



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

**Join by Teleconference:**

<https://zoom.us/j/99535687641?pwd=WnRta2RER3lscWx4M2t2eE5ENThnZz09>

Meeting ID: 995 3568 7641; Passcode: 984479

Tel: (669) 900 6833

**TUESDAY, APRIL 27, 2021  
9:30 A.M.**

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

President Plough called the meeting to order at 9:32 a.m.

All participants attended electronically.

Directors Participating: Directors Kenneth Coates, Brian Goebel, Cori Hayman, Tobe Plough, and Floyd Wicks

Directors Absent: None

Staff Participating:

Nick Turner, General Manager  
Adam Kanold, Asst GM/Engineering Mgr  
Robert Cohen, General Counsel

Laura Camp, P.I. Officer  
Olivia Rojas, Interim Business Mgr  
Lois Werner, Recording Secretary

Guests Attending:

Bob Hazard  
Lisa Murphy Rivas

John Weigold  
Keith Berry

**2. PLEDGE OF ALLEGIANCE**

Those present recited the Pledge of Allegiance.

### **3. PUBLIC FORUM**

There were no members of the public present who wished to speak on matters not on the agenda.

### **4. CONSENT CALENDAR**

It was moved by Director Wicks, seconded by Director Coates and carried, with Directors Coates, Goebel, Hayman, Plough, and Wicks voting in favor, to approve the Consent Calendar as presented.

### **5. DISTRICT OPERATIONS AND GENERAL MANAGER'S REPORTS**

#### A. INFORMATION ONLY: Quarterly Drought and Water Supply Update

Mr. Turner presented this item via PowerPoint and responded to questions from Directors.

#### B. INFORMATION ONLY: Update on Santa Barbara County consideration of approval of State Water Project Contract Amendment No. 21

Mr. Turner presented this item via PowerPoint and responded to questions from Directors.

#### C. BOARD ACTION: Update on Smart Metering Program and possible approval of agreements with Southern California Gas Company for collocating facilities

Mr. Kanold presented this item via PowerPoint with comments from Counsel. It was moved by Director Hayman, seconded by Director Goebel and carried, with Directors Coates, Goebel, Hayman, Plough, and Wicks voting in favor, to authorize staff to execute an Attachment Agreement with Southern California Gas Company for co-locating District smart meter collectors facilities, including easements on six District properties for the installation and maintenance of utility poles for smart meter data collection.

#### D. INFORMATION ONLY: Public Outreach – Voluntary Conservation

Ms Camp presented this item via PowerPoint and responded to comments and questions from Directors.

#### E. INFORMATION ONLY: General Manager's Report

Mr. Kanold and Mr. Turner presented this report on the progress of various District projects and activities not covered elsewhere in the agenda.

### **6. DISTRICT BUSINESS REPORT**

#### A. INFORMATION ONLY: Unaudited District Monthly Financial Reporting for March 2021

Mr. Turner presented this item via PowerPoint and responded to comments and questions from Directors.

## **7. APPEALS**

### A. BOARD ACTION: Water Loss Adjustment Appeal for Customer Acct #05-0895-04

Mr. Turner presented this item with Director Wicks, chair of the Operations and Customer Relations Committee. Following discussion, it was moved by Director Coates, seconded by Director Goebel and carried, with Directors Coates, Goebel, Hayman, Plough, and Wicks voting in favor, to uphold the decision of staff to apply the current water loss adjustment policy to this account and deny the customer's appeal for further adjustment.

## **8. DIRECTOR AND COMMITTEE REPORTS**

### A. Presidents Report

Director Plough had no report.

### B. Central Coast Water Authority

Director Wicks noted that the activities of CCWA had been covered elsewhere in the agenda.

### C. Santa Barbara County Special Districts Association

No report

### D. Cachuma Operation and Maintenance Board

Director Hayman reported on the activities of COMB.

### E. Cachuma Conservation Release Board

Director Plough reported on the activities of CCRB.

### F. Operations & Customer Relations Committee

Directors Hayman & Wicks noted that the activities of the Committee had been covered elsewhere in the agenda.

### G. Finance Committee

Directors Plough & Wicks noted that the activities of the Committee had been covered elsewhere in the agenda.

### H. Strategic Planning Committee

Directors Coates & Goebel noted that the activities of the Strategic Planning Committee would be covered in the Board Strategic Planning Workshop in their special meeting on May 3.

### I. Ad hoc Committee for Grant Planning

The Committee had not met.

J. Ad hoc Committee for MSD Coordination

Directors Coates & Goebel reported on their joint meeting with Montecito Sanitary District.

**9. LEGAL MATTERS**

*[section 9 was heard before section 8 in the interest of Director Goebel, who needed to leave the meeting at a set time]*

A. Recent and Pending Legal Matters Review – Oral Report

Mr. Cohen did not have any legal matters to bring to the Board in open session.

B. CLOSED SESSION: Pursuant to Government Code §54956.9(d)(4) Conference with Legal Counsel – Initiation of Litigation, 1 case

C. CLOSED SESSION: Pursuant to Government Code §54956.9(d)(1) Conference with Legal Counsel – Existing Litigation, Southern California Edison Company v. Lash Construction, Inc. et. al., Santa Barbara Superior Court Case No. 20CV03829

The Board went into closed session on items 9-B and 9-C at 12:28 p.m.

The Board resumed open session at 1:16 p.m.

Report out of Closed Session:

9-B: The Board provided direction to its CCWA Representative and General Counsel; no action was taken.

9-C: The Board voted 5-0 to settle the matter listed on the agenda. The settlement agreement, and terms, will be disclosed once final, pursuant to Government Code Section 54957.1.

~~D. CLOSED SESSION: Pursuant to Government Code §54956.8 Conference with Real Property Negotiator~~

*[Item 9-D was pulled from the agenda prior to the Board Meeting]*

**10. DIRECTOR REQUESTS**

Director Hayman requested that the Board receive an in depth report on SBX 7-7 and the CA Water Use Objective at a future meeting. There were no other requests from Directors for items other than regular agenda items for the next regular Board meeting scheduled for Tuesday, May 25, 2021 or any future meeting

**11. ADJOURNMENT**

There being no further business to come before the Board, the meeting was adjourned at 1:27 p.m.

Approved:

  
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Tobe Plough, President

Attest:

  
\_\_\_\_\_  
Nick Turner, Secretary