

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

August 6, 2018

CALL TO ORDER:

President Majoewsky called the meeting to order at 6:30 p.m.

BOARD MEMBERS PRESENT:

Steven T. Majoewsky, George W. Emerson, Sharon Rose, Robert O. Wageneck, Jerry D. Smith

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:

Meg West, Director Goleta Water District, and Dr. David Bearman, Director Goleta West Sanitary District (7:05 p.m.).

APPROVAL OF MINUTES:

Director Rose made a motion, seconded by Director Wageneck, to approve the minutes of the Special Board meeting of 07/16/18. The motion carried by the following vote:

(18/08/1880)

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

Director Smith made a motion, seconded by Director Wageneck, to approve the minutes of the Regular Board meeting of 07/16/18. The motion carried by the following vote:

(18/08/1881)

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

POSTING OF AGENDA:

The agenda notice for this meeting was posted at the main gate of the Goleta Sanitary District and on the District's website 72 hours in advance of the meeting.

PUBLIC COMMENTS:

None

BUSINESS:

1. PUBLIC HEARING REGARDING PLACING SEWER SERVICE CHARGES ON THE COUNTY TAX ROLL FOR FISCAL YEAR 2018-2019. CONSIDERATION AND APPROVAL OF RESOLUTION NO. 18-635 OVERRULING OBJECTIONS AND ADOPTING REPORT ON SEWER SERVICE CHARGES TO BE COLLECTED ON THE TAX ROLL FOR FISCAL YEAR 2018-2019

Mr. Wagner gave the staff report.

The Public Hearing was opened at 6:37 p.m. and, as there was no public present, the Public Hearing was closed at 6:38 p.m.

Director Emerson made a motion, seconded by Director Wageneck, to approve and adopt Resolution No. 18-635 overruling objections and adopting report on Sewer Service Charges to be collected on the Tax Roll for Fiscal Year 2018-2019.

The motion carried by the following vote:

(18/08/1882)

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

2. CONSIDERATION AND ADOPTION OF RESOLUTION NO. 18-636 AMENDING CONFLICT OF INTEREST CODE

Mr. Wagner gave the staff report.

Director Smith made a motion, seconded by Director Rose, to approve and adopt Resolution No. 18-636 amending the District's Conflict of Interest Code.

The motion carried by the following vote:

(18/08/1883)

AYES: 5 Majoewsky, Emerson, Rose, Wageneck, Smith

NOES: None
ABSENT: None
ABSTAIN: None

3. DISCUSSION AND CONSIDERATION OF MEMORANDUM OF UNDERSTANDING WITH THE MOSQUITO AND VECTOR MANAGEMENT DISTRICT OF SANTA BARBARA COUNTY FOR MOSQUITO CONTROL SERVICES

Mr. Wagner gave the staff report.

Director Smith made a motion, seconded by Director Wageneck to approve and accept the Memorandum of Understanding with the Mosquito and Vector Management District and authorize the General Manager to execute the agreement.

The motion carried by the following vote:

(18/08/1884)

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

Board consensus was to move the closed session and Item 5 to the end of the meeting and moved to Item 6.

4. CLOSED SESSION

(i) PUBLIC COMMENTS ON CLOSED SESSION ITEMS - none

Board entered closed session at 7:26 p.m.

(ii) CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(2) (ONE POTENTIAL CASE)

(iii) CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
NAME OF CASE: IN THE MATTER OF GOLETA SANITARY DISTRICT BEFORE THE BOARD OF ADMINISTRATION – CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM CASE NO. 2016-0352; OAH NO. 2017070688

The Board exited the Closed Session at 8:23 p.m.

(iv) PUBLIC REPORT ON CLOSED SESSION – No reportable action was taken by the Board in closed session.

5. DISCUSSION AND ACTION RELATING TO CHANGE FROM AT-LARGE SYSTEM TO DISTRICT SYSTEM FOR ELECTION OF BOARD MEMBERS

This item was tabled for a future meeting.

6. GENERAL MANAGER'S REPORT

Mr. Wagner gave the report.

7. LEGAL COUNSEL'S REPORT

Mr. Battles reported on a recent Public Records Act case that involved both a Public Records Act and a Reverse Public Records Act matter whereby the custodian of the records had not refused to release and therefore was not liable for attorney's fees of the filing party.

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

Director Rose – No report.

Director Wageneck – No report.

Director Emerson – No report.

Director Smith – No report.

9. PRESIDENT'S REPORT

President Majoewsky – No report.

10. ITEMS FOR FUTURE MEETINGS

Director Rose requested that a presentation and discussion item regarding Community Choice Energy be placed on a future agenda and Board consensus was to do so.

11. CORRESPONDENCE

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

12. APPROVAL OF BOARD COMPENSATION AND EXPENSES AND RATIFICATION OF CLAIMS PAID BY THE DISTRICT

Director Rose made a motion, seconded by Director Emerson, to ratify and approve the claims, for the period 07/17/18 to 08/06/18 as follows:

Running Expense Fund #4640	\$ 609,072.79
Depreciation Replacement Reserve Fund #4655	\$ 42,190.88
Retiree Health Insurance Sinking Fund #4660	\$ 7,775.66

The motion carried by the following vote:

(18/08/1885)

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

The Board returned to Item 4, the closed session.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:24 p.m.

Steven T. Majoewsky
Governing Board President

Robert O. Mangus, Jr.
Governing Board Secretary

George W. Emerson

Sharon Rose

Robert O. Wageneck

Jerry D. Smith