

SOUTH SAN LUIS OBISPO COUNTY SANITATION DISTRICT

City of Arroyo Grande, City Council Chambers
215 East Branch Street
Arroyo Grande, California 93420

Minutes of the Meeting of Wednesday March 02, 2016
4:30 P.M.

1. CALL TO ORDER AND ROLL CALL

Present: Chairman John Shoals, City of Grover Beach; Vice Chair Matthew Guerrero, Oceano Community Services District; Director Jim Hill, City of Arroyo Grande

District Staff in Attendance: John Clemons, Interim District Administrator/Plant Superintendent.

Chairman Shoals announced that the Board would be meeting in Closed Session regarding,

PUBLIC EMPLOYEE APPOINTMENT (pursuant to Gov. Code section 54957(b)(1))
Title: District Administrator

2. PUBLIC COMMENT ON CLOSED SESSION

Chairman Shoals opened the public comment period.

Beatrice Spencer, Debbie Peterson, Julie Tacker, April McLaughlin, and Patricia Price all gave public comment.

There being no more public comment, Chairman Shoals closed the public comment period.

3. CLOSED SESSION

PUBLIC EMPLOYEE APPOINTMENT (pursuant to Gov. Code section 54957(b)(1))
Title: District Administrator

4. REPORT ON CLOSED SESSION

Chairman Shoals announced that the Board did interview two candidates. The Board did have significant discussion, but did not conclude the discussion. The Board would like to this item to be included with the Closed Session at the end of the agenda.

5. CALL TO ORDER AND ROLL CALL AND FLAG SALUTE

Present: Chairman John Shoals, City of Grover Beach; Vice Chair Matthew Guerrero, Oceano Community Services District; Director Jim Hill, City of Arroyo Grande

Minutes of the 03-02-2016 SSLOCSD Board Meeting

District Staff in Attendance: John Clemons, Interim District Administrator/Plant Superintendent; Gilbert Trujillo, District Legal Counsel; Amy Simpson, District Bookkeeper/Secretary.

6. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

Chairman Shoals opened the public comment period.

April McLaughlin commented on an email she received and on the Grover Beach City Council Committee Report in regards to John Wallace being invited to the Sanitation meeting.

Julie Tacker commented on a Letter to the Editor written by Tim Cleath about John Wallace's announcement of retirement at the meeting of February 20, 2013.

Patty Welsh did not appreciate John Wallace having time to speak at the SSLOCSD meeting.

There being no more public comment, Chairman Shoals closed the public comment period.

The Board confirmed that they did agree to have Wallace come to the meeting and present what he wanted to present, but that his presentation was not forwarded to the authorities.

7. CONSENT AGENDA

7A. Review and Approval of Minutes of Meeting of February 17, 2016

7B. Review and Approval of Warrants

7C. Second Reading of Ordinance 2016-01

Chairman Shoals opened the public comment period.

Julie Tacker, April McLaughlin, Beatrice Spencer, Sharon Brown, and Patty Welsh all gave comment.

Chairman Shoals closed the public comment period.

Legal Counsel addressed the question regarding the vote of the Rate Increase Ordinance. His response was that Directors and Alternates of the same agency can have different votes at the first and second readings of an Ordinance.

Motion: Director Hill made a motion to approve the consent agenda.

Second: Director Guerrero

Action: Approved unanimously by roll call vote.

8. PLANT SUPERINTENDENT'S REPORT

Superintendent Clemons presented the report. He reported that the plant is in good standing. He gave an update on maintenance, in progress, and training happening at the District.

Director Hill asked that the District move quickly to wrap up the AG sewer bridge project.

Vice Chair Guerrero has concerns about a CoGen project. He will be very cautious of looking into another CoGen.

Chairman Shoals opened the public comment period.

Julie Tacker gave public comment.

Chairman Shoals closed the public comment period.

Action: The Board received and filed the Plant Superintendent's report.

9. BOARD ACTION ON INDIVIDUAL ITEMS:

9A. Review of Board Bylaws

Staff recommended that the Board, by motion, approve an amendment to the Bylaws providing for chairperson when the Chair is absent.

Chairman Shoals opened the public comment period.

Patty Welsh, Debbie Peterson, Julie Tacker, Beatrice Spencer, April McLaughlin, and Sharon Brown all gave public comment

Chairman Shoals closed the public comment period.

The Board had a discussion and asked that

- Item 2.6 (a) and (b) be deleted
- Item 2.6 (d) include "have the option of stating name and residence"
- Item 2.9 be consistent with item 1.3
- Item 6.4 the word "shall" be replaced with "should"
- Item 6.5 have a period after opinions and insert the sentence "Civil discourse is encouraged."

Motion: Director Guerrero made a motion to have the bylaws brought back in legislative format at the meeting of March 16, 2016 showing these changes.

Second: Director Hill

Action: Approved unanimously by roll call vote.

9B. Mid-Year Budget Review

Staff recommended that the Board

1. Review the Profit and Loss Statements comparing actual revenues and expenses with the adopted budget, and provide direction to staff regarding recommended budget amendments and related matters presented in staff report; and
2. Adopt Resolution No. 2016-342 providing for these amendments.

Chairman Shoals opened the public comment period.

Debbie Peterson, Beatrice Spencer, Patty Welsh, April McLaughlin, Julie Tacker, and Sharon Brown all gave comment on this item.

Chairman Shoals closed the public comment period.

The Board had a discussion. Mr. Clemons mentioned staff will be giving quarterly budget reports in the future. Vice Chair Guerrero would like to see long range planning, and the life cycle of equipment included in the reports. Director Hill suggested that legal expenses be monitored bimonthly.

Motion: Director Guerrero made a motion to Adopt Resolution 2016-342; a Resolution Amending the FY 2015-16 Budget at Mid-Year.

Second: Director Hill seconded the motion with the addition of bimonthly reviews of legal fees.

Action: Approved unanimously by roll call vote.

9C. Re-Scoped Recycled Water Facilities Planning Study (RWFPS)

Staff recommended that the Board of Directors approve the re-scoped Recycled Water Facilities Planning Study (RWFPS) and direct Staff to proceed with the study as described in the Scope of Work.

Dan Heimel from WSC was there to present this item.

Chairman Shoals opened the public comment period.

Julie Tacker gave public comment.

Chairman Shoals closed the public comment period.

The Board had a discussion where they agreed that a regional approach makes sense. Vice Chair Guerrero says Oceano can pressure Pismo to “come to the table” to maintain the support of Oceano in their recycled water project. Chairman Shoals would like to eliminate the discussion of having the project done onsite if that is not an option and really look at the offsite option.

Motion: Director Hill made a motion to approve the re-scoped Recycled Water Facilities Planning Study and directed staff to proceed with the study as described in the scope of work.

Second: Vice Chair Guerrero

Action: Approved unanimously by roll call vote.

Chairman Shoals acknowledged Julie Tacker for her expertise and great ideas in water.

10. MISCELLANEOUS ITEMS

A. Miscellaneous Oral Communications
None to report.

B. Miscellaneous Written Communications
1. Letter from SDRMA stating that SSLOCS D will receive a longevity distribution credit in the amount of \$2,228 on the 2016/17 renewal invoice.

11. VERBAL REPORT BY INTERIM DISTRICT ADMINISTRATOR

Acting Administrator Clemons announced he will be visiting each member agency to share what the District is doing with Recycled Water opportunities. Chairman Shoals asked that he work with the Board members as part of their committee update.

Future agenda items:

- Permitting update to CDP application and CEQA information
- Engineering contract with Kennedy Jenks
- Update for migrating to the Tax Role
- Bylaws in legislative form
- OPEB and budget

12. PUBLIC COMMENT ON CLOSED SESSION

Chairman Shoals opened the public comment period.

Patty Welsh, Julie Tacker, Beatrice Spencer, and Sharon Brown all gave public comment.

Chairman Shoals closed the public comment period.

13. CLOSED SESSION 8:25 PM

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

[Paragraph (1) of subdivision (d) of Government Code Section 54956.9]; (one case).

- (1) *South San Luis Obispo County Sanitation District v. State Water Resources Control Board (Superior Court of Sacramento), case number 34-2012-80001209-CU-WM-GDS)*

- (2) *South San Luis Obispo County Sanitation District vs. Special District Risk Management Association CV130473 District vs. SDRMA*

14. REPORT OUT OF CLOSED SESSION

No reportable action for both existing litigation matters; however, the Board unanimously approved releasing a 1 page Memorandum prepared by Melissa Thorne, Esq., dated 2-29-16.

15. ADJOURNMENT

There being no further business to come before the Board, Chairman Shoals adjourned the meeting at approximately 9:55p.m.

THESE MINUTES WERE APPROVED BY THE BOARD OF DIRECTORS AT THE MEETING OF MARCH 16, 2016.