

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

January 18, 2010

**BOARD MEMBERS PRESENT:**

John S. Carter, Steven T. Majoewsky, Jerry D. Smith,  
John R. Fox

**BOARD MEMBERS ABSENT:**

George W. Emerson

**STAFF MEMBERS PRESENT:**

Kamil Azoury, General Manager, Kathy Johnson, Office  
Manager, Richard Battles, Legal Counsel from Howell  
Moore & Gough LLP

**OTHERS PRESENT:**

Bert Bertrando of Goleta Water District, Larry Meyer of  
Goleta West Sanitary District

**CALL TO ORDER:**

President Fox called the meeting to order at 7:30 p.m.

**APPROVAL OF MINUTES:**

Director Majoewsky made a motion, seconded by  
Director Fox to approve the minutes of the Regular  
Board meeting of 12/21/09 as corrected.

(10/01/741)

AYES: Carter, Majoewsky, Smith, Fox

NOES: None

ABSENT: Emerson

**POSTING OF AGENDA:**

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

**PUBLIC COMMENTS:**

Mr. Bertrando advised the Board that Goleta Water District Governing Board President Bill Rosen has assembled a check list for the PFM Group, an asset management company with whom GWD plans on contracting to provide investment advice and portfolio management.

**BUSINESS:**

1. CONSIDERATION OF RESOLUTION NO. 10-494, INITIATING PROCEEDINGS FOR ANNEXATION OF TERRITORY, ANNEXATION NO. 362 (HOURIGAN)

Mr. Azoury advised the Board that Laura Bridley, the agent for the owner of 1118 North Patterson Avenue, A.P.N. 069-060-044 is requesting annexation of this 5.88 acre property. Mr. Azoury further advised the Board that it was a standard application and the applicant has submitted the required documentation and associated fees to begin the process of annexation. He recommended that the Board approve Resolution No. 10-494, initiating proceedings for annexation of the above parcel. After further discussion, Director Smith made a motion, seconded by Director Majoewsky to approve Resolution No. 10-494, Initiating Proceedings for Annexation of Territory, Annexation No. 362 (Hourigan).

(10/01/742)

AYES: Carter, Majoewsky, Smith, Fox  
NOES: None  
ABSENT: Emerson

2. CONSIDERATION OF AUTHORIZATION OF GOVERNING BOARD PRESIDENT TO VOTE FOR A SPECIAL DISTRICT REPRESENTATIVE TO THE SANTA BARBARA LOCAL AGENCY FORMATION COMMISSION (LAFCO)

Mr. Azoury advised the Board that per the LAFCO letter enclosed, the term of LAFCO regular member Larry Wilson will expire on March 1, 2010. An Independent Special District Selection Committee will make their selection to fill the upcoming vacancy. Mr. Azoury advised the Board that they need to vote to authorize President Carter to represent the District at the February 22, 2010 Selection Committee meeting. President Carter advised the Board that he may be unable to attend the Independent Special District Selection Committee meeting on February 22<sup>nd</sup> to vote for LAFCO representatives and that an alternative designee should be selected. After further discussion, Director Majoewsky made a motion, seconded by Director Smith, to have President Carter represent the District's vote at the Selection Committee meeting on February 22, 2010, and to designate Director Emerson as an alternate if President Carter is unable to attend. The motion continued that since Director Emerson is not present, this item will be brought back to the Board if Director Emerson is unable to act as the alternate.

(10/01/743)

AYES: Carter, Majoewsky, Smith, Fox  
NOES: None  
ABSENT: Emerson

3. DISCUSSION AND CONSIDERATION OF CHANGING THE TIME OF THE REGULAR GOVERNING BOARD MEETING

President Carter advised the Board that this item has been discussed by the Governing Board members in the past. He expressed his desire to have all the Board members present before considering changing the time of the regular Governing Board meetings. After further discussion, no action was taken on this item and this agenda item will be brought back at a future meeting.

4. DISCUSSION OF THE NEED TO RETAIN A FACILITATOR FOR THE GOVERNING BOARD ANNUAL STRATEGIC PLANNING MEETING

Mr. Azoury advised the Board that Robert Rauch, the facilitator for the District's Annual Strategic Planning Meeting in previous years has moved from the Santa Barbara area. Mr. Rauch is available to travel to the District meetings but there are travel expenses the District must consider. Mr. Azoury advised the Board that there are three options available in arranging for a facilitator for the upcoming annual meeting. These options include (1) retaining Mr. Rauch and incurring additional travel expenses, (2) retaining a different facilitator and soliciting proposals from consultants that provide such services, and (3) holding its meeting without an outside facilitator whereby the meeting will be conducted by the Board President, other Board member, or the District's General Manager. After further discussion, President Fox made a motion, seconded by Director Majoewsky, to retain Robert Rauch as facilitator, recognizing that the February 18, 2010 date for the meeting is dependent on Mr. Rauch's availability.

(10/01/744)

AYES: Carter, Majoewsky, Smith, Fox  
NOES: None  
ABSENT: Emerson

5. PRESENTATION OF DISTRICT INTERNAL CONTROL PROCEDURES

Mr. Azoury advised the Board that at a past meeting they had discussed having District staff make a presentation to the Board of the District's internal control procedures. Mr. Azoury presented the procedures that the District has in place in order to provide accuracy in its financial records and to safeguard District assets. The Governing Board members were appreciative of the magnitude of safeguards the District has in place to prevent errors and omissions and to assure compliance with laws and regulations by which the District is governed.

5. GENERAL MANAGER'S REPORT

Mr. Azoury reviewed the General Manager's Report.

6. LEGAL COUNSEL'S REPORT

Mr. Battles advised the Board of the Attorneys Committee Meeting he attended as part of the CASA conference in Palm Springs. He advised the Board of items that were considered at the Committee meeting such as AB846. This bill requires environmental and workforce

agencies authorized to impose civil administrative penalties for a violation of law to increase penalties to reflect changes in inflation and ensure maximum assessment for deterrence. It would also require agencies to report on their progress to the legislature. He also advised the Board of the Irvine Ranch Water District and legislation regarding special assessment districts. Mr. Battles advised the Board of an attorneys panel that will meet at the next CASA meeting to discuss the sewer service rate setting process. He advised the Board that it is their fiduciary responsibility to see that these rates are sufficient to guarantee the District has enough funds to continue operations.

7. COMMITTEE/DIRECTOR'S REPORTS AND APPROVAL/RATIFICATION OF DIRECTORS' ACTIVITIES

Director Fox advised the Board of the CASA Conference he attended and that it was an excellent conference. He also advised the Board of the upcoming LAFCO presidents meeting to discuss their By-Laws. Director Fox advised the Board of the CSDA meetings he attended in Sacramento. He also requested that the Board approve the meal and travel expense of attending the Ventura chapter CSDA annual meeting. After further discussion the Board members declined the request.

Director Majoewsky advised the Board of the CASA Conference he attended.

8. PRESIDENT'S REPORT

President Carter advised the Board that the CASA Conference he attended was well organized and an excellent meeting. He advised the Board that he was appointing Directors Smith and Majoewsky to an Ad Hoc Committee to review the District's Administrative Code. President Carter further advised the Board that the Committee will meet no more than two times per month unless approved by the Governing Board and for a period not to exceed 12 months. He advised the Board that the Ad Hoc Committee should review the Administrative Code for obsolete issues and to update the same.

9. CORRESPONDENCE

The Board reviewed correspondence to and from the District in the agenda and made a part hereof as Exhibit "A".

10. CLAIMS

Director Majoewsky made a motion, seconded by Director Smith to approve the claims as follows:

Plant Facilities Upgrade Fund #4670	173,831.86
Depreciation Replacement Reserve Fund #4655	992,197.45
Running Expense Fund #4640	203,778.64

(10/01/745)

AYES: Carter, Majoewsky, Smith, Fox

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NOES: None

ABSENT: Emerson

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:35 p.m.

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John S. Carter  
Governing Board President

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Kamil S. Azoury  
Governing Board Secretary

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Steven T. Majoewsky

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George W. Emerson

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Jerry D. Smith

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John R. Fox