

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 16, 2016
6 P.M.

1. CALL TO ORDER AND ROLL CALL

Present: Chairman John Shoals, City of Grover Beach; Director Mary Lucey, Oceano Community Services District; Director Jim Hill, City of Arroyo Grande

District Staff in Attendance: John Clemons, Interim District Administrator/Plant Superintendent; Gilbert Trujillo, District Legal Counsel;

2. FLAG SALUTE

3. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

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

4. CONSENT AGENDA

4A. Review and Approval of Minutes of Meeting of February 17, 2016

4C. Financial Review at February 29, 2016

Director Hill pulled Item 4B. Review and Approval of Warrant Register from the Consent Agenda to have a discussion on the legal bills.

Chairman Shoals opened the public comment period.

Julie Tacker commented on the Kennedy Jenks warrant.

Tim Brown and Patty Welsh gave comment on the legal warrants.

Chairman Shoals closed the public comment period.

Motion: Director Hill made a motion to approve Items 4A and 4C.

Second: Director Lucey

Action: Approved unanimously by roll call vote.

4B. Review and Approval of Warrants

Director Hill asked to withhold the warrants to Gilbert Trujillo and Wendy Stockton so he could look more closely at them.

John Clemons mentioned that 60% of items on the legal bills were onetime extraordinary

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costs consisting of the Knudson Review, the Prop 218 Process and establishing a template for contracts going further.

Chairman Shoals opened the public comment period.

Julie Tacker, April McLaughlin and Patty Welsh gave public comment on the warrants.

Chairman Shoals closed the public comment period.

Director Lucey announced she is the primary Director and will be sitting at the dais.

Motion: Director Hill made a motion to pull the Trujillo and Stockton warrants for consideration and approve the rest of the warrants as presented.

Second: Director Lucey

Action: Motion approved unanimously by roll call vote.

There was an additional motion to direct staff to assure that payroll since last time pay roll appeared on the Warrant Register be placed on next Warrant Register and any current payment to date.

Motion: Director Hill

Second: Director Lucey

Action: Approved unanimously by roll call vote.

Director Lucey asked that a future discussion on payroll and benefits be added to a future agenda.

5. 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.

- Sewer Bridge Project- Kevin Merk & Assoc. prepared the Biological Resources Assessment to support CDFW Alteration Agreement application.
- Bidding for Grit Removal Project will take place March 23rd. Installation should be complete by late June early July.
- Mechanical Barscreen- an RFP will be issued and the install should take place in August.
- Redundancy Project- The application has been received and acknowledged by the Coastal Commission.
- Recycled Water Study is still ongoing.
- Possible energy conservation projects are being discussed with PG&E, specifically use of a CoGen.
- Short-term emergency back-up plan in case of a FFR/Sec. clarifier failure is ongoing and hopefully will be done by next month. This is solely for short term relief in case of emergency.
- GIS manhole mapping. Two bids have been submitted from MKN and Cannon.

- Billing will be sent to the residents of OCSO for the first half of the fiscal year.

Mike Nunley from MKN was available to answer questions. He addressed concerns over the Neg. Dec. submitted that was adopted and approved by the Board back in 2010. He said, the project description itself had not changed since 2005. Flooding issues and other concerns are the same as they were back then. The Neg. Dec. was submitted as a means to get the permit process started.

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.

6. BOARD ACTION ON INDIVIDUAL ITEMS:

6A. 6A. REVIEW OF BOARD BYLAWS

Staff recommended that the Board, by motion, approve amendments to the 2016 Bylaws. This item was brought back from the March 02, 2016 agenda.

Chairman Shoals opened the public comment period.

Patty Welsh, Julie Tacker, April McLaughlin speaking for Sharon Brown, and April McLaughlin all gave public comment.

Chairman Shoals closed the public comment period.

The Chairman directed staff to place on the agenda an item for discussion of an Alternate sitting on the Board as Vice President.

Director Mary Lucey clarified that she will be sitting on the Board as the regular Board Member, not the Alternate.

Motion: Director Lucey made a motion to adopt the 2016 Bylaws with an amendment to 1.6. The changes can be seen in red lettering.

*The Chair, and in his/her absence, the Vice Chair, are authorized to attend meetings of the San Luis Obispo County Planning Commission, meetings of the San Luis Obispo County Board of Supervisors, meetings between District Staff and Water Board Personnel, including either Regional Quality Control Staff or State Water Board Staff on **behalf of the District**, without compensation except reimbursement for use of his/her private vehicle to attend such meetings pursuant to District Policy 10.01(b). If the Chair is absent, the Vice Chair or Board member **may** attend these meetings.*

Second: Director Hill

Action: Approved unanimously by roll call vote.

6B. SELECTION OF DESIGN ENGINEERING FIRM FOR WASTEWATER TREATMENT FACILITY REDUNDANCY PROJECT AND APPROVAL OF CONTRACT

Staff recommended that the Board of Directors issue a Notice of Award to Kennedy/Jenks Consultants, Inc., and authorize the Interim District Administrator to execute a contract for design of the WWTF Redundancy Project. This item was brought back from the February 17, 2016 agenda.

Motion: Director Hill made the motion to approve staff recommendation to issue a Notice of Award to Kennedy/Jenks Consultants, Inc. execute the Districts agreement for Design Services and issue a notice to proceed with the Scope of Work under Task 1 of the proposed contract. Any further work to be subject to authorization from the Board to proceed.

Second: Chairman Shoals

Action: Approved unanimously by roll call vote.

Chairman Shoals announced he is willing to travel to Santa Cruz to meet with the Coastal Commission to discuss the Redundancy Project.

7. MISCELLANEOUS ITEMS

A. Miscellaneous Oral Communications

None to report.

B. Miscellaneous Written Communications

Director Hill announced that there was a Tentative ruling on one of the law suits the District is engaged in. This will be taken up in Closed Session. Copies of this ruling will be made available.

8. VERBAL REPORT BY INTERIM DISTRICT ADMINISTRATOR

No report.

9. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

[Paragraph (1) of subdivision (d) of Government Code Section 54956.9]; (two cases).

(1) *South San Luis Obispo County Sanitation District v. Special District Risk Management Authority, Case No.: CV130473*

(2) *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)*

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

CONFERENCE WITH LABOR NEGOTIATOR (pursuant to Gov. Code section 54957.6
(Agency Representative: Chair Shoals)
(Unrepresented Employee: District Administrator)

9. PUBLIC COMMENT ON CLOSED SESSION

Chairman Shoals opened the public comment period.

Patty Welsh, Beatrice Spencer and Julie Tacker gave public comment

Chairman Shoals closed the public comment period.

11. REPORT OUT OF CLOSED SESSION

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

The Board unanimously voted to appoint Mr. Gerhardt Hubner as District Administrator.
His contract will be placed on the next agenda.

*South San Luis Obispo County Sanitation District v. Special District Risk
Management Authority, Case No.: CV130473*

The Board received a status report and gave direction to staff. The Board authorized a
release of the Tentative Ruling which has become final.

*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)*

No reportable action but the Board did receive a status report and gave direction to staff.

12. 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 APRIL 06, 2016.***