

## **AGENDA**

### **BOARD OF DIRECTORS ORANGE COUNTY SANITATION DISTRICT**

**DISTRICT'S ADMINISTRATIVE OFFICES  
10844 ELLIS AVENUE  
FOUNTAIN VALLEY, CA 92708**

### **ADJOURNED REGULAR MEETING**

**July 2, 2003 – 5:30 P.M.**

In accordance with the requirements of California Government Code Section 54954.2, this agenda has been posted in the main lobby of the District's Administrative Offices not less than 72 hours prior to the meeting date and time above. All written materials relating to each agenda item are available for public inspection in the office of the Board Secretary.

In the event any matter not listed on this agenda is proposed to be submitted to the Board for discussion and/or action, it will be done in compliance with Section 54954.2(b) as an emergency item, or that there is a need to take immediate action which need came to the attention of the District subsequent to the posting of the agenda, or as set forth on a supplemental agenda posted not less than 72 hours prior to the meeting date.

All current agendas and meeting minutes are also available via Orange County Sanitation's Internet site located at [www.ocsd.com](http://www.ocsd.com). Upon entering the District's web site, please navigate to the Board of Directors section.

1. Invocation and Pledge of Allegiance
2. Roll Call
3. Consideration of motion to receive and file minute excerpts of member agencies relating to appointment of Directors, if any. (See listing in Board Meeting folders)
4. Appointment of Chair pro tem, if necessary
5. The Chair, General Manager and General Counsel present verbal reports on miscellaneous matters of general interest to the Directors. These reports are for information only and require no action by the Directors.
  - a. Report of Chair; consideration of Resolutions or commendations, presentations and awards
  - b. Report of General Manager
  - c. Report of General Counsel

**CONSENT CALENDAR**

All matters placed on the Consent Calendar are considered as not requiring discussion or further explanation and unless any particular item is requested to be removed from the Consent Calendar by a Director, staff member or member of the public in attendance, there will be no separate discussion of these items. All items on the Consent Calendar will be enacted by one action approving all motions, and casting a unanimous ballot for resolutions included on the consent calendar. All items removed from the Consent Calendar shall be considered in the regular order of business.

Members of the public who wish to remove an item from the Consent Calendar shall, upon recognition by the Chair, state their name, address and designate by number the item to be removed from the Consent Calendar.

The Chair will determine if any items are to be deleted from the Consent Calendar.

6. Consideration of motion to approve all agenda items appearing on the Consent Calendar not specifically removed from same, as follows:
  - a. Motion to read all Ordinances by title only, and waive reading of entire Ordinances. (*The waiver of the reading of entire ordinances must be adopted by a unanimous vote of Directors present.*)

**END OF CONSENT CALENDAR**

7. Consideration of items deleted from Consent Calendar, if any.

**NON-CONSENT CALENDAR**

8. Continuation of consideration to adopt proposed Ordinance No. OCSD-20, An Ordinance of the Board of Directors of Orange County Sanitation District, Adopting Revised Sanitary Sewer Service Charges; Reaffirming Established Capital Facilities Capacity Charges; Reaffirming Established Miscellaneous Charges and Fees Relating to Industrial Dischargers, Source Control Permittees and Wastehaulers; and Repealing Ordinance Nos. OCSD-18 and OCSD-19:

- a. Open meeting

At this hearing, we will have the following procedure relative to persons addressing the Board. The Board received comments from many members of the public at its June 25th meeting. At tonight's public hearing, the Board will receive comments from persons who spoke at the June 25th hearing, only to the extent that their comments were not previously offered at the June 25th hearing. The Board will also receive comments from any new speaker who did not speak at the June 25th hearing. Persons who offered comments on June 25th and simply want to repeat those comments, are not to present those comments again tonight. The Board Members already have that information in mind.

1. Receive and file written comments, if any
  2. Verbal reports of staff
  3. Directors' questions
  4. Public comments
- b. Close meeting
- c. Discussion by Board of Directors
- d. Recommended actions:
1. Motion to adopt Ordinance No. OCSD-20, An Ordinance of the Board of Directors of Orange County Sanitation District, Adopting Revised Sanitary Sewer Service Charges; Reaffirming Established Capital Facilities Capacity Charges; Reaffirming Established Miscellaneous Charges and Fees Relating to Industrial Dischargers, Source Control Permittees and Wastehaulers; and Repealing Ordinance Nos. OCSD-18 and OCSD-19: *(Must be approved by a 2/3 vote of the entire Board of Directors or, in the alternative, to consider introduction of a modified fee ordinance.)*
9. Adopt Resolution No. OCSD 03-13, Directing the County Tax Collector to Include Sanitary Sewer Service Charges on Fiscal Years 2003/04 through 2007/08 Property Tax Bills, and Repealing Resolution No. OCSD 02-10.

10. Direct staff to evaluate, as follows, and report back to the Board of Directors at a future date but no later than May 2004:
  1. Evaluate a water usage-based or other methodology-based user fee program for residential users;
  2. The user fee structure for condominiums vs. that associated with the single family residential rate (SFR) and the multi-family residential rates (MFR); and,
  3. The legal and policy implications of establishing a low-income user fee subsidy program.
11. Public Comments: All persons wishing to address the Board on specific agenda items or matters of general interest, except those comments in regard to Item 8, should do so at this time. As determined by the Chair, speakers may be limited to three minutes.

Matters of interest addressed by a member of the public and not listed on this agenda cannot have action taken by the Board of Directors except as authorized by Section 54954.2(b).

12.

CLOSED SESSION: During the course of conducting the business set forth on this agenda as a regular meeting of the Board, the Chair may convene the Board in closed session to consider matters of pending real estate negotiations, pending or potential litigation, or personnel matters, pursuant to Government Code Sections 54956.8, 54956.9, 54957 or 54957.6, as noted.

Reports relating to (a) purchase and sale of real property; (b) matters of pending or potential litigation; (c) employment actions or negotiations with employee representatives; or which are exempt from public disclosure under the California Public Records Act, may be reviewed by the Board during a permitted closed session and are not available for public inspection. At such time as the Board takes final action on any of these subjects, the minutes will reflect all required disclosures of information.

- a. Convene in closed session, if necessary
    1. Confer with General Counsel - Potential Litigation. Initiation of Litigation pursuant to Government Code Section 54956.9(c): One (1) potential matter.
  - b. Reconvene in regular session
  - c. Consideration of action, if any, on matters considered in closed session
13. Matters which a Director may wish to place on a future agenda for action and staff report.
  14. Other business and communications or supplemental agenda items, if any
  15. Future Meeting Date: The next Board of Directors regular meeting is scheduled for July 23, 2003, at 7:00 p.m.

16. Adjournments

NOTICE TO DIRECTORS: To place items on the agenda for the Regular Meeting of the Board of Directors, items shall be submitted to the Board Secretary no later than the close of business 14 days preceding the Board meeting. The Board Secretary shall include on the agenda all items submitted by Directors, the General Manager and General Counsel and all formal communications.

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Board Secretary	Penny Kyle	(714) 593-7130	<a href="mailto:pkyle@ocsd.com">pkyle@ocsd.com</a>
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In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Board Secretary's office at (714) 593-7130 at least 48 hours prior to the meeting to allow the District to make reasonable arrangements to ensure accessibility to this meeting.