



**SANTA YNEZ COMMUNITY SERVICES DISTRICT
BOARD OF DIRECTORS' REGULAR MEETING
Minutes of June 15, 2022**

NOTE: This meeting was held in person and via teleconference, pursuant to AB 361

1. CALL TO ORDER-5:30 PM OPEN SESSION

President Jones called the meeting to order at 5:30 pm.

2. ROLL CALL:

Secretary Berry called the roll. Directors Present Jones, Beard, Redfern, Padelford, Van Pelt via zoom. Staff Present: Mike LeBrun Interim General Manager, Wendy Berry Secretary/Treasurer, Rick Battles Legal Counsel

3. DIRECTORS COMMENTS:

Welcome new Board Member Tina Padelford

4. PUBLIC COMMENT:

None

5. REPORTS:

A. General Manager – The board room was a voting location for the June elections, RFP responses for a demographer are due by June 30, 2022

B. Legal Counsel –AB 2536 will require the fee study to be included in the agenda packet, SB1157 will change indoor water use to be reduce to 47 gpd by 2025, SB 1345 non pressurized sewer lines will be required to be marked through dig alert.

C. Secretary/Treasurer – auditors finished their initial audit.

D. Committees – Ad Hoc MSR committee discussed latent powers and is requesting an agenda item at the July meeting, Ad Hoc Committee for negotiations continues to meet, Ad Hoc for GM recruitment negotiated the contract with the new GM.

6. CONSENT ITEMS:

A. Approval of Regular Meeting Minutes of May 18, 2022.

B. Approval of Special Meeting Minutes of June 8, 2022

C. Approval of Disbursements from May 13, 2022 through June 10, 2022

Director Beard motioned to approve the consent agenda as presented, Director Redfern seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Van Pelt, Redfern ABSTAIN: Padelford

7. ACTION ITEMS:

A. (1) PUBLIC HEARING: Public Hearing on election to have sewer fees and charges collected on the tax roll and the filing of a report related to such fees and charges for the fiscal year 2022-2023. The public hearing was opened at 5:48 p.m. and with no oral or written objections the public hearing was closed at 5:49 p.m.

(2) Resolution 22-12: Resolution of the Board of Directors of the Santa Ynez Community Services District overruling objections and adopting report on sewer fees and charges to be collected on tax roll for fiscal year 2022-2023. Approving this Resolution is the final step for putting the sewer fees and other related charges on the property tax roll. Director Van Pelt motioned to approve Resolution 22-12, Director Beard seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Padelford, Van Pelt NOES: Redfern

B. Consideration and approval of out of agency agreement for 2517 Janin Way and adoption of Resolution 22-13, approving the out-of-agency agreement. The District has been advised that the septic system serving the property located at 2517 Janin Way has failed and requires abandonment and replacement with installation of a new leach field system.

Because the property has not been annexed to the District and is outside the District's sphere of influence, the owner has requested that the District provide service to the property under an out-of-agency service arrangement pursuant to Government Code Section 56133. The District will submit the required application materials to the Santa Barbara Local Agency Formation Commission ("LAFCO") on behalf of the owner once the Resolution and out-of-agency documents are approved by the Board of Directors so the property owner may obtain LAFCO's approval of the out-of-agency service arrangement. The property owner has paid a \$2000.00 deposit to the District to cover staff time, engineering costs and legal costs. The District received the notice of failure from County EHS and a permission letter from the City of Solvang.

The Board questioned about other residents in Janin Acres wanting to connect. Janin Acres boundaries will be discussed in the Municipal Service Review (MSR) process which has been initiated by SBLAFCO. SBLAFCO will be looking at Janin Acres, Los Olivos, Ballard, and West Santa Ynez. The District will need to be proactive and attend the meetings regarding the MSR for discussion of services and boundaries and which agency will be responsible for those boundaries and services.

Director Redfern motioned to approve Resolution 22-13 approving the out-of-agency agreement for 2517 Janin Way, Director Padelford seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Redfern, Van Pelt, Padelford

C. Discussion and consideration of Engineer's report on sewer line settlement investigative techniques.

Mike Kielborne, District Engineer gave his report on trench settlement. His report states trench settlement usually occurs due to poor compaction procedures, large rain events usually trigger the initial settlement, as the moisture in the soil compacts it and fills any voids left during the original backfilling operations. Future rain events may cause additional settling, until eventually all the voids have been filled and it stops. Poor compaction can be caused by unstable/bedding

issues, lift intervals, ineffective equipment or compaction methods, moisture content, geologic features, surface runoff, and depth of trench. 90% compaction of the trench is required for new sewer installations, and in special cases where unsuitable subgrade materials are present, additional considerations should be made, including sand or gravel bedding to help stabilize the pipe zone. Given this, up to 10% additional settlement could still occur at some point, and the project can still meet the specification requirements. The board directed staff to soak the trench line to see if there is any settlement from Mrs. Larson's to HWY 246. Staff will bring a report back to the Board at the July meeting.

D. Appointment of General Manager, Approval of Employment Agreement: Approve appointment of the General Manager and Employment Agreement. The recommended compensation for the General Manager is \$135,000 per year, 15 vacation days, 5 administration leave days, and all other benefits the regular employees receive except no cash-in-lieu under the Section 125 plan but the District will pay for health and dental insurance. Director Beard motioned to approve the GM contract with the recommended change of "provide reasonable advance notice when taking time off" and compensation to be \$135,000 per year, 15 vacation days, 5 administration leave days, and all other benefits the regular employees receive except no cash-in-lieu under the Section 125 plan, Director Padelford seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Van Pelt, Redfern, Padelford

E. Annexation fees effective July 1, 2022. Review annexation fees for fiscal year 2022-2023. The annexation fees will be \$1,639.85. Director Van Pelt motioned to approve the annexation fees for fiscal year 22/23 of \$1639.85, Director Beard seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Redfern, Van Pelt, Padelford

F. Adoption of Resolution No. 22-14, Authorizing Remote Teleconference Meetings of the District's Legislative Bodies Pursuant to Government Code Section 54953(e). Resolution 22-14 is the monthly resolution approving remote teleconference requirements under AB 361. Director Redfern motioned to approve Resolution 22-14 authorizing remote teleconference meetings, Director Van Pelt seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Redfern, Van Pelt, Padelford

8. INFORMATIONAL ITEMS:

None

9. LABOR AND EMPLOYMENT

- (a) Open session public comments on closed session agenda items: **No comments on closed session items. The Board entered into closed session at 6:46 p.m. after a five-minute break.**
- (b) Closed session pursuant to Government Code Section 54957(b)(1)
Public Employment
Title: General Manager

No closed session was held for GM employment.

(c) Closed session conference with labor negotiators pursuant to Government Code Section 54957.6

Agency designated representatives: Director Jones and Director Beard
Unrepresented employee: General Manager

(d) Closed session conference with labor negotiators pursuant to Government Code Section 54957.6

Agency designated representatives: Nate Kowalski, Legal Counsel, Director Redfern, Director Jones

Employee organization: Teamsters Local 986

(e) Open session report on closed session agenda items. The Board came out of closed session at 7:50 p.m. For item 9c - no reportable action.

10. ADJOURNMENT: Director Beard motioned to adjourn the meeting at 7:51 p.m., Director Redfern seconded and the motion passed by a roll call vote:

AYES: Beard, Jones, Redfern, Van Pelt, Padelford

APPROVED:

David Beard, Vice-President Board of Directors

ATTEST:

Wendy Berry, Secretary Board of Directors