

**CARPINTERIA SANITARY DISTRICT
IN THE
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

MINUTES

These are the **minutes** of the **regular** meeting of the Governing Board of the Carpinteria Sanitary District in the City of Carpinteria, County of Santa Barbara, and State of California.

The Governing Board of the Carpinteria Sanitary District held a regular meeting on **June 3, 2008**, at 5:30 p.m. at its District administrative office located at 5300 Sixth Street, Carpinteria, California.

Directors Present: Lin Graf – President
Michael Damron – President Pro-Tem
Jeff Moorhouse – Secretary
Pat Horwitz – Secretary Pro-Tem
Doug Treloar – Treasurer

Staff Present: Craig Murray – General Manager
Judy Kirkman – Board Secretary
Hamid Hosseini – Finance Director

Legal Counsel
Present: Anthony Trembley

President Graf called the meeting to order, and Director Damron led the Board, staff and public in the Pledge of Allegiance.

President Graf asked if there were any modifications and/or changes to the agenda. Hearing none, the agenda stood as submitted.

Approval of Minutes of May 6, 2008 – Not available.

Public Forum. None

General Manager's Status Report: General Manager reported on the following: **Staff Recruitment Report** – General Manager said he was pleased to report the Safety and Training Officer, funded jointly with four other sanitary districts, Montecito, Goleta West, Ojai, and Summerland, had been filled by Mr. Art McCloud. Art will begin work on June 16th. Vickie Margadonna, the District's Engineering Technician, resigned from the District on May 16th, after two years with the District, to accept an Associate Engineer position with the City of Calabasas. General Manager said Vickie provided outstanding and dedicated service to the District, and she would be missed. Recruitment for the vacant Engineering Technician position is underway with the application period closing June 6, 2008; **South Coast Beach Communities Septic to Sewer Project Update** – The annexation election that occurred on April 16, 2008 was certified by Joseph Holland, the Santa Barbara County Clerk. The final vote was 73 in favor and 67 against the South Coast annexation. A number of the ballots were challenged by an attorney representing several Rincon Point property owners and Heal

the Ocean. The Ventura County Elections Division upheld the challenges to 12 ballots, ten based on domicile requirements and two because signatures did not match. Following the final certification of the election results, the Executive Officer for Santa Barbara LAFCO reported that he had certified and recorded the annexation and that the territory had been officially incorporated into the District's service area boundary. General Manager said he later learned there would need to be one additional action taken. General Manager said the Santa Barbara County Board of Supervisors considered an item to accept and certify the election results at their meeting today. General Manager said he attended that meeting and there were some questions from some of the supervisors asking if they should precede the action by LAFCO or delay their vote until after LAFCO met. General Manager said there was a motion to extend that item until the 17th, their next regularly scheduled Board Of Supervisors Meeting. General Manager said it really was not an action item for them. Procedurally, they are not required to do anything. Santa Barbara LAFCO will need to take action to order the execution of a Certificate of Completion for the South Coast annexation at their June 5, 2008 meeting. General Manager said he would attend the LAFCO meeting on Thursday to see what happens there; **Santa Barbara County Green Business Program** – General Manager said he attended the first meeting of a consortium working to roll out a County-wide Green Business Program. This program, modeled after other Green business programs in place in California, will provide an opportunity for Carpinteria area businesses to achieve a Green Business certification by implementing a series of measures that document environmental stewardship. Categories pertaining to responsible management of wastewater and pollution prevention will directly benefit the District. General Manager said the District would be a participatory agency and has committed \$600 towards funding the program in FY 2008/09. Staff will continue to work with the County and Community Environmental Council as necessary; **CalOSHA Complaint** – The District received notice of a complaint filed with the Division of Occupational Safety and Health (CalOSHA) alleging noncompliance with certain safety program requirements. Identical complaints were filed with the four wastewater agencies who cooperatively hired a joint Safety and Training Officer. General Manager said the complaint and allegations were without merit and staff had provided a written response to the CalOSHA investigator; **AB 2986 (Leno)** – AB 2986 is proposed legislation that would establish a rating system for POTWs much like that used by some public health departments to rate restaurants. SCAP has opposed this bill. General Manager said a letter from John Pastore, Executive Director of SCAP (South California Alliance of Publicly Owned Treatment Works) to assemblyman Leno detailing the objections was included with the Staff Report; **No Drugs Down the Drain Campaign** – CASA, SCAP, CWEA and other entities focused on wastewater issues are planning the launch of a “No Drugs Down the Drain” campaign intended to reduce the discharge of unused pharmaceuticals to the sanitary sewer system. Information on the campaign was attached for the Board's information; **Operations Update** – Treatment Plant and Collection System operations are working fine with no sewer overflows to report. All departments are working on final stages for development of operating and capital budgets for FY 2008/09. Pumps for Lift Station No. 3 are being replaced and associated improvements with the electrical connections are being made concurrently to eliminate ongoing corrosion issues. Staff circulated a RFQ for supply of bulk sodium hypochlorite and sodium bisulfite for a two-year term. The District coordinated a joint solicitation with the Goleta Sanitary District and the City of Carpinteria.

President Graf called on the following members of the public who submitted speaker's slips to comment on the South Coast Beach Communities Septic to Sewer Project Update under the General Manager's Status Report item: **Giti White** said the Board of Supervisors elected not to certify the results of the election at their meeting this morning. Ms. White said they wanted more information, and wanted to defer consideration to a later date following

LAFCO's meeting. Ms. White said she thought this was significant. Ms. White said LAFCO heard many of the same concerns that had been brought to this Board about voter intimidation and had some concerns about possible irregularities of voter conduct and were willing to inquire into them in order to protect voter's rights; **Jaleh White** said she also attended the Board of Supervisors Meeting this morning. She said the Board of Supervisors showed concern. Ms. White said she would advise the Board to get the tape of the meeting and see and listen with their own eyes and ears about concerns of the Board of Supervisors; **Sandra Carradine** said she would like to reiterate what the two previous speakers had said. She said she also attend the Board of Supervisors Meeting this morning. She said Board Members expressed concern for voter intimidation and harassment and suggested that those concerns be addressed and looked into. They deferred that item and took no action. Ms. Carradine said it is very serious, and it's finally great to get some reaction and some responsibility taken for what's going on. Ms. Carradine said she picked up tapes of the meeting, in case any Board Member was not able to see the meeting on their local cable station.

Director Treloar said there had been comments about voter intimidation and said this Board was not responsible for any intimidation. Giti White said it was her understanding that the concerns regarding voter intimidation had to do with letters received from counsel representing Heal the Ocean.

General Manager said as a follow up, he did not want to give the impression that there was no discussion by the Board of Supervisors. In fact that was what he said - the item was carried over until their next meeting. He said it was not an item for action, and this was based on a conversation with Bill Dillion, counsel for the Board of Supervisors and LAFCO. General Manager said he believed Mr. Dillion's position was based on applicable law. The Board of Supervisors had some concerns and they decided to wait until LAFCO acted on the matter.

Contract Document Acceptance and Authorization to Solicit Bids – Lift Station No. 4 Modifications Project – General Manager said this capital project involved reconstruction of Lift Station No. 4, located on Via Real adjacent to the Sandpiper Mobile Home Park. General Manager said the existing station had exceeded its design service life and certain structural elements do not comply with current code requirements. General Manager said the improvements will incorporate the District's standard pump station control, telemetry and flow measurement components, and the station will be equipped with an on-site emergency generator. General Manager said Kennedy/Jenks Consultants completed the design of the necessary improvements with an estimated probable construction cost of \$414,000. General Manger said this amount exceeded the project total authorized in the current year CIP budget and a budget augmentation was proposed in the FY 2008/09 budget to fund this project. General Manager said if approved by the Board and authorized for bidding, a public advertisement and bid process would be undertaken with a target completion date the first half of 2009. General Manager said it was staff's recommendation that the 100% complete Contract Documents for the Lift Station No. 4 Modifications Project be accepted and that authorization be given to advertise and solicit bids for construction.

Director Treloar made a motion that the Board accept the Contract Documents for the Lift Station No. 4 Modifications Project and that authorization be given to advertise and solicit bids for construction; Director Horwitz seconded the motion, and the motion was approved by a 5-0 vote.

California Special Districts Association Board of Directors – Call for Nominations
– General Manager said this was information received from CSDA regarding an open seat in

Region 5 and was for the Board's information in case any of the District's directors were interested in being nominated and running for election to the CSDA Board of Directors. The Board members asked staff to bring this item back for consideration closer to the deadline for nominations.

Resolution No. R-206 Acknowledging Robert Almy's Retirement – General Manager said this was a resolution for the Board of Directors of the Carpinteria Sanitary District to extend to Robert Almy, Manager of the Santa Barbara County Water Agency, upon his retirement grateful thanks and appreciation for his valuable contributions to regional water quality and his many contributions that benefited the Carpinteria Sanitary District and the residents of the Carpinteria Valley.

Director Moorhouse made a motion that the Board adopt Resolution R-206; Director Damron seconded the motion, and the motion was approved by the following 5-0 roll call vote: Director Moorhouse voted aye, Director Damron voted aye, Director Horwitz voted aye, Director Treloar voted aye, and President Graf voted aye.

District Outreach Presentation – General Manager said a PowerPoint slide presentation had been developed by staff, with input from the Board Public Relations Committee, which provided an overview of District history, facilities and current projects. The PowerPoint presentation was put together to support Board members/and or District staff when making presentations to the public, service clubs or other interested parties. General Manager went through the slides briefly and said it would be easy to tailor the slides for a 10 or 20-minute presentation or whatever was needed.

CLOSED SESSION – Legal Counsel reported the Board would go into Closed Session at 6:12 p.m. regarding the following item:

CONFERENCE WITH LABOR NEGOTIATORS: Per Government Code Section 54957.6. Agency designated representatives: CSD Board of Directors and Legal Counsel. Unrepresented employee: General Manager.

President Graf reported the Board coming out of Closed Session and reconvening Regular Session at 7:32 p.m. and there was no action to report from Closed Session.

Board Committee Reports

Finance Committee – Director Treloar reported the Finance Committee met last Wednesday and went over the budget report, investment report and first draft of the FY 2008/09 budget.

Personnel Committee – Did not meet

Public Relations Committee – Director Moorhouse reported the PR Committee would be meeting on June 4, 2008.

Board General Items

CASA Legislative Committee Report – Director Moorhouse reported the General Manager and he had an hour and half Legislative Committee conference call on Friday, May

30th, and the following was discussed: new proposal to collect fees for SWRCB - \$19.6M. Wastewater agencies should pay a \$5-\$10 charge per connection and districts should raise fees to collect. CASA and others who oppose are working hard to convince parties of the Prop 218 impacts. Previous LAO proposal is losing steam. AB 903 was discussed regarding the bidding process. Director Treloar expressed concern from CSDA newsletter regarding requiring agencies to provide full and complete plans and estimates. Director Moorhouse said there would be impacts to districts. Director Moorhouse said CASA is opposing and will continue against this proposition. Director Moorhouse said the District may need to send an opposition letter, but that would come back to the Board, if needed, at a future meeting.

Future Agenda Items

Ad hoc Board Legislative Committee to meet and report back to the Board.

Adjournment. There being no further items to discuss, President Graf adjourned the meeting at 7:42 p.m.

Lin Graf
President

Pat Horwitz
Secretary Pro-Tem

Michael Damron
President Pro-Tem

Doug Treloar
Treasurer

Jeff Moorhouse
Secretary