

SOUTH SAN LUIS OBISPO COUNTY SANITATION DISTRICT

OCSD Board Room
1655 Front Street
Oceano, California 93445

Minutes of the Meeting of Wednesday December 07, 2016

6:00 P.M.

1. CALL. TO ORDER AND ROLL CALL

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

District Staff in Attendance: John Clemons, Plant Superintendent; Gerhardt Hubner, District Administrator; Gilbert Trujillo, District Legal Counsel; Wendy Stockton District Legal Counsel; Amy Simpson; District Bookkeeper/Secretary

2. FLAG SALUTE

The Board welcomed Linda Austin as the new Oceano CSD Director.

3. AGENDA REVIEW

Motion: Director Hill made a motion to add election of Officers to the next agenda.

Second: Director Austin

Action: Approved unanimously by roll call vote.

4. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON THE AGENDA

Chairman Shoals opened public comment period.

Patty Welsh commented on medical benefits, believing them not sustainable.

Julie Tacker commented on Cambria CSD's Brine Disposal and requested it be agendized for a future meeting. She also asked that opinion piece written by Ms. Lucey presented at the meeting of September 21, 2016 be corrected.

Mary Lucey commented on medical benefits, censure of her statements, and the Cambria CSD's Brine Disposal.

Patricia Price commented on the medical benefits and there sustainability and Ms. Lucey's comments from September 21, 2016.

Terri Klier commented on health benefits.

Chairman Shoals closed public comment.

Chairman Shoals and Administrator Hubner said that work is continuing on the benefits package, and will be brought to the Board at some future date.

Chairman Shoals clarified that there was direction to find a way to identify the misinformation presented at the September 21, 2016 meeting and provide the proper information with the District and how it is operating.

Director Hill requested to move forward providing the proper information. Chairman Shoals concurred and gave direction to Administrator Hubner.

5. CONSENT AGENDA

- 5A. Approval of Minutes of Meeting of October 05, 2016
- 5B. Approval of Minutes of Meeting of October 19, 2016
- 5C. Approval of Minutes of Meeting of November 16, 2016
- 5C. Approval of Warrants
- 5D. Financial Review at October 31, 2016

Administrator Hubner clarified that the Lara HR invoices are for both October and November.

Director Hill would like the Board to be informed of the Cambria CSD brine disposal project in the near future. He also would like budget line item *Source Control* be changed to *Public Outreach* on the warrant register for the warrants related to the District Newsletter.

Chairman Shoals pulled the minutes of November 16, 2016 and asked that they be brought back at the next meeting to take action.

Chairman Shoals opened public comment period.

Ron Holt, Patricia Price, Julie Tacker, Patty Welsh and Mary Lucey all commented on the warrant register.

- Motion:** Director Hill made a motion to approve the minutes of October 5, 2016 and October 19, 2016.
- Second:** Chairman Shoals
- Action:** Motion carries

The motion carried on the following roll call vote:

- AYES: Chairman Shoals and Director Hill
- NOES: None
- REFRAIN: Director Austin

- Motion:** Director Hill made a motion to approve the Warrant Register with a change to the description as discussed, and the Financial Review at October 31, 2016
- Second:** Chairman Shoals
- Action:** Motion carries unanimously by roll call vote

6. DISTRICT ADMINISTRATOR AND PLANT SUPERINTENDENT'S REPORT

Administrator Hubner provided update on the settlement, Cherry Ave Sewer Bridge

Project, Grit Removal Project, Mechanical Bar Screen, Redundancy Project, Satellite Facility Grant Study, Regional Efforts, and District website.

Plant Superintendent reported on effluent plant data, operational maintenance and the Hazardous Material surprise inspection.

Chairman Shoals opened public comment period.

Patty Welsh and Julie Tacker commented on the Administrators report and Mary Lucey commented on the Superintendents report.

Chairman Shoals closed public comment.

Action: The Board received and filed this report.

7. ACTION ITEMS:

7A. DISTRICT'S 2016 RECEIVING WATER AND OUTFALL INSPECTION REPORT

Administrator Hubner gave a power point presentation. He presented background information and highlights from this Report which showed contaminant concentrations during the 2016 survey are very similar to sampling results from previous surveys conducted in 2004, 2007, 2010 and 2013. Evidence suggests that contaminants are not accumulating in the area over time and no evidence of leaks, damage, erosion, holes, or cracks along entire length of the diffuser or pipe.

Chairman Shoals opened public comment period.

Julie Tacker commented on the report and believes it is a good outcome.

Chairman Shoals closed public comment.

Action: The Board received and filed this report.

7B. DISTRICT ADMINISTRATION TRAILER

This was an item requested by Director Hill as a discussion item. He questions the need for the trailer and believes the apparent need for the trailer has outlived its purpose. Director Austin feels the staff needs to continue with the trailer until the offices are ready to move back into. The Board agreed they do need to discuss how to move forward with addressing the needs of the current facilities and the permitting issues that have come to light.

Chairman Shoals opened public comment period.

Patricia Price, Julie Tacker and Ron Arnoldsen commented adversely on the trailer and believe the recommendations of the Industrial Health and Safety Report and Ergonomic Evaluation have not been addressed.

Mary Lucey is in favor of the trailer.

Chairman Shoals closed public comment.

Administrator Hubner said the remodel and the recommendations have not been completed. He had the analysis completed because he was concerned of the health and safety issues and privacy. These are all factors for professional office space for support of the District Administrator.

Motion: Director Austin made a motion to move forward with the plans for the trailer.

Second: Chairman Shoals

Action: Motion carries

AYES: Chairman Shoals and Director Austin

NOES: Director Hill

ABSTAIN: None

8. CLOSED SESSION

Chairman Shoals opened public comment period.

Ron Arnoldson, Julie Tacker, Beatrice Spencer, Patty Welsh, Patricia Price feel Administrator Hubner should be dismissed. Ron Arnoldson submitted a CalCoast News article be received into the record as Attachment No. 1.

Andrew Brunet feels there are two options: improvement and dismissal.

Mary Lucey is in favor of keeping Administrator Hubner.

8A. CONFERENCE WITH LEGAL COUNSEL -- ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9 of the California Government Code: one case

Action: The Board took no reportable action

8B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Action: The Board took no reportable action

Legal Counsel Trujillo reported the Board authorized a statement by the Chair.

Chairman Shoals stated the District takes all complaints of discrimination very seriously. Discrimination on the basis of any legally protected status not only violates the law but also violates the District policy and undermines efficient operations. Therefore attorneys for the District commissioned an independent investigation of complaints of discrimination presented to the District. There have been no sustained complaints of discrimination.

9. CLOSED SESSION REPORT BY DISTRICT COUNSEL

10. ADJOURN MEETING

This meeting adjourned at 10:39 pm.

The next regularly scheduled Board meeting on December 21, 2016, 6 pm at the Oceano Community Service District Board Room, 1655 Front Street, Oceano, California

THESE MINUTES WERE APPROVED BY THE BOARD OF DIRECTORS AT THE MEETING OF DECEMBER 21, 2016.