

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

May 7, 2007

- BOARD MEMBERS PRESENT:** George W. Emerson, Elbert W. Trantow, John R. Fox, John S. Carter, Steven T. Majoewsky (late arrival)
- BOARD MEMBERS ABSENT:** None
- STAFF MEMBERS PRESENT:** Kamil Azoury, General Manager; Jeff Salt, Operations Manager; Kathy Johnson, Office Manager, Richard G. Battles, Legal Counsel from Mullen & Henzell
- PUBLIC PRESENT:** Larry D. Meyer of Goleta West Sanitary District, Bert Bertrando of Goleta Water District
- CALL TO ORDER:** President Emerson called the meeting to order at 7:30 p.m.
- APPROVAL OF MINUTES:** Director Fox made a motion, seconded by Director Carter to approve the Minutes of the Special Meeting of April 16, 2007.
- (07/05/419)
- AYES: Emerson, Trantow, Fox, Carter
NOES: None
ABSENT: Majoewsky
- Director Fox made a motion, seconded by Director Carter to approve the Minutes of the Special Meeting of April 17, 2007.
- (07/05/420)
- AYES: Emerson, Trantow, Fox, Carter
NOES: None
ABSENT: Majoewsky
- POSTING OF AGENDA:** The agenda notice for this meeting was posted at the Goleta Sanitary District and the Goleta branch of the Santa Barbara County Library for 72 hours in advance of the meeting.

PUBLIC COMMENTS:

None

BUSINESS:

1. UNIVERSITY OF CALIFORNIA SANTA BARBARA PRESENTATION OF ITS LONG RANGE DEVELOPMENT PLAN (LRDP)

Gerry Hesse, Gene Lucas, and Marc Fisher, representatives of the University of California Santa Barbara, presented details of its Long Range Development Plan (LRDP) to the District Governing Board. Mr. Lucas gave an introduction of the 15-20 year University Plan and enrollment projections. Mr. Fisher gave an overview of the physical plan, including housing, parking and non-housing related issues. Messrs. Lucas and Fisher answered questions from the Board and the public.

2. ADOPTION OF RESOLUTION NO. 07-452 ESTABLISHING TREATMENT PLANT UPGRADING FUND

Mr. Azoury advised the Board that at its annual workshop on February 28, 2006, the Board determined that a separate fund should be established for the purpose of paying costs associated with the pending wastewater treatment plant upgrading project. District staff has evaluated the funds currently held in the District's Capital Reserve Fund and has determined that, based on the purposes for which the funds had been collected, \$2,700,000 from the Capital Reserve Fund can properly be used for the upgrading project. District staff has also evaluated the funds currently held in the District's Replacement Reserve Fund and has determined that, based on the purposes for which those funds had been collected, \$1,500,000 from the Replacement Reserve Fund can properly be used for the upgrading project. Resolution 07-452 establishes the Plant Upgrading Fund, identifies the source of revenues that will be deposited into the Fund, sets forth the purpose of the Fund and makes certain findings. Mr. Azoury recommended that the Governing Board approve Resolution No. 07-452. After some discussion, Director Majoewsky made a motion, seconded by Director Fox, to adopt Resolution No. 07-452 Establishing Treatment Plant Upgrading Fund.

(07/05/421)

AYES: Emerson, Trantow, Fox, Carter, Majoewsky

NOES: None

ABSENT: None

3. ADOPTION OF RESOLUTION NO. 07-453 ESTABLISHING EMERGENCY FUND

Mr. Azoury advised the Board that at its annual workshop on February 28, 2006, the Goleta Sanitary District Governing Board determined that a separate fund should be established for the purpose of paying costs associated with emergency projects. District staff has evaluated the funds currently held in the District's Replacement Reserve Fund and has determined that, based on the purposes for which those funds were collected, \$500,000 from the Replacement Reserve Fund can properly be transferred to the Emergency Fund. Resolution 07-453 establishes the Emergency Fund, identifies the

source of the revenues that will be deposited into the Fund, sets forth the purpose of the Fund and makes certain findings. Mr. Azoury recommended that the Governing Board approve Resolution No. 07-453. After some discussion, Director Trantow made a motion, seconded by Director Carter, to adopt Resolution No. 07-453 Establishing Emergency Fund.

(07/05/422)

AYES: Emerson, Trantow, Fox, Carter, Majoewsky

NOES: None

ABSENT: None

4. ADOPTION OF AMENDED CONFLICT OF INTEREST CODE

Mr. Azoury advised the Board that on September 7, 2006 the District adopted an amended Conflict of Interest Code by Resolution No. 06-446. The Code incorporates by reference the applicable regulations of the Fair Political Practices Commission, specifies disclosure categories and lists the designated positions that are required to disclose financial interests. As required by law, the amended Conflict of Interest Code was submitted to the County of Santa Barbara on September 11, 2006 for approval by the Board of Supervisors as the code reviewing body. On October 30, 2006, Santa Barbara County Counsel sent a letter to the District asking that various changes be made to the disclosure categories contained in the amended Conflict of Interest Code. These recommended changes are included in the proposed amended Conflict of Interest Code to be adopted by Resolution No. 07-454. Mr. Azoury recommended that the Governing Board approve Resolution No. 07-454. Director Fox made a motion, seconded by Director Carter, to approve Resolution No. 07-454 which adopts an amended Conflict of Interest Code, and to direct the General Manager to submit the amended Code to the County for approval.

(07/05/423)

AYES: Emerson, Trantow, Fox, Carter, Majoewsky

NOES: None

ABSENT: None

5. CLOSED SESSION PURSUANT TO SECTION 54957, PUBLIC EMPLOYEE PERFORMANCE EVALUATION: GENERAL MANAGER

The Board entered into a closed session at 10:20 p.m. and conducted the General Manager's employment evaluation. The Board came out of closed session at 11:10 p.m. The Board acted on granting the General Manager a 5% increase in compensation, and a contribution of \$100 per month to the General Manager's 457 deferred compensation plan, to be effective retroactively to February 2, 2007.

(07/05/424)

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

6. GENERAL MANAGER'S REPORT

Mr. Salt reviewed the General Manager's report. Mr. Azoury advised the Board of the statewide Public Education Award presented to the District for its Open House Environmental Safari held November 4, 2006. He also advised the Board that District employee Carl Easter was presented with the statewide Maintenance Technician of the Year Award. The Board offered their congratulations to Mr. Easter and Mr. Salt answered their questions regarding the procedure for applying to the state for such awards.

7. LEGAL COUNSEL'S REPORT

Mr. Battles advised the Board of the the CASA Conference he attended in NAPA. He discussed the morning conference session he attended where AB573 regarding indemnity agreements was discussed. He advised the Board of the afternoon session where AB1684 regarding surveillance monitoring was discussed. Mr. Battles also gave an update on SB343 regarding Board Meeting agenda documents and posting requirements.

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

Director Fox advised the Board of the CSDA Legislative Committee meeting he was attending in Sacramento on May 14-15, 2007.

Director Carter discussed the CASA Conference in Washington D.C. and the CSRMA session he attended.

Director Majoewsky also discussed the CASA Conference and the panel discussions he attended.

9. PRESIDENT'S REPORT

None given

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

Depreciation Replacement Reserve Fund #4655	\$ 586,488.40
Facilities Upgrading Project Fund #4670	51,100.25
Running Expense Fund #4640	224,589.34

(07/05/425)

AYES: Emerson, Trantow, Fox, Carter, Majoewsky

NOES: None

ABSENT: None

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:15 p.m.

George W. Emerson
Governing Board President

Kamil S. Azoury
Governing Board Secretary

Elbert W. Trantow

John R. Fox

John S. Carter

Steven T. Majoewsky