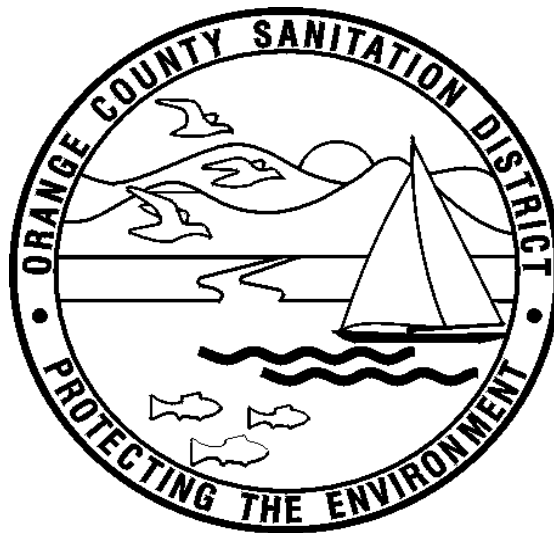


Orange County Sanitation District

MINUTES

BOARD MEETING

January 23, 2013



**Administration Building
10844 Ellis Avenue
Fountain Valley, California 92708-7018**

ROLL CALL

A regular meeting of the Board of Directors of the Orange County Sanitation District was held on January 23, 2013, at 6:30 p.m., in the Administration Building. Director Steve Nagel provided the invocation and led the Pledge of Allegiance.

The Clerk of the Board declared a quorum present as follows:

ACTIVE DIRECTORS

ALTERNATE DIRECTORS

X	Troy Edgar, Chair		Gerri Graham-Mejia
X	John Anderson, Vice Chair		Gene Hernandez
X	Tom Beamish		Rose Espinoza
X	David Benavides		Sal Tinajero
X	Steven Choi		Christina Shea
X	Keith Curry		Rush Hill
X	Tyler Diep		Al Krippner
X	James M. Ferryman		Bob Ooten
X	Steven Jones		Kris Beard
X	Peter Kim		Gerard Goedhart
X	Lucille Kring		Jordan Brandman
X	Michael Levitt		Gordon Shanks
X	Brett Murdock		Christine Marick
X	Steve Nagel		Mark McCurdy
X	Prakash Narain		Doug Bailey
	Scott Nelson	X	Constance Underhill
X	Janet Nguyen		Shawn Nelson
X	John Nielsen		Jerry Amante
X	Brad Reese		Greg Mills
X	Gregory Sebourn		Jan Flory
X	Joe Shaw		Joe Carchio
X	David Shawver		Carol Warren
X	Fred Smith		Steve Berry
X	Teresa Smith		Mark Murphy
X	John Withers		Douglas Reinhart

The Clerk of the Board announced the following changes to the agenda:

- Agenda Item 1:
 - Correct title of the Costa Mesa SANITARY District (not Sanitation)
 - Add the following agencies and representatives:

<u>City / Agency</u>	<u>Active Director</u>	<u>Alternate Director</u>
Buena Park	Fred Smith	Steve Berry
Garden Grove	Steven Jones	Kris Beard
Los Alamitos	Troy Edgar	Richard Murphy
- Agenda Item 5B, correct amount from \$596,328 to \$596,301.

1. Receive and file Minute Excerpts of member agencies relating to appointments to the Orange County Sanitation District Board, as follows:

<u>City/Agency</u>	<u>Active Director</u>	<u>Alternate Director</u>
Cypress	Prakash Narain	Doug Bailey
Fountain Valley	Steve Nagel	Mark McCurdy
La Habra	Tom Beamish	Rose Espinoza
La Palma	Peter Kim	Gerard Goedhart
Midway City Sanitary District	Tyler Diep	Al Krippner
Buena Park	Fred Smith	Steve Berry
Garden Grove	Steven Jones	Kris Beard
Los Alamitos	Troy Edgar	Richard Murphy

STAFF MEMBERS PRESENT: Jim Ruth, General Manager; Bob Ghirelli, Assistant General Manager; Jim Herberg, Assistant General Manager; Nick Kanetis, Director of Engineering, Nick Arhontes, Director of Facilities Support Services; Ed Torres, Director of Operations and Maintenance; Lorenzo Tyner, Director of Finance & Administrative Services; Jeff Reed, Director of Human Resources; Maria E. Ayala, Clerk of the Board; Norbert Gaia; Nakeisha Turner; and Paula Zellar.

OTHERS PRESENT: Brad Hogin, General Counsel

PUBLIC COMMENTS:

Sameel Arora

Mr. Arora spoke to Agenda Item No. 6, and expressed his concerns over the selected company meeting the requirements of the project.

REPORTS:

Chair Edgar welcomed the new Board Members, and reminded the Board of the second (alternative) date for the New Board Member Orientation taking place on February 6th.

Jim Ruth, General Manager, presented a service award to Nick Arhontes, Director of Facilities and Support Services, who has worked with the Sanitation District for over 25 years.

Chair Edgar and Vice-Chair Anderson each reported on their attendance at the CASA Conference. Chair Edgar also recognized former Board Members, John Lalloway (City of Irvine) and Gail Eastman (City of Anaheim) and thanked them for their service to the Sanitation District. Chair Edgar also recognized Director Ferryman for having completed 20 years of service on the Board of Directors for the Sanitation District; and, also announced Director Ferryman's appointment to OCCOG as the representative from the Sanitation District.

Director Withers departed the meeting at this time.

Mr. Ruth gave a brief summary of his General Manager's Monthly Status Report; and, introduced Nick Kanetis as the Sanitation District's new Director of Engineering.

RATIFICATION OF PAYMENT OF CLAIMS:

2. Ratify payment of claims of the District, by roll call vote, as follows:

<u>Claims Paid for the Period Ending:</u>	<u>12/15/12</u>	<u>12/31/12</u>
Totals	\$9,147,054.17	\$6,984,318.66

Directors Benavides, Choi, Curry, Jones, Kring, Murdock, Nagel, Nguyen, Nielsen, Shaw, and T. Smith abstained.

CONSENT CALENDAR: *Consent Calendar Items are considered to be routine and will be enacted, by the Board of Directors, after one motion, without discussion. Any items withdrawn from the Consent Calendar for separate discussion will be considered in the regular order of business.*

3. **MOVED, SECONDED, and DULY CARRIED:** Approve minutes for the Regular Board Meeting held on December 19, 2012.

Director Underhill abstained from Agenda Item 3.

4. *Item Pulled to Non-Consent.*

5. A. **MOVED, SECONDED, and DULY CARRIED:** Approve a budget increase of \$95,000 for the Bitter Point Force Main Rehabilitation, Contract No. 5-58, for a total project budget of \$44,385,000;

B. Approve a Professional Consultant Services Agreement with Black & Veatch to provide construction support services for an amount not to exceed ~~\$596,328~~ \$596,301, for the Bitter Point Force Main Rehabilitation, Contract No. 5-58, to support the Santa Ana River Levee and In-Plant Repairs, Phase 2; and,

C. Approve a contingency of \$59,633 (10%).

6. *Item Pulled to Non-Consent.*

7. **MOVED, SECONDED, and DULY CARRIED:** Approve the Deferred Payment Agreement with Orange County Waste and Recycling to grant OCSD the privilege to defer payment of disposal fees that would otherwise be immediately due and payable upon delivery of biosolids to the Prima Deshecha Sanitary Landfill.

8. A. MOVED, SECONDED, and DULY CARRIED: Approve a Professional Design Services Agreement with Carollo Engineers, Inc. to provide engineering design services for Plant 1 Primary Treatment Upgrades, Project No. P1-124, for an amount not to exceed \$676,983; and,
 - B. Approve a contingency of \$67,698 (10%).
9. A. MOVED, SECONDED, and DULY CARRIED: Authorize the General Manager to award a contract with Carollo Engineers, Inc. to conduct the necessary technology and facility condition assessments for Plant No.1 Headworks, to support development of the Scope of Work for the planned headworks rehabilitation at Plant No.1. The award is for an amount not to exceed \$294,230.
 - B. Approve a contingency of \$29,400 (10%).
10. MOVED, SECONDED, and DULY CARRIED: Deny Claim/Tender of Defense and Indemnity submitted by the California Department of Transportation and Direct Staff to Transmit a Written Denial of the Claim.

Director Beamish abstained from Agenda Item 10.

NON-CONSENT:

Lorenzo Tyner briefly reported on the Rate Study.

4. MOVED, SECONDED, and DULY CARRIED: Receive and file the Sanitation District's Wastewater Revenue Program Rate Study completed by Carollo Engineers.

Jim Herberg briefly reported on the construction project and contract.

6. A. MOVED, SECONDED, and DULY CARRIED: Approve Plans and Specifications for Santa Ana River Levee and In-Plant Repairs Phase 2, on file at the Office of the Clerk of the Board;
 - B. Approve Addendum Nos. 1 through 3 to the plans and specifications;
 - C. Award a construction contract to Magnus Pacific Corporation for Santa Ana River Levee and In-Plant Repairs Phase 2, Contract No. 5-58D, for a total amount not to exceed \$9,362,000; and,
 - D. Approve a contingency of \$936,200 (10%).

STEERING COMMITTEE:

11. MOVED, SECONDED, and DULY CARRIED: Approve Minutes of the December 19, 2012 Steering Committee Meeting.
12. MOVED, SECONDED, and DULY CARRIED: Adopt Resolution No. OCSD 13-01, Setting Forth Terms and Conditions of Orange County Employees Retirement System (OCERS) Benefits in Compliance with the Requirements of the California Public Employees' Pension Reform Act of 2013 (PEPRA).
13. MOVED, SECONDED, and DULY CARRIED: Issue the final Remedial Plan to the Santa Ana Watershed Project Authority (SAWPA) to correct significant deficiencies in its pretreatment program.

GWRS STEERING COMMITTEE

Chair Edgar briefly reported on the last meeting of the GWRS Steering Committee.

14. MOVED, SECONDED, and DULY CARRIED: Receive and file minutes of the Groundwater Replenishment System Steering Committee meeting held on October 8, 2012.

CLOSED SESSION

None.

OTHER BUSINESS AND COMMUNICATIONS OR SUPPLEMENTAL AGENDA ITEMS, IF ANY:

None.

ADJOURNMENT:

The Chair declared the meeting adjourned at 7:10 p.m. until the next regular meeting on February 27, 2013, at 6:30 p.m.



Maria E. Ayala, Clerk of the Board