

VENTURA REGIONAL SANITATION DISTRICT
Minutes of the Regular Meeting of June 3, 2021
1001 Partridge Drive, Ventura, California

IN ACCORDANCE WITH THE CALIFORNIA GOVERNOR'S EXECUTIVE ORDERS DECLARING A STATE OF EMERGENCY AND THE COUNTY OF VENTURA HEALTH OFFICER'S LOCAL HEALTH EMERGENCY DECLARATION AS A RESULT OF THE THREAT OF THE COVID-19 VIRUS, THIS VRSD BOARD OF DIRECTORS MEETING WAS HELD VIA VIDEO CONFERENCE.

Chairperson Friedman called the meeting to order at 8:31 a.m.

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

James Acosta, Special Districts
Mark Austin, City of Fillmore
Jenny Crosswhite, City of Santa Paula
Jim Friedman, City of San Buenaventura
Laura Hernandez, City of Port Hueneme
Ed Jones, City of Thousand Oaks
Kevin Kildee, City of Camarillo
Bert Perello, City of Oxnard
William Weirick, City of Ojai

Staff Present: Chris Theisen, General Manager; Robert Kwong, Legal Counsel; Tina Rivera, Director of Finance; Richard Jones, Interim Director of Operations; Melissa Macias, Human Resources Manager; Michael Castro, Interim Operations Manager; Sandy Warren, Management Analyst; Senior Accountant Regina Williams, and Juliet Rodriguez, Clerk of the Board.

2. Pledge of Allegiance: The Pledge was led by Director Austin.
3. Agenda Review:

Chairperson Friedman suggested moving Agenda Item No. 9, Authorize Staff to Initiate the Dismantling and Disposal of Obsolete Bio-Solids Drying and Microturbine Facilities and Equipment; Agenda Item No. 10, Consider, Adopt, and Authorize Proposed Fiscal Year 2021-22 District Goals; and Agenda Item No. 20, General Manager Annual Performance Evaluation, to the next Board meeting.

It was moved by Director Acosta, seconded by Director Perello, to approve the Agenda with changes. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

4. Public Comment:

None.

PRESENTATIONS (Item 5 only) Matters listed under Consent Agenda are considered to be routine, non-controversial, and are normally approved by one motion without discussion. If discussion is requested by a member of the Board on any Consent Agenda item, or if a member of the public wishes to comment on an item, that item may be removed from the Consent Agenda for separate action.

5. Receive & File PFM Asset Management, LLC – 1st Quarter Review of VRSD Investment Portfolio

Sara Meacham, PFM Asset Management, gave the report.

It was moved by Director Weirick, seconded by Director Kildee, to receive and file the PFM Asset Management, LLC 3rd Quarter Review of VRSD Investment Portfolio. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

CONSENT AGENDA (Item 6 only) Matters listed under Consent Agenda are considered to be routine, non-controversial, and are normally approved by one motion without discussion. If discussion is requested by a member of the Board on any Consent Agenda item, or if a member of the public wishes to comment on an item, that item may be removed from the Consent Agenda for separate action.

6. Approval of Minutes: May 20, 2021 Regular Meeting, May 27, 2021 Special Meeting

It was moved by Director Kildee, seconded by Director Weirick, to approve the Consent Agenda as presented. Motion carried 7-1 (FOR: Acosta, Austin, Friedman, Hernandez, Jones, Kildee, and Weirick. AGAINST: Perello). Director Crosswhite abstained from the Minutes.

REGULAR AGENDA (Items 7 through 11)

7. Adoption of Resolution No. 21-04 Regarding Collection of Sewer Service Charges Through the Tax Rolls

Tina Rivera, Director of Finance, gave the staff report.

Chair Friedman opened the public hearing and none of the public present requested to speak.

It was moved by Director Kildee, seconded by Director Weirick, to A) Hold public hearing in accordance with Health & Safety Code §5473 et seq.; B) Adopt VRSD Resolution No. 21-04 Regarding Collection of Sewer Service Charges by the County of Ventura (Attachment 2); and C) Adopt the report shown as Attachment 1, which has the Assessor's Parcel Numbers and the corresponding amount of

charges proposed for collection on the County tax rolls; and D) Direct staff to coordinate collection of sewer service charges on the general Ventura County tax rolls with the County Auditor-Controller, Assessor, and Tax Collector, and to submit to the Auditor-Controller all required forms and data needed to place direct assessments on the tax roll. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

8. VRSD Fiscal Sustainability Projection Update

Chris Theisen, General Manager, and Tina Rivera, Director of Finance, gave the staff report.

It was moved by Director Kildee, seconded by Director Acosta, to receive and file the update. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

9. Authorize Staff to Initiate the Dismantling and Disposal of Obsolete Bio-Solids Drying and Microturbine Facilities and Equipment *This agenda item was moved to the next Board Meeting under Agenda Review.*

10. Consider, Adopt, and Authorize Proposed Fiscal Year 2021-22 District Goals *This agenda item was moved to the next Board Meeting under Agenda Review..*

11. Staff Response to and Report on Ventura County Public Works Board Letter Dated May 11, 2021, Regarding Establishing Three Positions and Authorizing Termination of the Agreement with VRSD for Wastewater Facilities Operation and Maintenance for County Service Area No. 29

Chris Theisen, General Manager, and Richard Jones, Interim Director of Operations, gave the staff report.

It was moved by Director Kildee, seconded by Director Jones, receive and file Staff's report and direct staff to write a letter to the Board of Supervisors stating the VRSD Board's position. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

INFORMATION ITEMS (Items 12 through 15)

12. Revenue and Expense Report: April 2021

13. Disbursement Report: April 2021

14. Investment Report: April 2021

15. Future Meetings, Seminars and Conferences

- ♦ June 3, 2021, 8:30 a.m. – Regular Board Meeting

- ♦ June 17, 2021, 8:30 a.m. – Regular Board Meeting
- ♦ July 1, 2021, 8:30 a.m. – Regular Board Meeting
- ♦ July 6, 2021, 8:30 a.m. – Personnel & Finance Committee Meeting
- ♦ July 15, 2021, 8:30 a.m. – Regular Board Meeting
- ♦ August 2021: VRSD Board is Dark

It was moved by Director Weirick seconded by Director Acosta, to receive and file all Information Items. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

ORAL REPORTS (Items 16 through 19)

16. Regulatory Compliance Report
None.

17. Committee Reports
Personnel & Finance Committee Chair Acosta reported on the June 1, 2021 Personnel & Finance Committee Meeting.

18. Board Member Comments and Future Agenda Items

Director Perello commented on the approved Board meeting minutes not reflecting his comments about not being a part of the Closed Session. Legal Counsel Robert Kwong responded that the Board meeting minutes are action minutes only and that he maintains a minute book of Closed Session meetings that indicate which Board members are present in Closed Session and Director Perello was not in the Closed Session conference with legal counsel regarding anticipated litigation.

19. General Manager Comments

None.

It was moved by Board Chairperson Friedman to receive and file all Oral Reports. ROLL CALL VOTE: Motion carried 9-0 (FOR: Acosta, Austin, Crosswhite, Friedman, Hernandez, Jones, Kildee, Perello, and Weirick).

Chairperson Friedman announced that the meeting would be convening to the Ventura Regional Public Facilities Corporation (VRPFC) meeting and then returning to the Ventura Regional Regular Board Meeting for continuation with the Closed Session.

The Board convened to the VRPFC meeting at 10:10 a.m. and reconvened to Open Session at 10:18 a.m.

CLOSED SESSION (Items 20 and 21)

At 10:18 a.m., Legal Counsel announced that the Board would be convening to a Closed Session in a separate Zoom meeting and stated that it is the intention of the Ventura Regional Sanitation District Board of Directors to meet in closed session to consider the following items:

20. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov. Code § 54957)
Title: General Manager. *This agenda item was moved to the next Board meeting under Agenda Review..*
21. CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2)-(d)(4). Two cases.

With no action taken by the Board during Closed Session, and nothing to report out of Closed Session, the meeting was adjourned out of Closed Session at 10:58 a.m.

ADJOURNMENT: With no further business, Chairperson Friedman adjourned the meeting at 10:58 a.m. from Closed Session, to a Regular Meeting to be held June 17, 2021, 8:30 a.m. via video conference.

Prepared by:

Approved:

Juliet Rodriguez
Clerk of the Board

Jim Friedman, Chairperson
Ventura Regional Sanitation District

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