

**MINUTES OF THE SPECIAL MEETING
of the
BOARD OF DIRECTORS
of the
MONTECITO SANITARY DISTRICT**

November 14, 2018

1. CALL TO ORDER

The Governing Board of the Montecito Sanitary District convened a special meeting at 1:15 p.m. on November 14, 2018 at 1042 Monte Cristo Lane, Montecito, California.

ATTENDANCE

Present: Directors Judith Ishkanian, Robert Williams, Thomas Kern and Jeff Kerns

Absent: None

Also Present: Diane M. Gabriel, MSD General Manager/District Engineer
Toni M. McDonald, MSD District Administrator
Janet McGinnis, MSD Legal Counsel
Andrew Juliano, Heal the Ocean
Ken Coates, Resident
Woody Barrett, Resident
Dana Newquist, Resident
Bob Hazard, Montecito Journal
Victoria Hazard, Resident
Bob Short, Resident
Leon Bartholemew, Resident
Tom Bollay, Resident and Board candidate
Dorinne Lee Johnson, Resident and Board candidate
Don Eversoll, Resident and Board candidate
Richard Nordlund, Resident and Board candidate (by phone)

2. PUBLIC COMMENT

None

3. RESPONSE TO ATTORNEYS RESPRESENTING THE COMMITTEE FOR MONTECITO WATER SECURITY

Legal Counsel Janet McGinnis reported on her response to the attorneys representing the Committee for Montecito Water Security supporting Coates, Goebel & Hayman for Montecito Water District and Barrett & Newquist for Montecito Sanitary District 2018. Her letter was distributed with its enclosure of the November 5, 2018 FPPC letter to the District advising that it has found insufficient evidence of a violation of the Political Reform Act and has dismissed an anonymous complaint making that allegation because of a one time District publication. Ms. McGinnis has encouraged the Committee for Montecito Water Security to withdraw its demands and threat of litigation. If not

withdrawn, the District intends to defend its right to disseminate balanced and truthful information about its crucial public services.

4. APPOINTMENT HEARING

Due to the resignation of Board member Mr. Warner Owens on October 15, 2018, a Notice of Vacancy was posted on the District’s website and in four conspicuous locations throughout the District:

- the Montecito Sanitary District
- the Montecito Association
- the Montecito Fire Protection District
- the Montecito Water District

The designated date and time was November 14, 2018 at 1:15 pm.

On or before the application filing deadline of November 13th, the District received five letters of interest to fill the vacancy. One applicant withdrew from consideration, leaving four candidates: Dorinne Lee Johnson, Donald Eversoll, Thomas Bollay, and Richard Nordlund.

President Ishkanian advised that one candidate could not attend the meeting and had asked for accommodation to participate by phone. President Ishkanian asked if there was consensus to accommodate the candidate, and it was affirmed. District Administrator McDonald called Mr. Nordlund on speaker phone and he remained on the telephone while the hearing was in session.

The appointment hearing was conducted pursuant to Resolution No. 2018-913. All candidates were asked questions by all directors, then were allowed time for additional comments.

President Ishkanian asked for public comment. Andrew Juliano from Heal the Ocean, Ken Coates, and Woody Barrett spoke. District Administrator McDonald presented the Board with two emails to the District supporting candidates. President Ishkanian thanked everyone, and recessed the hearing for five minutes to allow directors to review notes and deliberate, without any discussion.

After the recess, a vote was taken. Ms. McDonald polled the directors and recorded these votes:

- Director Williams: Richard Nordlund
- Director Kerns: Thomas Bollay
- Director Kern: Thomas Bollay
- Director Ishkanian: Dorinne Lee Johnson

Receiving no votes, Mr. Eversoll was excused from further consideration.

The directors discussed their votes, and Ms. McDonald again polled them and recorded these votes:


- Director Williams: Thomas Bollay
- Director Kerns: Thomas Bollay
- Director Kern: Thomas Bollay
- Director Ishkanian: Thomas Bollay

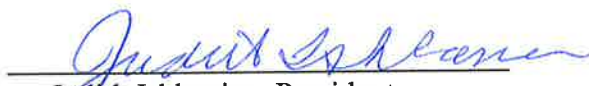
On MOTION by Director Kerns and second by Director Williams, the MOTION passed unanimously without abstention to appoint Thomas Bollay to the Board of Directors to serve Mr. Owens's term expiring December 2020.

ACTION: Staff

5. **ADJOURNMENT**

There being no other business, on MOTION to adjourn by Director Kern and second by Director Williams, the MOTION passed unanimously without abstention and the meeting adjourned at 2:25 p.m.


Robert Williams Jr., Vice President


Judith Ishkanian, President


Jeffrey Kerns, Secretary


Thomas N. Kern, Treasurer