



OJAI VALLEY SANITARY DISTRICT

A Public Agency

1072 Tico Road, Ojai, California 93023

(805) 646-5548 • FAX (805) 640-0842

www.ojaisan.org

NOTICE OF MEETING

NOTICE IS HEREBY GIVEN that the Ojai Valley Sanitary District Board of Directors will hold a regular meeting at 6:00 p.m. on Monday September 27, 2010 at the District Office located at 1072 Tico Road, Ojai California.

If you require special accommodations for attendance at or participation in this meeting, please notify our office 24 hours in advance at (805) 646-5549. (Govt. Code Section 54954.1 and 54954.2(a).

The Ojai Valley Sanitary District Board of Directors encourages all interested parties to speak on any issue or subject matter subject to the District's jurisdiction. It is the desire of the Board that its business be conducted in an orderly and efficient manner.

PUBLIC INPUT:

All comments from the public are to be addressed to the Board of Directors, not to District Staff, Consultants or District Legal Counsel.

Items Not On The Agenda:

All speakers are requested to fill out a **Speaker Card (Green)** and submit it to the Clerk of the Board. All speakers are requested to present their information to the Board as concisely as possible with a three (3) minute time limit. This time limit may be modified by the Board Chairperson if necessary. If a member of the **public does not wish to speak** but wishes the Board to have benefit of their position on an issue, **they can present a Comment Card (Peach)** which will be acknowledged by the Chairperson. No response will be given or action taken unless an emergency exists as defined in subdivision (b) of the Government Code 54954.2. Items requiring action will be referred to staff or placed on a subsequent agenda.

Items On The Agenda:

All speakers are requested to fill out a **Speaker's Card (Green)** and submit it to the Clerk of the Board before the item is taken up for consideration. All speakers are requested to present their information to the Board as concisely as possible with a three (3) minute time limit. Allowing an individual to speak more than three minutes is at the discretion of the Chairperson of the Board. Speakers are encouraged to refrain from restating previous testimony. If a member of the **public does not wish to speak** but wishes the Board to have benefit of their position on an issue, they can present a **Comment Card (Peach)** which will be acknowledged by the Chairperson.

AGENDA

The agenda is posted at the District Office no later than 5 p.m. on the Friday preceding the Board meeting, and contains all items on which Board action will be allowed pursuant to Government Code Section 54954.2. Action will be taken on unanticipated items only when an emergency (as defined in Section 54956.5) exists or as otherwise allowed under Section 54954.2(b). All Board meetings are recorded in their entirety (excluding authorized closed sessions).

The business to be transacted is as follows:

1. **Call to Order**
2. **Roll Call**
3. **Pledge of Allegiance**
4. **Additions or amendments to the Agenda**
5. **Public Concerns** (items not on the agenda - three minute limit).

This is an opportunity for members of the public to speak on items not on the agenda.

6. **Board Concerns** (Items not on the agenda - three-minute limit)

CONSENT ITEMS: - All consent items are considered in a single motion and voted on without discussion. Any item removed from the consent list at the request of a Board member or the public will be considered immediately following approval of the remaining consent items.

7. **Approval of Minutes** - Regular Meeting August 23, 2010 and Special Meetings August 16, 2010 and September 13, 2010 (a recording of each meeting is retained at the District Office for a minimum of 4 years)
8. **Casitas Vista Annexation & Sphere of Influence Adjustment (OVSD 2010-01) – Resolution No. 2010-12**
 - a. Find the Casitas Vista Annexation (OVSD 2010-01) to be Categorical Exemption in accordance with CEQA Section 15319 (a) and the District's Administrative Supplement To The State CEQA Guidelines; and
 - b. Direct Staff to file a Notice of Exemption in accordance with CEQA Section 15062; and
 - c. Adopt Resolution No. 2010-12 initiating proceedings for the Casitas Vista Annexation (OVSD 2010-01);

9. **Approval of Checks**

Approve the checks for payment as submitted.

ACTION ITEMS:

10. **Request For Support Bio-Digester State Grant – William O’Brien**

- a. Receive presentation from Bill O’Brien of W2E; and
- b. Direct staff as deemed appropriate.

11. **Membership In The Ventura County Regional Energy Alliance**

- a. Adopt Resolution No. 2010-14, Approving Membership in The Ventura County Regional Energy Alliance; and
- b. Authorize the Chairman to sign the Joint Powers Agreement; and
- c. Appoint a member and alternate member to serve as the Ojai Valley Sanitary District’s members of the Board of Directors of the VCREA.

12. **Slurry Seal of Treatment Plant Asphalt**

Accept Western Oilfield Spreading Services, Inc. quote to apply slurry seal on the asphalt at the treatment plant utilizing hot crack filler for a cost not to exceed \$13,940.00.

13. **Incomplete Contracts & Purchases From FY 2009/10 Budget – Budget Adjustment No. 2011-06**

Adopt Budget Adjustment No. 2011-06 continuing outstanding expenditures from the prior fiscal year into the Fiscal Year 2010/2011 Budget in the amount of \$1,065,337.

14. **Ventura Avenue Sewer Improvement Project Connection of Pollution Prevention Center – Contract No. 2010-13**

- a. Award Contract No. 2010-13 to R. Davis Construction, as the lowest responsible bidder, in the amount of \$13,800 and authorize the Chairman to sign the contract; and
- b. Adopt Budget Adjustment No. 2011-07, transferring from the Collection System Replacement Reserve \$13,800 to provide funding for this contract.

15. **NPDES Permit Notice of Violations – 2006 - 2009**
 - a. Authorize the General Manager to sign the Acceptance of Conditional Resolution and Waiver of Right to Hearing Order; and,
 - b. Authorize staff to pay the penalty as outlined in the SWRCB letter dated September 9, 2008 up to the amount of \$63,000.
 - c. Adopt Budget Adjustment No. 2011-08 transferring \$63,000 from the Contingency & Stabilization Reserve into account no. 6150.07, Penalties.

16. **Replacement For SDS Program – Community Facility Districts**
 - a. Consider the SDS Program Committee’s recommendation to drop consideration of the Community Facility Districts as a replacement for the SDS Program; and
 - b. Consider the SDS Program Committee’s recommendation to continue working on finding a replacement for the SDS Program.

17. **Resolution No. 2010-13 – Conflict of Interest Code**
 - a. Adopt Resolution No. 2010-13, Resolution of The Board of Directors of The Ojai Valley Sanitary District Adopting a Conflict of Interest Code; and
 - b. Direct staff to send a copy of the newly adopted code to the Ventura County Board of Supervisors’ office.

18. **Closed Session: Conference With Legal Counsel – Existing Litigation Government Code §54956.9(a) – Sedlak v. Ojai Valley Sanitary District, et al.; Case Nos. 56-2007-00285342-CU-PO-VTA; 56-2010-00365238-CU-BC-VTA**

INFORMATION ITEMS – FOR RECEIPT & FILE

19. **Planned Development Permit – 1072 Tico Road Location**
20. **Monthly Financial Reports**
21. **Monthly Investment Report**
22. **Staff Reports - Operations, Administration and Management of the District**
23. **Committee Reports**
24. **Oral Reports On Meetings, Seminars, or Conferences Attended**
25. **Items of Interest/Correspondence/Articles**

26. **Discussion** (items not on the agenda - three-minute limit)

- a. Public - (Public is requested to present completed speaker's card to Clerk of the Board)
- b. Board Members
- c. General Manager

27. **Adjournment**

A staff report providing more detailed information is available for most agenda items, and may be reviewed in the District office during regular business hours (Monday through Friday from 8 a.m. to 5 p.m.). Copies of individual reports may be requested from the Clerk of the Board (646-5548).

ATTEST TO POSTING:


Brenda Krout – Clerk of the Board


Date & Time Posted At
District Office