



## Minutes of the Regular Board of Directors Meeting

Thursday January 14, 2021 at 3:00 P.M.

These are the minutes of the regular meeting of the Governing Board of the Summerland Sanitary District. The Governing Board of the Summerland Sanitary District held a regular meeting outdoors at the district premises located at 2435 Wallace Ave, Summerland, California with social distancing protocols. The meeting was conducted in accordance with the Governor’s Executive Order No. N-29-20. To minimize the potential spread of the Covid-19 virus, the District did not permit public access to the meeting location. The public was able to listen to the meeting telephonically by calling +1 669 900 6833 (San Jose) Meeting Code ID: 983 226 8568 or through the internet at <https://us02web.zoom.us/j/9832268568>.

The agenda notice for this meeting, including instructions for the public to provide comments and/or participate in the electronic meeting, was posted at the district’s website, bulletin board and at the post office at least 72-hours in advance of the meeting.

PRESIDENT D. NOVIS CALLED THE REGULAR BOARD MEETING TO ORDER AT 3:01 P.M.

I. ROLL CALL

DIRECTORS PRESENT

- JOLENE COLOMY
- DAVID NOVIS
- JOHN FRANKLIN
- JAMES WITMER
- MARTIN TUCKER (VIA TELEPHONE)

ABSENT

-

ALO PRESENT

- NOE AGUILAR VEGA Treatment Plant Operations Supervisor
- MARJON SOUZA District Administrative Manager
- TRACEY SOLOMON CPA, Bartlett, Pringle & Wolf, LLP
- ANTHONY TREMBLEY Legal Counsel (Via Zoom)

II. PLEDGE OF ALLEGIANCE

III. CERTIFICATE OF OATH OF OFFICE

Mr. M. Tucker took the Oath of Office, which was administered by the Clerk to the Board.

IV. 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.

V. PUBLIC COMMENT [NON-AGENDA ITEMS]

No public comments were submitted, and no public was present via telephone, or Zoom.

VI. APPROVAL OF THE MINUTES FOR THE REGULAR BOARD MEETING OF DECEMBER 10, 2020  
[Action-item]

A motion was made by Director J. Colomy to approve the minutes of the Regular Board Meeting of December 10, 2020 with the amendment that Director Tucker was absent and did not abstain during the motions. 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, J. Witmer, M. Tucker
NOES:	0	None
ABSENT:	0	None
ABSTAIN:	0	None

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

District Management answered and clarified questions the Board had about pay out of bills. A motion was made by Director J. Colomy to approve the monthly expenses, including payroll and petty cash totaling \$91,145 for Fund 5215. The motion was seconded by Director J. Witmer and passed with the following roll call vote:

AYES:	5	J. Colomy, J. Franklin, D. Novis, J. Witmer, M. Tucker
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.

C. Ad-hoc Committee

The Ad-hoc Committee did not meet.

VIII. NEW BUSINESS [Action Items]

A. **Financial Statements FY2019-20 and Management Report June 30, 2020**

The Board received a presentation of the Annual Financial Report and Management Report FY 2019-20 presented by Tracey Solomon, CPA of Bartlett, Pringle & Wolf, LLP. The Board was requested to accept the Financial Statements as presented.

Ms. Solomon first discussed the required letter of communication and informed the Board that no significant matters related to conducting the audit were found. Ms. Solomon then presented the Statements of Net Positions & Cash Flows and went over the management discussions and exhibits where requested. The District is showing a slight increase in net position and is in a healthy shape. Ms. Solomon advised to consider creating a Long-term Capital Replacement program for future expenses. The Board and staff thanked Ms. Solomon for the excellent presentation.

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A motion was made by Director J. Colomy to accept the Financial Statements for FY2019/20 as presented. The motion was seconded by J. Witmer and passed with the following roll call vote:

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

**B. Request for Compensation Approval for the Board Members Attendance at the Mandatory Sexual Prevention Harassment Training Pursuant AB 1825 & AB1661 and Attendance Requirement of the Board President for Agenda Setting Meetings**

The Board of Directors were requested to approve a \$175 compensation for the required "Sexual Prevention Harassment" training pursuant AB 1825 & AB1661 and for the required Agenda Setting Meetings of the Board President with District Management for Regular and Special Board meetings. This approval request is pursuant Resolution No. 2015-01 Section 1, item C.

A motion was made by Director J. Franklin to accept the request for compensation of \$175 for the Required Sexual Prevention Harassment training and the Agenda Setting Meetings for Regular and Special Board meetings. The motion was seconded by J. Colomy and passed with the following roll call vote:

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

**IX. CLOSED SESSION ITEM**

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

Board President, D. Novis, announced that the Board entered into a closed session with legal counsel and district staff at 3:59 p.m. to discuss item IX.

President D. Novis announced that the Board reconvened into open session at 4:15 p.m. and reported that no action was taken.

**X. FINANCIAL STATUS REPORT DECEMBER 2020**

The Board received a Financial Status and Cash Balances Reports for Funds 5215, 5216 & 5217 and staff provided explanation where requested. The Board accepted the report as presented.

**XI. TREATMENT PLANT OPERATIONS SUPERVISOR REPORT**

Treatment Plant Operations Supervisor N. Aguilar Vega provided a written report and in addition to the report he informed the hydraulic study will be completed in two weeks. The

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District had a sewer overflow on Ortega Hill Road on December 19, 2020. Sewage was completely recovered from the creek nearby.

XII. DISTRICT ADMINISTRATIVE MANAGER REPORT

District Administrative Manager M. Souza provided a written report and answered questions the board had regarding the report.

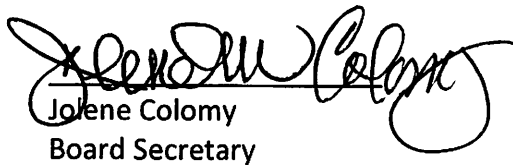
XIII. BOARD COMMUNICATIONS

- A. Board communications: President D. Novis informed the Board about talks about a possible merger between MSD and MWD and that it was mentioned to possibly include SSD in the merger conversations.
- B. Items for future Board meetings. None
- C. Next Board meeting date:  
Regular Board Meeting February 11, 2021 at 3:00 p.m.

XIV. ADJOURNMENT

A motion was made by Director J. Colomy to adjourn the Regular meeting at 4:45 p.m. The motion was seconded by Director J. Witmer and passed with five ayes.

Respectfully submitted:

  
Jolene Colomy  
Board Secretary

Date: February 11, 2020

Minutes prepared by M. Souza