

VENTURA REGIONAL SANITATION DISTRICT
Minutes of the Special Meeting of January 12, 2017
1001 Partridge Drive, Ventura, California

Chairman Perello called the meeting to order at 8:34 a.m.

1. Roll Call: The Acting Clerk of the Board called the roll. The following Board Members were present:

Mark Austin, City of Fillmore
Jim Hensley, City of Port Hueneme
James Monahan, City of San Buenaventura
Bert Perello, City of Oxnard
Joel Price, City of Thousand Oaks
James Wall, Special Districts
William Weirick, City of Ojai

Absent: Kevin Kildee, City of Camarillo (arrived at 8:39 a.m.); Martin Hernandez, City of Santa Paula

Staff present: Chris Theisen, General Manager; Robert Kwong, Legal Counsel; Vickie Dragan, Director of Finance; Matthew Baumgardner, Interim Director of Operations; Michael Castro, Senior Management Analyst; Sandy Warren, Management Analyst; Lisa McKinley, Acting Clerk of the Board.

2. Pledge of Allegiance: The Pledge was led by Robert Kwong, Legal Counsel.
3. Agenda Review: There were no changes to the agenda. Newly-sworn Directors Austin, Hensley, and Wall were introduced.
4. Public Comment: Nan Drake (E.J. Harrison/Agromin/Gold Coast Recycling) made comments to welcome new members to the Board, and inviting VRSD Directors to tour any of their facilities. She provided an update on new laws recently passed in California, and on the food waste facility operating at the Limoneira facility in Santa Paula.

Director Kildee arrived at 8:39 a.m.

CONSENT AGENDA (Item 5 only)

5. Approval of Minutes: December 15, 2016 Regular Meeting.

It was moved by Director Monahan, seconded by Director Price, to approve the Consent Item as presented. VOTE: Directors Hensley, Kildee, Monahan, Price, Weirick, and Chairman Perello were in favor; Directors Austin and Wall abstained. The motion

carried 6-0-1. (Director Hernandez absent.)

REGULAR AGENDA (Items 6 through 11)

6. APPROVAL OF VRSD CONTRACT 16-022 WITH THE CITY OF FILLMORE FOR BIOSOLIDS DISPOSAL AT THE TOLAND ROAD LANDFILL

Mr. Theisen gave the report. Significant discussion ensued between the Board, Staff, and Legal Counsel, particularly regarding the term of the contract. The discussion included both contracts listed in Items #6 and #7.

Chair Perello recessed the meeting for a break at 8:58 a.m.

The meeting returned to open session at 9:00 a.m.

It was moved by Director Price, seconded by Director Weirick, to direct staff to go back to the City of Fillmore and the City of Santa Paula to renegotiate the terms of both contracts, 16-022 and 16-024, to the year 2018 only. VOTE: Directors Austin, Hensley, Kildee, Monahan, Price, Wall, Weirick, and Chair Perello were in favor; the motion carried 8-0. (Director Hernandez absent.)

7. APPROVAL OF VRSD CONTRACT 16-024 WITH THE CITY OF SANTA PAULA FOR BIOSOLIDS DISPOSAL AT THE TOLAND ROAD LANDFILL

This item was addressed with the action of Item #6.

8. BOARD AND GENERAL MANAGER DISCUSSION ON SCHEDULING AND AGENDA FOR 2017 ANNUAL BOARD RETREAT

Mr. Theisen presented the report and discussion ensued among the Board and staff. The report was augmented by a handout of last year's retreat agenda.

No action was taken.

9. APPROVAL AND ADOPTION OF THE MEMORANDUM OF UNDERSTANDING BETWEEN VENTURA REGIONAL SANITATION DISTRICT AND SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 721 (CONTRACT NO. 17-001)

Mr. Castro presented the report for this item, and discussion ensued among the Board and staff.

It was moved by Director Price, seconded by Director Monahan, to approve and adopt Contract No. 17-001, which is the 3-year Memorandum of Understanding by and between Ventura Regional Sanitation District and the Service Employees International Union, Local 721; to adopt District Board Resolution No. 17-01, directing District staff to

implement the Memorandum of Understanding and to authorize a Fiscal Year 2017 budget adjustment in the total amount of \$22,704 for revised Solid Waste and Internal Service Fund Salaries and Benefits (25-401-51010-400300 and 50-540-51010-500201). VOTE: Directors Austin, Hensley, Kildee, Monahan, Price, Weirick, and Chairman Perello were in favor; Director Wall abstained. The motion carried 7-0-1. (Director Hernandez absent.)

10. NOMINATION AND ELECTION OF BOARD OFFICERS
Conduct an election for the office of Chairman for Calendar Year 2017; and,
Conduct an election for a Chairman-elect for Calendar Year 2017.

Mr. Theisen and Chair Perello introduced the item and discussion ensued among the Board and staff. Chair Perello opened the floor for nominations for the position of Chairman. Directors Price and Monahan nominated Director Weirick. No other nominations were presented. *It was moved by Director Kildee, seconded by Chair Perello, to close the nominations.* VOTE: Directors Austin, Hensley, Kildee, Monahan, Price, Wall, Weirick, and Chair Perello were in favor; the motion carried 8-0. (Director Hernandez absent.)

Chair Weirick took the gavel at 9:26 a.m. and opened the floor for nominations for the position of Chairman-elect. Director Price nominated Director Monahan. No other nominations were presented. *It was moved by Director Kildee, seconded by Director Perello, to close the nominations for Chairman-Elect.* VOTE: Directors Austin, Hensley, Kildee, Monahan, Perello, Price, Wall, and Chair Weirick were in favor; the motion carried 8-0. (Director Hernandez absent.)

Director Price left the meeting at 9:30 a.m.

11. CALIFORNIA ASSOCIATION OF SANITATION AGENCIES (CASA) 2017 WASHINGTON, D.C. CONFERENCE

Mr. Theisen introduced the item. *It was moved by Director Kildee, seconded by Director Perello, to designate Chair Weirick to represent the Board of Directors at the CASA Washington D.C. Conference, February 27 through March 1, 2017, for an approximate cost of \$4,000.* VOTE: Directors Austin, Hensley, Kildee, Monahan, Perello, Wall, and Chair Weirick were in favor; the motion carried 7-0. (Directors Hernandez and Price absent.)

INFORMATION ITEMS (Item 12 through 15)

It is recommended the Board receive and file the following items:

12. Revenue and Expense Report: November 30, 2016

It was moved by Director Kildee, seconded by Director Wall, to receive and file the Revenue and Expense Report. VOTE: Directors Austin, Hensley, Kildee, Monahan,

Perello, Wall, and Chair Weirick were in favor; the motion carried 7-0. (Directors Hernandez and Price absent.)

13. Disbursement Report: December 2016

The Board asked questions about items on the Disbursement Report; Ms. Dragan and Mr. Baumgardner answered the questions. *It was moved by Director Perello, seconded by Director Monahan*, to receive and file the Disbursement Report of December 2016. VOTE: Directors Austin, Hensley, Kildee, Monahan, Perello, Wall, and Chair Weirick were in favor; the motion carried 7-0. (Directors Hernandez and Price absent.)

14. Investment Report: November 30, 2016

It was moved by Director Kildee, seconded by Director Hensley, to receive and file the Disbursement Report of December 2016. VOTE: Directors Austin, Hensley, Kildee, Monahan, Perello, Wall, and Chair Weirick were in favor; the motion carried 7-0. (Directors Hernandez and Price absent.)

15. Future Meetings, Seminars and Conferences

- ♦ Jan. 18 – 20, CASA Winter Conference, Palm Springs
- ♦ Feb. 2 and 16, 8:30 a.m. – Regular Board Meetings (VRSD Board Room)
- ♦ Feb. 7, 8:30 a.m. – Personnel & Finance Committee (VRSD Board Room)

ORAL REPORTS (Items 16 through 19)

16. Regulatory Compliance Report: None

17. Committee Reports: None

18. Board Member Comments:

Directors Austin, Hensley, and Wall expressed appreciation for the opportunity to serve on the Board; Director Monahan congratulated Director Weirick for his election as Chair; Director Perello gave a courtesy advisement for any of the cities who may be having issues with SCE lights on city easements; Chair Weirick informed the Board that Ojai Mayor Johnson is the alternate director assigned to the VRSD Board.

19. General Manager Comments: Mr. Theisen announced there will be commendations of appreciation presented to the recently departed Directors B.Hernandez, Neal, and Sharkey at the February 2, 2017 board meeting.

CLOSED SESSION (Item 20 only)

At 9:42 a.m., Legal Counsel Robert Kwong made the following closed session announcement:

It is the intention of the Ventura Regional Sanitation District to meet in closed session to consider the following item:

20. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code § 54956.9(d)(1): *Environmental Defense Center v. Ventura Regional Sanitation District*, USDC Central District of California, Case No. 2:16-cv-05607-VAP-FFM.

The meeting reconvened into open session at 10:10 a.m. with no action to report.

ADJOURNMENT: With no further business, the meeting was adjourned at 10:10 a.m. to the Regular Meeting to be held February 2, 2017, 8:30 a.m. at the Ventura Regional Sanitation District office.

Prepared by:

Approved:

Lisa McKinley
Acting Clerk of the Board

William Weirick, Chair
Ventura Regional Sanitation District

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