

Orange County Sanitation District

MINUTES

BOARD MEETING

January 26, 2011



**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 26, 2011, at 6:30 p.m., in the Administration Building. 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	Larry Crandall, Chair		Steve Nagel
X	Troy Edgar, Vice Chair		Ken Stephens
X	John Anderson		Jim Winder
X	Charles Antos		Gordon Shanks
X	Tom Beamish		Rose Espinoza
X	Joe Carchio		Matthew Harper
X	Bill Dalton		Andrew Do
X	Jon Dumitru		Denis Bilodeau
X	James M. Ferryman		Bob Ooten
X	Jeffrey Lalloway		Steven Choi
X	Roy Moore		Ron Garcia
X	Prakash Narain		Doug Bailey
X	Joy Neugebauer		Al Krippner
X	Janet Nguyen		Shawn Nelson
X	John Nielsen		Jerry Amante
X	Sharon Quirk-Silva		Pat McKinley
X	Brad Reese		Bill Mac Aloney
X	Steven Rosansky		Nancy Gardner
X	David Shawver		Carol Warren
X	Harry Sidhu		Gail Eastman
X	Fred Smith		Steve Berry
X	Sal Tinajero		David Benavides
X	Constance Underhill		Scott Nelson
X	Mark Waldman		Steven Hwangbo
X	John Withers		Douglas Reinhart

STAFF MEMBERS PRESENT: Jim Ruth, General Manager; Bob Ghirelli, Assistant General Manager; Jim Herberg, Assistant General Manager; Donna Terrones, Clerk of the Board; Lilia Kovac, Associate Clerk of the Board; Nick Arhontes, Director of Facilities Support Services Department; Ed Torres, Director of Operations & Maintenance; Lorenzo Tyner, Director of Finance & Administrative Services; Jeff Reed, Director of Human Resources; Jim Colston; Norbert Gaia; Juanita Skillman; and Paula Zeller.

OTHERS PRESENT: Brad Hogin, General Counsel; Eric Sapirstein, Heather Dion-Stratman; Christopher Townsend; Steve Maguin; and Guillermo Garcia.

MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:

1. Received and approved filing 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>
Anaheim	Harry Sidhu	Gail Eastman
Buena Park	Fred Smith	Steve Berry
Cypress	Prakash Narain	Doug Bailey
Fountain Valley	Larry Crandall	Steve Nagel
Huntington Beach	Joe Carchio	Matthew Harper
Irvine	Jeffrey Lalloway	Steven Choi
La Habra	Tom Beamish	Rose Espinoza
La Palma	Mark Waldman	Steve Hwangbo
Los Alamitos	Troy Edgar	Ken Stephens
Placentia	Constance Underhill	Joseph Aguirre
Newport Beach	Steven Rosansky	Nancy Gardner
Tustin	John Nielsen	Jerry Amante
Yorba Linda	John Anderson	Jim Winder

PUBLIC COMMENTS: None

REPORTS:

Board Chair Crandall introduced Lobbyist Eric Saperstein, Heather Dion-Stratman and Christopher Townsend who gave legislative updates.

Board Chair Crandall thanked Director Antos for his service; welcomed the new Directors and announced the New Board Member orientation dates. He reported his attendance at the CASA mid-year conference and a meeting with the Army Corps of Engineers. Chair Crandall Congratulated Irvine Ranch Water District (IRWD) in celebrating their 50th Anniversary. Chair Crandall announced the appointments of Director Anderson as the Chair of the Administration Committee and the appointment of Brad Reese as Vice Chair and as a member of the Steering Committee. He then noted the upcoming meetings.

Board Chair Crandall called for a straw vote and agreed to consider changing the date of the Board Meeting from April 27 to April 20, 2011 if placed in the February Board agenda.

General Manager Jim Ruth discussed his mid-year and status report.

INFORMATIONAL ITEM:

This item was discussed following Item No. 8.

- 2. EnerTech Biosolids Management Contract Update.

CLAIMS:

MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:

- 3. Ratified payment of claims of the District.

<u>Claims Paid for the Period Ending</u>	<u>12/15/10</u>	<u>12/31/10</u>
Totals	\$16,443,011.99	\$10,161,518.27

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

CONSENT CALENDAR:

Board Chair Crandall pulled Item No. 5 for discussion.

MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:

- 4. Approved Minutes for the Regular Meeting held on December 15, 2010.
- 6. Adopted Resolution No. OCSD 11-01, Authorizing Emergency Repairs to the Santa Ana River Interceptor (SARI) Pipeline Protective Cover and Ratifying the General Manager’s Use of Emergency Purchasing Authority pursuant to Delegation of Authority Resolution No. OCSD 07-04, Section 6.03(J), and authorized a continuing need for the General Manager to issue the following purchase orders for the 2010 SARI Protection Repairs, Project No. 2-41-7:
 - A. Purchase Order No. 81354-OS to Jamison Engineering Contractors for providing construction services, for a total amount not to exceed \$500,000;
 - B. Purchase Order No. 81407-OS to RBF Consulting for providing surveying services for a total amount not to exceed \$100,000; and
 - C. Purchase Order No. 81408-OS to TetraTech, Inc. for providing engineering services, for a total amount not to exceed \$25,000.

STEERING COMMITTEE:

Board Chair Crandall reported that the Committee Members met in Legislative Goal-Setting Workshop and in the Regular Meeting; and approved meeting minutes. Chair Crandall also reported approval of the General Manager's restructuring plan, appointing Jim Herberg as Assistant General Manager and Director of Engineering, and Jeff Reed as Director of Human Resources.

MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:

7. Approved Minutes for the Regular Meeting held on December 15, 2010.

NON-CONSENT CALENDAR:

MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:

5. Board Chair Crandall noted a correction to the amounts in 5.D and 5.E. It was then MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:
 - A. Approved Plans and Specifications for the P1 CenGen Strainer Drain Improvements, Project No. FE07-23, on file at the office of the Clerk of the Board;
 - B. Approved Addendum No. 1 to the plans and specifications;
 - C. Received and approved filing of bid tabulation and recommendation;
 - D. Approved award of a construction contract to J. F. Shea Construction, Inc. for P1 CenGen Strainer Drain Improvements, Project No. FE07-23, for an amount not to exceed \$101,804; and
 - E. Approved a contingency of \$20,360 (20%).

MOVED, SECONDED, AND DULY CARRIED, the Board of Directors:

8.
 - A. Approved establishing a budget for the Joint GWRS Microfiltration Backwash Redirection Project, Project No. J-36-1, in the amount of \$1,061,000; and
 - B. Approved a reimbursement agreement with the Orange County Water District for half the project expenditures, in a form approved by General Counsel, for an estimated amount not to exceed \$1,061,000.

INFORMATIONAL ITEM:

2. EnerTech Biosolids Management Contract Update.

Assistant General Manager Jim Herberg provided a historical presentation of the EnerTech agreement, and the technical difficulties encountered in performing per contract. Mr. Herberg introduced Steve Maguin, General Manager and Chief Engineer with the Los Angeles County Sanitation Districts (LACSD), who gave an update on his agency's perspective.

CLOSED SESSION:

**CONVENE IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTIONS
Government Code Sections 54956.9(a).**

The Board convened in closed session at 7:30 p.m. Confidential Minutes of the Closed Session have been prepared and are maintained by the Clerk of the Board in the Official Book of Confidential Minutes of Board and Committee Closed Meetings.

RECONVENE IN REGULAR SESSION: The Board reconvened in regular session at 8:30 p.m.

**CONSIDERATION OF ACTION, IF ANY, ON MATTERS CONSIDERED IN CLOSED
SESSION:**

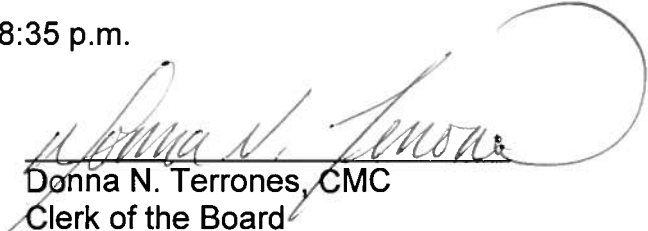
General Counsel announced the Board of Directors voted yes to move forward in settling the Nguyen v. OCSD case, Director Dumitru voted no. The Board unanimously voted to settle the Ioja, et al. v. OCSD case and the Board unanimously voted to deny the Ennis claim.

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

Director Reese announced he had taken the Nerissa Tour.

ADJOURNMENT:

The Chair declared the meeting adjourned at 8:35 p.m.


Donna N. Terrones, CMC
Clerk of the Board