

VENTURA REGIONAL SANITATION DISTRICT
Minutes of the Regular Meeting of May 16, 2024
4105 W. Gonzalez Road, Oxnard, California

Chairperson Newman called the meeting to order at 8:33am.

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

Pedro Chavez, City of Santa Paula
Bert Perello, City of Oxnard
Bob Nast, Special Districts
Martha McQueen-Legohn, City of Port Hueneme
David Newman, City of Thousand Oaks
Kevin Kildee, City of Camarillo

Absent: David Whitman, City of Ojai, Christina Villaseñor, City of Fillmore, Doug Halter, City of Ventura

Staff Present: Chris Theisen, General Manager; Robert Kwong, Legal Counsel, Richard Jones, Director of Operations, Tina Rivera, Director of Finance, and Mayra Rodriguez, Clerk of the Board

2. Pledge of Allegiance: The pledge was led by Director Chavez.

3. Agenda Review:

None to report.

It was moved by Director Chavez, seconded by Director Perello, to approve the Agenda. ROLL CALL VOTE: Motion carried 6-0 (FOR: Chavez, Perello, Nast, McQueen-Legohn, Newman and Kildee.)

4. Public Comment:

None.

PRESENTATION (Item 5 only)

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

Richard Babbe, PFM Asset Management, gave the presentation to the Board.

It was moved by Director Kildee, seconded by Director McQueen-Legohn, to receive and file the PFM Asset Management, LLC 1st Quarter Review of VRSD Investment Portfolio. ROLL CALL VOTE: Motion carried 6-0 (FOR: Chavez, Perello, Nast, McQueen-Legohn, Newman and Kildee.)

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: March 7, 2024 Regular Meeting, April 4, 2024 Regular Meeting, April 12, 2024 Special Meeting.

It was moved by Director Kildee, seconded by Director McQueen-Legohn, to approve the Consent Agenda. ROLL CALL VOTE: Motion carried 3-0-3: (FOR: Kildee, Nast, McQueen-Legohn; ABSTEIN: Newman (March 7, 2024 Minutes), Perello (April 12, 2024 Minutes) Chavez.)

REGULAR AGENDA (Items 7 through 9)

7. Approve Collection of Onsite Wastewater Treatment System Sewer Service Charges Regarding Malibu Bay Club Parcel Owners on County of Ventura Tax Rolls for Fiscal Year 2024-25.

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

It was moved by Director Chavez, seconded by Director McQueen-Legohn, 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 2024-25 (Attachment 1); B) Set 8:30 a.m. on June 20, 2024, as the time and means for a public hearing to be held on the VRSD report listing parcels at the Malibu Bay Club to be placed on the County property tax rolls for collection of related sewer service charges in FY 2024-25; C) Approve and Adopt Proposed VRSD Resolution 24-02 to have the Malibu Bay Club onsite wastewater treatment system sewer service charges for FY 2024-25 placed on the County of Ventura tax rolls (Attachment 2) for collection following the June 20, 2024, hearing; and D) Direct VRSD staff to publish the notice (Attachment 3) of the June 20, 2024, hearing in accordance with Government Code section 6066.ROLL CALL VOTE: Motion carried 6-0 (FOR: Chavez, Perello, Nast, , McQueen-Legohn, Kildee and Newman.)

8. Proposed Approval and Authorization for Board Chair to Sign, Engagement Letter/Agreement for Legal Services with Nossaman LLP

Robert Kwong, Legal Counsel, reported to the Board and answered questions.

Chair Newman, announced a short recess for the Board at 9:59am and reconvened the meeting at 10:03am.

It was moved by Director Kildee, seconded by Director Nast, to Approve and Authorize for the Board Chair to Sign, Engagement Letter/Agreement for Legal Services with Nossaman LLP.ROLL CALL VOTE: Motion carried 4:1:1 (FOR: Kildee, Nast, Chavez, Newman; AGAINST: Perello; ABSTAIN: McQueen-Legohn.)

9. Discussion of Alternative Legal Counsel Arrangements - Potential Formation of Ad Hoc Committee
(No written materials)

Chris Theisen, General Manager provided report. Board member discussion ensued, which included questions to and answers from Robert Kwong, Legal Counsel.

It was *moved by Director Chavez, seconded by Director McQueen-Legohn*, for the Executive Committee to meet and discuss the process for obtaining alternative legal counsel rates and arrangements and to report back to the Board at their July 20, 2024, meeting. ROLL CALL VOTE: Motion carried 6-0 (FOR: Chavez, Perello, Nast, McQueen-Legohn, Newman and Kildee.)

INFORMATION ITEMS (Items 10 through 12)

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

10. Disbursement Report: April 2024
11. Investment Report: April 2024
12. Future Meetings, Seminars and Conferences
 - June 4, 2024, 8:30 a.m.- P&F Committee Meeting, District Office
 - June 6, 2024, 8:30 a.m.- Regular Board Meeting, District Office
 - June 20, 2024, 8:30 a.m.- Regular Board Meeting, District Office
 - July 2, 2024, 8:30 a.m. - P&F Committee Meeting, District Office
 - July 18, 2024, 8:30am- Regular Board Meeting, District Office
 - July 31-August 2, 2024 - California Association of Sanitation Agencies (CASA)Annual Conference, Monterey, CA

Chair Newman announced he will not be present on the June 20, 2024 Regular Board Meeting.

Director McQueen-Legohn announced she will not be present for the June 20, 2024 Regular Board Meeting, but her alternative will attend.

It was *moved by Director Kildee, seconded by Director Perello*, to receive and file Information Items. ROLL CALL VOTE: Motion carried 6-0 (FOR: Chavez, Perello, Nast, McQueen-Legohn, Newman and Kildee.)

ORAL REPORTS (Items 13 through 16)

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

13. Regulatory Compliance Report

Ventura County Air Pollution Control District (APCD) and County of Ventura Environmental Health Division/Local Enforcement Agency (LEA) inspection for the Toland Road Landfill and closed landfills in Oxnard.

Richard Jones, Director of Operations provided an oral report regarding the full operational nature of the new landfill gas collection system flare at the Toland Road Landfill and the recent LEA inspection of the closed landfills in Oxnard – namely the Santa Clara landfill upon which the City of Oxnard has placed the River Ridge Golf Course.

14. Committee Reports (none)

15. Board Member Comments and Future Agenda Items

None to report.

16. General Manager Comments

None to report.

It was *moved by Director Perello, seconded by Director Kildee*, to receive and file Oral Reports. ROLL CALL VOTE: Motion carried 6-0 (FOR: Chavez, Perello, Nast, McQueen-Legohn, Newman and Kildee.)

ADJOURNMENT: Adjourn to Regular Meeting to be held June 6, 2024, 8:30 a.m. at the Ventura Regional Sanitation District office.

Prepared by:

Approved:

Mayra Rodriguez
Clerk of the Board

David Newman, Chairperson
Ventura Regional Sanitation District