

**VENTURA REGIONAL SANITATION DISTRICT**  
Minutes of the Regular Meeting of May 16, 2019  
1001 Partridge Drive, Ventura, California

Chairman Kildee called the meeting to order at 8:36 a.m.

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

Rick Araiza, City of Santa Paula  
Jim Friedman, City of Ventura  
Laura Hernandez, City of Port Hueneme  
Ed Jones, City of Thousand Oaks  
Kevin Kildee, City of Camarillo  
Bob Nast, Special Districts  
Bert Perello, City of Oxnard  
William Weirick, City of Ojai

Absent: Mark Austin, City of Fillmore

Staff Present: Chris Theisen, General Manager; Robert Kwong, Legal Counsel; Tina Rivera, Director of Finance; Matthew Baumgardner, Director of Operations; Melissa Grisales, Human Resources Manager; Richard Jones, Water/Wastewater Operations Superintendent; Michael Castro, Senior Management Analyst; Regina Williams, Senior Accountant; and Juliet Rodriguez, Clerk of the Board.

2. Pledge of Allegiance: The Pledge was led by Director Hernandez.
3. Agenda Review:  
None.
4. Public Comment:  
None.

**CONSENT AGENDA** (Item 5 only)

5. Approval of Minutes: May 2, 2019 Regular Meeting

*It was moved by Director Friedman, seconded by Vice Chair Perello, to approve the Consent agenda. VOTE: Araiza, Friedman, Hernandez, Jones, Kildee, Nast, Perello, and Weirick were in favor; the motion carried 8-0.*

**REGULAR AGENDA** (Items 6 through 8)

6. Discussion and Adoption of Fiscal Year 2019-20 Goal 3, Finalize the Modification to the Conditional Use Permit for the Toland Road Landfill (Continued from April 18 and May 2, 2019 Board Meetings)

Chris Theisen, General Manager, gave the presentation.

Nan Drake, Public Relations and Governmental Affairs, EJ Harrison & Sons, Inc., and Thien Ng, City of Oxnard Assistant Public Works Director, addressed the Board regarding Goal No. 3.

*It was moved by Director Jones, seconded by Director Friedman, to approve Goal No. 3 for FY 2019-2020 using Option 1 as follows:*

Finalize the Modification to the CUP for the Toland Road Landfill to effect the following:

- Remove the 2027 closure date; instead remain open until filled
- Remove the lifetime limit of 15 million tons; instead fill to the 1,435 foot elevation approved in the 1996 CUP
- Direct staff to work with County Planning to fashion a project description that will:
  - Accommodate VRSD's Fiscal needs
  - Handle the Western Ventura County MSW stream
  - Be sufficient to address operational fluctuations and emergencies
  - Maximize utilization of the remaining Toland Road Landfill capacity
  - Minimize or avoid potentially significant environmental impacts

Motion was amended to include direction to staff to provide progress updates to the Board Chair.

VOTE: Araiza, Friedman, Jones, Hernandez, Kildee, Nast, and Weirick were in favor; the motion carried 7-0 (Perello recusal).

7. Malibu Bay Club Onsite Wastewater Treatment System Sewer Service Charges for Collection on County of Ventura Property Tax Rolls for Fiscal Year 2019-20

Tina Rivera, Director of Finance, gave the presentation.

*It was moved by Director Weirick, seconded by Director Jones, to A) Accept the VRSD report listing parcels at the Malibu Bay Club to be placed on the County tax rolls for collection of related sewer service charges in FY 2019-20; B) Set 8:30 a.m. on June 20, 2019, at the Ventura Regional Sanitation District Board Room, 1001 Partridge Drive, Ventura, California, as the time and place for a public hearing to be held on the VRSD report listing parcels at the Malibu Bay Club to be placed on*

the County tax rolls for collection of related sewer service charges in FY 2019-20; C) Approve and Adopt Resolution 19-02 to have Malibu Bay Club onsite wastewater treatment system sewer service charges for FY 2019-20 collected on the County of Ventura tax rolls following the June 20, 2019 hearing; and D) Direct VRSD staff to publish notice of June 20, 2019 hearing in accordance with Government Code section 6066. VOTE: Araiza, Friedman, Hernandez, Jones, Kildee, Nast, Perello, and Weirick were in favor; the motion carried 8-0.

8. Approval of Amendment No. 4 to City of Oxnard Agreement No. 7167-15-CM; VRSD Contract No. 15-027, Agreement for Consulting Services at the Closed Santa Clara Landfill

Matt Baumgardner, Director of Operations, gave the presentation.

*It was moved by Director Weirick, seconded by Director Araiza, to approve, and authorize the Board Chair to sign, Amendment No. 4 to City of Oxnard Agreement No. 7167-15-CM, VRSD Contract No. 15-027, Agreement for Consulting Services at the Closed Santa Clara Landfill. VOTE: Araiza, Friedman, Hernandez, Jones, Kildee, Nast, Perello, and Weirick were in favor; the motion carried 8-0.*

**INFORMATION ITEMS** (Items 9 through 12)

9. Revenue and Expense Report: None
10. Disbursement Report: April 2019
11. Investment Report: April 2019
12. Future Meetings: Seminars and Conferences
- ♦ May 16, 2019, 10:15 a.m. – VCREA Board Meeting (City of Ventura-City Hall)
  - ♦ June 4, 2019, 8:30 a.m. – P&F Committee Meeting (VRSD Board Room)
  - ♦ June 6, 2019, 8:30 a.m. – Regular Board Meeting (VRSD Board Room)
  - ♦ June 20, 2019, 8:30 a.m. – Regular Board Meeting (VRSD Board Room)
  - ♦ July 4, 2019, 8:30 a.m. – Regular Board Meeting (Cancelled due to Holiday)
  - ♦ July 18, 2019, 8:30 a.m. – Regular Board Meeting (VRSD Board Room)
  - ♦ July 18, 2019, 10:15 a.m. – VCREA Board Meeting (City of Ventura-City Hall)
  - ♦ No regular meetings scheduled for August

*It was moved by Director Araiza, seconded by Director Weirick, to receive and file the information items. VOTE: Araiza, Friedman, Hernandez, Jones, Kildee, Nast, Perello, and Weirick were in favor; the motion carried 8-0.*

**ORAL REPORTS** (Items 13 through 16)

13. Regulatory Compliance Report  
None.

14. Committee Reports

None.

15. Board Member Comments

Vice Chair Perello complimented Director Friedman on an editorial that was published in the VC Star.

16. General Manager Comments

Mr. Theisen stated that he is working with Chair Kildee to schedule tours of the Toland Road Landfill for Board Directors and a Board meeting at the site.

Chair Kildee announced a recess at 10:17 a.m. and the Board reconvened at 10:25 a.m.

**CLOSED SESSION** (Item 17 only)

At 10:26 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:

17. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov. Code § 54957)  
Title: General Manager

A closed session was held, no reportable actions were taken by the Board, and the Board meeting adjourned out of Closed Session.

ADJOURNMENT: With no further business, the meeting was adjourned at 11:53 a.m. to a Regular Meeting to be held June 6, 2019, 8:30 a.m. at the Ventura Regional Sanitation District Office.

Prepared by:

Approved:

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Juliet Rodriguez  
Clerk of the Board

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Kevin Kildee, Chair  
Ventura Regional Sanitation District