

# Mosquito and Vector Management District of Santa Barbara County

**Environmental Management of Human Disease Vectors** 

### TRUSTEES (TERM ENDING):

President: Bob Williams, Santa Barbara County (12/31/24) Vice-President: Dr. Teri Jory, City of Santa Barbara (01/05/25)

Secretary: Craig Geyer, City of Goleta (1/1/24)

Dr. Charles Blair, Santa Barbara County (12/8/23)

Joe Franken, City of Carpinteria (1/31/25)

Dr. Hugh Rafferty, Santa Barbara County (12/31/23)

Barbara Silver, Santa Barbara County (10/10/24)

Russell Dahlquist, Santa Barbara County (12/31/24)

Persons with disabilities who require any disability-related modification or accommodation, including auxiliary aids or services, in order to participate in the meeting are asked to contact the District's General Manager at least three (3) days prior to the meeting by telephone at (805) 969-5050 or by email at <a href="mailto:gm@mvmdistrict.org">gm@mvmdistrict.org</a>.

Any public records which are distributed less than 72 hours prior to this meeting to all, or a majority of all, of the District's Board members in connection with any agenda item (other than closed sessions) will be available for public inspection at the time of such distribution at the District's office located at:

2450 Lillie Avenue, Summerland, CA 93067.

Such records may also be posted on the District's website at www.mvmdistrict.org

### REGULAR MEETING OF THE BOARD OF TRUSTEES

THE BOARD MEETING WILL BE HELD IN ROOM 18 AT THE SANTA BARBARA COMMUNITY COLLEGE WAKE CENTER CAMPUS LOCATED AT 300 N. TURNPIKE RD., SANTA BARBARA, CA 93111. MEMBERS OF THE PUBLIC WHO WISH TO OBSERVE THE MEETING AND/OR OFFER PUBLIC COMMENT CAN ATTEND IN PERSON AT THE MEETING LOCATION OR ACCESS THE **MEETING** BY **USING FOLLOWING** THE LINK: https://us02web.zoom.us/j/86195131093 (MEETING ID: 861 9513 1093; PASSCODE: 463510; DIAL IN FOR AUDIO ONLY: 1-669-900-6833 or 1-408-638-0968, ID: 861 9513 1093#). PERSONS WITH A DISABILITY WHO REQUIRE REASONABLE MODIFICATION OR ACCOMMODATION TO OBSERVE THE MEETING AND/OR OFFER PUBLIC COMMENT SHOULD CONTACT THE DISTRICT AT 805-969-5050 OR INFO@MVMDISTRICT.ORG FOR INSTRUCTIONS ON HOW TO ACCESS THE MEETING.

OCTOBER 12, 2023, 1:00 PM

### **AGENDA**

### 1. ROLL CALL

### 2. CONSIDERATION OF TELECONFERENCING NOTIFICATIONS OR REQUESTS FROM BOARD MEMBERS

Per Government Code § 54953(f), less than a quorum of Board members may on a limited basis videoconference to Board meetings for just cause or emergency circumstances.

- 3. CONFIRMATION OF AGENDA
- 4. A DEMONSTRATION OF THE VARIOUS MOSQUITO TRAPS USED BY THE DISTRICT; GIVEN IN-PERSON BY VECTOR BIOLOGIST TECHNICIAN KAREN SCHULTZ
- 5. STAFF ANNOUNCEMENTS regarding District business
- 6. CORRESPONDENCE

**7. PUBLIC COMMENT.** Time reserved for the public to address the Board of Trustees relative to matters of District business not on the agenda. Comment time regarding specific agenda items will be available during consideration of the particular agenda items.

### 8. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957.

- **A.** Public comment on closed session agenda items.
- **B.** Public Employment (Pursuant to § 54957.6)
  Agency representative: Brian Cabrera, General Manager; Karen Bell, Counsel: Atkinson, Andelson, Loya, Ruud & Romo.
- C. Public Employee Performance Evaluation

Title: General Manager

D. Public Employment
Title: General Counsel

### Reconvene to open session to report action (if any) in closed session.

- **9. ITEMS OF GENERAL CONSENT**. The following items can be approved by a single action of the Board. Items requiring additional discussion may be withdrawn from the listing and addressed in separate actions. (See attachments for each.)
  - **A.** Approval of the Minutes of the September 14, 2023 Regular Board Meeting (Page 3)
  - **B.** Approval of the September Disease Surveillance Report (Page 7)
  - **C.** Approval of the September District Operations Report (Page 10)
- 10. OLD BUSINESS. The Board will discuss and may take action on the following items:
  - A. Accept and file the August Financial Statements for County Fund 4160 (Page 11)
  - B. Accept and file the August Disbursement Report (Page 16)
  - C. Accounts receivable contracts' status (5909 Misc. Revenue) (Page 22)
  - **D.** Consider and approve a limited-term retainer agreement for Rick Battles for legal services. (Page 23)
  - **E.** Update on the search for a new legal counsel for the District. Discussion and action regarding interview and hiring process for attorney to serve as District general counsel.
- 11. NEW BUSINESS. The Board will discuss and may take action on the following items:
  - **A.** Report on the attendance by District staff at the Goleta Slough Management Committee meeting on 9/21 and a meeting with the Audobon Society 10/10 in regards to the use of the District's Argo amphibious vehicle at the Goleta Slough, located on the Santa Barbara Airport property.
- 12. REVIEW OF THE CALIFORNIA HEALTH & SAFETY CODE, CHAPTER 1. MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICTS, ARTICLE 3, §§ 2026, 2027, 2028, 2029 and 2030. (Page 28)
- 13. REQUESTS FOR FUTURE AGENDA ITEMS
- **14. GENERAL MANAGER'S REPORT** (Page 30)
- 15. BOARD ANNOUNCEMENTS
- **16. ADJOURNMENT** (Next scheduled meeting: 1:00 PM; Thursday, November 9, 2023)

### MOSQUITO AND VECTOR MANAGEMENT DISTRICT of Santa Barbara County MINUTES OF REGULAR MEETING OF TRUSTEES September 14th, 2023

The regular meeting of the Board of Trustees of the Mosquito and Vector Management District of Santa Barbara County was held at 2:00 PM, on Thursday, September 14<sup>th</sup>, 2023 via teleconference and in person at the Santa Barbara City College Wake Center Campus, Room 18.

### 1. ROLL CALL.

#### TRUSTEES PRESENT:

President Robert Williams

Vice-President Teri Jory (remotely per the provisions of Government Code § 54953(f))

Secretary Craig Geyer

Trustee Charlie Blair

Trustee Joe Franken

Trustee Barbara Silver

Trustee Russell Dahlquist

Trustee Hugh Rafferty

### **TRUSTEES ABSENT:**

None.

### IN ATTENDANCE:

Brian Cabrera, General Manager Jessica Sprigg, Administrative Assistant Carrie Troup, CPA Jena Acos

2. <u>CONSIDERATION OF TELECONFERENCING NOTIFICATIONS OR REQUESTS FROM BOARD MEMBERS</u> Per Government Code § 54953(f), less than a quorum of Board members may on a limited basis videoconference to Board meetings for just cause or emergency circumstances

-Vice-President Jory requested to participate in the meeting remotely due to an emergency circumstance. She joined the meeting via audio and visual equipment and no one over the age of eighteen was present with her. Truste Blair made a motion to approve her remote attendance. Motion seconded by Trustee Rafferty and passed 8-0-0 by roll call vote.

#### 3. CONFIRMATION OF AGENDA

-GM Cabrera requested that the Closed Session item regarding his evaluation be discussed prior to the other Closed Session item. President Williams stated that the evaluation process is incomplete and the Closed Session item for the evaluation of GM Cabrera was continued to next month.

### 4. Staff announcements regarding District business

A. In Memoriam: David Pritchett, former Board trustee and who served as Interim General Manager for the District from June-October 2008.

-GM Cabrera and Admin. Assistant Sprigg spoke about the career of David Pritchett and his service on the Board.

B. Oath of Office to be administered to Vice-President Jory who was reappointed as a trustee on the District Board by the Santa Barbara City Council on June 27.

-Vice-President Jory recited the oath of office.

### 5. CORRESPONDENCE

-None.

6. <u>PUBLIC COMMENT-</u>Time reserved for the public to address the Board of Trustees relative to matters of District business not on the agenda. Comment time regarding specific agenda items will be available during consideration of the particular agenda items.

-Jena Acos was in attendance to answer any questions the Board may have for her regarding Old Business Item 8D.

- 7. <u>ITEMS OF GENERAL CONSENT</u>. The following items are approved by a single action of the Board. Items requiring additional discussion may be withdrawn from the listing and approved in a separate action.
  - A. Approval of the Minutes of the August 17th, 2023 special meeting
  - B. Approval of the August Disbursement Report
  - C. Approval of the August Disease Surveillance Report
  - D. Approval of the August District Operations Report

-It was moved by Trustee Rafferty and seconded by Trustee Blair to approve the Items of General Consent following discussion. Trustee Geyer indicated that the Vendor Disbursement should be placed under Old Business in the future so that it may be discussed. Motion to approve Items of General Consent passed 8-0-0 by roll call vote.

- 8. <u>OLD BUSINESS</u>. The Board will discuss and may take action on the following items:
  - A. Approval of the August Financial Statements for County Fund 4160

-It was moved by Trustee Rafferty and seconded by Trustee Dahlquist to approve the financial statements. Trustee Rafferty suggested the wording of this item be changed to "accept and file the financial statements."

- B. Accounts receivable contracts' status (5909 Misc. Revenue)
  - -Carrie Troup discussed the revenue that has been received so far this fiscal year.
- C. Consider and approve a 1-year retainer agreement for Rick Battles for legal services.

  -It was suggested that the commencement date of the agreement with Rick Battles be concurrent with the agreement date of the legal counsel which is selected. Item was continued to the October meeting.
- D. Update on the search for a new legal counsel for the District. Discussion and action regarding interview and hiring process for attorney to serve as District general counsel.
  - -Trustee Rafferty, Secretary Geyer, and Vice-President Jory will serve as an ad-hoc committee to review and interview attorneys.
- 9. NEW BUSINESS. The Board will discuss and may take action on the following items:
  - A. Approve amended minutes of the March 2023 and April 2023 regular meetings.
    - 1. In the original March minutes roll call, Trustee Jory was mistakenly listed as being both present and absent when in fact she was absent; Trustee Rafferty's

name is missing from roll call. In the amended minutes, the roll call correctly shows that Trustee Jory was absent and Trustee Rafferty was present.

2. In the original April minutes roll call, Trustee Jory was mistakenly listed as being both present and absent, Trustee Rafferty's name is omitted and it is mistakenly noted that Trustee Dahlquist left the meeting during agenda item 8B. In the amended minutes, the roll call correctly shows that Trustee Jory was absent and that it was Trustee Rafferty who left the meeting during agenda item 8B.

-It was moved by Secretary Geyer and seconded by Trustee Rafferty to approve the minutes of both meeting as amended. Motion passed 8-0-0 by roll call vote.

B. Consider and approve Resolution 23-07: "A Resolution of the Board of Trustees of the Mosquito and Vector Management District Amending the Time and Place of its Regular Meetings".

-Secretary Geyer made a motion to approve Resolution 23-07 and read by title only. Motion seconded by Trustee Franken. President Williams read the title of the resolution and motion to approve passed 8-0-0 by roll call vote.

# 10. REVIEW OF THE CALIFORNIA HEALTH & SAFETY CODE, CHAPTER 1. MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICTS, ARTICLE 3, §§ 2020, 2021, 2023, 2024 and 2025

-GM Cabrera briefly discussed what these sections of the Health and Safety Code address.

### 11. REQUESTS FOR FUTURE AGENDA ITEMS

-Items to discuss at the next board meeting include the agreement with Rick Battles, the evaluation of GM Cabrera, future projects at the District office, and the selection of new legal counsel.

### 12. GENERAL MANAGER'S REPORT

-There was no discussion for this item.

### 13. BOARD ANNOUNCEMENTS

-The SBCCSDA meeting will be held on the last Monday of October in Buellton.

### 14. CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54957.

A. Public comment on closed session agenda items.

B. Public Employment Title: General Counsel

C. Public Employee Performance Evaluation

Title: General Manager

-Closed session items were continued to the October meeting.

15.	<u>ADJOURNMENT</u>		

As there was no further business to be brought before the	ne Board, the meeting was adjourned.						
I certify that the above minutes substantially reflect the actions of the Board:							
BY:	APPROVED:						
Robert Williams Board President	Craig Geyer Board Secretary						



## MOSQUITO and VECTOR MANAGEMENT DISTRICT of SANTA BARBARA COUNTY

### **DISEASE SURVEILLANCE REPORT**

September 2023

Santa Barbara County Vector-borne Disease Surveillance

Santa Darbara County							WSW
Location	Date	Number of Mosquitoes	Type of Trap	# of Traps	Mosquitoes per Trap Night	Pools Submitted	Virus Test Result
Ashley x Mountain Dr, 93108	9/7-9/8	10	EVS	5	2	0	
UCSB/SBAirport Bluffs	9/7-9/8	144	EVS	7	20.6	5	Negative
El Colegio x Los Carneros, Isla Vista	9/7-9/8	95 Biting midges 50	EVS	2	47.5	3	Negative
Mission Creek	9/6-9/11	475	Gravid	3	31.7	10	Negative
Lake Los Carneros	9/13-9/14	147	EVS	12	12.25	2	Negative
Lake Los Carneros	9/13-9/15	25	Gravid	2	6.25	2	Negative
UCSB/SBAir Bluffs	9/13-9/18	118	Gravid	2	11.8	4	Negative
A. Clark Bird Refuge, SB	9/19-9/20	79	EVS	6	39.5	3	Negative
Sycamore Creek, SB	9/19-9/20	24	EVS	3	8	2	Negative
Phelps Creek, UCSB	9/19-9/20	38 Biting midges 23	EVS	3	12.7	3	Negative
Bird Refuge/Sycamore Creek	9/19-9/21	66	Gravid	2	16.5	2	Pending
El Estero Water Resource, 93103	9/19-9/21	66	Gravid	2	16.5	3	Pending
Crescent Dr., 93105	9/26-9/28	90	Gravid	4	11.25	3	Pending
Floradale Ave x Santa Ynez River, Lompoc	9/27-9/28	3	EVS	2	1.5	1	Pending
Carina Dr., Vandenberg Village	9/27-9/28	8	EVS	1	8	3	Pending
River Bend Park, Lompoc	9/27-9/28	5	EVS	3	1.7	2	Pending
Mission Hills CSD	9/27-9/28	10	EVS	1	10	1	Pending
Mission Hills CSD	9/27-9/28	20	Gravid	1	20	1	Pending
Clubhouse Rd., Vandenberg Village	9/27-9/28	23	EVS	3	7.7	1	Pending
Chino St., 93101	9/11-10/3	15	BGS2	2	0.7	0	
UCSB Fire Station	9/19-10/3	32	BGS2	1	2.3	0	
MVMD, Summerland	9/15-10/3	8	BGS2	1	0.4	0	

BGS2=Biogents Sentinel 2

BGP=Biogents Pro

EVS=encephalitis surveillance trap (CO2)

WSW=West Nile Virus, St. Louis Encephalitis Virus, AND Western Equine Encephalitis

Purple = high (example: Aedes aegypti, Culex tarsalis); Aqua = moderate: Tan = low. For specific trap collection data, please email a request to: info@mvmdistrict.org

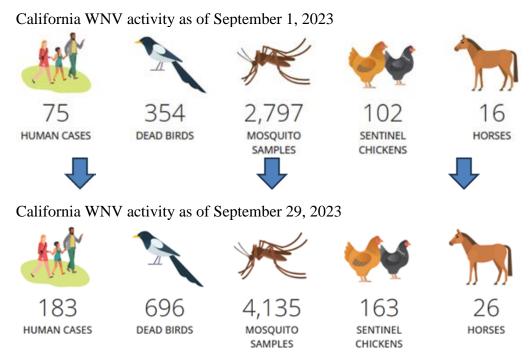
<sup>\*</sup>Color indicates the virus-transmitting ability of some or all of the mosquito species caught in the traps:

Two dead birds were reported in Santa Barbara County in September; one tested negative for WNV, and the other is still pending. To date, there has been no WNV activity in the County in 2023. St. Louis encephalitis virus and Western equine encephalitis virus have never been documented.

### California Disease Surveillance

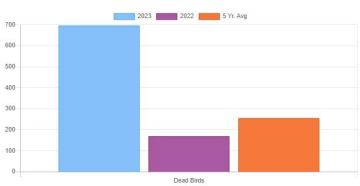
California West Nile virus detections continued to increase in September. As of September 29, WNV has been detected in 41 counties. There have been 183 human cases in 37 counties, and 73% of cases were neuro-invasive. Six human cases were fatal. Three human cases of Saint Louis encephalitis virus have been reported in CA in 2023; 615 SLE-positive mosquito pools have been reported in 15 counties. On October 13, the WNV dead bird program will switch to only online reporting and limited testing until April.

The CDPH Vector-Borne Disease Section 2022 Report is now available at <a href="https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/VBDSAnnualReports.aspx">https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/VBDSAnnualReports.aspx</a>



https://westnile.ca.gov

The number of CA birds testing positive for WNV has increased by 311% between 2022 and 2023, while the number of birds tested only increased by 50%.



WEEK 1 - WEEK 39 AS OF SEP 29, 2023

Invasive Aedes Mosquito and Zika Virus Update No invasive Aedes species have been detected in Santa Barbara County since May of 2021. Once again, only Culex mosquito larvae were present in the 11 Aedes aegypti-targeting In2Care stations. Aedes aegypti are found in 25 California counties, and Aedes albopictus is found in five.

https://westnile.ca.gov

### **Mosquito Traps Used by the Mosquito District**

MVMD Inventory October 2023

	-		COST OF	
TRAP TYPE	INVENTORY	BAIT/SUPPLIES	OPERATION	POWER SOURCE
		DRY ICE (3.3LBS	3.3LBS X	
EVS OLD	14	PER TRAP)	\$4/LB=\$13.20	3 D BATTERIES
		DRY ICE (3.3LBS	3.3LBS X	
EVS NEW	3	PER TRAP)	\$4/LB=\$13.20	3 D BATTERIES
		DRY ICE (3.3LBS	3.3LBS X	
EVS UPGRADED	5	PER TRAP)	\$4/LB=\$13.20	
EVS TO REPAIR	4			3 D BATTERIES
		ALFALFA, WATER,		
		WATER-TIGHT	\$10-\$40 PER	
TOOLBOX GRAVID	2	BUCKET	YEAR	4 D BATTERIES
TOOLBOX GRAVID				
TO REPAIR	2			4 D BATTERIES
		ALFALFA, WATER,		
		WATER-TIGHT	\$10-\$40 PER	
FROMMER GRAVID	3	BUCKET	YEAR	4 D BATTERIES
				USB POWER
		DRY ICE (3.3LBS		BANK,
		EACH) AND/OR		10000mAh PER
BG PRO	3	BG LURE		18 HOURS
			\$50 PER LURE	
		BG LURE (CO₂	(REUSABLE FOR 5	ELECTRICAL
BG SENTINEL 1	3	OPTIONAL)	MONTHS)	OUTLET
			\$50 PER LURE	
		BG LURE (CO₂	(REUSABLE FOR 5	ELECTRICAL
BG SENTINEL 2	10	OPTIONAL)	MONTHS)	OUTLET
		CUP, WATER,		
OVICUPS	>50	PAPER	\$5-\$20 PER YEAR	NONE
		WATER, STICKY		
BG-GAT (GRAVID		PANEL (28 IN	\$2 PER	
AUTOCIDAL TRAP)	5	STOCK)	DEPLOYMENT	NONE
CDC AGO		WATER, STICKY		
(AUTOCIDAL		PANEL (39 IN	\$2 PER	
GRAVID OVITRAP)	5	STOCK)	DEPLOYMENT	NONE
THE THIRD WANTED OF CHILD		SHAWASWAND TA COMP	16 M	AN AN



Encephalitis Virus Surveillance (EVS) Trap

10 POUND CO <sub>2</sub> Tank (NEW!)	1	use in place of dry ice in secure locations \$35 FOR 9 DAYS
POWER SOURCES		
RECHARGEABLE D		
BATTERIES		
10,000 mAh	59	
RECHARGEABLE D		
BATTERIES		
3,000 mAh	51	
D BATTERY	10 X 4 BATTERY	
CHARGERS	SLOTS	
USB POWER BANK		
30,000mAh	3	
USB POWER BANK		
10,000mAh	1	







Frommer Gravid Trap

Toolbox Gravid Trap

BG Sentinel 2

BG Pro



In2Care Station



**AGO traps** catch the female invasive *Aedes* on a sticky surface as she enters to lay eggs



Ovi-cups are used to monitor invasive Aedes mosquito activity in an area by providing an ideal egg-laying habitat

### **Mosquito and Vector Management District of Santa Barbara County**

### **Report of District Operations - September 2023**

	Mosquito			Bees & Wasps		Rats & Mice		:	Surveillance		Other		Total			
Location	Inspection Hours	Treatment Hours	Service Requests	Fish Requests	Standing Water Reports	Inspection Hours	Treatment Hours	Service Requests	Inspection Hours	Service Requests	WNV Bird	Chickens	Mosquito Pools	Bedbugs	Misc. Requests	Total hours devoted to zone
							!	!		!						
Goleta	30.5	5.5	1		1								13.5			49.5
Goleta Valley	33.5	7.5	1										11.0			52.0
Rancho Embarcadero	1.0								1.0							2.0
Isla Vista	10.5	1.5	1						3.5				10.0			25.5
Hope Ranch	1.5	0.5														2.0
Hidden Valley																0.0
Santa Barbara area	39.5	8.5	5	3					4.0	1	2.5		26.0	1	1	80.5
Mission Canyon																0.0
Montecito	3.0	0.5		3	3	0.5		1					4.5			8.5
Summerland	1.0	1.0			1				0.5	1			1.0			3.5
Carpinteria	3.5	1.5	1	1	1											5.0
Carpinteria Valley	2.0	0.5		1	2											2.5
Carp Salt Marsh	7.0	2.5														9.5
Camino Real	1.0	0.5														1.5
Storke Ranch	1.0	0.5														1.5
Goleta Sanitary	1.0															1.0
City of Goleta	6.0	2.0														8.0
UCSB	3.0	2.0														5.0
Santa Barbara Airport	18.5	7.0														25.5
City of Santa Barbara	5.0	2.0														7.0
SoCalGas																0.0
South County total	168.5	43.5	9	8	8	0.5	0.0	1	9.0	2	2.5	0.0	66.0	1	1	290.0
Unincorporated North County													13.0		1	13.0
North County total	0.0	0.0	0	0	0	0.0	0.0	0	0.0	0	0.0	0.0	13.0	0	1	13.0
Pismo Beach	3.0	4.5														7.5
Oceano Dunes	3.0	6.5														9.5
San Luis Obispo								1								0.0
SLO County total	0.0	0.0	0	0	0	0.0	0.0	1	0.0	0	0.0	0.0	0.0	0	0	1.00
,																
Monthly Totals	168.5	43.5	9	8	8	0.5	0.0	2	9.0	2	2.5	0.0	79.0	1	2	304.00
Year to Date	1541.0	590.0	50	71	21	22.0	0.0	23	89.5	12	10.5	0.0	230.5	1	17	

	This Month	Year to Date
Total Inspection Hours	178.0	1651.5
Total Treatment Hours	43.5	590.0
Total Mileage	2,603.0	22,499.0

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	9/30/2023 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
Revenues				
Taxes				
3010 Property Tax-Current Secured	518,000.00	-1,074.51	-519,074.51	-0.21 %
3011 Property Tax-Unitary	7,700.00	6.38	-7,693.62	0.08 %
3015 PT PY Corr/Escapes Secured	0.00	817.16	817.16	
3020 Property Tax-Current Unsecd	19,800.00	-63.33	-19,863.33	-0.32 %
3023 PT PY Corr/Escapes Unsecured	300.00	174.62	-125.38	58.21 %
3028 RDA Pass-through Payments	3,600.00	0.00	-3,600.00	0.00 %
3029 RDA RPTTF Resid Distributions	7,000.00	0.00	-7,000.00	0.00 %
3040 Property Tax-Prior Secured	0.00	0.54	0.54	
3050 Property Tax-Prior Unsecured	500.00	88.10	-411.90	17.62 %
3054 Supplemental Pty Tax-Current	7,100.00	2,980.54	-4,119.46	41.98 %
3056 Supplemental Pty Tax-Prior	200.00	-1.98	-201.98	-0.99 %
Taxes	564,200.00	2,927.52	-561,272.48	0.52 %
Fines, Forfeitures, and Penalties				
3057 PT-506 Int, 480 CIOS/CIC Pen	0.00	9.56	9.56	
Fines, Forfeitures, and Penalties	0.00	9.56	9.56	
Use of Money and Property				
3380 Interest Income	17,000.00	0.00	-17,000.00	0.00 %
Use of Money and Property	17,000.00	0.00	-17,000.00	0.00 %
Intergovernmental Revenue-State				
4220 Homeowners Property Tax Relief	2,300.00	0.00	-2,300.00	0.00 %
Intergovernmental Revenue-State	2,300.00	0.00	-2,300.00	0.00 %
Intergovernmental Revenue-Other				
4840 Other Governmental Agencies	18,000.00	0.00	-18,000.00	0.00 %
Intergovernmental Revenue-Other	18,000.00	0.00	-18,000.00	0.00 %

Last Updated: 10/4/2023 10:15 AM

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	9/30/2023 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget	
Charges for Services		_	_		
4877 Other Special Assessments	726,000.00	-1,568.23	-727,568.23	-0.22 %	
Charges for Services	726,000.00	-1,568.23	-727,568.23	-0.22 %	
Miscellaneous Revenue					
5891 Refunds/Repayments	6,000.00	0.00	-6,000.00	0.00 %	
5909 Other Miscellaneous Revenue	160,000.00	72,879.19	-87,120.81	45.55 %	
Miscellaneous Revenue	166,000.00	72,879.19	-93,120.81	43.90 %	
Revenues	1,493,500.00	74,248.04	-1,419,251.96	4.97 %	
Expenditures					
Salaries and Employee Benefits					
6100 Regular Salaries	525,000.00	110,404.55	414,595.45	21.03 %	
6210 Commissioner/Director/Trustee	10,000.00	2,300.00	7,700.00	23.00 %	
6400 Retirement Contribution	186,000.00	43,223.67	142,776.33	23.24 %	
6475 Retiree Medical OPEB	21,000.00	1,692.11	19,307.89	8.06 %	
6500 FICA Contribution	32,550.00	7,082.06	25,467.94	21.76 %	
6550 FICA/Medicare	8,500.00	1,656.29	6,843.71	19.49 %	
6600 Health Insurance Contrib	150,000.00	34,029.25	115,970.75	22.69 %	
6610 Life & Disability Insur	2,100.00	524.70	1,575.30	24.99 %	
6700 Unemployment Ins Contribution	2,250.00	36.80	2,213.20	1.64 %	
6900 Workers Compensation	23,000.00	22,550.00	450.00	98.04 %	
Salaries and Employee Benefits	960,400.00	223,499.43	736,900.57	23.27 %	
Services and Supplies					
7030 Clothing and Personal	7,000.00	955.81	6,044.19	13.65 %	
7050 Communications	7,500.00	1,575.88	5,924.12	21.01 %	
7070 Household Supplies	3,400.00	542.00	2,858.00	15.94 %	
7090 Insurance	25,000.00	24,601.00	399.00	98.40 %	

Last Updated: 10/4/2023 10:15 AM

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	9/30/2023 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget
	10,000.00	811.25	9,188.75	8.11 %
7120 Equipment Maintenance	•		•	
7121 Operating Supplies	13,000.00	2,816.04	10,183.96	21.66 %
7124 IT Software Maintenance	27,500.00	5,695.98	21,804.02	20.71 %
7200 Structure & Ground Maintenance	15,000.00	2,062.89	12,937.11	13.75 %
7430 Memberships	18,500.00	10,850.00	7,650.00	58.65 %
7450 Office Expense	6,300.00	1,210.66	5,089.34	19.22 %
7460 Professional & Special Service	86,000.00	18,596.98	67,403.02	21.62 %
7508 Legal Fees	20,000.00	4,468.01	15,531.99	22.34 %
7546 Administrative Expense	12,000.00	2,649.00	9,351.00	22.08 %
7650 Special Departmental Expense	93,000.00	27,017.22	65,982.78	29.05 %
7653 Training Fees & Supplies	8,400.00	692.00	7,708.00	8.24 %
7730 Transportation and Travel	8,000.00	53.38	7,946.62	0.67 %
7731 Gasoline-Oil-Fuel	15,000.00	2,982.50	12,017.50	19.88 %
7760 Utilities	6,500.00	1,528.23	4,971.77	23.51 %
Services and Supplies	382,100.00	109,108.83	272,991.17	28.56 %
Capital Assets				
8200 Structures&Struct Improvements	78,000.00	0.00	78,000.00	0.00 %
8300 Equipment	50,000.00	0.00	50,000.00	0.00 %
Capital Assets	128,000.00	0.00	128,000.00	0.00 %
Expenditures	1,470,500.00	332,608.26	1,137,891.74	22.62 %
Other Financing Sources & Uses				
Other Financing Uses				
7901 Oper Trf (Out)	23,000.00	0.00	23,000.00	0.00 %
Other Financing Uses	23,000.00	0.00	23,000.00	0.00 %
Other Financing Sources & Uses	-23,000.00	0.00	23,000.00	0.00 %

### Financial Status (Real-Time)

As of: 9/30/2023 (25% Elapsed) Accounting Period: OPEN

Selection Criteria: Fund = 4160

Layout Options: Summarized By = Fund, LineItemAccount; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Line Item Account	6/30/2024 Fiscal Year Adjusted Budget	9/30/2023 Year-To-Date Actual	6/30/2024 Fiscal Year Variance	6/30/2024 Fiscal Year Pct of Budget	
Mosquito & Vector Mgt District	0.00	-258,360.22	-258,360.22		
Net Financial Impact	0.00	-258,360.22	-258,360.22		

Page 4 of 4

### Cash Balances (Real-Time)

As of: 9/30/2023 Accounting Period: OPEN

Selection Criteria: Fund = 4160-4161

Layout Options: Summarized By = Fund; Page Break At = Fund

Fund	9/1/2023 Beginning Balance	Month-To-Date Cash Receipts (+)	Month-To-Date Treasury Credits (+)	Month-To-Date Warrants and Wire Transfers (-)	Month-To-Date Treasury Debits (-)	9/30/2023 Ending Balance
4160 Mosquito & Vector Mgt District	1,968,268.11	0.00	0.00	38,690.24	67,638.96	1,861,938.91
4161 SB Vector-Cap Asset Reserve	663,227.87	0.00	0.00	0.00	0.00	663,227.87
Total Report	2,631,495.98	0.00	0.00	38,690.24	67,638.96	2,525,166.78

Last Updated: 10/4/2023 10:19 AM Page 1 of 1

Layout Options: Summarized By = Fund, Vendor; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Disbursement	Disbursement Date	Dept	Purchase Order	Remit Description	Amount
Vendor 002073 SP	ECIAL DISTRICT F	RISK MANA	AGEMENT AU	ITHORITY	
ACH - 816984	09/12/2023	880		Vendor Invoice #: H43355; Vendor Account:	174.90
			Tota	al SPECIAL DISTRICT RISK MANAGEMENT AUTHORITY	174.90
Vendor 005761 SC	I CONSULTING GF	ROUP			
W - 09806805	09/14/2023	880		Vendor Invoice #: SBS10883	9,166.98
				Total SCI CONSULTING GROUP	9,166.98
Vendor 008116 HO	WELL MOORE & 0	GOUGH LL	.P		
W - 09806806	09/14/2023	880		Vendor Invoice #: 44988; Vendor Account:	308.00
				Total HOWELL MOORE & GOUGH LLP	308.00
Vendor 050379 AD	P INC				
EFT	09/08/2023	880		Vendor Invoice #: 641507243	467.40
				Total ADP INC	467.40
Vendor 080067 AT	KINSON ANDELSO	N LOYA F	RUUD ROMO		
W - 09807416	09/26/2023	880		Vendor Invoice #: 691762; Vendor Account:	968.63
				Total ATKINSON ANDELSON LOYA RUUD ROMO	968.63
Vendor 086415 CIT	TY EMPLOYEES AS	SSOC LLC	;		
ACH - 817036	09/12/2023	880		UNION DUES	48.00
ACH - 818715	09/25/2023	880		UNION DUES	48.00
				Total CITY EMPLOYEES ASSOC LLC	96.00
Vendor 101532 ST	REAMLINE				
W - 09806704	09/12/2023	880		Vendor Invoice #: 051D17E0-0035	249.00
				Total STREAMLINE	249.00
Vendor 127495 VE	SERIS				
ACH - 817523	09/14/2023	880		Vendor Invoice #: IN-4316485; Vendor Account:	15,744.86
				Total VESERIS	15,744.86

Last Updated: 10/4/2023 10:19 AM

Layout Options: Summarized By = Fund, Vendor; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Disbursement	Disbursement Date	Dept	Purchase Order	Remit Description	Amount
Vendor 132153 MV	CAC MOSQUITO 8	& VECTOR	CONTROL A	ASSOC OF CA	
W - 09806821	09/14/2023	880		Vendor Invoice #: 7364206	638.00
			Total M	IVCAC MOSQUITO & VECTOR CONTROL ASSOC OF CA	638.00
Vendor 148414 ZW	ORLD GIS				
ACH - 817068	09/12/2023	880		Vendor Invoice #: 2023-0347	1,445.00
				Total ZWORLD GIS	1,445.00
Vendor 194683 Alli	ed Administrators fo	or Delta Dei	ntal		
ACH - 817085	09/12/2023	880		ID#	871.83
				Total Allied Administrators for Delta Dental	871.83
Vendor 244645 AF	LAC				
W - 09807652	09/27/2023	880		Vendor Invoice #: 304308; Vendor Account:	336.60
				Total AFLAC	336.60
Vendor 246891 MIS	SSION LINEN SUP	PLY			
ACH - 817087	09/12/2023	880		Vendor Account:	415.65
				Total MISSION LINEN SUPPLY	415.65
Vendor 346888 CA	RRIE TROUP CPA				
ACH - 817100	09/12/2023	880		Vendor Invoice #: 0723V	2,325.00
ACH - 817556	09/14/2023	880		Vendor Invoice #: 0823V	2,325.00
				Total CARRIE TROUP CPA	4,650.00
Vendor 509950 MA	RBORG INDUSTR	IES			
ACH - 817563	09/14/2023	880		Vendor Account:	155.58
				Total MARBORG INDUSTRIES	155.58
Vendor 522736 Mc	Cormix Corporation	1			
ACH - 817116	09/12/2023	880		Vendor Account:	936.07
				Total McCormix Corporation	936.07

Last Updated: 10/4/2023 10:19 AM

Layout Options: Summarized By = Fund, Vendor; Page Break At = Fund

### Fund 4160 -- Mosquito & Vector Mgt District

Disbursement	Disbursement Date	Dept	Purchase Order	Remit Description	Amount
Vendor 556712 MO	NTECITO WATER	DISTRICT			
ACH - 818297	09/21/2023	880		Vendor Account:	72.34
				Total MONTECITO WATER DISTRICT	72.34
Vendor 648390 CA	LIFORNIA PUBLIC	EMPLOYE	ES RETIRE!	MENT SYSTEM	
ACH - 818175	09/20/2023	880		Vendor Invoice #: 100000017293209; Vendor Account: 1	10,858.70
			Total CA	LIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM	10,858.70
Vendor 710175 ST/	ATE/FEDERAL TAX	KES & DIRE	CT DEPOS	ITS	
EFT	09/07/2023	880		Vendor Account:	18,674.42
EFT	09/22/2023	880		Vendor Account:	19,548.42
				Total STATE/FEDERAL TAXES & DIRECT DEPOSITS	38,222.84
Vendor 740582 BIG	GREEN CLEANIN	IG COMPAI	NY		
ACH - 817210	09/12/2023	880		Vendor Invoice #: 630337; Vendor Account:	271.00
				Total BIG GREEN CLEANING COMPANY	271.00
Vendor 767200 SO	UTHERN CALIFOR	RNIA EDISC	N		
ACH - 817584	09/14/2023	880		Vendor Account:	375.29
				Total SOUTHERN CALIFORNIA EDISON	375.29
Vendor 767800 THI	E GAS COMPANY				
ACH - 817587	09/14/2023	880		Vendor Account:	19.69
				Total THE GAS COMPANY	19.69
Vendor 776537 CO	X COMMUNICATION	ONS - BUSI	NESS		
ACH - 817591	09/14/2023	880		Vendor Account:	464.26
				Total COX COMMUNICATIONS - BUSINESS	464.26
Vendor 855111 VIS	ION SERVICE PLA	N-CA			
ACH - 819180	09/27/2023	880		Vendor Invoice #: 818849539; Vendor Account: 3	176.59
				Total VISION SERVICE PLAN-CA	176.59

### Vendor Disbursements (Real-Time)

From 9/1/2023 to 9/30/2023

Selection Criteria: Fund = 4160

Layout Options: Summarized By = Fund, Vendor; Page Break At = Fund

Fund 4160 -- Mosquito & Vector Mgt District

Disbursement Purchase
Disbursement Date Dept Order Remit Description Amount

Total Mosquito & Vector Mgt District

87,085.21



### P.O. BOX 6343 FARGO ND 58125-6343



 ACCOUNT NUMBER
 09-22-2023

 STATEMENT DATE
 09-22-2023

 AMOUNT DUE
 \$2,528.20

 NEW BALANCE
 \$2,528.20

 PAYMENT DUE ON RECEIPT

\$
Please make check payable to"U.S. Bank"

U.S. BANK CORPORATE PAYMENT SYSTEMS P.O. BOX 790428 ST. LOUIS, MO 63179-0428

Please tear payment coupon at perforation.

		CORPORA	TE ACCO	UNTSUM	MARY			
MVM DISTRICT	Previous Balance	Purchases And Other + Charges ,+	Cash Advances +	Cash Advance Fees +	Late Payment Charges	- Credits	- Payments	New = Balance
Company Total	\$1,774.19	\$2,528.20	\$0.00	\$.00	\$0.00	\$0.00	\$1,774,19	\$2 528 2

		COF	PORATE ACCOUNT ACTIVITY	
MVM I	DISTRI	СТ	TOTAL CORPO	RATE ACTIVITY \$1,774.19 CR
	Tran Date	Reference Number	Transaction Description	Amount
08-31	08-31	747982632430000000000044	ELECTRONIC PYMT THANK YOU00000 A	1,774.19 PY

VESNA IBAF	RA	CREDI \$0.		PURCHASE: \$120,0		<b>ADV</b> \$0.00	TOTAL ACTIVITY \$120.00	
Post Tran Date Date	Reference Number		Transa	ction Descrip	tion			Amount
09-18 09-15 09-18 09-15 09-22 09-21	246921632581090279 246921632581090381 246921632641038295	62993	SQ *KE	ENNEDY'S SM	IOGS SANTA IOGS SANTA OF NORT 608	BARBARA C	A A	35.00 35.00 50.00

CUSTOMER SERVICE CALL	ACCOUNT	NUMBER	ACCOUNT SUMMARY		
800-344-5696	,		PREVIOUS BALANCE PURCHASES & OTHER CHARGES	1,774.19 2,528.20	
	STATEMENT DATE	DISPUTED AMOUNT	CASH ADVANCES	٥٥۔	
	09/22/23	.00	CASH ADVANCE FEES	.00.	
SEND BILLING INQUIRIES TO:			CHARGES	.00.	
U.S. Bank National Association	AMOUN	T DUE	PAYMENTS	.00	
C/O U.S. Bancorp Purchasing Card Program P.O. Box 6335 Fargo, ND 58125-6335	2,528	.20	ACCOUNT BALANCE	2,528.20	



Company Name: MVM DISTRICT

Corporate Account Number:

Statement Date: 09-22-2023

			- Marine	ťΥ	2	
ESSICA E SPRIG	Ġ	CREDITS \$0.00	PURCHASES \$453.31	CASH ADV \$0.00	TOTAL ACTIVITY \$453.31	
Post Tran Date Date Ref	erence Number	Transa	ction Description			Amount
08-31 08-30 241 08-31 08-30 246 09-04 09-01 246 09-11 09-08 241 09-21 09-20 246	0197323683900873; 6407324274193398; 9216324210877245; 9216324410081285; 3746325200127724; 9216326410322146;	2130 FEDEX 0548 VERIZO 4035 IN *TEO 8885 USPS   5836 MICHA	93398213 800-463	VB 800-922-0204 FL ER SOL 805-5643273 ( ARPINTERIA CA 3 GOLETA CA		31.72 124.33 13.40 250.00 2.97 13.55 17.34
ROBBY R SHARP		CREDITS \$0.00	PURCHASES \$278.06	CASH ADV \$0.00	TOTAL ACTIVITY \$278.06	
Post Tran Date Date Rei	ference Number	Transa	ction Description			Amount
09-08 09-07 242 09-15 09-14 244	76501325083900015 23168325183700008 13105325883800055 14571326230045574	6178 SMAR <sup>-</sup> 3164 O'REIL	FAND FINAL 391	RKET PISMO BEACH SANTA BARBARA CA 3770 GOLETA CA BARBARA CA	CA	24.11 108.91 34.46 110.58
KAREN EGERMAN	I-SCHULTZ	CREDITS \$0.00	PURCHASES \$520.42	CASH ADV \$0.00	TOTAL ACTIVITY \$520.42	
Post Tran Date Date Re	ference Number	Transa	ction Description			Amount
09-08 09-06 242 09-08 09-07 244 09-14 09-13 242	23168324283700001 23168325083700081 19215325071368458 23168325783700006 19215325671570063	8076 ALBER 2809 LINDE 9475 SMAR	RTSONS #0355 CA GAS & EQUIPME T AND FINAL 914	SANTA BARBARA CA RPINTERIA CA NT INC DANBURY CT SANTA BARBARA CA NT INC DANBURY CT		106.59 9.03 61.33 109.94 233.53
DONALD CRAM		CREDITS \$0.00	PURCHASES \$50.00	CASH ADV \$0.00	TOTAL, ACTIVITY \$50.00	
Post Tran Date Date Re	ference Number	Transa	ection Description			Amount
09-22 09-21 241	19880326433752629	2335 PAYPA	AL *IPMINSTITUT	IP 4029357733 CA		50.00
BRIAN J CABRER	ıΛ	CREDITS \$0.00	PURCHASES \$1,106.41	<b>CASH ADV</b> \$0.00	TOTAL ACTIVITY \$1,106.41	
Post Tran Date Date Re	ference Number	Transa	action Description			Amount
09-14 09-13 240	01134325600004189	0098 ZOOM	.US 888-799-9666 * E0800P1CFB 80	WWW.ZOOM.US CA		14.99 42.00

							October 6, 2023
	Account		MOU aximum	FYE23	FYE22	FYE21	MOU Status
1	Wynmark	\$	2,100	\$1,563.55	\$982.73	\$1,283.96	FYE24 completed, sent for approval
3	Goleta Sanitary District	\$	5,700	\$4,744.06	\$3,784.34	\$3,997.96	FYE24 complete
4	Goleta, City of	\$	10,700	\$13,710.44	\$6,358.75	\$3,708.19	FYE25 completed
<u>5</u>	Oceano Dunes District	\$	21,500	\$17,860.63	\$18,096.06	\$18,153.72	CY 22 and 23 complete
<u>6</u>	Pismo Beach, City of	\$	10,000	\$6,403.09	\$8,909.53	\$5,744.45	FYE25 completed
7	Santa Barbara Airport	\$	65,500	\$66,131.69	\$56,128.09	\$43,239.03	FYE24 completed, sent for approval
8	Santa Barbara, City of	\$	6,500	\$6,049.75	\$5,471.13	\$5,266.24	Working on FYE25
9	SoCalGas	\$	3,000	\$3,269.14	\$1,527.55	\$2,277.71	Submitted Mosquito Management Plan
<u>10</u>	Cal-Storke, LLC	\$	3,000	\$2,173.79	\$1,225.18	\$1,553.06	Working on FYE25
11	UCSB	\$	35,500	\$28,540.84	\$25,493.42	\$17,982.38	FYE24 complete
12	San Luis Obispo, County of	\$	15,500	\$8,954.28	\$5,268.29	\$1,777.07	FYE24 completed, sent for approval
		\$ 1	179,000	\$159,401.26	\$133,245.07	\$104,983.77	

	Sept. 7, 2023	Budgeted
FYE 2024	\$55,530.56	\$160,000
FYE 2023	\$159,401.26	\$ 130,000
FYE 2022	\$139,873.10	\$ 120,000
FYE 2021	\$104,983.47	\$ 110,000
FYE 2020	\$ 150,311.84	\$ 105,000
FYE 2019	\$ 109,111.47	\$ 100,000
FYE 2018	\$ 108,081.70	\$ 70,000
FYE 2017	\$ 87,923.06	\$ 105,000
FYE 2016	\$ 58,114.04	\$ 115,000
FYE 2015	\$ 99,346.50	\$ 120,000



Weldon U. Howell, Jr. \*
Edwin M. Moore \*
Brian G. Gough \*
Richard G. Battles †
Kim R. McDaniel
James P. Griffith

1020 State Street, Suite 108 Santa Barbara, CA 93101 Phone: Fax: Email: Direct line: Website:

\* Retired † Of Counsel

September 19, 2023

Board of Trustees Mosquito and Vector Management District of Santa Barbara County c/o Brian Cabrera, General Manager 2450 Lillie Avenue Summerland, CA 93067

Subject: Retainer Agreement for Legal Services

#### Dear Trustees:

I am writing to confirm the engagement of Howell Moore & Gough LLP to provide services to the Mosquito and Vector Management District of Santa Barbara County (the "District") following my retirement on June 30, 2023. This letter is provided pursuant to the California Business and Professions Code, which requires written fee agreements between attorneys and clients in connection with most legal matters. The agreement is required to contain the fee arrangement that is applicable to the case, the general nature of the services to be provided, and the respective responsibilities of the attorney and the client. When signed by you, this letter, together with the enclosed General Terms of Representation, will constitute our written agreement pertaining to the services to be provided by me through my Of Counsel affiliation with Howell Moore & Gough LLP, and will supersede all prior fee agreements between the District and the firm.

### **Description of Services**

Our office served as general counsel to the District until my retirement on June 30, 2023. The District is now in the process of retaining a new attorney or law firm to serve as general counsel. Pursuant to this retainer agreement, I will be available to assist with the transition of legal work to the new general counsel. Services under this agreement do not include the type of ongoing legal services that I provided to the District in the past. Instead, under this retainer arrangement, I will (i) assist with the recruitment and selection of the District's new general counsel/law firm, (ii) facilitate the transfer of institutional knowledge to the District's new attorney/law firm, (iii) answer questions about how legal matters have been addressed at the District in the past and provide background information pertaining to such matters, (iv) assist in locating information

Board of Trustees Mosquito and Vector Management District of Santa Barbara County September 19, 2023 Page 2

contained in legal files and computer records, (v) attempt to ensure that the District's transition to its new general counsel goes as smoothly as possible, and (vi) provide the new general counsel and District staff with access to information pertaining to District legal matters that I worked on previously.

I will be the lawyer at our firm responsible for providing these services. As of July 1, I am no longer a partner with Howell Moore & Gough. However, I am continuing to work as an attorney with the firm in an "Of Counsel" capacity through June 30, 2024. This Of Counsel status allows me to provide the transition services to the District described in this agreement.

### Fees for Services

For services provided to the District, I will bill a flat monthly retainer fee of \$770, which represents the equivalent of two (2) hours of time at a billing rate of \$385 per hour. In the event that I spend more than two (2) hours of time providing services to the District during any calendar month, the additional time will be billed at the rate of \$385 per hour.

### **Term of Agreement**

Subject to each party's right of termination as set forth in the enclosed General Terms of Representation, the term of this agreement shall commence on September 1, 2023 and terminate on June 30, 2024.

\*\*\*\*\*

If the foregoing terms meet with your approval, please sign and date this letter below where indicated and return the signed copy to me. You should also retain a signed copy for the District's records.

I appreciate the opportunity to assist the District with the transition to new legal counsel.

Sincerely yours,

Richard G. Battles of HOWELL MOORE & GOUGH LLP

Board of Trustees Mosquito and Vector Management District of Santa Barbara County September 19, 2023 Page 3

### **READ AND APPROVED**

MOSQUITO AND VECTOR MANAGEMENT DISTRICT OF SANTA BARBARA COUNTY	
ByBob Williams, Board President	Dated:

#### GENERAL TERMS OF REPRESENTATION

The terms upon which **HOWELL MOORE & GOUGH LLP** provides legal services are summarized below. These terms apply in each case in which we accept representation unless different terms are set forth in a separate written fee agreement at the time representation commences.

### RESPECTIVE RESPONSIBILITIES

Our law firm undertakes during the course of our representation:

- (1) To provide the legal services you request when and as necessary to competently represent your interests. Our firm maintains errors and omissions insurance coverage for the services that we provide.
- (2) To make ourselves reasonably available to meet with you and to promptly review and respond to you regarding materials you send to us.
- (3) To keep you informed of significant developments in the representation and of information or assistance required from you.

As our client, you undertake the following responsibilities:

- (1) To provide us promptly and candidly with all relevant information in your possession or reasonably available to you.
- (2) To cooperate fully with us, to make yourself reasonably available to meet with us, to promptly review and respond to us regarding materials we send you, and otherwise to communicate with us as necessary to advance your interests.
  - (3) To pay our statements promptly upon receipt.

### **DETERMINATION OF LEGAL FEES**

With the exception of any agreed upon monthly retainer fee, our fees will be calculated based on our hourly rates and the amount of time required to provide the services you request. This will include time expended for telephone and office conferences with clients, other counsel, consultants, witnesses, court personnel, government agency staffs and other interested persons; conferences among our legal personnel; factual investigations, including discovery and deposition proceedings; legal research; the preparation of letters, transaction documents, pleadings, briefs and other written materials; travel time; and time waiting in court or before public agencies.

### COSTS AND EXPENSES; DOCUMENT CHARGES

In addition to our fees, we will bill you for costs we incur for such items as large photocopy projects done in-house, long distance telephone calls, secretarial overtime, access charges to legal research data bases, and the like. Certain of these items may be charged at more than our direct cost to cover our overhead. We may also incur costs from time to time for such items as photocopying by outside service providers, filings fees with government agencies, travel, and delivery services. If your account with us is current and the cost is insubstantial, we will advance these expenses on your behalf and include them in your next monthly statement. However, in certain instances we will have the bill sent directly to you for payment or will request that you promptly remit payment to us.

In performing our services, we may also utilize specialized legal documents that our firm has developed for specific legal problems and transactions. These documents enable us to respond quickly to our clients' needs at a significantly lesser cost than would be incurred if the documents were specially created for each individual transaction. Because these documents represent the investment of substantial time and expertise by our firm, our fees may include a standard document charge, which is in addition to our fees for adapting the documents to your specific needs, but which will be included in any fee quotation or estimate that we provide to you.

#### **BILLING ARRANGEMENTS AND PAYMENTS**

Unless other arrangements have been made, we will submit monthly statements during the course of our representation for services rendered and for costs we incur or advance on your behalf. Our statements are due upon presentation and are considered delinquent after thirty (30) days. A service charge of 10% per annum is assessed against accounts that are not paid within thirty (30) days of the date of the statement, and if our statements are not paid in a timely manner, we will be entitled to suspend further legal services or to discontinue representation until acceptable payment arrangements are made. All payments received are first applied against any outstanding costs advanced.

#### **ESTIMATES**

Any estimates we make as to anticipated costs or fees are only estimates and should not be considered as fee quotes. The amount of our fees will depend both on the considerations discussed above and a variety of other factors that are beyond our ability to control, including the negotiating positions adopted by the parties, the skills, experience and level of expertise of opposing counsel, and the extent to which changes occur in the law, the facts communicated to us, or the terms of the transaction during the course of our representation. For these reasons, it usually is not feasible to make a firm commitment as to the total costs and fees that will be incurred in a particular matter, and any fixed fee quotations that we give will be set forth in a separate written agreement.

### **BILLING INQUIRIES**

It is of paramount concern to us that our clients not only receive the quality of legal service we provide, but that they be satisfied that our statements for those services are fair and reasonable. We therefore encourage you to contact our accounting department or the attorney responsible for your account if at any time you have any questions concerning our statements, the manner in which they are prepared, or the amounts included in them.

### TERMINATION AND MODIFICATION

Our engagement may be terminated at any time by you or our firm by providing sixty (60) days prior written notice of such termination to the other party. Any other modification to the terms of our engagement requires the written approval of both you and our firm.



### CALIFORNIA HEALTH AND SAFETY CODE

### CHAPTER 1, MOSQUITO ABATEMENT AND VECTOR CONTROL DISTRICTS

Article 3. Boards of Trustees and Officers

- 2026. (a) A local agency formation commission, in approving either a consolidation of districts or the reorganization of two more districts into a single district, may, pursuant to subdivisions (k) and (n) of Section 56886 of the Government Code, change the number of members on the board of trustees of the consolidated or reorganized district, provided that the resulting number of trustees shall be an odd number but not less than five.
  - (b) Upon the expiration of the terms of the members of the board of trustees of the consolidated or reorganized district whose terms first expire following the effective date of the consolidation or reorganization, the total number of members on the board of trustees shall be reduced until the number equals the number of members determined by the local agency formation commission.
  - (c) Notwithstanding subdivision (b) of Section 2024, in the event of a vacancy on the board of trustees of the consolidated or reorganized district at a time when the number of members of the board of trustees is greater than the number determined by the local agency formation commission, the vacancy shall not be filled and the membership of the board of trustees shall be reduced by one member.
- 2027. (a) At the first meeting of the initial board of trustees of a newly formed district, and in the case of an existing district at the first meeting in January every year or every other year, the board of trustees shall elect its officers.
  - (b) The officers of a board of trustees are a president and a secretary. The president shall be a trustee. The secretary may be either a trustee or a district employee. A board of trustees may create additional officers and elect members to those positions. No trustee shall hold more than one office.
  - (c) Except as provided in Section 2077, the county treasurer of the principal county shall act as the district treasurer. The county treasurer shall receive no compensation for the receipt and disbursement of money of the district.

2028. A board of trustees shall meet at least once every three months. Meetings of the board of trustees are subject to the provisions of the Ralph M. Brown Act, Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code.

- 2029. (a) A majority of the board of trustees shall constitute a quorum for the transaction of business.
  - (b) Except as otherwise specifically provided to the contrary in this chapter, a recorded vote of a majority of those trustees present and voting is required on each action.
  - (c) The board of trustees shall act only by ordinance, resolution, or motion.
  - (d) The board of trustees shall keep a record of all of its acts, including financial transactions.
  - (e) The board of trustees shall adopt rules for its proceedings.
- 2030. (a) The members of the board of trustees shall serve without compensation.

- (b) The members of the board of trustees may receive their actual and necessary traveling and incidental expenses incurred while on official business. In lieu of paying for actual expenses, the board of trustees may by resolution provide for the allowance and payment to each trustee a sum not to exceed one hundred dollars (\$100) per month for expenses incurred while on official business. A trustee may waive the payments permitted by this subdivision.
- (c) Notwithstanding subdivision (a), the secretary of the board of trustees may receive compensation in an amount determined by the board of trustees.

### General Manager's Report for September 2023

- 1. The District's website had 9,475 visitors, 316 per day in September (8,103 web page views, avg. 261 per day in August.).
- 2. V. Ibarra watched the webinar: "Challenges and solutions for bed bug management in low-income housing." 9/7.
- 3. V. Ibarra watched the webinar: "Straight Talk About Crack & Crevice Treatments." 9/12.
- 4. V. Ibarra watched the webinar: "State of the Bed Bug Market". 9/14.
- 5. J. Sprigg completed the District's annual LAWCX renewal survey on 9/15, as required by the Vector Control Joint Powers Agency. (Local Agency Worker's Compensation Excess).
- 6. J. Sprigg handled a public records request from the Transparent California organization with assistance from District accountant Carrie Troup. 9/18.
- 7. GM Cabrera and J. Sprigg met online with John Bliss and Ryan Aston from SCI for a preliminary discussion on assessments for service Zones 1 and 2. 9/19.
- 8. GM Cabrera participated in the California Southern Region Mosquito District Managers meeting. 9/20.
- 9. V. Ibarra watched the webinar:" Rodent Control Best Practices". 9/21.
- 10. J. Sprigg and GM Cabrera attended the webinar sponsored by the Employment Risk Management Authority on Mobile Device Cyber Risk. 9/22.
- 11. GM Cabrera attended the Santa Barbara County Employee Retirement System (SBCERS) Plan Sponsor Summit. 9/26.
- 12. GM Cabrera held a meeting with District staff on 9/27.
- 13. GM Cabrera and V. Ibarra watched the webinar:" What to Do about Conflicts with Rodents" sponsored by the Justice Clearing House. 9/28.
- 14. J. Sprigg attended a webinar on "Stick insects", sponsored by the New Orleans Mosquito, Termite and Rodent Control Board. 9/28.

#### Upcoming:

- The Statewide Dead Bird Call Center closes on 10/13 for the remainder of 2023 through March 2024. During this period dead birds can only be reported online at the CA Dept. of Public Health dead bird reporting page: <a href="https://westnile.ca.gov/report">https://westnile.ca.gov/report</a> CDPH encourages the reporting of dead birds as part of its West Nile Virus surveillance program.
- 2. Daylight Saving Time begins; turn clocks back one hour. 11/5.