



## Minutes of the Special Board of Directors Meeting

Monday, May 9, 2022, at 2:00 p.m.

These are the minutes of the special board meeting of the Governing Board of the Summerland Sanitary District. The Governing Board of the Summerland Sanitary District held a special meeting at the District's office, located at 2435 Wallace Avenue, Summerland CA.

Public was able to listen to the meeting telephonically by calling +1 669 900 6833 (San Jose) 983 226 8568 or through the internet at <https://us02web.zoom.us/j/9832268568>. Public was also permitted at the meeting.

The agenda notice for this meeting, including instructions for the public to provide comments and/or participate in the electronic meeting, was posted on the district's website, bulletin board, and at the post office at least 24-hours in advance of the meeting.

PRESIDENT D. NOVIS CALLED THE REGULAR BOARD MEETING TO ORDER AT 2:01 P.M.

I. ROLL CALL

DIRECTORS PRESENT

JOLENE COLOMY  
DAVID NOVIS  
JOHN FRANKLIN  
MARTIN TUCKER  
JAMES WITMER

(via telephone)

OTHERS PRESENT

NOE AGUILAR VEGA  
MARJON (Mar) SOUZA  
JANET MCGINNIS

Operations Manager  
Administrative Manager  
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

No public comments were submitted, and no public was present via telephone, Zoom, or at the meeting location.

V. CLOSED SESSION ITEM

Conference with Legal Counsel – Existing Litigation – Government Code, § 54956.9(d)(1) *Lucinda Malott, etc. versus Summerland Sanitary District*, Santa Barbara Superior Court No. 18CV01923.

At 2:03 p.m., Board President D. Novis announced the commencement of the closed session.

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At 2:40 p.m., Board President D. Novis announced that the Board reconvened into open session and that the following reportable action was taken during the closed session:

The Board of Directors authorized Legal Counsel to convey to the mediator and Ms. Malott's counsel that it accepted the terms of the proposal for settlement and to work with counsel and the mediator to prepare a written settlement agreement. The Board further authorized Board president D. Novis to sign any settlement agreement approved as to form by District Counsel.

VI. ADJOURNMENT

A motion was made by Director J. Witmer to adjourn the Special Board Meeting at 2:43 p.m. The motion was seconded by Director J. Franklin and passed with five ayes.

Respectfully submitted:



Jim Witmer  
Board Secretary

June 9, 2022

Minutes prepared by M. Souza