

VENTURA REGIONAL SANITATION DISTRICT
Minutes of the Regular Meeting of September 19, 2024
4105 W. Gonzalez Road, Oxnard, California

Chairperson Newman called the meeting to order at 8:33 a.m.

1. Roll Call: The Clerk of the Board called the roll. The following Board Members were present:

Carlos Juarez, City of Santa Paula
Bert Perello, City of Oxnard
Bob Nast, Special Districts
Martha McQueen-Legohn, City of Port Hueneme
David Newman, City of Thousand Oaks
Kevin Kildee, City of Camarillo
Christina Villaseñor, City of Fillmore
Doug Halter, City of Ventura

Absent: Andrew Whitman, City of Ojai

Staff Present: Chris Theisen, General Manager; Robert Kwong, Legal Counsel, Richard Jones, Director of Operations, Tina Rivera, Director of Finance and Kristin Rupprecht, Acting Clerk of the Board.

2. Pledge of Allegiance: The pledge was led by Director Perello.

3. Agenda Review:

None to report.

It was moved by Director Kildee, seconded by Director Perello, to approve the Agenda. ROLL CALL VOTE: Motion carried 8-0 (FOR: Halter, Juarez, Perello, Nast, McQueen-Legohn, Newman, Kildee, and Villaseñor.)

4. Public Comment:

None.

CONSENT AGENDA (Item 5 only) Matters listed under Consent Agenda are considered to be routine, non-controversial, and are normally approved by one motion without discussion. If discussion is requested by a member of the Board on any Consent Agenda item, or if a member of the public wishes to comment on an item, that item may be removed from the Consent Agenda for separate action.

5. Approval of Minutes: July 25, 2024 Special Meeting

It was moved by Director McQueen-Legohn, seconded by Director Halter, to approve the Consent Agenda. ROLL CALL VOTE: Motion carried 6-0-2 (FOR: Halter, Perello, Nast, McQueen-Legohn, Newman, and Kildee; ABSTAIN; Juarez and Villaseñor).

REGULAR AGENDA (Items 6 and 7)

6. Biennial Review of Ventura Regional Sanitation District Conflict of Interest Code

Chris Theisen, General Manager, gave the staff report.

It was moved by Director Juarez, seconded by Vice-Chairperson Villaseñor, to Approve and Direct the General Manager to sign and file the 2024 Local Agency Biennial Notice for VRSD indicating “No amendment is required” with the County of Ventura. ROLL CALL VOTE: Motion carried 8-0 (FOR: Juarez, Perello, Nast, McQueen-Legohn, Kildee, Newman, Villaseñor and Halter.)

INFORMATION ITEMS (Items 7 through 9)

It is recommended that the Board receive and file the following:

7. Disbursement Report: July and August 2024
8. Investment Report: July and August 2024
9. Future Meetings, Seminars and Conferences

- October 1, 2024, 8:30 a.m. - P&F Committee Meeting, District Office
- October 3, 2024, 8:30am- Regular Board Meeting, District Office
- October 17, 2024, 8:30am- Regular Board Meeting, District Office

It was moved by Director Kildee, seconded by Director Juarez, to receive and file Information Items. ROLL CALL VOTE: Motion carried 8-0 (FOR: Juarez, Perello, Nast, McQueen-Legohn, Kildee, Newman, Villaseñor and Halter)

ORAL REPORTS (Items 10 through 13)

It is recommended that the Board receive and file the following:

10. Regulatory Compliance Report (none)
11. Committee Reports: Update of the Executive Committee Meeting held on September 5, 2024

Chairperson Newman updated the Board regarding activities and findings from the September 5, 2024 meeting. There was no further direction from the Board to the Executive Committee.

12. Board Member Comments and Future Agenda Items

Director Kildee asked about the October 2024 board meeting schedules. In response, General Manager Chris Theisen mentioned a possible special board meeting for September 26, 2024, focusing on a change order or orders for the Toland Road Landfill Phase 4C Liner Expansion contractor, Sukut Construction.

Mr. Theisen said that if a special board meeting did not transpire, then the October 3, 2024, regular board meeting was highly likely to occur.

Director Kildee also asked about a previously discussed tour for the Board members of the Toland Road Landfill liner project. General Manager Theisen responded by assuring him that this was still in the works but was delayed due to the extensive changed conditions that the contractor had encountered during the excavation phase of the contract work.

Chairperson Newman and Vice-Chairperson Villaseñor announced they will not be present on the October 17, 2024, Regular Board Meeting due to a conflict with an All Cities Conference.

13. General Manager Comments

Richard Jones, Director of Operations gave a brief update on the Toland Landfill 4C Liner Expansion Project.

It was *moved by Director Halter, seconded by Director Perello*, to receive and file Oral Reports. ROLL CALL VOTE: Motion carried 8-0 (FOR: Juarez, Perello, Nast, McQueen-Legohn, Kildee, Newman, Villaseñor and Halter.)

Chairperson Newman, announced a recess at 9:04 a.m. for closed session.

CLOSED SESSION (Items 14 and 15)

At 9:05 a.m., Legal Counsel Robert Kwong announced that it was the intention of the Ventura Regional Sanitation District Board of Directors to meet in closed session to consider the following items set forth below.

Directors Kildee, Perello, and McQueen-Legohn recused themselves from the closed session Item #14 given the subject matter of the closed session agenda item and the position of their respective city in this case.

14. **CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION** (Government Code Section 54956.9(a))

OPV Coalition, et al. v. Fox Canyon Groundwater Management Agency, et al. (Defendants); Marathon Land, Inc.; United Water Conservation District, and City of Oxnard (Intervenors), Superior Court of the State of California, County of Santa Barbara, Case No. VENCI00555357

15. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** (Gov. Code § 54957)
Title: General Manager.

The Board convened into closed session at 9:07 a.m. and reconvened into open session at 10:28 a.m. with no reportable action taken on either one of the closed session items.

ADJOURNMENT: Adjourn to Regular Meeting to be held October 3, 2024, 8:30 a.m. at the Ventura Regional Sanitation District office.

Prepared by:

Approved:

Kristin Rupprecht
Acting Clerk of the Board

David Newman, Chairperson
Ventura Regional Sanitation District