

MINUTES
SPECIAL MEETING OF THE GOVERNING BOARD
GOLETA SANITARY DISTRICT
A PUBLIC AGENCY
DISTRICT OFFICE CONFERENCE ROOM
ONE WILLIAM MOFFETT PLACE
GOLETA, CALIFORNIA 93117

May 24, 2016

CALL TO ORDER:

President Pro Tem Smith called the meeting to order at 1:00 p.m.

BOARD MEMBERS PRESENT:

Sharon Rose (arrived at 1:09 p.m.), Jerry D. Smith, John R. Fox, Steven T. Majoewsky, George W. Emerson

BOARD MEMBERS ABSENT:

None

STAFF MEMBERS PRESENT:

Steve Wagner, General Manager/District Engineer, Rob Mangus, Finance and Human Resources Manager/Board Secretary and Richard Battles, Legal Counsel from Howell Moore & Gough LLP.

OTHERS PRESENT:

Larry Meyer, Director Goleta West Sanitary District. Rick Merrifield, Director Goleta Water District

APPROVAL OF MINUTES:

Director Majoewsky made a motion, seconded by Director Fox, to approve the minutes of the regular Board meeting of 05/02/16. The motion carried by the following vote:

(16/05/1595)

AYES:	4	Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:	1	Rose
ABSTAIN:		None

APPROVAL OF MINUTES:

Director Fox made a motion, seconded by Director Majoewsky, to approve the minutes, as amended, of the special Board meeting of 05/04/16. The motion carried by the following vote:

(16/05/1596)

AYES:	4	Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:	1	Rose
ABSTAIN:		None

POSTING OF AGENDA:

The agenda notice for this meeting was posted at the main gate of the Goleta Sanitary District 24 hours in advance of the meeting.

PUBLIC COMMENTS:

None

BUSINESS:

1. CONSIDERATION AND ADOPTION OF RESOLUTION NO. 16-599 AMENDING POLICY #410 OF HUMAN RESOURCES POLICY AND PROCEDURE MANUAL REGARDING SAFETY EQUIPMENT, DRESS CODE, AND CONDUCT
Mr. Wagner gave the staff report and Mr. Battles distributed a revised policy draft.

Director Majoewsky made a motion, seconded by Director Rose to approve Resolution No. 16-599 amending Policy #410 of the Human Resources Policy and Procedures Manual, as amended to address professional conduct of employees.

The motion carried by the following vote:

(16/05/1596)

AYES:	5	Rose, Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:		None
ABSTAIN:		None

President Rose continued with agenda item 2.

2. SELECTION OF ENVIRONMENTAL CONSULTANT AND AWARD OF CONTRACT FOR THE PREPARATION OF THE ANTIDegradation STUDY TO SUPPORT THE NPDES PERMIT RENEWAL DISCHARGE FLOW INCREASE REQUEST.
Mr. Wagner gave the staff report.

Director Smith made a motion, seconded by Director Emerson to approve the proposal from RMC for Anti-degradation Analysis in an amount not to exceed \$49,040.00 and authorize the General Manager to sign on behalf of the District.

The motion carried by the following vote:

(16/051597)

AYES:	5	Rose, Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:		None
ABSTAIN:		None

3. DISCUSSION AND CONSIDERATION OF TERRAIN CONSULTING ASSESSMENT OF DISTRICT'S OUTREACH PROGRAM.

Mr. Wagner gave the staff report.

The Board recessed at 2:20 p.m. and was called to order at 2:28 p.m.

Director Smith made a motion, seconded by Director Rose to request a proposal from Terrain Consulting for Phase 1 related to District identity and Website development.

The motion carried by the following vote:

(16/05/1598)

AYES: 4 Rose, Smith, Majoewsky, Emerson

NOES: 1 Fox

ABSENT: None

ABSTAIN: None

4. CLAIMS BY EVA DULNIK RELATING TO SEWER LATERAL REPAIRS AT 4507 AUHAY DRIVE

Mr. Wagner gave the staff report. Neither Eva Dulnik nor a representative appeared before the Board.

By consensus of the Board the Closed Session items were moved to the end of the meeting.

After a brief recess the Board was called to order at 3:21 p.m.

5. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2): (ONE POTENTIAL CASE)
RECEIPT OF CLAIMS PURSUANT TO GOVERNMENT CLAIMS ACT

The Board entered closed session at 3:22 p.m.

6. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957.6
CONFERENCE WITH LABOR NEGOTIATOR
AGENCY DESIGNATED REPRESENTATIVE: STEVE WAGNER, GENERAL MANAGER
EMPLOYEES: ALL EMPLOYEE TITLES

The Board came out of closed session at 4:08 p.m.

7. OPEN SESSION REPORT ON CLOSED SESSION ACTION

It was reported that the Board took action in closed session to reject the two claims submitted by Eva Dulnik relating to sewer lateral blockages and repairs at her property located at 4507 Auhay Drive. The vote was unanimous.

Director Majoewsky made a motion, seconded by Director Smith to approve the employee performance incentive program.

The motion carried by the following vote:

(16/05/1599)

AYES:	5	Rose, Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:		None
ABSTAIN:		None

8. GENERAL MANAGER'S REPORT

Mr. Wagner gave the report.

9. LEGAL COUNSEL'S REPORT

Mr. Battles reported on the CASA Attorneys Committee Conference he attended in Oakland, California. One case covered was an appellate court decision in a case involving the Ross Valley Sanitary District that could serve as a precedent for sanitary districts throughout the state to do more construction projects using in-house employees rather than putting the jobs out for competitive bid.

10. COMMITTEE/DIRECTORS' REPORTS AND APPROVAL/RATIFICATION OF DIRECTORS' ACTIVITIES

Director Smith – No Report

Director Majoewsky reported that he will miss the next scheduled Board Meeting, June 6, 2016.

Director Emerson reported on CSDA Legislative Days Conference he attended. He distributed an article regarding California's Financial Health and inquired about the District obtaining a Transparency Certificate.

Director Fox distributed and read his report on the May 3, 2016 Goleta West Sanitary District Meeting he attended.

11. PRESIDENT'S REPORT

President Rose distributed and read her report on the Long Range Planning meeting held by Goleta Water District she attended. She also reported on CSDA Legislative Days conference she attended.

12. ITEMS FOR FUTURE MEETINGS

No requests were made.

13. CORRESPONDENCE

The Board reviewed and discussed the list of correspondence to and from the District in the agenda.

14. CLAIMS

Director Majoewsky made a motion, seconded by Director Emerson to approve Director Rose's request for compensation for attending the Goleta Water District Water Management and Long Range Planning Committee meeting in lieu of a regular Goleta Water District Board meeting and to approve the differential in lodging cost for attendance at the CSDA Legislative Days conference due to switching hotels.

The motion carried by the following vote:

(16/05/1600)

AYES:	5	Rose, Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:		None
ABSTAIN:		None

Director Emerson made a motion, seconded by Director Smith, to ratify and approve the claims, for the period 05/03/16 to 05/24/16 as follows:

Running Expense Fund #4640	\$	328,344.87
Capital Reserve Fund #4650	\$	3,433.72
Plant Facilities Upgrade Fund #4655	\$	18,451.97

The motion carried by the following vote:

(16/05/1601)

AYES:	5	Rose, Smith, Fox, Majoewsky, Emerson
NOES:		None
ABSENT:		None
ABSTAIN:		None

The Board recessed at 3:09 p.m. before moving to the closed session item.

ADJOURNMENT

There being no further business, the meeting was adjourned at 4:10 p.m.

Sharon Rose
Governing Board President

Robert O. Mangus, Jr.
Governing Board Secretary

Jerry D. Smith

John R. Fox

Steven T. Majoewsky

George W. Emerson