



Regular Board of Directors Meeting
Thursday, May 9, 2024, at 3:00 p.m.
2435 Wallace Avenue, Summerland CA 93067

NOTES

This meeting will be held at the District's office at 2435 Wallace Avenue in Summerland. The public may 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 public may also attend the meeting. Should you wish to participate by offering comments on either non-agenda or agenda-related items, please follow the instructions set forth in Item IV of the agenda.

Materials related to an item on this agenda, which are part of the agenda packet, are available for public inspection on the District's website at www.summerlandsd.org, or during normal business hours (8:00 a.m. - 4:00 p.m. weekdays) in the District's office.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (805) 969-4344. Notification 24 hours prior to the meeting will help the Clerk make reasonable arrangements to ensure accessibility to this meeting.

AGENDA

- I. **CALL TO ORDER/ROLL CALL**
- II. **PLEDGE OF ALLEGIANCE**
- III. **APPROVAL OF THE AGENDA** [Action Item]
The Board President will ask the Board, public, and staff if there are any additions or modifications to the Agenda.
- IV. **PUBLIC COMMENT** [Non-Agenda Items]
The public may address the Governing Board on items of interest to the public that are not already on the agenda and are within the subject matter jurisdiction of the Board.
The three-minute time limit is pursuant to District regulation.
- V. **APPROVAL OF THE MINUTES FOR THE REGULAR BOARD MEETING OF APRIL 11, 2024**
[Action Item]
- VI. **APPROVAL OF THE MONTHLY EXPENDITURES FOR APRIL 2024, INCLUDING PAYROLL AND PETTY CASH** [Action Item]
- VII. **COMMITTEE REPORTS**
 - A. Finance Committee Report
 - B. Administrative, Operations & Personnel Committee Report
 - C. Ad-Hoc Strategic Committee Report

SUMMERLAND SANITARY DISTRICT
Regular Board of Directors Meeting
AGENDA

VIII. OLD BUSINESS ITEM

A. Casmalia Resources Hazardous Waste Site. [Action Item]

Description: The Board received a memo from Legal Counsel with advice to enter into the Tolling Agreement Extension and with information concerning the District's ability to settle its exposure as a Potentially Responsible Party. The Board will be asked to authorize the Board president to enter the Tolling Agreement Extension.

IX. NEW BUSINESS ITEMS

A. Sewer Service Charges Rate Study for Fiscal Year 2025-26. [Action Item]

Description: The Board will consider whether to begin a Sewer Service Charges Rate Study to be completed during fiscal year 2024-25 for sewer charges that will be assessed on and after July 1, 2025.

B. Resolution 2024-01 Candidate's Statement of Qualifications. [Action-item]

Description: The Board is requested to adopt certain policies in regard to the statements of candidates for office as members of the governing board of the District.

C. Request to deposit cash funding to the Montecito Bank & Trust Payroll Account with \$10,000 and the Montecito Bank & Trust Petty Cash Account with \$1,000. [Action Item]

Description:

The District maintains two bank accounts in addition to funds that are held by the County of Santa Barbara Financial System. These bank accounts are used for payroll and petty cash expenditures. District Management is requesting approval to transfer the requested cash amounts due to foreseen underfunding for the upcoming fiscal year.

X. FINANCIAL STATUS REPORT APRIL 2024 [Action Item]

The Board will receive Financial Status and Cash Balance Reports for Funds 5215, 5216, and 5217 and may ask staff for explanations. The Board will be asked to accept the reports as presented.

XI. OPERATIONS MANAGER REPORT

The Operations Manager will provide a written report on operations, facility, collection system maintenance, and regulatory affairs and will provide explanations as requested.

XII. ADMINISTRATIVE MANAGER REPORT

The Administrative Manager will provide a written report on the District's administrative and financial affairs and will provide explanations as requested.

XIII. BOARD COMMUNICATIONS

- A. Board Communications
- B. Items for future Board meetings
- C. Next Board meeting date

XIV. ADJOURNMENT



Minutes of the Regular Board of Directors Meeting

Tuesday, April 11, 2024, at 3:00 p.m.

These are the minutes of the Summerland Sanitary District Governing Board meeting 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 invited to attend the meeting in person.

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 J. WITMER CALLED THE REGULAR BOARD MEETING TO ORDER AT 3:01 P.M.

I. CALL TO ORDER/ROLL CALL

DIRECTORS PRESENT	JOLENE COLOMY JOHN FRANKLIN GARY ROBINSON JAMES WITMER	
ABSENT	MARTIN TUCKER	
OTHERS PRESENT	DAVID LEWIS MARJON (MAR) SOUZA JANET MCGINNIS	Operations Manager Administrative Manager Legal Counsel

II. PLEDGE OF ALLEGIANCE

III. APPROVAL OF THE AGENDA

President J. Witmer said that it came to his attention that the board package did not include an email that was received on March 25th from Mr. Armendariz. This email will be discussed under the Closed Session item and should be included in the board packet and distributed by the Clerk of the Board. Clerk M. Souza distributed the document.

In addition, President J. Witmer proposed moving up the agenda item “Request by Heal the Ocean to Temporarily Install a Meteorology Trailer at the Summerland Sanitary District” after the agenda item “Approval of the Expenditures”. President J. Witmer said that Mr. Harry Rabin from Heal the Ocean had joined the meeting via Zoom to answer any questions and he did not want Mr. Rabin to wait to speak until after the closed session.

President J. Witmer asked if there were any other proposed additions or modifications to the Agenda. There was none.

Director J. Colomy made a motion to approve the Agenda with the additions and modifications. The motion was seconded by Director J. Franklin and was carried by the following roll call vote:

AYES:	4	J. Colomy, J. Franklin, G. Robinson, J. Witmer
NOES:	0	None
ABSENT:	1	M. Tucker
ABSTAIN:	0	None

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IV. PUBLIC COMMENT [Non-Agenda Items]

No public comments were submitted in advance. No members of the public were present in-person or via Zoom videoconference.

V. APPROVAL OF THE MINUTES FOR THE REGULAR BOARD MEETING OF MARCH 19, 2024 [Action Item]

Director J. Colomy made a motion to approve the minutes of the Regular Board Meeting of March 19, 2024. The motion was seconded by Director J. Franklin and was carried by the following roll call vote:

AYES:	4	J. Colomy, J. Franklin, G. Robinson, J. Witmer
NOES:	0	None
ABSENT:	1	M. Tucker
ABSTAIN:	0	None

VI. APPROVAL OF THE MONTHLY EXPENSES FOR MARCH 2024, INCLUDING PAYROLL AND PETTY CASH [Action Item]

District Management answered the Board's questions and clarified information about the payout of bills. Director J. Franklin made a motion to approve the monthly expenses, including payroll and petty cash totaling \$70,514 for Fund 5215. The motion was seconded by Director J. Colomy, and was carried by the following roll call vote:

AYES:	4	J. Colomy, J. Franklin, G. Robinson, J. Witmer
NOES:	0	None
ABSENT:	1	M. Tucker
ABSTAIN:	0	None

VIII. NEW BUSINESS ITEMS

A. Request by Heal the Ocean to Temporary Install a Meteorology Trailer at the Summerland Sanitary District [Action Item]

The Board received a letter, on March 15, 2024, from Mr. Rabin of Heal the Ocean requesting to install a meteorology trailer for six to nine months on the Summerland Sanitary District's property as part of the Summerland Oil Mitigation Study.

Mr. Rabin explained the project and its benefits for the community. One of the two project trailers has already been installed at Lookout Park. Operations Manager D. Lewis included a picture of this trailer in the board meeting packet. Mr. Lewis was contacted and met with the project team on site and identified an appropriate fitting location on the west side of the District's property. The antenna tower is 30 ft. high. The Board directed staff to notify the neighbor of the temporary installment of the trailer. Copies of the Liability insurance has been submitted by both Heal the Ocean and Bubeology Research Institute (with SSD as being named as additional insured).

Director J. Franklin made a motion to approve the installment of the meteorology trailer for the Oil Mitigation Study for up to nine months. The motion was seconded by Director G. Robinson, and was carried by the following roll call vote:

AYES:	4	J. Colomy, J. Franklin, G. Robinson, J. Witmer
NOES:	0	None
ABSENT:	1	M. Tucker
ABSTAIN:	0	None

Summerland Sanitary District
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IX. CLOSED SESSION ITEM

Conference with Legal Counsel – Anticipated Litigation, Gov. Code, § 54956.9(d)(2) (Radis Family Trust vs Summerland Sanitary District)

President J. Witmer announced at 3:17 p.m. that the Board, staff, and legal counsel entered into a closed session to discuss item “Conference with Legal Counsel – Anticipated Litigation, Gov. Code, § 54956.9(d)(2) (Radis Family Trust vs Summerland Sanitary District).”

President J. Witmer announced at 3:58 p.m. that the Board reconvened into an open session. He reported that information was exchanged and the Board provided direction to legal counsel and the Legal Affairs Committee.

VII. COMMITTEE REPORTS

A. Finance Committee Report

Did not meet.

B. Administration, Operations & Personnel (AOP) Committee

Did not meet.

C. Ad-Hoc Strategic Committee

The Ad-Hoc Strategic Committee did not meet. The Committee received the news that Montecito Water District in collaboration with Montecito Sanitary District put their Indirect Potable Reuse Project on hold until further notice. The Committee will discuss in the upcoming week what this could mean for Summerland Sanitary District.

IX. FINANCIAL STATUS REPORT – MARCH 2024 [Action Item]

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

A motion was made by Director J. Colomy to accept the financial status report for March 2024. The motion was seconded by Director J. Franklin, and was carried by the following roll call vote:

AYES:	4	J. Colomy, J. Franklin, G. Robinson, J. Witmer
NOES:	0	None
ABSENT:	1	M. Tucker
ABSTAIN:	0	None

X. OPERATIONS MANAGER REPORT

Operations Manager D. Lewis provided a written and oral report and answered Board questions.

XI. ADMINISTRATIVE MANAGER REPORT

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

IX. BOARD COMMUNICATIONS

A. Board Communications: None.

B. Items for future Board meetings:

- Casmalia
- Sewer Service Charges Rate Study Discussion

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C. Next regular board meeting: Thursday, May 9, 2024

X. ADJOURNMENT

President J. Witmer adjourned the meeting at 4:34 p.m.

Respectfully submitted:

Jolene Colomy
Secretary

Date: May 9, 2024

Minutes prepared by M. Souza

Expenditure Transactions

From April 1 through April 30, 2024

From 4/1/2024 to 4/30/2024

Selection Criteria: Fund = 5215, 5216, 5217

Layout Options: Summarized By = Fund; Page Break At = Fund; Columns = Vendor

Fund 5215 -- SummerInd San Dist Running Exp

Document	Post On	Dept	LIAcct	Description	Amount	Vendor	Vendor Name
CLM - 0778494	4/2/2024		7516	Dig alert ticket cost March 2024	28.00	828128	UNDERGROUND SERVICE ALERT
CLM - 0778498	4/2/2024		7731	Gasoline March 2024	98.41	522736	McCormix Corporation
CLM - 0778503	4/2/2024		7450	Printing cost of 150 FOG cleaning reports/carbon	61.99	156023	BILLS COPY SHOP
CLM - 0778509	4/2/2024		7362	Office Floor/Carpet Project Supplies 3/31/2024	134.17	151096	CARPINTERIA VALLEY LUMBER CO
JE - 0263388	4/2/2024		6475	HRA Administrative Fee - MAR 2024	13.50		
CLM - 0778773	4/3/2024		7110	Comp. J. Colmy Reg. Board Meeting 3-19-2024	175.00	009934	JOLENE M COLOMY
CLM - 0778774	4/3/2024		7110	Comp. Regular Board Meeting 3-19-2024	175.00	091927	JAMES WITMER
CLM - 0778776	4/3/2024		7110	Comp. Regular Board Meeting 3-19-2024	175.00	167410	GARY W ROBINSON
CLM - 0778777	4/3/2024		7110	Comp. J. Franklin Regular Board Meeting 3-19-2024	175.00	765907	John Franklin
CLM - 0778780	4/3/2024		7110	M. Tucker Comp. Regular Board Meeting 3-19-2024	175.00	009758	MARTIN TUCKER
CLM - 0778783	4/3/2024		7121	485 Gallons of Sodium Bisulfite 4-2-2024	1,911.28	214614	UNIVAR SOLUTIONS USA INC
CLM - 0778784	4/3/2024		7763	Drinking water March 14, 2024	24.56	067307	CULLIGAN OF VENTURA COUNTY
CLM - 0778788	4/3/2024		7763	Drinking water 3-28-2024	24.56	067307	CULLIGAN OF VENTURA COUNTY
CLM - 0778793	4/3/2024		7363	Quinn TP Generator Repair 3-22-2024	1,294.62	877997	QUINN RENTAL SERVICES INC
CLM - 0779013	4/4/2024		7110	Comp. Agenda Setting Meeting 4-3-2024	175.00	091927	JAMES WITMER
CLM - 0779563	4/9/2024		7053	Internet March, 2024	84.38	776537	COX COMMUNICATIONS - BUSINESS
CLM - 0779565	4/9/2024		7764	Trash Service March, 2024	362.61	509950	MARBORG INDUSTRIES
CLM - 0779566	4/9/2024		7510	Call Center Service -April, 2024	43.00	106048	CENTRAL COMMUNICATIONS
CLM - 0779570	4/9/2024		7053	Phone Wireless March, 2024	183.73	297454	VERIZON WIRELESS
CLM - 0779598	4/9/2024		6600	Medical Benefits May 2024	5,996.47	002073	SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY
CLM - 0779599	4/9/2024		7363	Battery for CCTV Van 3-11-2024	179.66	178358	COAST AUTO PARTS
CLM - 0779604	4/9/2024		7363	Plumbing Parts for RAS Pipe Repair 4-9-2024	193.42	013291	ALL AROUND LANDSCAPE SUPPLY
CLM - 0779630	4/9/2024		7363	Applied Industril-Replacemnet Belt Press Berang 4-	443.38	437835	APPLIED INDUSTRIAL TECHNOLOGIES
DJE - 0177215	4/10/2024		6600	Dental Dividents 2024 SDRMA	-697.80		
CLM - 0780028	4/11/2024		7510	Payroll Program March 2024	75.00	790180	Summerland Sanitary District
CLM - 0780028	4/11/2024		7653	CWEA Workshop Attend. March 2024 -3 Staff Members	160.00	790180	Summerland Sanitary District
CLM - 0780028	4/11/2024		7460	Annual Backflow Device Testing	100.00	790180	Summerland Sanitary District
CLM - 0780028	4/11/2024		7030	Reimb. Purchase Safety Boots C.B.	230.58	790180	Summerland Sanitary District
CLM - 0780353	4/15/2024		6100	Regular Salaries April 1-15, 2024	16,592.63	790178	Summerland Sanitary District

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Expenditure Transactions

From 4/1/2024 to 4/30/2024

Selection Criteria: Fund = 5215, 5216, 5217

Layout Options: Summarized By = Fund; Page Break At = Fund; Columns = Vendor

Fund 5215 -- SummerInd San Dist Running Exp

Document	Post On	Dept	LIAcct	Description	Amount	Vendor	Vendor Name
CLM - 0780353	4/15/2024		6270	Standby April 1-15, 2024	900.16	790178	Summerland Sanitary District
CLM - 0780353	4/15/2024		6300	Overtime April 1-15, 2024	223.62	790178	Summerland Sanitary District
CLM - 0780353	4/15/2024		6500	Medicare and Fica April 1-15, 2024	1,434.29	790178	Summerland Sanitary District
JE - 0263927	4/15/2024		6400	Retirement Contr. Employer & EE Payroll 04-15-2024	5,864.95		
JE - 0263927	4/15/2024		6475	Healthcare Contr. 401(h) Retirees 04-15-2024	300.19		
CLM - 0780513	4/16/2024		7761	Electric Bill Feb 1 through March 3, 2024	5,370.40	767200	SOUTHERN CALIFORNIA EDISON
CLM - 0780593	4/16/2024		7404	FGL Lab testing 2-5-2024 to 3-20-2024	2,181.00	270150	FGL ENVIRONMENTAL INC
CLM - 0780599	4/16/2024		7763	Water March 2024	269.61	556712	MONTECITO WATER DISTRICT
CLM - 0780609	4/16/2024		7363	BPS Supply-Valve Actuator 4-16-2024	726.89	151774	BPS SUPPLY GROUP
CLM - 0780705	4/16/2024		7362	Trowel, Wood Polish, Carpet Adhesive	335.02	790180	Summerland Sanitary District
CLM - 0780705	4/16/2024		7630	Carpet & Adhesive	70.54	790180	Summerland Sanitary District
CLM - 0780705	4/16/2024		7450	Monthly Subscription Office 365	8.25	790180	Summerland Sanitary District
CLM - 0780705	4/16/2024		7454	WWTP Exam Preparation Grade II V.A.	229.99	790180	Summerland Sanitary District
CLM - 0780705	4/16/2024		7653	Household Supplies March 2024	108.20	790180	Summerland Sanitary District
CLM - 0780705	4/16/2024		7450	Monthly Subscription Zoom	15.99	790180	Summerland Sanitary District
CLM - 0781158	4/18/2024		7731	Gasoline March 2024	129.76	522736	McCormix Corporation
CLM - 0781160	4/18/2024		7110	Comp. Regular Board Meeting 4-11-2024	175.00	167410	GARY W ROBINSON
CLM - 0781163	4/18/2024		7110	Compensation Regular Board Meeting 4/11/2024	175.00	091927	JAMES WITMER
CLM - 0781165	4/18/2024		7110	Compensation Regular Board Meeting 4/11/2024	175.00	009934	JOLENE M COLOMY
CLM - 0781167	4/18/2024		7110	Compensation Regular Board Meeting 4-11-2024	175.00	765907	John Franklin
JE - 0263438	4/19/2024		7546	SB2557 Property Tax Admin Fee 2023/24 (7546)	3,171.00		
CLM - 0781459	4/22/2024		7761	Electric Bill March 4-2024 to April 7-2024	4,851.24	767200	SOUTHERN CALIFORNIA EDISON
CLM - 0782374	4/30/2024		6100	Regular Salaries April 16-30, 2024	17,501.06	790178	Summerland Sanitary District
CLM - 0782374	4/30/2024		6270	Standby April 16-30, 2024	902.45	790178	Summerland Sanitary District
CLM - 0782374	4/30/2024		6300	Overtime March April 16-30, 2024	203.36	790178	Summerland Sanitary District
CLM - 0782374	4/30/2024		6500	Medicare and Fica April 16-30, 2024	1,485.97	790178	Summerland Sanitary District
CLM - 0782528	4/30/2024		7508	Legal Serv. 1/12 to 4/22/2024	1,767.80	146937	LAW OFFICE OF JANET K MCGINNIS
CLM - 0782533	4/30/2024		7121	USA Blue Book, Lab Supplies, Pool Skimmer	417.75	835122	USA BLUEBOOK
CLM - 0782583	4/30/2024		7630	ULINE 5 Gallon Gas Can 4-30-2024	153.95	004980	ULINE INC
CLM - 0782584	4/30/2024		7053	Monthly Charge Plant/Office Phone 4-13-2024	262.55	075391	FRONTIER

credit card exp.

Expenditure Transactions

From 4/1/2024 to 4/30/2024

Selection Criteria: Fund = 5215, 5216, 5217

Layout Options: Summarized By = Fund; Page Break At = Fund; Columns = Vendor

Fund 5215 -- SummerInd San Dist Running Exp

Document	Post On	Dept	LIAcct	Description	Amount	Vendor	Vendor Name
CLM - 0782587	4/30/2024		7053	Monthly Charge LS Alarm Phones 4-13 to 5-12-2024	263.46	075391	FRONTIER
DJE - 0177967	4/30/2024		7761	Codor Install. UCSB Electr. Reimb. FY2023-24	-960.00		
JE - 0264523	4/30/2024		6400	Retirement Contr. Employer & EE Payroll 04-30-2024	5,978.93		
JE - 0264523	4/30/2024		6475	Healthcare Contr. 401(h) Retirees 04-30-2024	300.19		
MIC - 0194843	4/30/2024		7630	Grainger, Shop Tools (1) 4-30-2024	15.72	328964	GRAINGER INC
MIC - 0194843	4/30/2024		7630	Grainger, Shop Tools (2) 4-30-2024	81.56	328964	GRAINGER INC
MIC - 0194843	4/30/2024		7630	Grainger, Shop Tools (3) 4-30-2024	36.18	328964	GRAINGER INC
MIC - 0194843	4/30/2024		7630	Grainger, Shop Tools (4) 4-30-2024	18.90	328964	GRAINGER INC
Total SummerInd San Dist Running Exp					83,909.08		

Expenditure Transactions

From 4/1/2024 to 4/30/2024

Selection Criteria: Fund = 5215, 5216, 5217

Layout Options: Summarized By = Fund; Page Break At = Fund; Columns = Vendor

Fund 5217 -- SummerInd San Dist-Capital Rep

Document	Post On	Dept	LIAcct	Description	Amount	Vendor	Vendor Name
CLM - 0780510	4/16/2024		7671	Payment to Principal 2nd Installment	44,756.90	156851	WESTAMERICA BANK
CLM - 0780510	4/16/2024		7671	Payment to Interest 2nd Installment	14,157.88	156851	WESTAMERICA BANK
Total SummerInd San Dist-Capital Rep					58,914.78		

VIII
A/1

Law Office of
Janet K. McGinnis

To: Summerland Sanitary District Board
President Jim Witmer and Directors

Marjon Souza, District Administrator
David Lewis, District Operations Manager

From: Janet K. McGinnis, Legal Counsel

Date: April 15, 2024

Re: Casmalia Resources Hazardous Waste Site

At your request, I reviewed the tolling agreement expiring June 7, 2024 and consulted with Steering Committee attorney, Ms. Denise Fellers, concerning the District's ability to settle its exposure as a Potentially Responsible Party (PRP) on the Site.

It will take time to negotiate a release from the Site. Meanwhile, the District is advised to enter the tolling agreement again. Otherwise, the Steering Committee and EPA will need to name the District as a defendant and bring it into the lawsuit, which will not benefit the District.

Ms. Fellers will send me the release/settlement agreement that Region 9 - EPA has used for this Site and the agreed formula for calculating a de minimus settlement. However, she is unable to consult with the assigned EPA attorney because he is out on family leave. No settlement will be offered without the agreement of EPA and the Steering Committee. No settlement by a PRP should occur without obtaining global releases and indemnification by EPA and the Steering Committee in exchange for the agreed payment. When I receive them, I will evaluate the proposed agreement and the payment formula and work with Mar to calculate the District's payment expectation under the formula, which is based on the pounds of waste shipped to the Site. When the EPA attorney returns to his office, he and Ms. Fellers will discuss the District's releases and then confer with me. At that time, I can discuss with them any issues that I may have with their proposed release terms.

Ms. Fellers and I have agreed to try to develop a proposed de minimus settlement for me to present in a regular board meeting closed session in July or August, 2024.

Please let me know if you have any questions to discuss before the anticipated closed session and we may schedule a closed session. Thank you.

TWELFTH AMENDMENT TO TOLLING AGREEMENT

This Twelfth Amendment To Tolling Agreement (“Twelfth Amendment”) is made and entered into by and between the Casmalia Resources Site Steering Committee and Summerland Sanitary District (hereafter collectively referred to as the “Parties”).

Recitals

A. On or about June 2000, the Parties and the United States (the “Original Parties”) entered into the attached Tolling Agreement in order to toll any applicable statutes of limitations governing claims that the Parties could assert against each other relating to the Casmalia Disposal Site.

B. On or about December 2001, the Original Parties amended the Tolling Agreement by extending the Termination Date by eighteen (18) months.

C. On or about June 2003, the Original Parties further amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

D. On or about December 2004, the Original Parties further amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

E. On or about June 2006, the Original Parties further amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

F. On or about December 2007, the Original Parties further amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

G. On or about June 2009, the Original Parties amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

H. On or about December 2010, the Original Parties amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

I. On or about June 2012, the Original Parties amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

J. On or about December 2013, the Original Parties amended the Tolling Agreement by extending the Termination Date by an additional eighteen (18) months.

K. On or about June 2015, the Original Parties amended the Tolling Agreement by extending the Termination Date by an additional three (3) years.

L. On or about June 2018, the Original Parties amended the Tolling Agreement by extending the Termination Date by an additional three (3) years.

M. The Parties now desire to amend the Tolling Agreement again by extending the Termination Date to June 7, 2024. The United States has chosen not to further extend the Tolling Agreement.

Terms and Conditions

1. Paragraph 9.a. of the Tolling Agreement is amended to read as follows:

The Termination Date of this Agreement shall be the earlier of (1) June 7, 2024; (2) sixty (60) days after the United States executes any administrative order or takes other legal action relating to the Facility against another Party; (3) sixty (60) days from the date any person files a legal action for investigation, remediation, or the recovery of costs relating to the Facility against any Party; or (4) sixty (60) days after any Party, in its sole discretion, gives written notification of termination to the other Parties.

2. All of the other terms and conditions of the Tolling Agreement shall remain in effect as provided therein, except the United States shall no longer be a party to the Tolling Agreement.

3. Each of the undersigned hereby represents and warrants that he or she is authorized to execute this Twelfth Amendment on behalf of the respective Parties to this Twelfth Amendment.

4. This Twelfth Amendment, which may be signed in counterparts, shall be effective on June 7, 2021.

IN WITNESS THEREOF, the Parties have executed this Twelfth Amendment on the dates set forth below.

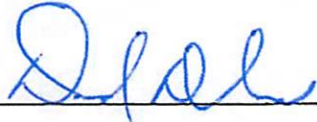
Casmalia Resources Site Steering Committee

By:  _____

Date: 6/7/2021

Name: James J. Dragna, Esq.
Morgan, Lewis & Bockius LLP

Summerland Sanitary District

By:  _____

Date: May 13, 2021

Name: David Novis

Title: President of the Governing Board

Address: 2435 Wallace Avenue

Summerland, CA 93067-0417

Phone: 805-969-4344

Email: info@summerlandsd.org

IX
B/1

RESOLUTION NO. 2024-01
Summerland Sanitary District

CANDIDATE'S STATEMENT OF QUALIFICATIONS

WHEREAS, Section 13307 of the Elections Code of the State of California requires this board to adopt certain policies in regard to statements of candidates who run for office as members of the governing board of the district;

NOW, THEREFORE, BE IT RESOLVED that this governing board does hereby determine:

1. That the cost of printing, handling, and mailing candidates' statements of qualifications shall be charged to the:

CANDIDATE OR DISTRICT

2. That the candidates' statement of qualifications shall not exceed:

"200" OR "400" WORDS

3. That the candidates not be permitted to submit additional materials to be sent to the voter with the County Voter Information Guide.
4. That the County of Santa Barbara Registrar of Voters be directed to give a copy of these regulations to each candidate, or their representative, at the time that nomination documents are received.

BE IT FURTHER RESOLVED that these policies shall remain in full force and effect until rescinded by this Board.

PASSED AND ADOPTED by the Governing Board of the Summerland Sanitary District, this 9th day of May 2024.

Ayes: _____

Noes: _____

Absent: _____

SIGNATURE OF DISTRICT SECRETARY



November 5, 2024, Presidential General Election
 County of Santa Barbara Elections Division
DISTRICT AND ELECTED OFFICIALS INFORMATION

B/2

1. DISTRICT CONTACT INFORMATION

DISTRICT NAME: Summerland Sanitary District
 STREET ADDRESS: 2435 Wallace Avenue, Summerland CA 93067-0417
 MAILING ADDRESS: (If different than above): P.O. Box 417, Summerland CA 930674
 TELEPHONE NUMBER: 805-969-4344
 FAX NUMBER: -
 EMAIL: msouza@summerlandsd.org

2. DISTRICT SECRETARY

NAME: Jolene Colomy

3. DISTRICT ~~SUPERINTENDENT~~/MANAGER

NAME: Mar Souza
 TITLE: District Administrative Manager

4. DISTRICT CONTACT FOR THIS ELECTION

NAME: Mar Souza
 TITLE: District Administrative Manager
 TELEPHONE NUMBER: 805-969-4344
 EMAIL: msouza@summerlandsd.org

5. ELECTED OFFICIAL'S SALARY REPORT

(Please Check One)

Elected officials of this district receive a salary of **less than \$200.00 per month** and therefore are not required to file semi-annual campaign disclosure reports, unless they receive or make any contributions, or make any expenditures pursuant to Government Code Section 84200(a)(2).

Elected officials of this district receive a salary of **\$200.00 or more per month** and therefore must file semi-annual campaign expenditure reports in compliance with the reporting requirements of Government Code Section 84200(a).



November 5, 2024, Presidential General Election
County of Santa Barbara Elections Division
NOTICE OF ELECTIVE OFFICES TO BE FILLED

DISTRICT NAME: Summerland Sanitary District

TO: Joseph E. Holland, County Clerk, Recorder, Assessor and Registrar of Voters, County of Santa Barbara

You are hereby notified that at the General Election to be held for the above district on November 5, 2024 the elective office(s) listed below are to be filled.

1. NUMBER OF FULL-TERM OFFICES TO BE FILLED AND HOW ELECTED

How many full-term (or 4-year term) offices for district directors, trustees, or board members are to be elected to a full-term at this election? 3

How are they to be elected? (Please mark all applicable boxes) [] by-division [] by-district [] by-trustee area [x] at-large

If "by-division," "by-district," or "by trustee area," please list the offices below in section A. If "at-large," complete section B. If both apply, complete sections A and B with applicable information.

A. List "district-based" office(s) to be filled. Attach additional pages if necessary.

Table with 3 columns: District, Division, or TA number; Incumbent's name or "N/A"; Term Ending (Year). Contains 5 rows with "N/A" entries.

B. List "at-large" office(s) to be filled. Attach additional pages if necessary.

Table with 2 columns: Incumbent's name; Term Ending (Year). Contains 3 rows with names John W. Franklin, Gary W. Robinson, and Martin E. Tucker, all ending in 2024.

2. NUMBER OF SHORT-TERM OFFICES TO BE FILLED AND HOW ELECTED

How many short-term (or 2-year term) offices for district directors, trustees, or board members are to be elected to a short-term at this election? (If there are no short-term offices to be filled, please print "N/A") N/A

How are they to be elected? (Please mark all applicable boxes) [] by-division [] by-district [] by-trustee area [x] at-large

Please list the offices below.

Table with 3 columns: District, Division, or TA number (If applicable); Incumbent's name; Term Ending (Year). Contains 5 empty rows.

You are further notified that if a candidate files a candidate statement of qualifications pursuant to Elections Code Section 13307, the cost of printing and handling of the statement shall be paid by the: CANDIDATE

PRINT "CANDIDATE" OR "DISTRICT"

Date: May 9, 2024

SIGNATURE OF DISTRICT SECRETARY

B/4



November 5, 2024, Presidential General Election
County of Santa Barbara Elections Division

QUALIFICATIONS TO RUN AND HOLD OFFICE

DISTRICT NAME: Summerland Sanitary District

GENERAL QUALIFICATIONS E.C. § 20; G.C. §§ 1020, 1021, 24001:

- Must be at least 18 years old and a citizen of the state at the time of their election;
- Must be a registered voter of the district in which the duties of the office are to be exercised at the time that nomination papers are issued to the person or at the time of the appointment of the person;
- Cannot be convicted of designated crimes as specified in the Constitution and laws of the State; and,
- Cannot be convicted of a felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury or conspiracy to commit any of these crimes.

In addition to the general qualifications outlined above, candidates for the district must also meet the qualifications to run and hold office identified in the ADDITIONAL QUALIFICATIONS section below.

ADDITIONAL QUALIFICATIONS (Please include reference to, or attach copies of, the applicable legal code section(s) and/or principal act. If there are no additional qualifications, please print "N/A" in the space provided below and date and sign below):

N/A

Executed on: May 9, 2024

District Seal

SIGNATURE OF DISTRICT SECRETARY

IX
C.



TO : Board of Directors

FROM : District Management

DATE : May 9, 2024

RE : **Request for Additional Cash Funding for the District-owned Montecito Bank & Trust Payroll Account with \$10,000, and Petty Cash Account with \$1,000**

The Summerland Sanitary District monetary funds are held in the Santa Barbara County Financial System and the District's cash reserve is held at the County of SB Pooled Treasury Investment Fund. In addition, the District maintains two bank accounts at the Montecito Bank and Trust.

One of these bank accounts is dedicated to the disbursement of the bi-monthly payroll and tax payments and has a beginning balance of approximately \$26,000. The bi-monthly payroll processing cost ranges between \$19,500 and \$22,500. The requested \$10,000 cash deposit will prevent overdrafts that could occur in the future.

The second bank account is dedicated to the "Petty Cash" expenditures and the payment of the monthly Credit Card Statement and has a beginning balance of approximately \$3,000. The Petty Cash and Credit Card payments fluctuate every month, but in certain cases, the combined payments can exceed \$3,000.

Both bank accounts are reimbursed regularly by payment claims with extensive reporting requirements.

District Management is requesting to approve the additional \$11,000, to be paid from Fund 5215, Line Item 0110, Cash in Treasury.

Suggested motion:

I, _____ make a motion to approve additional cash funding of \$10,000 to the District's Montecito B&T Payroll Bank Account and \$1,000 to the District's Montecito B&T Petty Cash Bank Account. The Funds are to be paid from Fund 5215, Line Item Account 0110, Cash in Treasury. The Motion is second by _____.

AYES: _____

NOES: _____

ABSENT: _____

ABSTAIN: _____

Signature Board President: _____

J. Witmer

Financial Status

As of April 30, 2024

As of: 4/30/2024 (83% Elapsed)
Accounting Period: OPEN

Selection Criteria: Fund = 5215,5216, 5217

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

Fund 5215 -- SummerInd San Dist Running Exp

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	4/30/2024 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
Revenues				
Taxes				
3010 -- Property Tax-Current Secured	303,380.00	328,096.57	24,716.57	108.15 %
3011 -- Property Tax-Unitary	0.00	2,269.44	2,269.44	--
3015 -- PT PY Corr/Escapes Secured	0.00	510.52	510.52	--
3020 -- Property Tax-Current Unsecd	10,700.00	12,440.92	1,740.92	116.27 %
3023 -- PT PY Corr/Escapes Unsecured	0.00	337.10	337.10	--
3040 -- Property Tax-Prior Secured	0.00	-53.20	-53.20	--
3050 -- Property Tax-Prior Unsecured	0.00	345.58	345.58	--
3054 -- Supplemental Pty Tax-Current	4,000.00	3,362.05	-637.95	84.05 %
3056 -- Supplemental Pty Tax-Prior	0.00	63.25	63.25	--
Taxes	318,080.00	347,372.23	29,292.23	109.21 %
Fines, Forfeitures, and Penalties				
3057 -- PT-506 Int, 480 CIOS/CIC Pen	0.00	23.41	23.41	--
Fines, Forfeitures, and Penalties	0.00	23.41	23.41	--
Use of Money and Property				
3380 -- Interest Income	6,000.00	11,883.39	5,883.39	198.06 %
Use of Money and Property	6,000.00	11,883.39	5,883.39	198.06 %
Intergovernmental Revenue-State				
4220 -- Homeowners Property Tax Relief	1,000.00	999.72	-0.28	99.97 %
Intergovernmental Revenue-State	1,000.00	999.72	-0.28	99.97 %
Charges for Services				
5091 -- Planning & Engrng-Plan Ck Fes	2,100.00	1,884.00	-216.00	89.71 %
5430 -- Sanitation Services	1,065,078.00	1,049,421.42	-15,656.58	98.53 %
5433 -- Inspection Fees	2,500.00	2,284.00	-216.00	91.36 %
5746 -- Administrative Revenue	3,700.00	3,712.00	12.00	100.32 %



K

Financial Status

As of: 4/30/2024 (83% Elapsed)
Accounting Period: OPEN

Selection Criteria: Fund = 5215,5216, 5217

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

Fund 5215 -- SummerInd San Dist Running Exp

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	4/30/2024 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
Charges for Services	1,073,378.00	1,057,301.42	-16,076.58	98.50 %
Revenues	1,398,458.00	1,417,580.17	19,122.17	101.37 %
Expenditures				
Salaries and Employee Benefits				
6100 -- Regular Salaries	429,879.00	354,873.26	75,005.74	82.55 %
6270 -- Stand-by Pay	21,642.00	18,108.25	3,533.75	83.67 %
6300 -- Overtime	9,500.00	5,901.76	3,598.24	62.12 %
6400 -- Retirement Contribution	125,069.00	103,897.00	21,172.00	83.07 %
6475 -- Retiree Medical OPEB	9,000.00	6,272.33	2,727.67	69.69 %
6500 -- FICA Contribution	34,541.00	29,126.10	5,414.90	84.32 %
6600 -- Health Insurance Contrib	64,365.00	60,727.79	3,637.21	94.35 %
6900 -- Workers Compensation	16,473.00	12,613.56	3,859.44	76.57 %
Salaries and Employee Benefits	710,469.00	591,520.05	118,948.95	83.26 %
Services and Supplies				
7030 -- Clothing and Personal	2,550.00	3,506.21	-956.21	137.50 %
7053 -- Telephone Service Local	9,560.00	7,814.47	1,745.53	81.74 %
7090 -- Insurance	60,000.00	62,913.49	-2,913.49	104.86 %
7110 -- Directors Fees	22,050.00	14,000.00	8,050.00	63.49 %
7121 -- Operating Supplies	41,544.00	37,604.04	3,939.96	90.52 %
7324 -- Audit and Accounting Fees	27,500.00	26,601.00	899.00	96.73 %
7362 -- Building Maintenance	10,700.00	3,599.91	7,100.09	33.64 %
7363 -- Equipment Maintenance	16,275.00	13,682.20	2,592.80	84.07 %
7404 -- Public Health Lab Serv	26,091.00	29,008.00	-2,917.00	111.18 %
7430 -- Memberships	8,801.00	7,712.00	1,089.00	87.63 %
7450 -- Office Expense	4,400.00	4,461.18	-61.18	101.39 %
7454 -- Books & Subscriptions	550.00	423.91	126.09	77.07 %
7459 -- IT Professional Services	4,000.00	3,675.82	324.18	91.90 %

Financial Status

As of: 4/30/2024 (83% Elapsed)
Accounting Period: OPEN

Selection Criteria: Fund = 5215,5216, 5217

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

Fund 5215 -- SummerInd San Dist Running Exp

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	4/30/2024 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
7460 -- Professional & Special Service	49,350.00	6,025.00	43,325.00	12.21 %
7508 -- Legal Fees	35,000.00	10,514.00	24,486.00	30.04 %
7510 -- Contractual Services	9,654.00	4,348.95	5,305.05	45.05 %
7516 -- Permitting Services	11,385.00	12,478.02	-1,093.02	109.60 %
7530 -- Publications & Legal Notices	600.00	0.00	600.00	0.00 %
7546 -- Administrative Expense	3,600.00	3,171.00	429.00	88.08 %
7630 -- Small Tools & Instruments	500.00	376.85	123.15	75.37 %
7653 -- Training Fees & Supplies	6,225.00	2,145.61	4,079.39	34.47 %
7671 -- Special Projects	6,670.00	6,670.00	0.00	100.00 %
7730 -- Transportation and Travel	750.00	582.49	167.51	77.67 %
7731 -- Gasoline-Oil-Fuel	3,500.00	1,427.52	2,072.48	40.79 %
7761 -- Electricity	58,000.00	53,776.68	4,223.32	92.72 %
7763 -- Water	2,717.00	2,152.19	564.81	79.21 %
7764 -- Refuse	4,302.00	3,611.58	690.42	83.95 %
Services and Supplies	426,274.00	322,282.12	103,991.88	75.60 %
Expenditures	1,136,743.00	913,802.17	222,940.83	80.39 %
SummerInd San Dist Running Exp	261,715.00	503,778.00	242,063.00	192.49 %

Financial Status

As of: 4/30/2024 (83% Elapsed)
Accounting Period: OPEN

Selection Criteria: Fund = 5215,5216, 5217

Layout Options: Summarized By = Fund, LineltemAccount; Page Break At = Fund

Fund 5216 -- Summerland San Cap Facilities

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	4/30/2024 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
Revenues				
Use of Money and Property				
3380 -- Interest Income	2,250.00	4,049.64	1,799.64	179.98 %
Use of Money and Property	2,250.00	4,049.64	1,799.64	179.98 %
Charges for Services				
5432 -- Connection Fees	12,385.00	12,385.00	0.00	100.00 %
Charges for Services	12,385.00	12,385.00	0.00	100.00 %
Revenues	14,635.00	16,434.64	1,799.64	112.30 %
Summerland San Cap Facilities	14,635.00	16,434.64	1,799.64	112.30 %

Financial Status

As of: 4/30/2024 (83% Elapsed)
Accounting Period: OPEN

Selection Criteria: Fund = 5215,5216, 5217

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

Fund 5217 -- SummerInd San Dist-Capital Rep

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	4/30/2024 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
Revenues				
Use of Money and Property				
3380 -- Interest Income	10,000.00	25,245.64	15,245.64	252.46 %
Use of Money and Property	10,000.00	25,245.64	15,245.64	252.46 %
Revenues	10,000.00	25,245.64	15,245.64	252.46 %
Expenditures				
Services and Supplies				
7671 -- Special Projects	58,915.00	58,914.78	0.22	100.00 %
Services and Supplies	58,915.00	58,914.78	0.22	100.00 %
Capital Assets				
8200 -- Structures&Struct Improvements	15,000.00	0.00	15,000.00	0.00 %
8300 -- Equipment	20,000.00	15,066.14	4,933.86	75.33 %
8400 -- Infrastructure	45,000.00	0.00	45,000.00	0.00 %
Capital Assets	80,000.00	15,066.14	64,933.86	18.83 %
Expenditures	138,915.00	73,980.92	64,934.08	53.26 %
SummerInd San Dist-Capital Rep	-128,915.00	-48,735.28	80,179.72	37.80 %
Net Financial Impact	147,435.00	471,477.36	324,042.36	319.79 %

Cash Balances

As of April 30, 2024

As of: 4/30/2024
Accounting Period: OPEN

Selection Criteria: Fund = 5215,5216, 5217

Layout Options: Summarized By = Fund; Page Break At = Fund

Fund	4/1/2024 Beginning Balance	Month-To-Date Cash Receipts (+)	Month-To-Date Treasury Credits (+)	Month-To-Date Warrants and Wire Transfers (-)	Month-To-Date Treasury Debits (-)	4/30/2024 Ending Balance
5215 -- SummerInd San Dist Running Exp	781,707.71	4,566.88	597,045.33	0.00	91,207.58	1,292,112.34
5216 -- Summerland San Cap Facilities	231,267.97	0.00	1,504.46	0.00	0.00	232,772.43
5217 -- SummerInd San Dist-Capital Rep	1,416,373.13	0.00	9,232.88	0.00	58,914.78	1,366,691.23
Total Report	2,429,348.81	4,566.88	607,782.67	0.00	150,122.36	2,891,576.00

SUMMERLAND SANITARY DISTRICT
Regular Board of Directors Meeting May 9, 2024
Operations Manager Report

OPERATIONS AND FACILITY MAINTENANCE:

- Staff completed weekly ground maintenance and landscape work including mowing, weed whacking, blowing, edging, and raking. Purchased a new Lawn Edger on 4/21/2024
- Compiling and sending historical flow data to Carollo Engineers.
- Beltpress was operated on 4/15, 4/18, 4/30, and 5/2/2024. Two roller bearings were replaced on one of the lower belt press rollers.
- The secondary clarifiers, flights, and chains were cleaned and disinfected.
- The effluent basin was drained and cleaned.
- Preparations were made to the site where the Heal the Ocean antenna will be placed. The antenna was set up on 5/1/2024 with assistance of district staff.
- Attended "Greetings from Summerland" film on the history of the oil industry and the environmental cleanup efforts.
- Working on the draft budget for FY 24/25. Getting quotes from service providers and vendors.

COLLECTION SYSTEM / LIFT STATIONS:

- Staff made periodic rounds of the collection system to check for any problems, primarily checking the hot spot manholes to ensure proper flow.
- Each of the three lift stations were checked and test ran daily.
- Sewer system line cleaning totaled 1,283 ft in April.
- Staff monitored and inspected a private lateral repair, performed on the Lift Station #1 property. The Lift Station #1 influent line was hydro-jetted as well.
- Staff responded to a report of a private sewer lateral spill on Shelby Street. The property residents and owner were notified. A plumber was call in and repairs were made the same day.

REGULATORY COMPLIANCE:

- Daily meter readings and sample collection being performed by staff for regulatory compliance and process control.
- The Monthly Discharge Monitoring Report for March was submitted in CWIQS on 4/15/2024
- The Annual Volumetric Report for 2023 was submitted in CWIQS on 4/18/2024.
- Report was submitted in CWIQS for the private sewer lateral spill on Shelby St. on 4/23/2024

SUMMERLAND SANITARY DISTRICT

**Regular Board of Directors Meeting May 9, 2024
District Administrative Manager Report**

The District received building plans and requests for will-serve letters from the following properties:

- 2387 Banner Avenue (Remodeling Duplex to SFD)
- 2720 Montecito Ranch Place (Remodeling SFD)
- 2170 Ortega Ranch Lane (Remodeling SFD)

Plans were approved by the District Operations Manager and permits and will-serve letters were issued after payment of the administrative fees.

Monthly administrative and financial items completed outside the regular scope of work:

- The District received an SDRMA dental program dividend check of \$698 for the participation year 2023. The check was deposited in line item 6600 Health and Dental.
- The second term installment of the 10-year loan was paid in April, loan balance per May 2024 is \$441,825
- Created a new page on the company website for a Sewer Lateral Repair/Replacement with information, procedures, and payment options for administrative fees.
- Responded to a request for an annexation opportunity of a parcel on Vista Oceana Road. Contacted LAFCO and provided the property owner with the procedural requirements.
- Prepared the District's Budget with current and projected revenues, salary and employee benefits, and administrative budget for consideration by the Finance Committee. Assisted in status overview of expenditures for the fiscal year and previous year expenditures.
- Uploaded information on the District website on the approved temporary installment of the Summerland Oil Migration Study Meteorology trailer.
- A payment of \$960 was received from the UCSB Codor Installation for the \$80 monthly electricity reimbursement for the fiscal year 2023-24.
- Prepared a draft Work Violence Prevention Program. This program follows the requirements of SB 553, California Labor Code Section 6401.9, with a mandated implementation date of June 1, 2024.

Scheduled Days Off:

May 17th through 24th.