



# **SOUTH SAN LUIS OBISPO COUNTY SANITATION DISTRICT**

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## **SUMMARY ACTION MINUTES Regular Meeting of Wednesday, May 02, 2018**

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### **1. CALL TO ORDER AND ROLL CALL**

Chair Austin called the meeting to order and recognized a quorum.

Present: Linda Austin, Chair, Oceano Community Services District  
Jim Hill, Director, City of Arroyo Grande  
Barbara Nicolls, Director, City of Grover Beach

District Staff: Richard Sweet, Technical Consultant  
Keith Collins, District Legal Counsel  
Amy Simpson, District Bookkeeper/Secretary

### **2. PLEDGE OF ALLEGIANCE**

Chair Austin led the Pledge of Allegiance.

### **3. AGENDA REVIEW**

Chair Austin requested Item 6A, Central Coast Blue; Presentation by City of Pismo Beach Public Works Director, Ben Fine, be heard prior to Item 4, Public Comment on Items Not Appearing on the Agenda.

Director Hill requested the Board agendaize a discussion to consider seeking restitution from the Wallace organization and repudiation of Mary Lucey's comments related to Mr. Clemons while she was a member of the Board.

### **6A. CENTRAL COAST BLUE (FORMERLY REFERRED TO AS REGIONAL GROUNDWATER SUSTAINABILITY PROJECT); PRESENTATION BY CITY OF PISMO BEACH PUBLIC WORKS DIRECTOR, BEN FINE**

Ben Fine, Public Works Director for City of Pismo Beach, provided a PowerPoint presentation on the Regional Groundwater Sustainability Project (RGSP). This project will provide advanced water purification creating a new beneficial water source. Wastewater will be treated locally. There will be a new regional groundwater facility instead of discharging the water to the ocean, and the advanced purification will use proven water treatment technology that will produce a drinking water quality resource. This new resource will be injected into the Santa Maria groundwater basin where it will be extracted

by the agencies for potable water use. The new brand will be One Water, One Community, and One Future and this project will be called Central Coast Blue.

There will be a ribbon cutting ceremony and open house on May 15, 2018 at 3:30 p.m. at the City of Pismo Beach demonstrating a pilot plant that was donated by IDE.

Director Hill requested staff agendize a discussion to consider a Memorandum of Understanding (MOU) or Memorandum of Agreement (MOA) with the City of Pismo Beach to acknowledge the possibility of the Regional Groundwater Sustainability Project (RGSP) being located at the District.

Chair Austin opened the Public Comment period.

Julie Tacker commented on the location analysis, the Coastal Commission, and the Environmental Impact Report (EIR). She is not in favor of having the facility at the District plant site.

Shirley Gibson likes the name Central Coast Blue.

Chair Austin closed the Public Comment period.

Ben Fine, City of Pismo Beach Public Works Director, said the Coastal Commission is very aware and supportive of this project. He said that the agencies are looking at secondary sites.

#### **4. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON AGENDA**

Chair Austin opened the Public Comment period.

Julie Tacker commented on the censure of Director Hill, requested a censure of John Shoals and Mary Lucey, and said the cure and correct letter regarding the Brown Act violation did not reflect the action taken by the Board.

Ron Arnoldsen commented on seeking restitution from former administrator John Wallace.

Coleen Kubel commented on the cure and correct letter and said the letter whitewashed the issue.

Patricia Price commented on cure and correct letter, Directors being able to agendize items individually, and seeking restitution from former administrator John Wallace.

Chair Austin closed the Public Comment period.

#### **5. CONSENT AGENDA:**

**5A. Approval of Warrants**

**5B. Approval of Meeting Minutes of April 18, 2018**

**5C. Technical Consultants and Plant Operations Report**

Director Hill requested that items 5A and 5C on the Consent Agenda be considered separately.

**5B. Approval of Meeting Minutes of April 18, 2018**

Chair Austin opened the Public Comment period.

Julie Tacker commented on Item 5E specifically Mary Lucey's comments about the Cambria CSD.

Ron Arnoldsen said the minutes do not reflect the comments provided at the meetings.

Patricia Price appreciates the content of the minutes.

Shirley Gibson takes issue of Director Hill's comment regarding what a public speaker said at a City of Arroyo Grande meeting.

Chair Austin closed the Public Comment period.

**Motion:** Chair Austin made a motion to approve the Minutes of April 18, 2018 as presented.

**Second:** Director Nicolls seconded the motion.

Director Hill stated he would not support the Minutes because they did not include an attachment of the letter received from the District Attorney regarding the Brown Act Violation that was referenced many times in the Minutes.

Technical Consultant Sweet clarified that he understood from the Board that placing it available for the public at the meeting and noting it in the Minutes was acceptable.

Director Nicolls and Chair Austin said that the Minutes are fine the way they are and asked if there was supposed to be a response to the District Attorney.

Legal Counsel clarified that there is no requirement to further respond to the District Attorney letter.

**Action:** Approved 2-1

Yes: Directors Austin and Nicolls

No: Director Hill

**5A. Approval of Warrants**

Director Hill provided his comments on the Aramark warrant, payments to Board members for attending a meeting outside District boundaries, the legal counsel warrant, technical consultant warrant and the temporary labor warrant.

Legal Counsel clarified that there is no prohibition on compensating a Board member for attending a meeting that was not properly noticed under the Brown Act. A Board can certainly elect to do that but there is no requirement that payment be disallowed.

Chair Austin opened the Public Comment period.

Julie Tacker, Shirley Gibson, Coleen Kubel, Patricia Price, and Ron Arnoldsen commented on the Warrant Register.

Chair Austin closed the Public Comment period.

**Motion:** Director Hill made a motion to disapprove the Warrant Register, specifically warrant numbers 2940, 2957, 2950 and 2967.

Motion died from lack of a second.

**Motion:** Director Nicolls made a motion to approve the warrants as presented with the caveat of looking into the whims and the whys of Temporary Labor services and Hubner payments.

**Second:** Chair Austin seconded the motion.

**Action:** Approved 2-1

Yes: Directors Austin and Nicolls

No: Director Hill

#### **5C. Technical Consultants and Plant Operations Report**

Director Hill requested to have the Technical Consultants and Plant Operations Report presented as a discussion item versus placement on the Consent Agenda. He commented on the headworks project, raising the manholes to grade, and the brine disposal program.

Technical Consultant Sweet said the headworks project is moving along successfully and the discharge is up to standard and that staff will be asking the Board to act on a Notice of Completion. He said that staff has the plans for raising the manholes, and that the project will be in the \$25,000 range.

Director Nicolls asked about the audit.

Technical Consultant Sweet responded that the District has received confirmation that a partner of Glenn Burdette will present the audit at the meeting of May 16, 2018.

The Board requested the Technical Consultants and Plant Operations Report be presented as an Action Item and the Superintendent be present to answer questions.

Chair Austin opened the Public Comment period.

Julie Tacker commented on the Regional Collaboration section of the report, the brine disposal program, the Superintendent being at meetings, purchase of a washer and dryer, the centrifuge repair and the Purchasing Policy.

Chair Austin closed the Public Comment period.

Technical Consultant Sweet clarified that staff had received three quotes, the centrifuge was being repaired off site, the repair is not a public works project and the original quotes were under \$25,000.

**Action:** The Board received and filed the report.

**6B. FISCAL YEAR 2017/18 THIRD (3<sup>rd</sup>) QUARTER BUDGET REVIEW; ADOPT RESOLUTION NO. 2018-392 AUTHORIZING BUDGET ADJUSTMENTS; PROVIDE INPUT FOR THE UPCOMING FISCAL YEAR 2018/19 BUDGET**

Technical Consultant Rick Sweet presented this item. Staff made recommendations on budget adjustments based on actual expenditures. The increase in costs were primarily due to supplemental services required earlier in Fiscal Year 2017/2018 and the Digester Cleaning project which increased utility costs.

The Board members provided their comments on individual line accounts. Director Hill has concerns that Redundancy money has been spent on other items this year and will not be available to spend on Redundancy. Director Nicolls asked that everyone keep in mind that major changes are in the works particularly administratively. The Board expressed support for financial reporting.

Chair Austin opened the Public Comment period.

Ron Arnoldsen, Julie Tacker and Shirley Gibson all provided comment. Comments pertained to legal expenses, Redundancy money being used for expenses that are not categorized as capital improvements related to the Redundancy Project.

Chair Austin closed the Public Comment period.

**Motion:** Director Nicolls made a motion to adopt Resolution No. 2018-392; authorizing budgetary adjustments and provide input for the upcoming Fiscal Year 20178/19 budget.

**Second:** Chair Austin seconded the motion.

**Action:** Approved 2-1

Yes: Directors Austin and Nicolls

No: Director Hill

Chair Austin called for a five minute recess at 8:00 p.m.

**6C. DISCUSSION OF PERSONNEL POLICY MANUAL UPDATES**

The Board discussed the Personnel Policy Manual updates, provided comments, and asked staff to correct the grammatical errors.

Chair Austin opened the Public Comment period.

There was no public comment.

Chair Austin closed the Public Comment period.

The Personnel Policy Manual will be brought back at a future meeting and discussion will continue beginning with Section 7042 – Laboratory Technician.

**7. MISCELLANEOUS ITEMS**

**7A. Written Communications**

**1. Notice of Completion from the State Water Resources Control Board Water Facilities Planning Study.**

**8. BOARD MEMBER COMMUNICATIONS**

Director Hill requested a discussion on repudiation of comments made by Mary Lucey while serving as the Oceano Board representative, and that the District should pursue restitution from former administrator John Wallace.

Legal Counsel clarified a censure is used when a body would like to correct the conduct of one of its own members and would not call it appropriate to censure a member of the public and said the Board could pass a Resolution making a statement on any number of topics.

Director Hill acknowledged the passing of Arroyo Grande resident Otis Page.

The Board would like to agendize a discussion to consider the request from the Central Coast Blue Project, and a presentation of the brine program.

**9. CLOSED SESSION:**

**PUBLIC EMPLOYEE APPOINTMENT**

**Title: District Administrator**

Chair Austin opened the Public Comment period.

Julie Tacker, Shirley Gibson and Patricia Price commented on the interview and candidate selection process.

Chair Austin closed the Public Comment period.

Legal Counsel Collins announced Closed Session.

The Board adjourned to Closed Session at 8:55 p.m.

The Board reconvened from Closed Session at 9:00 p.m. District Legal Counsel Collins announced that there were no reportable actions.

**10. ADJOURN MEETING**

The meeting was adjourned at 9:02 p.m.

***THESE MINUTES ARE DRAFT WERE APPROVED BY THE BOARD OF DIRECTORS  
AT THE MEETING OF MAY 16, 2018.***