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Board of Directors

Tobe Plough, President
Kenneth Coates, Vice President
Cori Hayman, Director
Floyd Wicks, Director
Brian Goebel, Director

**General Manager and
Board Secretary**

Nick Turner

**SPECIAL MEETING MINUTES
BOARD OF DIRECTORS
MONTECITO WATER DISTRICT
583 SAN YSIDRO ROAD, MONTECITO, CALIFORNIA**

**TUESDAY, JUNE 28, 2022
9:30 A.M.**

Attend in Person or Join by Teleconference:

<https://us06web.zoom.us/j/89091008439?pwd=V3Joa1FHc2RvUzZPSFhxN0RVRWliZz09>

Meeting ID: 890 9100 8439; Passcode: 016 817

Tel: (669) 900 6833

AGENDA

1. CALL TO ORDER, ROLL CALL, DETERMINATION OF QUORUM

Vice President Ken Coates called the meeting to order at 9:30 a.m.

Participants attended in person and remotely via Zoom.

Directors Participating: Ken Coates, Brian Goebel, and Floyd Wicks (all participated in person). Cori Hayman and Tobe Plough were absent.

Staff Participating:

Nick Turner, General Manager
Olivia Rojas, Business Manager
Laura Camp, Public Information Officer
Grant Burton, Special Counsel

Christina Perry, Administrative Asst
Walt Wendelstein, General Counsel
Ray Willefert, Financial Analyst

Guests Attending:

Dennis Naiman (Zoom)
Cheryl Trosky (In person)
John Edmonston (In person)

Darryl Scheck, SEIU (Zoom)
Robert Schwab (Zoom)
Lisa Marie Rivas (Zoom)

2. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited at the Groundwater Sustainability Agency meeting immediately preceding the MWD Board meeting.

3. PUBLIC FORUM

Public comments were made by Dennis Naiman.

4. CONSENT CALENDAR

Following items are to be approved or accepted by vote on one motion unless a Board member requests separate consideration:

- A. Meeting Minutes of May 24, 2022
- B. Meeting Minutes of May 27, 2022
- C. Meeting Minutes of June 8, 2022
- D. Payment of Bills for May 2022
- E. Investment of District Funds for May 2022
- F. Water Works Operations Report for May 2022
- G. 2021 Annual Drinking Water Consumer Confidence Report
- H. Unaudited Monthly Financial Reports for May 2022

Following discussion, Director Goebel moved to approve the Consent Calendar. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

5. DISTRICT OPERATIONS AND GENERAL MANAGER REPORTS

- A. ACTION ITEM: Extension of Resolution 2225 authorizing remote teleconference meetings.

Director Goebel moved to approve the extension of Resolution 2225. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- B. PUBLIC HEARING: Water Distribution System Capital Improvement Program; Annual continuation of the Water Availability Charge (WAC) with no proposed change in the assessment for the coming year, to be collected on the property tax roll as it has been collected since initiation in 1996. The Board of Directors provided time for public comment to the assessment and report;
 - i. INFORMATIONAL: Staff provided a presentation and status report on Water Availability Charge (WAC) Program and Capital Improvement Program;
 - ii. ACTION ITEM: Adoption of Resolution No. 2231 continuing the existing Water Availability Charge to fund water distribution system upgrades and ordering the filing of a report establishing the Water Availability Charge for FY 2023;

Director Goebel moved to adopt Resolution No. 2231. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- C. INFORMATIONAL: Staff provided a presentation and update on progress reaching the District's 20% water use reduction target
- D. ACTION ITEM: The Board considered the proposed Memorandum of Understanding (MOU) between Montecito Water District (MWD) and Service Employees International Union (SEIU), Local 620

Director Goebel moved to approve the MOU between MWD and SEIU, Local 620. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- E. ACTION ITEM: The Board considered the 2022 Employee Handbook

Director Goebel moved to approve the 2022 Employee Handbook. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- F. INFORMATIONAL: General Manager Nick Turner answered the Board's questions pertaining to the General Manager's Report.

- G. ACTION ITEM: Staff proposed adoption of Resolution 2242, a resolution of the Montecito Water District providing there will be no exchange of property tax revenue for the Sublett Annexation, 806 Toro Canyon Road, to the District service territory.

Director Wicks moved to adopt Resolution 2242. The motion was seconded by Director Goebel and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

6. DISTRICT BUSINESS REPORT

- * A. ACTION ITEMS: The Board considered the following annual budget resolutions:

- i. Resolution 2232 – Determining that Charges, Rates and Fees Are Not “Proceeds of Taxes” Under Article XIII B of the Constitution of the State of California;

Director Goebel moved to adopt Resolution 2232. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- ii. Resolution 2233 – Resolution of the Board of Directors of Montecito Water District Adopting the Investment Policy for the Fiscal Year 2023 Budget;

Director Wicks moved to adopt Resolution 2233. The motion was seconded by Director Goebel and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- iii. Resolution 2234 – Resolution of the Board of Directors of Montecito Water District Rescinding Resolution No. 2215 and Establishing an Updated Employee Classification and Salary Range Schedule Effective with the Pay Period Beginning July 2, 2022;

Director Wicks moved to adopt Resolution 2234. The motion was seconded by Director Goebel and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- iv. Resolution 2235 – Resolution of the Board of Directors of Montecito Water District Adopting an Updated Schedule of Miscellaneous Fees and Charges;

Director Goebel moved to adopt Resolution 2235. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- v. Resolution 2236 – Resolution of the Board of Directors of Montecito Water District Rescinding Resolution 2217 and Establishing Capital Cost Recovery Fees and Connection Fees Effective July 1, 2022;

Director Goebel moved to adopt Resolution 2236. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- vi. Resolution 2237 – Resolution of the Board of Directors of Montecito Water District Adopting an Updated Reserve Policy;

Director Goebel moved to adopt Resolution 2237. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- vii. Resolution 2238 – Resolution of the Board of Directors of Montecito Water District Adopting a Debt Management Policy;

Director Wicks moved to adopt Resolution 2238. The motion was seconded by Director Goebel and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- viii. Resolution 2239 – Resolution of the Board of Directors of Montecito Water District Adopting a Capitalization Policy;

Director Goebel moved to adopt Resolution 2239. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- ix. Resolution 2240 – Resolution of the Board of Directors of Montecito Water District Adopting an updated Fixed Asset Disposal Policy;

Director Wicks moved to adopt Resolution 2240. The motion was seconded by Director Goebel and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

With Board consensus, Item 6-C was addressed prior to Item 6-B.

- C. ACTION ITEM: Discussion on use of surplus revenue from fiscal year 2021-2022.

Cheryl Trosky, a member of the public, asked questions of the Board.

Director Goebel moved to approve an increase in the desal prefunding account by \$1.2M to cover the increased costs of annual water purchases pursuant to the Water Supply Agreement with the City of Santa Barbara. Further staff recommendations are to be considered by the Board in a subsequent meeting. The motion was seconded by Director Wicks and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

- B. ACTION ITEM: Business Manager Olivia Rojas presented Resolution 2241 adopting the Budget for Fiscal Year 2022-2023.

Director Wicks moved to adopt Resolution 2241. The motion was seconded by Director Goebel and carried after a roll call vote, with Directors Goebel, Wicks, and Coates voting in favor.

7. DIRECTOR AND COMMITTEE REPORTS

- A. Presidents Report: Director Plough was absent and no report was necessary.
- B. Central Coast Water Authority: Director Coates provided an update.
- C. Santa Barbara County Special Districts Association: No meetings were held so no update was necessary.
- D. Cachuma Operation and Maintenance Board: General Manager Turner provided an update on behalf of Director Hayman, who was absent.
- E. Cachuma Conservation Release Board: No report was necessary.
- F. Operations & Customer Relations Committee: No report was necessary.
- G. Finance Committee: All updates were addressed in previous agenda items.
- H. Strategic Planning Committee: No meetings were held so no update was necessary.

8. LEGAL MATTERS

- A. Recent and Pending Legal Matters Review: No report was provided
- B. CLOSED SESSION: Pursuant to Government Code §54957.6 Conference with Labor Negotiators

Agency designated representatives: Nicholas Turner, Grant Burton
Employee organization: SEIU Local 620

Public comment was provided by Darryl Scheck on behalf of SEIU Local 620 in support of the MOU.

The Board recessed to Closed Session at 11:05 a.m.

The Board returned from recess at 11:36 a.m. to report that no action had been taken.

9. DIRECTOR REQUESTS


Director Wicks requested a presentation from Calsense at the upcoming Operations and Customer Relations Committee meeting.

Director Coates (relaying request from Director Plough) requested a General Manager Review / Evaluation for August Board meeting

10. ADJOURNMENT

There being no further business to come before the Board, Vice President Coates adjourned the meeting at 11:55 a.m.

Approved:


Tobe Plough, President

Attest:


Nick Turner, Secretary