

**Orange County Sanitation District**  
**MINUTES**  
**BOARD MEETING**  
**February 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 February 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
A	Patsy Marshall	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
X	Don Webb	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; Jim Herberg; Lilia Kovac; Ed Torres; Lorenzo Tyner; Simon Watson; Michael Gold; Norbert Gaia; Juanita Skillman; Paula Zeller; Paul Loehr; John Swindler; Henry Salgado; Tyrone Givan; Joe Park; Vlad Kogan; Dave Heinz; Ryal Wheeler

OTHERS PRESENT: Brad Hogin, General Counsel; Alternate Director Nancy Gardner; Gino Rapagna; Drew Kolosky; Dave Duncan

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>
Placentia	Constance Underhill	Scott Nelson
Tustin	Doug Davert	John Nielson

#### PUBLIC COMMENTS

There were none.

#### REPORT OF THE CHAIR

Chair Davert reported that OCSD received the NACWA (National Association of Clean Water Agencies) Excellence in Management Award. The award recognized OCSD for its comprehensive approach to strategic planning, asset management and project management.

Service awards were then presented to Dave Heinz and Tyrone Givan for 30 years of service, and Henry Salgado, Joe Park and Vlad Kogan for 20 years of service.

Meetings for the month of March were reviewed and Directors were reminded that there would not be an Operations Committee meeting for that month.

#### REPORT OF THE GENERAL MANAGER

General Manager, Jim Ruth, provided a brief report on The SARI Line post-storm survey; the two-year budget kick-off; leadership training program; SAWPA, IRWD, and GWRS agreements; and 2009 safety performance.

#### 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>01/15/10</u>	<u>01/31/10</u>
Totals	\$28,260,760.79	\$41,833,744.78

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 January 27, 2010.
4. MOVED, SECONDED AND DULY CARRIED: Adopt Resolution No. OCSD 10-03, Adopting a Conflict of Interest Code Which Supersedes All Prior Conflict of Interest Codes and Amendments Previously Adopted.

### **NON-CONSENT CALENDAR**

5. MOVED, SECONDED AND DULY CARRIED: Approve a budget increase of \$180,000 for Coast Trunk Sewer Rehabilitation, Contract No. 11-26R, for a total project budget of \$9,121,000.

### **STEERING COMMITTEE**

Chair Davert reported the committee approved the minutes, approved the legislative platform, and discussed the Anaheim Water Recycling Demonstration Project.

6. MOVED, SECONDED AND DULY CARRIED: Order Steering Committee Minutes for the regular meeting held on January 27, 2010 to be filed.
7. MOVED, SECONDED AND DULY CARRIED: Adopt the 2010 Legislative Platform and Goals.

### **OPERATIONS COMMITTEE**

8. MOVED, SECONDED AND DULY CARRIED: Order Operations Committee minutes for the meeting held on December 2, 2009 to be filed.

Director Green abstained.

9. MOVED, SECONDED AND DULY CARRIED: Approve a budget increase of \$45,000 for the 2009 Facilities Master Plan, Project No. J-102, for a total project budget of \$4,565,000.
10. MOVED, SECONDED AND DULY CARRIED: a) Authorize staff to enter into negotiations with M. J. Schiff & Associates, Inc. for construction support services for the Interplant Gas Line Rehabilitation, Job No. J-106; and,  
  
b) Approve a budget increase of \$751,734 for the Interplant Gas Line Rehabilitation, Job No. J-106, for a total budget of \$4,503,734.
11. MOVED, SECONDED AND DULY CARRIED: Approve a contingency increase of \$71,884 (2%) to the design contract with Brown & Caldwell for Plant No. 2 Primary Sludge Feed System, Job. No. P2-91, for a total contingency of \$125,884 (3.5%).

#### **ADMINISTRATION COMMITTEE**

12. MOVED, SECONDED AND DULY CARRIED: Order Administration Committee Minutes for the meeting held on December 9, 2009 to be filed.  
  
Director Green abstained.
13. MOVED, SECONDED AND DULY CARRIED: Receive and file the report of reimbursements to Board Members and staff per Government Code 53065.5, for the period July 1, 2008 through June 30, 2009.
14. MOVED, SECONDED AND DULY CARRIED: Approve the Budget Assumptions to be used for the preparation of the FY 2010-11 and FY 2011-12 two-year budget.

#### **GWRS SYSTEM STEERING COMMITTEE**

15. MOVED, SECONDED AND DULY CARRIED: Approve Joint Groundwater Replenishment System Steering Committee minutes for the meeting held on January 11, 2010, to be filed.

#### **NON-CONSENT CALENDAR**

16. MOVED, SECONDED AND DULY CARRIED: a) Approve Plans and Specifications for Sludge Digester Rehabilitation at Plant No.1, Contract No. P1-100, on file at the office of the Clerk of the Board;

- b) Approve Addendum Nos. 1, 2, 2-Revised, 3, 4, 5, 6, 7, and 8 to the plans and specifications;
- c) Receive and file bid tabulation and recommendation;
- d) Award a construction contract to JR Filanc Construction Company for Sludge Digester Rehabilitation at Plant No.1, Contract No. P1-100, for a total amount not to exceed \$33,500,000; and,
- e) Approve a contingency of \$2,680,000 (8%).

**CLOSED SESSION**

**CONVENE IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a):** The Board convened in closed session at 7:10 p.m. pursuant to Government Code Section 54956.9(a) to discuss one matter.

**RECONVENE IN REGULAR SESSION:** The Board reconvened in regular session at 7:18 p.m.

**ADJOURNMENT:** The Chair declared the meeting adjourned at 7:21 p.m.

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