

SANTA YNEZ RIVER WATER CONSERVATION DISTRICT, IMPROVEMENT DISTRICT NO. 1
FINANCING CORPORATION
DECEMBER 21, 2021 ANNUAL MEETING MINUTES

DIRECTORS PRESENT: Michael Burchardi Jeff Clay
 Jeff Holzer Brad Joos
 Lori Parker

DIRECTORS ABSENT: None

OTHERS PRESENT: Mary Martone Paeter Garcia
 Eric Tambini Gary Kvistad
 Karen King

1. CALL TO ORDER AND ROLL CALL:

Director Clay called the meeting to order at 2:33 p.m. and stated that this was the Annual Meeting of the Board of Directors. Ms. Martone conducted roll call and reported that all Directors were present.

2. REPORT BY THE SECRETARY TO THE BOARD REGARDING COMPLIANCE WITH THE REQUIREMENTS FOR POSTING OF THE NOTICE AND AGENDA:

Ms. Martone presented the affidavit of posting of the agenda, along with a true copy of the agenda for the meeting. She reported that the Agenda was posted in accordance with applicable law and in compliance with AB 361. The affidavit was filed as evidence of the posting of the Agenda items contained therein.

3. CONSIDERATION OF RESOLUTION NO. 04-2021 - A Resolution of the Board of Directors of the Santa Ynez River Water Conservation District, Improvement District No.1 Financing Corporation Authorizing Remote Teleconference Meetings under the Ralph M. Brown Act in accordance with AB 361

Mr. Garcia explained Assembly Bill 361 (AB 361) was signed into law which extends the ability of public agencies to conduct remote public meetings via video/teleconference during the COVID-19 pandemic, provided certain conditions exist and findings are made. Mr. Garcia stated that remote meetings can be held provided that a state of emergency is still in effect, and that state and/or local officials have imposed or recommended measures to promote social distancing, or the local agency determines that meeting in person would present imminent risk to public health and safety. In addition to these specific requirements, to continue meeting remotely under the provisions of AB 361, a local agency must review and reconsider its determinations at least every 30 days. Mr. Garcia reported that the State and Santa Barbara County remain under a declared state of emergency in connection with the COVID-19 pandemic and that Santa Barbara County Health Order No. 2021-10.7 is effective through January 2, 2022.

Mr. Garcia presented Resolution No. 04-2021 for Board consideration.

No public comment was provided.

It was **MOVED** by Director Burchardi, seconded by Director Joos, to adopt Resolution No. 04-2021, a Resolution of the Board of Directors of the Santa Ynez River Water Conservation District, Improvement No.1. Financing Corporation Authorizing Remote Teleconference Meetings Under the Ralph M. Brown Act in Accordance with AB 361.

The Resolution was adopted and carried by the following 5-0-0 roll call vote:

AYES, DIRECTORS:	Michael Burchardi Jeff Clay Jeff Holzer Brad Joos Lori Parker
NOES, DIRECTORS:	None
ABSTAIN, DIRECTORS:	None
ABSENT, DIRECTORS:	None

4. CONSIDERATION OF THE MINUTES OF THE ANNUAL MEETING OF DECEMBER 15, 2020

The Minutes of the Annual Meeting of December 15, 2020 were presented for consideration. Director Clay asked if there were any changes or additions to the minutes of December 15, 2020. There were no additions or corrections requested.

It was **MOVED** by Director Burchardi, seconded by Director Joos, and carried by a unanimous 5-0-0 roll call vote, to approve the December 15, 2020 Annual Meeting Minutes as presented.

5. ADDITIONS OR CORRECTIONS, IF ANY TO THE AGENDA:

Mr. Garcia stated that there were no additions or corrections to the Agenda.

6. PUBLIC COMMENT:

Director Clay welcomed any members of the public participating via video or telephonically and offered time for members of the public to speak and address the Board of Directors on matters not on the Agenda.

There were no comments received from the public.

Mr. Garcia stated that the Notice and Agenda for this Annual Meeting of the Board of Directors invited members of the public to submit written comments to the District via electronic mail. Mr. Garcia reported that no written comments were submitted to the District for this meeting.

7. MANAGER'S REPORT - STATUS, DISCUSSION, AND POSSIBLE ACTION ON THE FOLLOWING SUBJECTS:

A. Annual Report - Verbal Report by the General Manager

Mr. Garcia stated this was the Annual Meeting of the Financing Corporation. He gave a brief history of the Financing Corporation, stating that it was established in FY 2016 for the purpose of issuing Revenue Certificates of Participation (bonds) to finance the construction and implementation of a water treatment plant that would be required to comply with a Chromium 6 Maximum Contaminant Level (MCL) of 10 parts per billion (ppb) that was adopted by the State Water Resources Control Board in 2014. He explained that the MCL was later invalidated by a state court decision for failing to adequately consider the economic feasibility of the 10 ppb standard. He indicated that the State Board has been working to develop and issue a new Chromium 6 MCL which could occur in the near future.

Mr. Garcia reminded the Board that as part of the 2020 Annual Meeting of the Financing Corporation the Board of Directors decided to keep the Financing Corporation active based upon the State's proposal to adopt a new Chromium 6 MCL, which in turn would require the District to finance and construct treatment facilities to ensure drinking water compliance. He indicated that in November 2021 the State Board issued a Notice of Preparation of a Draft Program Environmental Impact Report for a new Chromium 6 MCL with a potential effective date of FY 2023.

B. State of California Franchise Tax Board Exempt Determination

Ms. Martone reported that in mid-September of 2020 staff applied for tax-exempt status with the State of California. She reported that in April of 2021 the District received an official determination letter indicating that the District's application was approved. Ms. Martone reported that there have been no financial transactions or commitments made by the Financing Corporation during the year. She also reported that staff has filed the required Annual Statement with the State of California for FY 2021.

C. Form 990-N Filing

Ms. Martone reported that annually the Financing Corporation must also file a form with the Internal Revenue Service. She stated that staff has filed the required Form 990N with the Internal Revenue Service for FY 2021.

8. ADJOURNMENT:

There being no further business, the meeting was adjourned at 2:50 p.m.

THE DECEMBER 21, 2021 FINANCING CORPORATION MINUTES WERE APPROVED AT THE DECEMBER 20, 2022 REGULAR MEETING OF THE FINANCING CORPORATION.