

Orange County Sanitation District

MINUTES

BOARD MEETING

January 23, 2008

Corrected



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 January 23, 2008 at 6:30 p.m., in the District's 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	James M. Ferryman, Chair	Bob Ooten
X	Doug Davert, Vice Chair	Jim Palmer
X	Charles Antos	Gordon Shanks
X	Don Bankhead	Sharon Quirk
X	Larry Crandall	Gus Ayer
X	Bill Dalton	Mark Rosen
X	Jon Dumitru	Carolyn Cavecche
A	Rose Espinoza	James Gomez
X	Richard Freschi	Brad Reese
X	Don Hansen	Jill Hardy
X	Phil Luebben	Prakash Narain
X	Patsy Marshall	Jim Dow
X	Darryl Miller	Douglas Reinhart
X	Roy Moore	Ron Garcia
X	Joy Neugebauer	Al Krippner
X	Chris Norby	Janet Nguyen
X	Ken Parker	Catherine Driscoll
X	Christina Shea	Steven Choi
X	David Shawver	David Cadena
X	Harry Sidhu	Lucille Kring
X	Sal Tinajero	David Benavides
X	Constance Underhill	Joseph Aguirre
X	Mark Waldman	Ralph Rodriguez
X	Don Webb	Leslie Daigle
X	Jim Winder	John Anderson

STAFF MEMBERS PRESENT: Jim Ruth, General Manager; Bob Ghirelli, Assistant General Manager; Penny Kyle, Clerk of the Board; Nick Arhontes; Jim Herberg; Ed Torres; Lorenzo Tyner; Bret Colson; Lilia Kovac; Norbert Gaia; Michael Gold; Juanita Skillman; Paula Zeller Ryal Wheeler

OTHERS PRESENT: Brad Hogin, General Counsel; Art Perry, CMSD; Heather Dion, Chris Townsend, Eric Sapirstein

3. **MOVED, SECONDED AND DULY CARRIED:** Consideration of motion to receive and file minute excerpts of member agencies relating to appointment of Directors:

<u>City/Agency</u>	<u>Active Director</u>	<u>Alternate Director</u>
Buena Park	Patsy Marshall	Jim Dow
Cypress	Phil Luebben	Prakash Narain
Fountain Valley	Larry Crandall	Gus Ayer
Huntington Beach	Don Hansen	Jill Hardy
Irvine	Christina Shea	Steven Choi
Newport Beach	Don Webb	Leslie Daigle
Seal Beach	Charles Antos	Gordon Shanks
Villa Park	Rich Freschi	Brad Reese

PUBLIC COMMENTS

There were no public comments.

REPORT OF THE CHAIR

Chair Ferryman reported his attendance to the funeral of past Chair and board member Steve Anderson; he grieved for the loss of a friend, colleague, and mentor, leaving a legacy to the water industry. He announced the meeting would be adjourned in Steve Anderson's memory.

Chair Ferryman presented a resolution of commendation to Director Cathy Green and thanked her for her dedication and service to the Sanitation District.

Mr. Ferryman announced that he had appointed Director Rose Espinoza to the Operations Committee, and Director Parker as Vice Chair of the Operations Committee. Directors Bankhead and Parker were appointed to serve on the Steering Committee; Directors Hansen and Shea were appointed to the Administration Committee; Director Webb was appointed to the GWRS as an alternate. Director Crandall reported his attendance to the CASA conference in Indian Wells.

Michael Gold, Legislative Affairs Liaison, reported on the Legislative Affairs workshop, and introduced Chris Townsend and Heather Dion of Townsend Public Affairs, and Eric Sapirstein of ENS Resources, who presented the legislative goals for 2008.

REPORT OF THE GENERAL MANAGER

General Manager, Jim Ruth, briefly presented an overview of the SAWPA cooperative operating agreement; leadership Academy update; Proposition 218 notification; and Strategic Plan implementation progress.

REPORT OF THE GENERAL COUNSEL

General Counsel, Brad Hogin, clarified the Sanitation District policy which addresses the Directors' are not to be involved in the RFP process, or in the vendor evaluation for the issuance of a contract.

RATIFICATION OF PAYMENT OF CLAIMS

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

<u>ALL DISTRICTS</u>	<u>12/15/07</u>	<u>12/31/07</u>
Totals	\$18,327,096.70	\$14,717,469.50

Director Dumitru abstained from discussion and voting on Warrant Nos. 96345, 96552, and 96751. Director Shawver abstained from discussion and voting on Warrant Nos. 96478 and 96674. Directors Norby, Shea and Sidhu abstained from discussion and voting on all Warrants. Abstentions were pursuant to California Government Code Section 84308.

CONSENT CALENDAR

8. Consideration of motion to approve all agenda items appearing on the Consent Calendar not specifically removed from same, as follows:

a. MOVED, SECONDED AND DULY CARRIED: Order the minutes for the regular meeting held on December 19, 2007, to be filed and deemed approved, as mailed.

Director Hansen abstained.

Non-Consent Calendar

b. No items were considered.

COMMITTEE REPORTS AND RECOMMENDED ACTIONS

9. STEERING COMMITTEE

Chair Ferryman reported that Steering Committee members met with the federal and state lobbyists to set legislative goals for 2008.

Consent Calendar

- a. MOVED, SECONDED AND DULY CARRIED: Order Steering Committee Minutes for the meeting held on December 19, 2007, to be filed.

Non-Consent Calendar

- b. No items were considered.

10. GWR SYSTEM STEERING COMMITTEE (GWRSSC)

Director Crandall presented a brief overview of GWRS Department of Public Health approval, its full operating status, and board actions taken at the January 14 meeting. Director Crandall reminded all directors to attend the Groundwater Replenishment System dedication ceremony.

GWRSSC Consent Calendar

- a. MOVED, SECONDED AND DULY CARRIED: Order Joint Groundwater Replenishment System Steering Committee Minutes for the meetings held on November 19, 2007, and December 10, 2007, to be filed.

GWRSSC Non-Consent Calendar

- b. No items were considered.

NON-CONSENT CALENDAR

11. MOVED, SECONDED AND DULY CARRIED: Ratify sole source agreement with Clean Harbors Environmental Services for the removal of asbestos containing material for Secondary Activated Sludge Facility 2 at Plant No. 1, Job No. P1-102, for an amount not to exceed \$101,182.
12. MOVED, SECONDED AND DULY CARRIED: (a) Approve Amendment No. 1 to the Professional Services Agreement with Earth Tech, Inc. for additional engineering services for the preparation of Design Build Documentation for the Rehabilitation of Magnolia Trunk Sewer, Contract No. 3-58, for an additional amount of \$1,022,083, increasing the total contract amount not to exceed \$1,721,179; and,

(b) Approve a 15% contingency (\$258,177).
13. MOVED, SECONDED AND DULY CARRIED: Consider Ordinance No. OCSD-35, An Ordinance of the Board of Directors of Orange County Sanitation District Establishing Sanitary Sewer Service Charges and Repealing Article II of Ordinance No. OCSD-32:

ADOPTING REVISED TABLE A RE RESIDENTIAL USER FEES, AND
REVISED SECTION 2.03D, LIMITATIONS PERIOD

- a. Motion to read Ordinance No. OCSD-35 by title only and waive reading of said entire ordinance.
- b. Motion to introduce Ordinance No. OCSD-35, and pass to second reading and public hearing on February 27, 2008.

ADJOURNMENT: The Chair declared the meeting adjourned at 7:32 p.m. in memory of Steve Anderson.



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