



## Minutes of the Regular Board of Directors Meeting

Thursday, July 14, 2022, at 3:00 p.m.

These are the minutes of the regular meeting of the Governing Board of the Summerland Sanitary District held at the District’s Office at 2435 Wallace Avenue, Summerland, California.

The public was able to listen to the meeting telephonically by calling +1 669 900 6833 (San Jose), code 983 226 8568, or through the internet at <https://us02web.zoom.us/j/9832268568>. The public was also allowed to attend 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 and 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 3:00 p.m.

I. CALL TO ORDER/ROLL CALL

DIRECTORS PRESENT	JOLENE COLOMY DAVID NOVIS JOHN FRANKLIN JAMES WITMER MARTIN TUCKER	
ABSENT	-	
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

IV. President D. Novis asked if there were any modifications and/or changes. Hearing no objections, the agenda was approved as submitted.

V. PUBLIC COMMENT [NON-AGENDA ITEMS]

No public comments were submitted, and one member of the public was present via telephone.

VI. APPROVAL OF THE MINUTES FOR THE REGULAR BOARD MEETING OF JUNE 9, 2022, AND THE SPECIAL BOARD MEETING OF JUNE 23, 2022 [Action Item]

A motion was made by Director J. Franklin to approve the minutes of the Regular Board Meeting of June 9, 2022, and the Special Board Meeting of June 23, 2022. The motion was seconded by Director M. Tucker, and 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 JUNE 2022, INCLUDING PAYROLL AND PETTY CASH [Action Item]

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District Management answered the Board’s questions and clarified information about the payout of bills. A motion was made by Director J. Franklin to approve the monthly expenses, including payroll and petty cash totaling \$301,130 for Fund 5215 (this includes an interfund transfer of \$214,213 to Capital Fund 5217) and \$208,580 for Fund 5217. The motion was seconded by Director J. Colomy, and 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. PRESENTATION BY MR. PRATER, EXECUTIVE OFFICER OF LAFCO [Non-Action Item]

The Board received a presentation from Mr. Mike Prater (LAFCO) regarding the role of LAFCO if a Special District requests dissolution and subsequent annexation into a neighboring Sanitary District and received information regarding the process in the board package. Board and staff had the opportunity to ask questions and thanked Mr. Prater for a very informative presentation.

At this point Mr. Prater left the meeting.

VIII. COMMITTEE REPORTS

A. Finance Committee Report

The Finance Committee did not meet.

B. Administration, Operations & Personnel (AOP) Committee

The AOP- Committee did not meet.

C. Ad Hoc- Rate Study Committee

The Ad Hoc-Rate Study Committee did not meet due to cancelation by the Board President.

IX. 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 3:50 p.m., Board President D. Novis announced the commencement of the closed session.

At 4:10 p.m., Board President D. Novis announced that the Board had reconvened into open session and that there was no reportable action taken during the closed session.

X. OLD BUSINESS ITEMS

A. Emergency Repair Report for the Replacement of Treatment Plant’s Blowers as Authorized by Resolution 2021-08 [Non-Action Item]

The Board reviewed the submitted staff report. Operations Manager N. Aguilar Vega said the installation of the Blowers is still scheduled to be completed by the end of August 2022.

Until the completion of the installation, the emergency condition, as described in Resolution 2021-08, still exists.

- B. Emergency Repair Report for the Maintenance on the District’s Outfall Pipeline as Authorized by Resolution 2021-09 [Non-Action Item]

The Board reviewed the submitted staff report that included a detailed timeline. The emergency condition , as described in Resolution 2021-09, was declared terminated as required per Public Contract Code, Chapter 2.5 Emergency Contracting Procedures, Section 22050.

- C. **Rate Study Fiscal Year 2022-23** [Non-Action Item]

The Board discussed initiating a Rate Study during the fiscal year 2022-23 at the last board meeting and will revisit this topic.

The Board discussed entering into a new rate study during fiscal year 2022-23 and instructed staff to research possible rate study firms. On the next agenda for the regular board meeting of August the agenda item “request for proposals for a rate study” will be included.

XI. NEW BUSINESS ITEMS

- A. Board Discussion: District’s Future [Non-Action Item]

The Board will hold a discussion on the District’s future predicated on cost/revenues and climate change.

This agenda item was rescheduled to be discussed during the Board meeting of August.

- B. Resolution 2022-06: Resolution of the Board of Summerland Sanitary District Ordering the Filing with the County Auditor of a Report of Sewer Service Charges for the Fiscal Year 2022-23 to be Placed on and Collected by Means of the County Tax Roll [Action Item]

The Board reviewed and considered adopting Resolution No. 2022-06.

A motion was made by Director J. Colomy to adopt Resolution No. 2022-06 A Resolution of the Board of Summerland Sanitary District Ordering the Filing with the County Auditor of a Report of Sewer Service Charges for the Fiscal Year 2022-23 to be Placed on and Collected by Means of the County Tax Roll. The motion was seconded by Director J. Franklin, and 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

Resolution 2022-06 was signed and sealed.

- C. **Board Members Compensation** [Action Item]

The Board reviewed the Compensation Schedule of Board members from surrounding Districts and the staff report and considered increasing the Board member’s compensation.

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A motion was made by Director J. Franklin to not increase the Board members compensation at this time. The motion was seconded by Director J. Witmer, and 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

X. FINANCIAL STATUS REPORT – JUNE 2022 [Action Item]

The Board received Financial Status and Cash Balances Reports for Funds 5215, 5216, and 5217, and staff provided explanations as requested.

A motion was made by Director J. Franklin to accept the Financial Status Report of June 2022. The motion was seconded by Director M. Tucker, and 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

IX. OPERATIONS MANAGER REPORT

Operations Manager N. Aguilar Vega provided a written report and answered Board questions.

- Staff discovered that there was a water leak within the treatment plants plumbing system and had a company come out to detect the location of the break. The waterline has been repaired and a report will be made to MWD to request reimbursement for the extra water usage.

X. ADMINISTRATIVE MANAGER REPORT

Administrative Manager M. Souza provided a written report and answered Board questions.

XI. BOARD COMMUNICATIONS

- A. Board communications: None
- B. Items for future Board meetings: request for proposals for Rate Study FY2022-23
- C. The next regular board meeting is Thursday, August 11, 2022, at 3:00 p.m.

XII. ADJOURNMENT

A motion was made by Director J. Witmer to adjourn the Regular Board Meeting at 4:55 p.m. and was seconded by Director J. Franklin and carried by five ayes.

Respectfully submitted:

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Jim Witmer  
Board Secretary

Date: August 9, 2022

Minutes prepared by M. Souza