



## Regular Board of Directors Meeting

Thursday June 11, 2020 at 3:00 P.M.

### MINUTES

This meeting of the Board of Directors was conducted by teleconference in accordance with the Governor's March 17, 2020 Executive Order N-29-20 ("Executive Order").

Members of the public were able to observe, offer public comment and address the Board of Directors by joining via Zoom teleconference: 1-669-900-6833, meeting ID: 983 226 8568

THE MEETING WAS CALLED TO ORDER AT 3:07 P.M. BY PRESIDENT D. NOVIS

#### I. ROLL CALL

DIRECTORS PRESENT

JOLENE COLOMY  
DAVID NOVIS  
JOHN FRANKLIN  
MARTIN TUCKER  
JAMES WITMER

ABSENT

-

ALSO, PRESENT

NOE AGUILAR VEGA Treatment Plant Operations Supervisor  
MARJON SOUZA District Administrative Manager  
MICHAEL SULLIVAN Interim General Manager  
ANTHONY TREMBLEY Legal Counsel

#### II. PLEDGE OF ALLEGIANCE

#### III. APPROVAL OF THE AGENDA

President D. Novis asked if there were any modifications and/or changes to the agenda. Hearing none, the agenda was approved as submitted.

#### IV. PUBLIC COMMENT [NON-AGENDA ITEMS]

No public was present.

#### V. ITEMS TO BE DISCUSSED

##### CLOSED SESSION

(a) Conference with Legal Counsel- Existing Litigation (Subdivision (d) of Section §54956.9)  
Title of Case: Santa Barbara Superior Court Case Number: 18CV01923/Court of Appeal Case No. B298730

Lucinda Malott Successor Trustee versus Summerland Sanitary District

CLOSED SESSION

(b) Public Employee Performance Evaluation [Govt. Code Section 54957]

- A. District Administrative Manager
- B. Treatment Plant Operations Supervisor

President D. Novis announced that the Board went into closed session at 3:09 p.m. to discuss item (a) and (b). Staff N. Aguilar Vega and M. Souza left the meeting at this point.

The Board reconvened into open session at 4:05 p.m. President D. Novis announced that no action was taken for item (a) and (b). Staff N. Aguilar Vega and M. Souza joined the meeting.

VI. APPROVAL OF THE MINUTES FOR THE REGULAR BOARD MEETING MAY 28, 2020 [Action-item]

A motion was made by Director M. Tucker to approve the minutes of the Regular Board meeting of May 28, 2020. The motion was seconded by Director J. Colomy. The motion was carried by the following roll call vote:

|          |   |  |
|----------|---|--|
| AYES:    | 5 | J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer |
| NOES:    | 0 | None   |
| ABSENT:  | 0 | None   |
| ABSTAIN: | 0 | None   |

VII. APPROVAL OF THE MONTHLY EXPENSES FOR MAY 2020, INCLUDING PAYROLL AND PETTY CASH [Action-item]

A motion was made by Director J. Colomy to approve the monthly expenses, including payroll and petty cash totaling \$46,912. The motion was seconded by Director M. Tucker. The motion was carried by the following roll call vote:

|         |     |  |
|---------|-----|--|
| AYES    | : 5 | J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer |
| NOES    | : 0 | None   |
| ABSENT  | : 0 | None   |
| ABSTAIN | : 0 | None   |

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 [Action Items]

- A. Resolution 2020-02 Candidate's Statement of Qualifications and Notice of Elective Officers to be filled in the Summerland Sanitary District.

A motion was made by Director J. Colomy to approve resolution 2020-02. The motion was seconded by Director J. Franklin. The motion was carried by the following roll call vote:

|      |     |  |
|------|-----|--|
| AYES | : 5 | J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer |
| NOES | : 0 | None   |

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ABSENT : 0 None  
ABSTAIN : 0 None

**B. Resolution 2020-03 Conflict of Interest Code**

The Conflict of Interest Code was reviewed, an amendment was made to Exhibit "B" to reflect that management positions are included in the reporting requirements.

A motion was made by Director J. Franklin to approve resolution 2020-03 Conflict of Interest Code. The motion was seconded by Director M. Tucker. The motion was carried by the following roll call vote:

AYES : 5 J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer  
NOES : 0 None  
ABSENT : 0 None  
ABSTAIN : 0 None

**C. Resolution No. 2020-04 Setting the Date for a Hearing and Giving Notice Thereof of Election to Collect Sewer Service Charges on the County Tax Roll**

A motion was made by Director J. Colomy to approve resolution 2020-04 Setting the Date for a Hearing and Giving Notice Thereof of Election to Collect Sewer Service Charges on the County Tax Roll. The motion was seconded by Director M. Tucker. The motion was carried by the following roll call vote:

AYES : 5 J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer  
NOES : 0 None  
ABSENT : 0 None  
ABSTAIN : 0 None

**D. Resolution No. 2020-05 Agreeing that the Alternate Method of Distribution of Property Tax Levies & Assessments be Applicable to Tax Levies Made by the County of Santa Barbara, State of California.**

A motion was made by Director J. Colomy to approve resolution 2020-05 Agreeing that the Alternate Method of Distribution of Property Tax Levies & Assessments be Applicable to Tax Levies Made by the County of Santa Barbara, State of California. The motion was seconded by Director M. Tucker. The motion was carried by the following roll call vote:

AYES : 5 J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer  
NOES : 0 None  
ABSENT : 0 None  
ABSTAIN : 0 None

**E. Consideration of award of contract for FY2020-21 Golden Gate Mainline Repair.**

The District received three bid proposals.

Director J. Franklin asked if staff had experience working with Tierra Contracting in the past. Operations Supervisor N. Aguilar said that the District has worked with Tierra and have had very positive work experiences with this company. Interim G.M. M. Sullivan concurred.

A motion was made by Director J. Franklin to award the Golden Gate Mainline repair contract to Tierra. The motion was seconded by Director J. Witmer. The motion was carried by the following roll call vote:

|         |     |  |
|---------|-----|--|
| AYES    | : 5 | J. Colomy, J. Franklin, D. Novis, M. Tucker, J. Witmer |
| NOES    | : 0 | None   |
| ABSENT  | : 0 | None   |
| ABSTAIN | : 0 | None   |

F. Financial Status Report May 2020

District Administrative Manager M. Souza gave explanation to the financial status report. Financial Status Report May 2020 was accepted and filled.

X. TREATMENT PLANT OPERATIONS SUPERVISOR REPORT

Treatment Plant Operations Supervisor Mr. Aguilar Vega said that all is going well at the plant and that everyone is happy to have returned to work. In addition to the written report Mr. Aguilar Vega completed the required CA Local Ethics Training (AB 1234) and Anti-Harassment Training for Supervisors (AB1825) and participated in a Zoom SAMA meeting yesterday. Operations Supervisor Aguilar Vega and Interim GM Sullivan held a Zoom job interview with a candidate for the vacant position. This candidate has been invited to visit the plant tomorrow for a plant tour. The AOP-Committee will be included for the second job interview. Operations Supervisor Aguilar Vega asked if there were any other questions about the submitted Operations Report, there were none. President D. Novis thanked Mr. Aguilar Vega for the report.


XI. BOARD COMMUNICATIONS

- A. Board communications: None
- B. Items for future Board meetings: None
- C. Next Board meeting date:  
Thursday June 25, 2020 at 3:00 p.m.

XII. ADJOURNMENT

A motion was made by President D. Novis to adjourn the meeting at 4:20 p.m. The motion was seconded by Director J. Colomy and passed with five ayes.

Respectfully submitted:

  
Jolene Colomy  
Secretary

Date: June 25, 2020

Minutes prepared by M. Souza