

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

March 2, 2009

**BOARD MEMBERS PRESENT:** John R. Fox, John S. Carter, Steven T. Majoewsky, George W. Emerson, Jerry D. Smith

**BOARD MEMBERS ABSENT:** None

**STAFF MEMBERS PRESENT:** Kamil Azoury, General Manager; Jeff Salt, Operations Manager; Kathy Johnson, Office Manager; Richard Battles, Legal Counsel from Howell Moore & Gough LLP

**PUBLIC 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 Carter to approve the minutes of the Special Board meeting of 02/17/09.

(09/03/662)

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

**POSTING OF AGENDA:** The agenda notice for this meeting was posted 72 hours in advance at the Goleta Sanitary District and at the Goleta branch of the Santa Barbara County Library.

**PUBLIC COMMENTS:**

Mr. Meyer commented on the proposed City of Goleta detachment from Goleta West Sanitary District. Mr. Bertrando discussed the contract between GWD and UCSB to deliver recycled water to the University as it pertains to the University's long range plan.

**BUSINESS:**

1. ADOPTION OF RESOLUTION NO. 09-482 APPROVING PARTICIPATION IN THE CAL-CARD PURCHASE CARD PROGRAM

Mr. Azoury advised the Board that the credit cards currently in use at the District hold him as the personal guarantor. In order for the District to be the guarantor, staff has researched other government credit cards available. As a result, staff has determined that a new credit program known as the "CAL-Card Program" would meet the District's needs for credit card services. Mr. Azoury advised the board that they took no action on this item at the February 2, 2009 meeting, instead requesting that it be brought before the Finance Committee for further consideration. Mr. Battles advised the Board that he had reviewed the agreement and amendments and had no objections, as it appeared to be a standard agreement common to most credit card agreements. Mr. Azoury advised the Board that the Finance Committee recommends that the Board approve participation in the CAL-Card program. He further advised the Board that the adoption of Resolution 09-482 will allow the District to begin the application process. U.S. Bank will review the District CAL-Card application and supporting documentation to determine the District's eligibility to participate in the program. Mr. Azoury advised the Board that a standard CAL-Card implementation takes 30-60 days. After further discussion Director Majoewsky made a motion, seconded by Director Smith to adopt Resolution No. 09-482 Approving Participation in the CAL-Card Purchase Card Program and to cancel previously issued District credit cards.

(09/03/663)

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

2. CONSIDERATION OF REQUEST FOR WAIVER OF ANNEXATION FEES FROM THE CENTER FOR URBAN AGRICULTURE AT FAIRVIEW GARDENS, 598 N. FAIRVIEW AVENUE, APN 069-090-052

Mr. Azoury advised the Board that the Center for Urban Agriculture at Fairview Gardens is seeking a waiver from the annexation fees levied by the District for sewer service. He advised the Board that the property owners seek a reduction from the calculated annexation fee of \$24,022.05 which is based on a value per acre basis. Fairview Gardens request that the annexation fee be applied only to that portion of the property that is limited to agricultural support, the remaining portion of which will remain in agricultural usage. Mr. Azoury advised the Board that the District has not granted requests to annex portions of parcels in the past and that in order to be fair to everyone in the District's sphere of influence, exceptions should not be made. After further discussion Director Carter made a motion, seconded by Director Smith to deny the request for Waiver of Annexation Fees from the Center for Urban Agriculture at Fairview Gardens and to direct staff to send a copy of the District's policy as well as a letter of explanation to the property owners.

(09/03/664)

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

3. DISCUSSION AND ACTION ON THE PROPOSED POLICY BY LAFCO FOR SEWER SERVICE TO AGRICULTURAL PROPERTIES

Mr. Azoury advised the Board that the proposed policy by LAFCO for sewer service to agricultural properties has been the subject of discussion by the Governing Board several times in the past. He discussed the Board's earlier position regarding LAFCO's request for an out of agency service agreement for the St. Athanasius Orthodox Church parcel of land. Mr. Azoury and Directors Fox and Smith attended the LAFCO Ad Hoc Committee meeting in Buellton regarding the proposed LAFCO Policy for Urban Service Extensions to Agricultural Parcels. After further discussion, Mr. Battles presented a draft letter he had prepared to LAFCO suggesting changes to the LAFCO draft policy which provides an alternative to an out-of-agency services agreement. After further discussion no action was taken on the agenda item but there was a Board consensus to send Mr. Battles' letter to LAFCO at a future date under the District General Manager's signature. Mr. Azoury offered to attend the March 5, 2009 to address the LAFCO Commission if action were taken on the proposed policy.

4. GENERAL MANAGER'S REPORT

Messrs. Azoury and Salt reviewed the General Manager's Report.

5. LEGAL COUNSEL'S REPORT

Mr. Battles advised the Board of the First District Court of Appeal decision regarding a city employees' demand for all city council communications made during closed session relating to themselves and their complaints of discrimination. Mr. Battles advised the Board of the Court's holding that communications made during closed sessions need not be disclosed.

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

Director Smith advised the Board of the Finance Committee meeting he attended. Directors Carter and Majoewsky advised the Board of the HDR, Inc. and Value Engineering meeting they attended at the District on March 2, 2009.

7. PRESIDENT'S REPORT

President Fox advised the Board of the Santa Barbara Chapter CSDA meeting he attended. He requested approval from the Board for mileage reimbursement for the LAFCO meeting in Buellton he attended. Director Emerson made a motion, seconded by Director Majoewsky to approve reimbursement of the expense.

(09/03/665)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

8. CORRESPONDENCE

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

9. CLAIMS

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

Depreciation Replacement Reserve Fund #4655	518,086.81
Plant Facilities Upgrade Fund #4670	7,656.35
Running Expense Fund #4640	250,975.55

(09/03/666)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:29 p.m.

\_\_\_\_\_  
John R. Fox  
Governing Board President

\_\_\_\_\_  
Kamil S. Azoury  
Governing Board Secretary

\_\_\_\_\_  
John S. Carter

\_\_\_\_\_  
Steven T. Majoewsky

\_\_\_\_\_  
George W. Emerson

\_\_\_\_\_  
Jerry D. Smith