

Orange County Sanitation District

MINUTES

BOARD MEETING

July 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 July 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
A	Don Bankhead	Sharon Quirk
X	Larry Crandall	Gus Ayer
X	Bill Dalton	Steven Jones
A	Jon Dumitru	Carolyn Cavecche
X	Rose Espinoza	James Gomez
A	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	Brad Reese	W. Richard Ulmer
X	David Shawver	David Cadena
X	Christina Shea	Steven Choi
X	Harry Sidhu	Lucille Kring
X	Sal Tinajero	David Benavides
X	Constance Underhill	Joseph Aguirre
X	Mark Waldman	Henry Charoen
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; Ed Torres; Lorenzo Tyner; Bob Bell; Tod Haynes; Rich Castillon; Bret Colson; Lilia Kovac; Norbert Gaia; Michael Gold; Martin Holl; Mila Kleinbergs; Mike Reideler; Jeff Reed; Juanita Skillman; Mary Sue Thompson; Jane Tran; Simon Watson; Norm Whiteman; Paula Zeller

OTHERS PRESENT: Brad Hogin, General Counsel; Al Krippner; Linda Whiteman; Zachary Whiteman

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

<u>City/Agency</u>	<u>Active Director</u>	<u>Alternate Director</u>
Villa Park	Brad Reese	W. Richard Ulmer

PUBLIC COMMENTS

There were no public comments.

REPORT OF THE CHAIR

Chair Doug Davert thanked the Board members for their vote and support as Board Chair and welcomed Director Brad Reese as active director. Chair Davert reported briefly on a conference call with IRWD and the OC Water District on the impact of property tax revenue use for balancing the state budget. Chair Davert presented Director Ferryman with a resolution of commendation and acknowledged his role in the Sanitation District's progress and achievements during his leadership. Mr. Davert also reviewed the meeting schedule for August, and asked Director of Technical Services, Mr. Ed Torres, to present Service Awards to Norm Whiteman and Mike Reideler.

REPORT OF THE GENERAL MANAGER

General Manager, Mr. Jim Ruth, gave a brief update on the IRWD and SAWPA operating agreements. Mr. Ruth recognized Ed Torres, who reported that OCSD had been awarded a grant issued by the California Air Resources Control Board for the production of hydrogen gas. Mr. Torres made a request for the agencies to participate in the Biosolids "Take-Back Program." Mr. Torres also reported that OCSD had received the National Environmental Achievement Award for the educational public outreach on the campaign "No Drugs Down The Drain." The newly-released OCSD public education video was viewed by the Board members.

REPORT OF THE GENERAL COUNSEL

General Counsel, Brad Hogin, did not give a report.

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>06/15/08</u>	<u>06/30/08</u>
Totals	\$15,185,918.34	\$17,811,046.43

Director Luebben abstained from discussion and voting on Warrant Nos. 11446, 11785, and 11849, 12189. Director Shawver abstained from discussion and voting on Warrant No. 11885, 12092. 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 June 25, 2008, to be filed and deemed approved, as mailed.
- b. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve a sole source Service Contract Agreement with Process Equipment Company for overhaul and repair service of #4 Ocean Outfall Booster Pump, for an amount not to exceed \$272,262; and,

2) Approve a contingency of \$27,226.20 (10%).
- c. **MOVED, SECONDED AND DULY CARRIED:** Authorize the General Manager to increase the Delegation of Authority limit (Section 7.02) to Task Order FE 07-00-15-01 issued to Willdan and Associates, increasing the total cost to an amount not to exceed \$150,000 in connection with the Professional Design Services Agreement supporting Facilities Engineering projects (Job No. FE07-00).
- d. **MOVED, SECONDED AND DULY CARRIED:** Approve Amendment No.1 to the Agreement for Purchase of Capacity and Payment of Operational and Maintenance Charges Relative to San Joaquin Hills Planned Community with Irvine Ranch Water District, in a form approved by General Counsel.
- e. **MOVED, SECONDED AND DULY CARRIED:** Approve out-of-country travel to Denmark for one Orange County Sanitation District employee to witness factory testing of aeration system blowers in connection with Secondary Activated Sludge Facility 2 at Plant No. 1, Job No. P1-102, and all travel, lodging, and per diem costs in accordance with District travel policy.

COMMITTEE REPORTS AND RECOMMENDED ACTIONS

8. **STEERING COMMITTEE**

Chair Davert reported OCSD's state legislative lobbyists, Chris Townsend and Heather Dion, reported on possible water bond appropriations.

Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Steering Committee Minutes for the meeting held on June 25, 2008, to be filed.
- b. **MOVED, SECONDED AND DULY CARRIED:** Adopt Resolution No. OCSD 08-12, authorizing a payment deferral option of Capital Facility Capacity Charges (connection fees) through July 31, 2009, to builders of large housing development projects.

9. **OPERATIONS COMMITTEE**

Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Operations Committee Minutes for the meeting held on July 2, 2008, to be filed.
- b. **MOVED, SECONDED AND DULY CARRIED:** 1) Approve a Professional Consultant Services Agreement with Black & Veatch Corporation for Construction Support Services for Newport Trunk Sewer and Force Mains, Bitter Point Pump Station to Coast Trunk Sewer, Contract No. 5-58, for an amount not to exceed \$973,463; and,

2) Approve a contingency of \$58,408 (6%).
- c. **MOVED, SECONDED AND DULY CARRIED:** Authorize staff to enter into negotiations with Black & Veatch Corporation for construction support services for Continuous Emissions Monitoring Systems, Contract No. J-79-1A.

10. **ADMINISTRATION COMMITTEE**

Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Administration Committee Minutes for the meeting held on July 9, 2008, to be filed.

- b. **MOVED, SECONDED AND DULY CARRIED:** 1) Award a purchase contract to TCS America, a division of Tata America International Corporation, for Installation & Implementation of IBM-Maximo Computerized Maintenance Management System (CMMS), Specification No. CS-2008-364BD, for a total amount not to exceed \$874,480; and,

2) Approve an \$87,448 contingency (10%).
- c. **MOVED, SECONDED AND DULY CARRIED:** Approve an agreement with Banc of America Securities as the Orange County Sanitation District's Remarketing Agent for the COP Series 2000A and Series 2000B variable rate debt issues, in a form approved by General Counsel.
- d. **MOVED, SECONDED AND DULY CARRIED:** Adopt Resolution No. OCSD 08-13 Authorizing the Orange County Sanitation District's Treasurer to Invest and/or Reinvest District's Funds; Adopting District's Investment Policy Statement and Performance Benchmarks for FY 2008-09; and Repealing Resolution No. OCSD 07-17.

11. **GWR SYSTEM STEERING COMMITTEE (GWRSSC)**

Vice Chair Larry Crandall reported that Time Magazine had interviewed staff on the GWRS system for an article scheduled to be published November 2008.

GWRSSC Consent Calendar

- a. **MOVED, SECONDED AND DULY CARRIED:** Order Joint Groundwater Replenishment System Steering Committee Minutes for the meeting held on June 9, 2008, to be filed.

NON-CONSENT CALENDAR

12. **MOVED, SECONDED AND DULY CARRIED:** a) Approve Plans and Specifications for the Carbon Canyon Dam Sewer and Pump Station Abandonment, Contract No. 2-24-1, on file at the office of the Clerk of the Board;
- b) Approve Addendum Nos. 1, 2, 3, and 4 to the plans and specifications;
 - c) Receive and file bid tabulation and recommendation;
 - d) Award a construction contract to Ken Thompson Inc. for the Carbon Canyon Dam Sewer and Pump Station Abandonment, Contract No. 2-24-1, for a total amount not to exceed \$5,222,000; and,
 - e) Approve contingency of \$417,760 (8%).

13. CONVENE IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(b): The Board convened in closed session at 7:25 p.m. pursuant to Government Code Section 54956.9(b).

RECONVENE IN REGULAR SESSION: The Board reconvened in regular session at 7:27 p.m.

ADJOURNMENT: The Chair declared the meeting adjourned at 7:30 p.m.



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