue request to issue a Will Serve letter for subdivision of property with waiver of payment of the Capital Recovery Fee, until further development of the property.


C. Next Board meeting date:

Thursday October 10, 2019.

XII. ADJOURNMENT

A motion was made by Director D. Novis to adjourn the meeting at 6:08 pm. The motion was seconded by Director M. Tucker and passed with four ayes and one absent vote.

Respectfully submitted:


Jim Witmer
Board President

Date: October 10, 2019

Minutes prepared by M. Souza