

UVSD Regular Board Meeting September 21, 2017

1. CALL TO ORDER – by Chair Ronco at 5:33 p.m.

Roll call by General Manager Tait at 5:33 p.m. - Directors McNerlin, Marshall, Ronco present, Directors Sakowicz and Page absent.

2. PUBLIC EXPRESSION OF NON-AGENDIZED ITEMS

Sean White addressed letter that was sent to the Board of UVSD on September 21, 2017 regarding litigation and settlement. Lee Howard came to the podium and discussed the City Council meeting that he attended on September 20, 2017 and the way that the City bashed the Sanitation District. Mr. Howard then asked for a public records request of the last six months of financials, agendas, and minutes.

3. CONSENT CALENDAR

Motion to approve made by Director McNerlin and seconded by Director Marshall, all those in favor, motion carried, Consent Calendar approved.

4. APPROVAL OF BOARD MEETING MINUTES

Director Marshall moved to approve the Board Meeting Minutes, seconded by Director McNerlin, all those in favor, motion carried.

Closed session was moved to item number five and Chairman Ronco asked Attorney James if he had comments prior to close session. Attorney Duncan James addressed the District Board. He first summarized a letter that he and the District Board received that day and corrected several misstatements contained in the City's letter. Mr. James then summarized the status of mediation and laid out the factual history of the lawsuit, and the District's reasoning for filing it. Mr. James also laid out the District's efforts at resolving the lawsuit, and what the District wants as an outcome from the lawsuit. Director McNerlin made comments regarding her appreciation of the Board and the ratepayers, why she is a part of the Board, the difficulties the District has experienced with the City, and that mediation has been successful and continues to be.

5. CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL

EXISTING LITIGATION (Paragraph (1) of Subdivision (d) of Section 54956.9) Ukiah Valley Sanitation District vs. City of Ukiah and Does 1 through 100 inclusive Sonoma County Superior Court Case No. SCV 256737.

Report out- Attorneys directed to actively continue mediation and pursue negotiations for complete settlement with the City of Ukiah, moved by Director McNerlin and seconded by Director Marshall

6. DISCUSSION AND POSSIBLE ACTION REGARDING DISTRICT VEHICLE

General Manager Tait discussed cheaper way of transportation and thoughts of leasing a vehicle, preferably a truck and investigating the potential for participating in State bidding to save additional funds. Board agreed with this approach and gave Mr. Tait permission to investigate costs/insurance rates.

7. DISCUSSION AND POSSIBLE ACTION REGARDING CONTRACTING FOR SERVICE WITH JOHN DICKERSON TO ASSIST WITH AUDITS AND/OR RECONCILIATIONS FOR PREVIOUS FISCAL YEARS

General Manager Tait discussed the years of data that is held by John Dickerson and clarifies that Mr. Dickerson does not currently have a contract with the District, motion made by Director Marshall following recommended action to authorize General Manager Tait to enter into a contract for service with Mr. Dickerson not to exceed \$7,500.00, seconded by Director McNerlin, all in favor, motion carried

8. DISCUSSION AND POSSIBLE ACTION REGARDING CONTRACTING FOR CPA SERVICES RELATED TO AUDITS AND/OR RECONCILIATIONS FOR PREVIOUS FISCAL YEARS

Chairman Ronco introduced this item and stated that this item has been pulled for discussion at a later date when more information is available.

9. DISCUSSION AND POSSIBLE ACTION REGARDING ISSUING REFUNDS TO DISTRICT RATE PAYERS

General Manager Tait addressed the possibility of returning refunds to the ratepayers of the District and stated he is open to thoughts from others. Chairman Ronco discussed the benefit of the rate payers receiving refunded revenue that has been collected and what could be a reasonable way to return an appropriate amount of funds. Director McNerlin discussed questions that would come up when discussing the disbursement of refunds to District ratepayers. Chairman Ronco gave direction to the finance committee to work with the District Manager to come back and make recommendations. Moved by Director McNerlin, seconded by Director Marshall, all those in favor, motion carried. Sean White made comments respective to the budget to consider when the District discusses rebate programs.

10. ANNOUNCEMENTS/OTHER BUSINESS/MATTERS FROM STAFF

General Manager Tait gave his 90 day assessment including systematic billing issues that continue today, past audit issues that continue today, opening an account with Savings Bank, issues with compiling data to form an accurate budget, and general document review(including emails)/updates in the office. Chelsea Teague discusses the daily issues that she deals with regarding overbilling and concerned District customers regarding their bills. Duncan James follows up stating that the City has no billing appeal process. Next Regular Meeting set for October 19, 2017 at 5:30.

11. ADJOURNMENT

Meeting was adjourned at 7:42 p.m.