

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

July 6, 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:** Larry Meyer of Goleta West Sanitary District, Matt Bloise of Santa Barbara News-Press
- CALL TO ORDER:** President Fox called the meeting to order at 7:30 p.m.
- APPROVAL OF MINUTES:** Director Carter made a motion, seconded by Director Majoewsky to approve the minutes of the Regular Board meeting of 06/15/09.

(09/07/673)
- 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:** None

BUSINESS:

1. CONSIDERATION OF APPROVAL OF ATTENDANCE AT THE CALIFORNIA ASSOCIATION OF SANITATION AGENCIES (CASA) AUGUST 2009 ANNUAL CONFERENCE

After some discussion about the conference to be held August 12-15, 2009 at the Mission Bay Hilton in San Diego, Director Majoewsky made a motion, seconded by Director Smith, to approve the attendance of the Board members and the General Manager at the CASA 2009 Annual Conference.

(09/07/674)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

2. CONSIDERATION OF THE BOARD TO DIRECT THEIR VOTE FOR THE EXPIRING TERM OF REGION 5 SEAT A ELECTION OF THE BOARD OF DIRECTORS FOR THE CALIFORNIA SPECIAL DISTRICTS ASSOCIATION (CSDA)

Mr. Azoury advised the Board that this agenda item was discussed at the June 1, 2009 Board meeting at which time the Board requested it be brought back to consider at a future meeting. Mr. Azoury advised the Board that Jack Curtis from the Ojai Valley Sanitary District is seeking reelection for Seat A, Region 5 as a Director of CSDA. After further discussion, Director Smith made a motion, seconded by Director Carter to nominate Jack Curtis and direct the District General Manager to mail in the CSDA Call for Nominations and Nomination Form.

(09/07/675)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

3. CONSIDERATION OF EXTENDING THE PROFESSIONAL SERVICES AGREEMENT WITH AQUATIC BIOASSAY AND CONSULTING LABORATORIES, INC. (ABC LABS) FOR DISTRICT'S OCEAN MONITORING PROGRAM INTO FISCAL YEAR 2009-2010

Mr. Azoury advised the Board that the District is required to conduct quarterly and annual receiving water monitoring surveys as specified in NPDES Permit No. CA0048160. In 1998, the District contracted with ABC Labs to conduct its receiving water monitoring program. Mr. Azoury complimented ABC Labs for an excellent job done with minimal increases in their contract price over the years. There has been no increase in the previous two years but due to increased costs for materials and fuel there is a 5% increase for this fiscal year. After further discussion, Director Majoewsky made a motion, seconded by Director Carter to extend/renew the contract with ABC Labs for fiscal year 2009-10 for an amount not to exceed \$108,944.

09/07/676)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

4. CASA REQUEST FOR FINANCIAL SUPPORT FOR CITY OF VACAVILLE NPDES PERMIT LITIGATION

Mr. Azoury advised the Board that the District received a letter from CASA requesting monetary support in order to appeal the Contra Costa Superior Court decision against the City of Vacaville regarding the NPDES permit issued for Vacaville's wastewater treatment

plant. He advised the Board that this item was discussed at the June 15, 2009 Board meeting at which time the Board wanted to know more about what effect, if any, the court's decision had on the District's operations and suggested this item be brought back to the Board at a future meeting. Mr. Battles advised the Board of the technical nature of the court's decision and that it would unlikely apply to the District. After further discussion Director Emerson made a motion, seconded by Director Carter to make a \$1,000 contribution to CASA for this purpose.

(09/07/677)

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

5. CONSIDERATION AND REVIEW OF DISTRICT'S INVESTMENT POLICY

Mr. Azoury advised the Board that the law that had required the Board to review the District's Investment Policy each year was changed so that an annual review was no longer required. He felt it was advisable for the Board to review the policy to see if any changes were necessary. The Finance Committee met and reviewed it to make sure its investments are in accordance with acceptable standards and practices for public fund management. The Finance Committee members requested that the District auditor and District counsel review and comment on the District investment policy. Both recommended certain minor changes and they were incorporated in the existing policy. The Finance Committee reviewed the changes and recommended that the Board adopt the revised policy and resolution. After further discussion Director Majoewsky made a motion, seconded by Director Smith to adopt Resolution 09-486 Approving the Revised Statement of Investment Policy.

(09/07/678)

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

6. CONSIDERATION OF DISTRICT PARTICIPATION IN CALPERS RETIREE BENEFIT TRUST FUND

Mr. Azoury advised the Board that over the course of the past few years the Board reviewed participation in and contributing to the Goleta Sanitary District Retiree Medical Health Insurance Fund. He explained that effective January 1, 2008, all public employers can join the CalPERS Retiree Benefit Trust Fund that would be administered by CalPERS. The Finance Committee reviewed the requirements of participating in the CalPERS Plan and has recommended that rather than having their own District Trust Fund which would require an independent administrator of the Fund, the District should elect to participate in the CalPERS Plan. After further discussion Director Majoewsky made a motion, seconded by Director Emerson for the District to participate in the CalPERS Retiree Benefit Trust Fund.

09/07/679)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

6. GENERAL MANAGER'S REPORT

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

7. LEGAL COUNSEL'S REPORT

No Report

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

Director Smith advised the Board of the Finance Committee and the LAFCO meetings he attended.

9. PRESIDENT'S REPORT

President Fox advised the Board of the Goleta City Council and the SBCSDA meetings he attended.

10. CORRESPONDENCE

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

11. CLAIMS

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

Depreciation Replacement Reserve Fund #4655	21,800.13
Plant Facilities Upgrade Fund #4670	107,842.11
Running Expense Fund #4640	393,515.03

(09/07/680)

AYES: Fox, Carter, Majoewsky, Emerson, Smith

NOES: None

ABSENT: None

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:23 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