



## Minutes of the Regular Board of Directors Meeting

Thursday September 9, 2021, at 2:00 p.m.

These are the minutes of the regular board meeting of the Governing Board of the Summerland Sanitary District. The Governing Board of the Summerland Sanitary District held a regular meeting at 2435 Wallace Avenue, Summerland, California.

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>. Public was also permitted at the meeting utilizing social distancing protocols.

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 2:02 p.m.

### I. CALL TO ORDER/ROLL CALL

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

ALSO PRESENT	NOE AGUILAR VEGA      Operations Manager MARJON SOUZA          District Administrative Manager GREGORY PATTERSON    District Legal Counsel (via Zoom) NICK TURNER            General Manager Montecito Water District
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### II. PLEDGE OF ALLEGIANCE

### III. APPROVAL OF THE AGENDA

President D. Novis asked if there were any modifications and/or changes. President D. Novis requested to move up the New Business item A. Montecito Water District Enhance Recycle Water Feasibility Study (ERWFS), General Manager Nick Turner, due to time concern. Director J. Colomy moved to approve the change to the agenda, the motion was seconded by Director J. Franklin and passed with five ayes.

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

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

V. APPROVAL OF THE MINUTES FOR THE REGULAR BOARD MEETING OF AUGUST 12, 2021  
[Action-item]

A motion was made by Director J. Colomy to approve the minutes of the Regular Board Meeting of August 12, 2021. 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
ABSENT:	0	None
ABSTAIN:	0	None

VI. APPROVAL OF THE MONTHLY EXPENSES FOR AUGUST 2021, 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. Franklin to approve the monthly expenses, including payroll and petty cash totaling \$80,710 for Fund 5215, \$4,644 for Fund 5216 and \$20,998 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

VII. 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 Committee will meet on September 23, 2021, at 10:00 a.m. A report of this meeting will be given at the next Board meeting.

IX NEW BUSINESS ITEM

A. **Montecito Water District Enhance Recycle Water Feasibility Study (ERWFS) General Manager Nick Turner** [Non-Action Item]

General Manager, Nick Turner, contacted the district to inquire if SSD has interest in being updated and involved in ERWFS process. Mr. Turner joined the meeting via Zoom to answer any of the questions. Staff provided the Board with a report for additional information and recommendation.

Mr. Turner joined the meeting via Zoom at this point and gave background information about the collaboration project with Montecito Sanitary District. Mr. Turner said that the intent of the study is to explore possible ways on the potable reuse of water from Montecito Sanitary District, which could be indirect, or direct portable reuse. Carollo

Engineers is retained for the study and the study is expected to be completed in nine to twelve months. Mr. Tuner said that feasible projects will rise to the top during the study and perhaps, if recycled water is recommended to be distributed to Carpinteria Sanitary District, Summerland Sanitary District could benefit. Mr. Turner said that he contacted SSD staff a couple of weeks ago to gauge the level of interested in joining the process. SSD could join at a detail level, or at milestone points. Director Colomy asked if Carpinteria was on board with this process. Mr. Turner said that both and Carpinteria Sanitary District and Carpinteria Valley Water District are closely involved in the feasibility study, as well as the Santa Barbara Water Resources Department. President D. Novis said that he was interested in attending the meetings. Mr. Turner said that he would let SSD staff know when the Joint Committee meetings will take place, so President Novis can attend. Director J. Franklin asked if Carpinteria City was involved. Mr. Turner said not at this time. President D. Novis thanked Mr. Turner for his time and the presentation.

VIII. CLOSED SESSION

Conference with Legal Counsel- Existing Litigation (Subdivision (d)(1) 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 in a closed session with legal counsel and staff at 2:30 p.m. to discuss closed session item: *Conference with Legal Counsel- Existing Litigation (Subdivision (d)(1) of Section §54956.9)*

President D. Novis announced that the Board reconvened in open session at 3:10 p.m. and reported that no action was taken.

IX. NEW BUSINESS

**B. Report from the Board President on the “Excellence in Safety” Award Ceremony [Non-Action Item]**

Board president D. Novis, attended the SDRMA award ceremony on September 1, 2021, to receive the McMurchie Excellence in Safety Award for the Small Member Category in Monterey. President D. Novis showed the award and handed out the of Coastal View Newspaper in which a write up, including picture of the event, was published. The Board was very pleased with the award and news article.

**C. Discussion of Recruitment for New General Counsel Legal Services. The Board will consider receiving proposals for general counsel services and to direct staff regarding next steps in the selection and engagement process [Non-Action Item]**

Board President D. Novis announced that there will be a special board meeting Thursday September 16, 2021, at 8:00 a.m. to interview Janet McGinnis of Janet K. McGinnis Law Offices and to discuss Ms. McGinnis proposal. The interview will be followed by a closed session.

X. FINANCIAL STATUS REPORT AUGUST 2021

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. OPERATIONS MANAGER REPORT

Operations Manager N. Aguilar Vega provided a written report and answered questions the board had regarding the report. Mr. Aguilar Vega informed the Board the following:

- On August 30<sup>th</sup> the district had a violation for insufficient “total suspended solids” (TSS) removal. Operations Manager N. Aguilar Vega disagreed with this testing result, due to outstanding water quality results during the days right before and after the violation test. The test result was also not correlated to another sample of normal value. The district seems to have more and more faulty tests by FGL lab. Operation Manager N. Aguilar Vega will be searching for a new testing lab and will report back to the board.
- Operations Manager N. Aguilar Vega met with Longitude Engineering firm to request a proposal for the project management of the outfall pipeline. This firm suggested a condition assessment of the outfall. The Condition assessment was suggested to find out the state of the outfall pipeline and to see how many years were left before rehabilitation was necessary. Longitude Engineering provided a proposal for this, which had a high price tag. This proposal was going to be presented to the Board. Salty Dog was requested to include some of the tasks (in their annual outfall inspection) to reduce the price of the proposal. Salty Dog reported their findings to Longitude Engineering and as a result no condition assessment will be needed. The outfall is in repair mode and rehabilitation is needed. Longitude Engineering will provide a proposal for project management, which will be presented to the Board, hopefully by next month.

XII. DISTRICT ADMINISTRATIVE MANAGER REPORT

District Administrative Manager M. Souza provided a written report and answered questions the board had regarding the report. Operation Manager and District Administrative Manager met with the property owners who own the lot next to the District’s Lift Station #1. They are proposing to build a fence along the district’s property line. Easement were discussed and no issues are foreseen with this project.

XIII. BOARD COMMUNICATIONS

- A. Board communications: President D. Novis proposed to enjoy a lunch with Board members and staff to celebrate the Safety Award. Operation Manager N. Aguilar Vega will reach out to everyone to set up a date in November.
- B. Items for future Board meetings: -
- C. Next Board meetings dates:  
Special Board Meeting Thursday September 16, 2021, at 8:00 a.m.  
Regular Board Meeting Thursday October 14, 2021, at 3:00 p.m.

XIV. ADJOURNMENT

A motion was made by Director J. Witmer to adjourn the Regular Board meeting at 3:30 p.m. The motion was seconded by Director J. Franklin and was carried by five ayes.

Respectfully submitted:

  
Jolene Colomy  
Board Secretary

Date: October 14, 2021

Minutes prepared by M. Souza