



# Montecito Sanitary District

1042 Monte Cristo Lane  
Santa Barbara, CA 93108

*A Public Service Agency*

Phone: (805) 969-4200  
[www.montsan.org](http://www.montsan.org)

## MINUTES

For the Regular Meeting of the Board on:  
**September 9, 2021**

### 1. CALL TO ORDER

The Governing Board of the Montecito Sanitary District convened a regular meeting at 2:00 pm on Thursday, September 9, 2021 using Zoom teleconferencing in accordance with the State Executive Order No. N-29-20 issued on March 17, 2020.

#### ATTENDANCE

##### *Board Members Present:*

President Dorinne Lee Johnson, Vice President Woody Barrett, Treasurer Don Eversoll, Director Gary Fuller, and Director Dana Newquist

##### *Board Members Absent:*

##### *Also Present and Participating:*

Brad Rahrer, P.E., MSD General Manager  
Carrie Poytress, P.E. MSD Engineering Manager  
Cameron Goodman, MSD General Counsel, Price Postel & Parma  
Rico Larroude, MSD Collections & Maintenance Supervisor  
Betsy Byrne, MSD Clerk of the Board & District Administrator  
Carole Rollins, MSD Laboratory & Pretreatment Manager  
Jeff Kerns  
Tyler  
Ken  
Nick Turner

### 2. PUBLIC COMMENT

ON MOTION by Director Barrett, Second by Director Fuller, the Board voted that all comments be limited to three (3) minutes. Clarification: Discussion shall be held to 3 minutes total per person on an item unless it is a presentation, staff will institute a clock or timing method as a reminder.

AYES: Directors Barrett, Eversoll, Fuller, Newquist, and Johnson  
NAYS: None  
ABSTAIN: None  
ABSENT: None

### 3. APPROVAL OF MINUTES

ON MOTION by Director Eversoll, Second by Director Barrett, the Board voted to approve the Minutes from Board Meetings held on August 26, 2021 and September 2, 2021; with an addition to the August 26<sup>th</sup> minutes that link to the location on the MSD website where there

is a copy of the presentation slides related to the Highway 101 Sewer Main Relocation Project.

AYES: Directors Barrett, Eversoll, Fuller, Newquist, and Johnson  
 NAYS: None  
 ABSTAIN: None  
 ABSENT: None

**4. APPROVAL OF PAYABLES**

ON MOTION by Director Newquist, Second by Director Fuller, the Board voted to approve the District payables for checks dated August 17, 2021 through August 30, 2021.

Accounts Payable	\$ 40,002.24
Capital Improvement Projects	\$ 3,467.50
Payroll	\$ 82,443.22
<b>TOTAL</b>	<b>\$ 125,912.96</b>

AYES: Directors Barrett, Eversoll, Fuller, Newquist, and Johnson  
 NAYS: None  
 ABSTAIN: None  
 ABSENT: None

**5. OLD BUSINESS**

**A. HIGHWAY 192 SEWER MANHOLE ADJUSTMENTS**

ON MOTION by Director Newquist, Second by Director Fuller, the Board voted to approve a change order allowance of 10% for expenditures up to \$18,550 for changes to the existing contract with Tierra Contracting due to scope and schedule changes for the Caltrans Highway 192 Paving Project.

AYES: Directors Barrett, Eversoll, Fuller, Newquist, and Johnson  
 NAYS: None  
 ABSTAIN: None  
 ABSENT: None

**B. HIGHWAY 101 SEWER MAIN RELOCATION**

The Board heard a report of the ad-hoc committee related to the project.

ON MOTION by Director Fuller, Second by Director Barrett, the Board voted to authorize General Manager Rahrer to begin negotiating with MNS Engineers; and to select alternative alignment three (3) in which the flow will be routed solely to Posilipo Lift Station (LS#4) to limit the scope of work.

**The Board received Public Comment from Tyler Hunt, P.E., QSD of MNS:**  
*I put together the proposal, I've been with MNS for 20 years. We are very qualified to do this work, a few things I wanted to note: there was a three week period to put together our proposal. It took every minute of that time because of the intricacies of the project. Putting together a proposal like that is considerable time and expense investment for us, it's part of our business, it's what we do, just*

wanted you to be aware of what went into putting that together. As [GM] Brad noted, the nexus with the bridge will help us a lot; if we refine the scope to that one alignment [alignment 3] it will take the costs down a lot. We will also be able to reuse a significant portion of what Flowers [& Associates] has already done, and the work already done for the bridge which should reduce geotechnical and reduce risk when we get to solid-casing under the road. If this does go out to RFP, we do not intend to propose again. If you chose to do a parallel track, I don't think we'd be interested in negotiating at that point, we've already invested so much in this, we really can't afford to invest any more time. Our business is very very busy right now. We'd love to do the work, and work with the district, but we can't put any more [business development] time in this. But if given the opportunity, we would be happy to negotiate and come to an agreement on scope and fee.

Director Barrett asked Tyler: can you give us a timeline?

Tyler: we can get going on the negotiations right away. We already have our proposal, we can cut and slice things out. Prior to the next board meeting in 2 weeks (9/23/21), you would have something to decide upon. We tailored our schedule to meet the Caltrans requirements of 65% by the end of December. If need be, we'll throw more bodies at it and get that done to meet the schedule. [] we are reasonably comfortable that we can meet the schedule.

AYES:	Directors Barrett, Eversoll, Fuller, Newquist, and Johnson
NAYS:	None
ABSTAIN:	None
ABSENT:	None

**C. KIMLEY-HORN GRANT RESEARCH CONTRACT**

Tony Wong was not present at the meeting; Director Johnson struck the item from the agenda.

**6. NEW BUSINESS**

**A. RENEWING A PURCHASE ORDER FOR MANHOLE MONITORS**

ON MOTION by Director Barrett, Second by Director Fuller, the Board voted to authorize the General Manager to issue a purchase order in the amount of \$29,250.00 to Hadronex/SmartCover Systems for the 30 'smart' manhole monitoring covers the district owns and maintains, and to authorize the General Manager to renew the purchase order annually.

AYES:	Directors Barrett, Eversoll, Fuller, Newquist, and Johnson
NAYS:	None
ABSTAIN:	None
ABSENT:	None

**B. KIMLEY-HORN INVOICES**

Director Johnson moved the item from the agenda to the Finance Committee meeting on September 14, 2021 at 2:00pm.

**C. SEWER LATERAL REBATE PROGRAM DISCONTINUATION**

ON MOTION by Director Newquist, Second by Director Fuller, the Board voted that completed applications for the sewer lateral rebate received by December 31, 2021 will be honored/reimbursed. And directed staff to publish an article in the Montecito Journal to notify rate payers.

AYES: Directors Barrett, Eversoll, Fuller, Newquist, and Johnson  
NAYS: None  
ABSTAIN: None  
ABSENT: None

**D. DISTRICT CONNECTION FEES**

ON MOTION by Director Eversoll, Second by Director Barrett, the Board voted to adjust the \$8,400 connection fee down to \$1,000.

Original second by Director Fuller was retracted.

General Manager Rahrer advised the Board that the District is required to follow California Proposition 218 which requires a certain amount of noticing prior to setting and changing of rates.

Note by Director Barrett to consult with legal counsel and the rate change does not go into effect until the Board has heard from Legal Counsel on the legality of the rate change.

AYES: Directors Barrett, Eversoll, and Johnson  
NAYS: Director Fuller  
ABSTAIN: Director Newquist  
ABSENT: None

General Counsel Cameron Goodman: a motion was made and passed to change the connection fee from \$8,400 to \$1,000 and the Board needs to be informed by staff and legal counsel of whether and how this can be enacted.

**7. COMMITTEE REPORTS**

See item 5B related to a report from the Ad-Hoc committee on the Highway 101 Sewer Main Relocation Project.

**8. DISTRICT OPERATIONS AND MAINTENANCE**

**A. INFORMATION ITEMS**

General Manager Bradley Rahrer P.E., provided informational, nonactionable updates regarding matters before the District.

- i. MWD & Carollo have signed 3-party agreement for the Enhanced Recycled Water Feasibility Study.
- ii. The Roofing Project Bid on August 31, 2021; only received one Bid and it was incomplete...MSD will re-bid the project. We are in the process of contacting more roofing companies to make them aware of re-bidding.

- iii. Electrical rehabilitation project, final review of specifications & plans. We will go out to Bid next week. Will advertise in the Santa Barbara News Press, it will be a 5-6 week bidding window beginning middle of October.
- iv. Grant Research: will hold updates for next meeting.
- v. Engineering Manager Poytress has submitted her resignation with the District, her last day will be September 24, 2021. The Directors thanked her for her contributions to the District.

**B. AGREEMENTS TO BE SIGNED**

None

**C. OPERATIONS AND MAINTENANCE REPORTS**

**9. ITEMS FOR THE NEXT AGENDA**

ON MOTION by Director Johnson, Second by Director Barrett, the Board voted to form an Ad-Hoc Committee consisting of Directors Eversoll and Newquist for the topic of Consolidation; to be reported back to the Board in October 2021.

The Board President originally appointed Directors Eversoll and Barrett, and upon discussion and advice from Counsel, the members of the ad-hoc committee were selected as Directors Eversoll and Newquist so that there is no overlap in committee members with standing committees, to avoid any potential Brown Act violation by serial meeting.

AYES: Directors Barrett, Eversoll, Newquist, and Johnson  
NAYS: None  
ABSTAIN: Director Fuller  
ABSENT: None

The next regular Board meeting will be on September 23, 2021 at 2:00 pm, agenda items may include but not limited to:

- i) Discussing the bid results for the Lilac/Oak Grove Sewer Main Extension Project; and
- ii) Hearing from General Counsel regarding an Ordinance to collect construction costs on the County Tax Roll.
- iii) Hearing a report from the Finance Committee of their meeting on September 14, 2021.
- iv) Hearing a report from the Ad-Hoc Committee (Directors Johnson & Newquist) on Board Policies & Procedures Manual.

**10. ADJOURNMENT**

The meeting adjourned at 4:52 pm ON MOTION by Director Newquist, seconded by Director Eversoll.

These minutes were presented for approval at the Board Meeting on September 23, 2021.

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*Director Dorinne Lee Johnson*

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Dorinne Lee Johnson, President

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*Ellwood T. Barrett II*

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Ellwood T. Barrett II, Vice President

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*Donald M. Eversoll*

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Donald M. Eversoll, Treasurer

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*Dana Newquist*

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Dana Newquist, Secretary

DocuSigned by:

*Gary Fuller*

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Gary Fuller, Director