

Orange County Sanitation District
MINUTES
BOARD MEETING
March 24, 2010



ADMINISTRATIVE OFFICES
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 March 24, 2010 at 6:30 p.m., in the Administrative Offices. Following the Pledge of Allegiance and invocation, the roll was called and the Clerk of the Board reported a quorum present as follows:

ACTIVE DIRECTORS

ALTERNATE DIRECTORS

X	Doug Davert, Chair		John Nielson
X	Larry Crandall, Vice Chair		Steve Nagel
X	John Anderson		Jim Winder
X	Charles Antos		Gordon Shanks
X	Tom Beamish		Rose Espinoza
X	Bill Dalton		Andrew Do
X	Jon Dumitru		Denis Bilodeau
X	Troy Edgar		Ken Stephens
X	James M. Ferryman		Bob Ooten
X	Cathy Green		Jill Hardy
X	Phil Luebben		Prakash Narain
	Patsy Marshall	X	Fred Smith
X	Roy Moore		Ron Garcia
X	Joy Neugebauer		Al Krippner
X	Janet Nguyen		VACANT
X	Sharon Quirk-Silva		Pam Keller
X	Brad Reese		Bill Mac Aloney
X	David Shawver		Carol Warren
X	Christina Shea		Steven Choi
X	Harry Sidhu		Lucille Kring
X	Sal Tinajero		David Benavides
X	Constance Underhill		Scott Nelson
X	Mark Waldman		Henry Charoen
	Don Webb	X	Nancy Gardner
X	John Withers		Douglas Reinhart

STAFF MEMBERS PRESENT: Jim Ruth, General Manager; Bob Ghirelli, Assistant General Manager; Penny Kyle, Clerk of the Board; Nick Arhontes; Jim Herberg; Lilia Kovac; Ed Torres; Lorenzo Tyner; Wes Bauer; Michael Gold; Norbert Gaia; Alan Ralph; Ellen Ray; Jeff Reed; Juanita Skillman; Paula Zeller

OTHERS PRESENT: Brad Hogin, General Counsel; Alternate Director Al Krippner; Drew Kolosky

1. **MOVED, SECONDED AND DULY CARRIED:** Receive and file minute excerpts of member agencies relating to appoint of Directors, as follows:

<u>City/Agency</u>	<u>Active Director</u>	<u>Alternate Director</u>
Seal Beach	Charles Antos	Gordon Shanks

PUBLIC COMMENTS

There were none.

REPORT OF THE CHAIR

Chair Davert reported that he, along with Director Crandall and Michael Gold, went to Washington, DC, March 16 – 18 where they met with several members of the legislative delegation. They also participated in a briefing on California's water crisis and solutions at the Capitol Hill, which included a presentation from Joel Bourne, contributing writer to National Geographic, whose April 2010 issue is solely focused on water issues. A commendation letter from Congresswoman Grace Napolitano acknowledging the District's efforts was included in the Directors' folders.

A 25-year service award was then presented to Ellen Ray, and a 20-year service award was presented to Alan Ralph. The meeting schedule for the month of April was also reviewed.

REPORT OF THE GENERAL MANAGER

Director of Technical Services, Ed Torres, provided a brief report on EnerTech's commissioning of the slurry carb plant after the violation and reissuance of their wastewater discharge permit. General Manager Jim Ruth, provided a brief reported on upcoming union labor negotiations with the supervisor and professional group which will expire June 30, 2010. Mr. Ruth also updated the Board members on the status of the SAWPA agreement, the IRWD agreement, and the GWRS agreement which is scheduled to be considered on April 12th by the Joint GWRS Steering Committee. Mr. Ruth also reported on the leadership training held March 16th.

RATIFICATION OF PAYMENT OF CLAIMS

2. **MOVED, SECONDED AND DULY CARRIED:** Ratify payment of claims, as set forth on Exhibits "A" and "B", attached hereto and made a part of these minutes.

<u>ALL DISTRICTS</u>	<u>02/15/10</u>	<u>02/28/10</u>
Totals	\$10,550,376.21	\$9,162,523.90

Directors Dumitru, Nguyen and Sidhu abstained from discussion and voting on all warrants. Abstentions were pursuant to California Government Code Section 84308.

CONSENT CALENDAR

3. **MOVED, SECONDED AND DULY CARRIED:** Approve the minutes for the regular meeting held on February 24, 2010.
4. **MOVED, SECONDED AND DULY CARRIED:** a) Receive and file summons and complaint re Dennis Quang Vu v. Orange County Sanitation District, et al., Orange County Superior Court Case No. 30-2010 0034465; and,
- b) Authorize General Counsel to appear and defend the interests of the District.
5. **MOVED, SECONDED AND DULY CARRIED:** a) Approve a sole source purchase order agreement with CB&I, Inc. for Plant No. 2 low pressure gas holder bladder replacement for an amount not to exceed \$159,974; and,
- b) Approve a contingency of \$15,997.40 (10%).

STEERING COMMITTEE

Chair Davert reported the committee approved the minutes and received an update from Townsend and Associates. Chair Davert recognized Michael Gold for an update on legislative issues, as well as reported on a trip to Washington, D.C., that he and Director Crandall had made earlier in the month.

6. **MOVED, SECONDED AND DULY CARRIED:** Order Steering Committee Minutes for the regular meeting held on February 24, 2010 to be filed.

ADMINISTRATION COMMITTEE

7. MOVED, SECONDED AND DULY CARRIED: Approve minutes of the February 10, 2010, meeting of the Administration Committee.
8. MOVED, SECONDED AND DULY CARRIED: Authorize the General Manager to issue up to \$80 million in new fixed-rate Certificates of Participation debt, in one or more series.

GWRS SYSTEM STEERING COMMITTEE

9. MOVED, SECONDED AND DULY CARRIED: Approve Joint Groundwater Replenishment System Steering Committee minutes for the meeting held on February 8, 2010, to be filed.

NON-CONSENT CALENDAR

10. MOVED, SECONDED AND DULY CARRIED: Adopt Resolution No. OCSD 10-04, Declaration of official intent to reimburse certain of the District's capital reserve funds for expenditures made in advance for fiscal year 2009-10 capital improvement projects from proceeds of a future long-term financing.
11. Item was pulled by staff.

CLOSED SESSION

There was no closed session.

ADJOURNMENT: The Chair declared the meeting adjourned at 7:05 p.m.



Penny M. Kyle
Clerk of the Board
Orange County Sanitation District