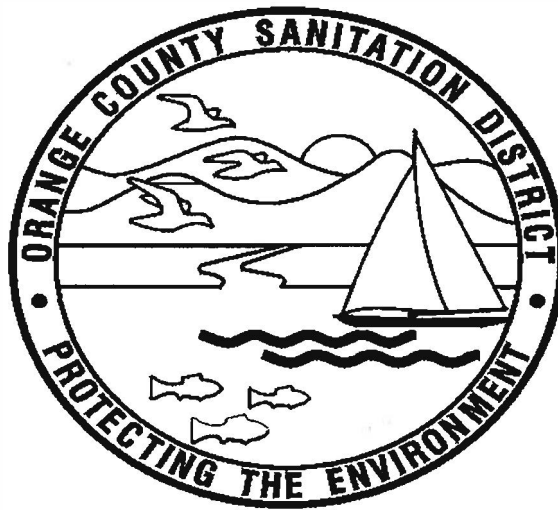


Orange County Sanitation District

MINUTES

BOARD MEETING

April 23, 2008



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 April 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

A	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		Steven Jones
X	Jon Dumitru		Carolyn Cavecche
X	Rose Espinoza		James Gomez
X	Richard Freschi		Brad Reese
X	Don Hansen		Jill Hardy
X	Phil Luebben		Prakash Narain
A	Patsy Marshall		Jim Dow
X	Darryl Miller		Douglas Reinhart
X	Roy Moore		Ron Garcia
	Joy Neugebauer	X	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		Henry Charoen
	Don Webb	X	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; Layne Baroldi; Bob Bell; Deirdre Bingman; Rich Castillon; Bruce Chapman; Bret Colson, Lilia Kovac; Michael Gold; Jeff Reed; Simon Watson; Paula Zeller

OTHERS PRESENT: Brad Hogin, General Counsel; Gino Rampagna, IPMC; Robert Grantham, Toby Weissert, Carollo Engineering; Patricia Hayes; Penny Hayes

PUBLIC COMMENTS

There were no public comments.

REPORT OF THE CHAIR

Vice Chair Davert announced that Chair Ferryman was attending the CASA Conference in Squaw Valley. Vice Chair Davert reported that OCSD and OCWD would be receiving an Environmental Excellence award for the Groundwater Replenishment System from the OC League of Conservation Voters. He then reviewed the May meeting schedule, and announced the District offices would be closed Monday, May 26th, for the Memorial Day holiday.

Director of Operations and Maintenance, Nick Arhontes, presented a 30-year service award to Bruce Chapman.

Principal Environmental Specialist, Deirdre Bingman, presented a brief report and request for district-wide support on the Biosolids "Take-Back" program, as well as a testimonial of biosolids use given by the City of Garden Grove Landscape Supervisor.

Director Norby provided a brief report on his recent trips to compost facilities.

REPORT OF THE GENERAL MANAGER

General Manager, Jim Ruth, briefly reviewed the negotiation status of the SAWPA agreement, as well as the IRWD agreements; and announced that the OCSD Annual Report was scheduled to be mailed the beginning of May.

REPORT OF THE GENERAL COUNSEL

General Counsel, Brad Hogin, briefly reviewed the procedures of upcoming board nominations and elections for the Board Chair and Vice Chair positions.

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>03/15/08</u>	<u>03/31/08</u>
Totals	\$14,273,622.83	\$12,032,643.78

Director Dumitru abstained from discussion and voting on Warrant Nos. 99145 and 99564. Director Shawver abstained from discussion and voting on Warrants Nos. 99271 and 98858. Director Hansen abstained from discussion and voting on Warrant No. 99161. Directors Norby, Shea, and Sidhu abstained from discussion and voting on all warrants. Abstentions were pursuant to California Government Code Section 84308.

CONSENT CALENDAR

7. a. **MOVED, SECONDED AND DULY CARRIED:** Order the minutes for the regular meeting held on March 26, 2008, to be filed and deemed approved, as mailed.

Director Hansen abstained.
- b. **MOVED, SECONDED AND DULY CARRIED:** Approve a five-year lease agreement extension, beginning August 2008, with Carl Karcher Enterprises, Inc., a California Corporation (CKE), to allow paving, striping, parking, and related improvements by CKE within OCSD's four-foot wide utility corridor located at 21532 South Brookhurst Street, Huntington Beach, in a form approved by General Counsel.
- c. **MOVED, SECONDED AND DULY CARRIED:** Authorize the General Manager to send a letter to each member agency requesting their support in utilizing compost produced from OCSD biosolids and to request a contact person be designated for ongoing collaboration.
- d. **MOVED, SECONDED AND DULY CARRIED:** Adopt Resolution No. OCSD 08-03, Authorize Financial and Legal Commitment of Funding Agreement and Related Documents for Funding under the U.S. Bureau of Reclamation, Water 2025, directing staff to apply for a grant up to \$300,000 for construction of the Central Generation Cooling Water System Replacement, Project No. J-109.
- e. **MOVED, SECONDED AND DULY CARRIED:** Approve out-of-country travel for two Orange County Sanitation District employees (Jin Kim and James Burror) to the Republic of (South) Korea Environmental Management Corporation to engage in discussion and sharing of information on advanced wastewater issues and technology; and, all travel, lodging and per diem costs to be paid for by the Environmental Management Corporation.

COMMITTEE REPORTS AND RECOMMENDED ACTIONS

8. **STEERING COMMITTEE**

Vice Chair Davert reported that Item 8(b) had been pulled for consideration at the May 28, 2008 Steering Committee meeting. He also announced that staff was given authorization to proceed with Prop. 218 notifications for new local sewer service fees for areas in Tustin.

Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Steering Committee Minutes for the meeting held on March 26, 2008, to be filed.

Non-Consent Calendar

- b. Item was pulled from the agenda by the Steering Committee.

9. OPERATIONS COMMITTEE

Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Operations Committee Minutes for the meeting held on April 2, 2008, to be filed.
- b. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve a Professional Services Consultant Agreement with Boyle Engineering for the Corrosion Standards Update, Specification No. CS-2007-344BD, in an amount not to exceed \$291,445; and,

2) Approve a 19% contingency (\$55,374).
- c. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve plans and specifications for P1 Multiple Locations Office Modifications, Project No. SP-127, on file at the office of the Clerk of the Board;

2) Approve Addenda No. 1 and No. 2 to the plans and specifications;

3) Receive and file bid tabulation; and,

4) Reject all bids for P1 Multiple Locations Office Modifications, Project No. SP-127.
- d. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve a Professional Consultant Services Agreement with RBF Consulting, Inc. for the Carbon Canyon Sewer and Pump Station Abandonment, Contract No. 2-24-1, providing for construction support services for an amount not to exceed \$498,129; and,

2) Approve a 10% contingency (\$49,813).
- e. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve Amendment No. 1 to Cooperative Projects Grants Program Contract No. 0502 with City of Newport Beach, providing for an 18-month time extension with no expanded scope of work, and no increase of grant funding; and,

2) Approve Amendment No. 2 to Cooperative Projects Grants Program Contract No. 0602 with Garden Grove Sanitary District, providing for a six month time extension.

- f. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve the renewal of Purchase Order No. 101758-OB for the purchase of Cationic Polymer, Specification No. C-2003-143, issued to Polydyne Inc., with a unit rate increase of \$0.13 per active pound for Solution Polymer increasing the total price to \$1.88 per active pound plus tax, and a unit rate increase in Mannich Polymer of \$0.153, increasing the total price to \$1.682 per active pound plus tax, for an estimated amount of \$1,950,000 for the period July 1, 2008 through June 30, 2009.

2) Authorize a 10% (\$195,000) contingency.

Non-Consent Calendar

- g. No items were considered.

10. ADMINISTRATION COMMITTEE

Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Administration Committee Minutes for the meeting held on April 9, 2008, as corrected, to be filed.
- b. Item pulled to be considered with Item 14.

Non-Consent Calendar

- c. No items were considered.

11. GWR SYSTEM STEERING COMMITTEE (GWRSSC)

GWRSSC Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Joint Groundwater Replenishment System Steering Committee Minutes for the meeting held on March 10, 2008, to be filed.

GWRSSC Non-Consent Calendar

- b. No items were considered.

NON-CONSENT CALENDAR

12. a. **MOVED, SECONDED AND DULY CARRIED:** Ratify use of General Manager's purchasing authority, Resolution No. OCSD 07-04, authorizing the issuance of Change Order No. 1 to P.O. No. 65449-OS to Jamison Engineering Contractors, Inc. for emergency repairs to leaks on two 90-inch diameter influent lines at Plant No. 1 in the amount of \$150,100, for a total amount not to exceed \$200,000; and,
- b. Approve a 50% contingency (\$100,000).

13. **MOVED, SECONDED AND DULY CARRIED:** Approve the classification pay grade change from 90 to 92 for the Senior Capital Improvement Program (CIP) Project Manager position.

14. **MOVED, SECONDED AND DULY CARRIED:** Ordinance No. OCSD-36, An Ordinance of the Board of Directors of Orange County Sanitation District, Establishing Capital Facilities Capacity Charges; Adopting Miscellaneous Charges and Fees Relating to Industrial Charges, Source Control Permittees and Wastehaulers; and Repealing Article I, III, IV and V of Ordinance No. OCSD-32:

Adopting Revised Table A Re Capital Facilities Capacity Charges (Formerly Table C), Revised Table C Re Supplemental Capital Facilities Capacity Charges (Formerly Table E), Revised Table D Re Administrative Fees And Charges Relating To Permittees (Formerly Table F), Redesignated Table E (Formerly Table G), Revised Table F Re Class I And Class II Permittees and Special Purpose Discharge Permittees Charges For Use (Formerly Table H), Revised Table G Re Wastehauler Charges For Use (Formerly Table I), And Reaffirming All Other Charges.

- a. Motion to read Ordinance No. OCSD-36 by title only and waive reading of said entire ordinance.
- b. Motion to introduce Ordinance No. OCSD-36, and pass to second reading and public hearing on May 28, 2008.

Director Dumitru opposed Item 14(b).

(Item 10(b) pulled to be considered in connection with Item 14)


10. b. **MOVED, SECONDED AND DULY CARRIED:** Adopt revised methodology for calculating high strength discharge permit rates based upon net revenue requirements that includes a reduction for property taxes paid by customers.
15. **MOVED, SECONDED AND DULY CARRIED:** Ordinance No. OCSD-37, An Ordinance of the Board of Directors of Orange County Sanitation District, Establishing Wastewater Discharge Regulations and Repealing Ordinance No. OCSD-31:

Adopting Revised Article 1, Section 102; Article 3, Sections 302.6, Section 303, and 303.6; and, Reaffirming All Other Charges

- a. Motion to read Ordinance No. OCSD-37 by title only and waive reading of said entire ordinance.
- b. Motion to introduce Ordinance No. OCSD-37, and pass to second reading and public hearing on May 28, 2008.

Director Dumitru opposed Item 15(b).

ADJOURNMENT: The Chair declared the meeting adjourned at 7:20 p.m.



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