ORANGE COUNTY SANITATION DISTRICT

MINUTES

BOARD OF DIRECTORS

APRIL 26, 2023



Board Room
Administration Building
10844 Ellis Avenue
Fountain Valley, CA 92708
(714) 593-7433

CALL TO ORDER

A regular meeting of the Board of Directors of the Orange County Sanitation District was called to order by Board Chairman Chad Wanke on Wednesday, April 26, 2023 at 6:02 p.m. in the Administration Building of the Orange County Sanitation District. Director Glenn Grandis delivered the invocation and led the Pledge of Allegiance.

ROLL CALL AND DECLARATION OF QUORUM

The Clerk of the Board declared a quorum present as follows:

PRESENT: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Johnathan Ryan Hernandez, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate), Jose Medrano (Alternate) and

Gracey Van Der Mark (Alternate)

ABSENT: Brad Avery and Farrah Khan

STAFF PRESENT: Rob Thompson, General Manager; Lorenzo Tyner, Assistant General Manager; Michael Dorman, Acting Director of Engineering; Laura Maravilla, Director of Human Resources; Riaz Moinuddin, Director of Operations and Maintenance; Wally Ritchie, Director of Finance; Kelly Lore, Clerk of the Board; Mo Abiodun; Tony Briseno; Jennifer Cabral; Mortimer Caparas; Belen Carrillo; Raul Cuellar; Thys DeVries; Al Garcia; Rebecca Long; Brad Moore; Perla Rodriguez; Kevin Schuler; Thomas Vu; and Ruth Zintzun were present in the Board Room. Lan Wiborg, Director of Environmental Services; Mo Abiodun; Beck Gass; Justin Fenton; Tina Knapp; Anni Larkins; Hyeyoung Oh; Valerie Ratto; and Thomas Vu were in attendance telephonically.

OTHERS PRESENT: Brad Hogin, General Counsel, and Jesus Gaona Perez were present in the Board Room.

PUBLIC COMMENTS:

None.

SPECIAL PRESENTATIONS:

1. EMPLOYEE SERVICE AWARDS

2023-2939

Originator: Kelly Lore

Maintenance Manager Kevin Schuler presented the following:

30-year Service Award

Antonio "Tony" Briseno, Power Plant Operator II - Division 870

2. WASTEWATER 101 CITIZENS ACADEMY GRADUATION

2023-2758

Originator: Kelly Lore

Chair Wanke presented certificates to the Wastewater 101 Citizens Academy who were in attendance: Shannon Frost, June Gidman, Ken Groeger, Diana Marisol, Oyinkansola Olayinka, Contreras Olguin, Pradip Shukla, Yatri Shukla, and Rosanne Weston.

REPORTS:

Chair Wanke reported that, at tonight's meeting, General Manager Rob Thompson would provide a quick overview of the current Strategic Plan, including the policy areas and initiatives, and, beginning next month, would provide short presentations at the Committees to go over the Levels of Service, Core Values, and Risk Register.

Chair Wanke thanked those who attended the dedication ceremony of the final completion of the Groundwater Replenishment System. He stated that the event was attended by over 300 guests including current and former Board members, as well as dignitaries from throughout the state, and OC San and OCWD received certificates of recognition from the Orange County Board of Supervisors, Assembly Members, and Congressional Members, which were displayed.

Chair Wanke reported that on April 24, a few Board members joined he and the Vice-Chair for a roundtable discussion with Congressman Lou Correa regarding OC San's demonstration project for Supercritical Water Oxidation, and the \$3.45 million in Federal funding the Congressman had secured through the Fiscal Year 2023 omnibus appropriations bill.

Chair Wanke reported on recent outreach that has been taking place with OC San's member agencies. He stated that he sent letters to the member agencies offering personal briefings, council/board presentations, and tours. He reported on his attendance at the recent State of the City events for the cities of Fullerton and Garden Grove. He also reported that Mr. Thompson had provided a Plant No. 1 tour to the city of Fullerton's Mayor, Fred Jung; presented at the Villa Park Council meeting; and was scheduled to present to the Los Alamitos City Council on May 15. He asked that if the Board members were interested in a presentation, tour, or could think of other ways OC San could engage with their communities to please let him know.

Chair Wanke stated that, in accordance with OC San's rules of procedure, that Nominations for Chair and Vice-Chair of the Board would be held at next month's Board meeting. General Counsel Brad Hogin provided a brief explanation of the process.

Chair Wanke stated that the monthly talking points regarding OC San activities would be sent to the Board members and Alternate Board members tomorrow.

General Manager Rob Thompson introduced the newest members of the Executive Management Team, Director of Engineering Mike Dorman and Director of Finance Wally Ritchie.

Mr. Thompson provided an overview of OC San's Honor Walk program which is intended to recognize former employees and Board members who have made significant contributions to OC San. He stated that the nomination period for Board members to nominate former Board members concludes tonight and that a review of all nominations will take place during the May Steering Committee meeting. The selected recipients will receive a personalized brick at the front entrance of the Administration Building and that once the new Headquarters Building is complete the Honor Walk will be relocated.

CONSENT CALENDAR:

3. APPROVAL OF MINUTES

2023-2902

Originator: Kelly Lore

MOVED, SECONDED, AND DULY CARRIED TO:

Approve minutes of the Regular meeting of the Board of Directors held March 22, 2023.

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

RECEIVE AND FILE:

4. COMMITTEE MEETING MINUTES

2023-2724

Originator: Kelly Lore

WITHOUT OBJECTION ACTION TAKEN TO RECEIVE AND FILE THE FOLLOWING:

- A. Minutes of the GWRS Steering Committee Meeting held January 23, 2023
- B. Minutes of the Steering Committee Meeting held February 22, 2023
- C. Minutes of the Operations Committee Meeting held March 1, 2023
- D. Minutes of the Administration Committee Meeting held March 8, 2023

5. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF MARCH 2023

2023-2851

Originator: Wally Ritchie

WITHOUT OBJECTION ACTION TAKEN TO RECEIVE AND FILE THE FOLLOWING:

Report of the Investment Transactions for the month of March 2023.

OPERATIONS COMMITTEE:

6. PROCESS CONTROL SYSTEMS UPGRADE, PROJECT NO. J-120 2023-2908

Originator: Mike Dorman

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Purchase Order to ePlus Technology, Inc. for the purchase of software, hardware, and services for Specification No. E-2022-1375BD, Process Control Systems Upgrades (Project No. J-120), for a total amount not to exceed \$1,008,454 plus applicable sales tax and shipping; and
- B. Approve a contingency in the amount of \$100,845 (10%).

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate), Jose Medrano

(Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

RECUSED: Glenn Grandis

7. FURNITURE, FIXTURES, AND EQUIPMENT PURCHASE FOR

2023-2909

HEADQUARTERS COMPLEX AT PLANT NO. 1, PROJECT NO.

P1-128A

Originator: Mike Dorman

- A. Approve a Purchase Order Contract to GM Business Interiors (GMBI) for the purchase of furniture, fixtures, and equipment for the Headquarters Complex at Plant No. 1, Project No. P1-128A, utilizing the County of Orange Regional Cooperative Agreement No. RCA-017-22010154 for a total amount not to exceed \$3,907,183 including freight and sales tax; and
- B. Approve a contingency of \$39,072 (1%).

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

8. OLIVE SUB-TRUNK SIPHON REHABILITATION AT SANTA ANA <u>2023-2910</u> RIVER, PROJECT NO. FE20-08

Originator: Mike Dorman

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Receive and file Bid Tabulation and Recommendation for Olive Sub-Trunk Siphon Rehabilitation at Santa Ana River, Project No. FE20-08;
- B. Award a Construction Contract to Mehta Mechanical Co. Inc. dba MMC Inc. for Olive Sub-Trunk Siphon Rehabilitation at Santa Ana River, Project No. FE20-08, for an amount not to exceed \$1,944,000; and
- C. Approve a contingency of \$194,400 (10%).

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

9. PRIMARY SEDIMENTATION BASIN G DOME POST REPAIR AT PLANT NO. 2

2023-2911

Originator: Riaz Moinuddin

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Services Contract to J.R. Filanc Construction Company, Inc. to provide Primary Sedimentation Basin G Dome Post Repair at Plant No. 2, Specification No. S-2023-1385BD, for a total amount not to exceed \$248,600; and
- B. Approve a contingency of \$24,860 (10%).

10. MSP VFD #7 ISOLATION TRANSFORMER REPLACEMENT AT PLANT NO. 2

2023-2912

Originator:

Riaz Moinuddin

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Sole Source Purchase Order Contract to OneSource Distributors, Inc. to replace the No. 7 Main Sewage Pump Variable Frequency Drive isolation transformer for a total amount not to exceed \$255,925 plus applicable sales tax and freight; and
- B. Approve a contingency of \$25,593 (10%).

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

11. CONTINGENCY INCREASE FOR JANITORIAL & FLOOR MAINTENANCE SERVICE CONTRACT S-2021-1270BD

2023-2913

Originator: Riaz Moinuddin

- Approve a one-time contingency increase of \$182,724 (19%) to the Service Α. Contract with Gamboa Services Inc. dba Corporate Image Maintenance for Janitorial & Floor Maintenance Services at Plant Nos. 1 and 2, Specification No. S- 2021-1270BD, for the period May 1, 2023 through January 31, 2024, for a total contingency amount not to exceed \$278,894 (29%) for this term, resulting in a new annual contract amount of \$1,240,599; and
- В. Approve an annual contingency increase of 10% for all remaining renewal periods.

Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher, AYES:

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

Brad Avery, Johnathan Ryan Hernandez and Farrah Khan ABSENT:

ABSTENTIONS: None

12. REGIONAL ODOR AND CORROSION CONTROL SERVICES (ROCCS) PROGRAM AGREEMENT, SPECIFICATION NO.

2023-2914

C-2023-1378BD

Originator: Riaz Moinuddin

- A. Approve a Chemical Supplier Agreement to Hill Brothers Chemical Company for Regional Odor and Corrosion Control Services, Specification No. C-2023-1378BD, for the period beginning May 1, 2023 through April 30, 2024, for the:
 - 1. Supply and delivery of ferrous chloride at the unit price of \$1,357 per dry ton delivered plus applicable tax; Application Services at a unit price of \$32.50 per site per day; Field Services at a unit price of \$32.50 per site per day; and a delivery surcharge of \$700 per delivery for low dosage sites of ferrous chloride only, including but not limited to Crystal Cove Pump Station and Tiffany Lift Station for an estimated total annual amount of \$5,387,770;
 - 2. Supply and delivery of magnesium hydroxide at a unit price of \$685 per dry ton delivered plus applicable tax; Application Services at a unit price of \$80 per site per day; Field Services at a unit price of \$80 per site per day; demurrage fee for mobile dosing of \$175 per hour; and demurrage of \$720 per dry ton delivered for an estimated total annual amount of \$2,694,630;
 - 3. Supply and delivery of calcium ammonium nitrate (CAN-17) at a unit price of \$5 per gallon delivered plus applicable tax; Application Services at a unit price of \$32.50 per site per day; Field Services at a unit price of \$32.50 per site per day; and a Crystal Cove delivery fee of \$700 per delivery for an estimated total annual amount of \$1,186,844; and
 - 4. An annual not to exceed agreement allowance of \$100,000 for mobilization and demobilization services; and
- B. Approve the option to renew the Chemical Supplier Agreement over a five-year period, expiring April 30, 2028, with renewal terms not to exceed a 12-month term; and
- C. Approve renewal adjustments of unit pricing with a not to exceed 25% contingency.

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

13. ENGINE AND GENERATOR OVERHAULS AT PLANT NO. 1 AND 2, 2023-2915 CONTRACT NO. J-135B

Originator: Mike Dorman

Approve the addition of funds to include generator overhauls as part of the construction contract with Cooper Machinery Services LLC for the Engine and Generator Overhauls at Plant Nos. 1 and 2, Contract No. J-135B, in the amount of \$1,637,117 (5.6%), for a total construction contingency of \$4,573,220 (15.6%).

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

ADMINISTRATION COMMITTEE:

14. TRIPLE QUADRUPOLE GAS CHROMATOGRAPH MASS SPECTROMETER (TQ-GC/MS)

2023-2926

Originator: Lan Wiborg

MOVED, SECONDED, AND DULY CARRIED TO:

Approve a purchase order to VWR for the purchase of a Triple Quadrupole Gas Chromatograph Mass Spectrometer (TQ-GC/MS) System using the National Association of State Procurement Officers (NASPO) Agreement No. MA16000234-2 for a total amount not to exceed \$295,649 which includes installation and training, 2-year extended warranty, sales tax, and freight.

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

STEERING COMMITTEE:

15. PUBLIC AFFAIRS UPDATE FOR THE MONTH OF MARCH 2023 2023-2932

Originator: Rob Thompson

Receive and file the Public Affairs Update for the month of March 2023.

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

16. LEGISLATIVE AFFAIRS UPDATE FOR THE MONTH OF MARCH 2023 2023-2938

Originator: Rob Thompson

MOVED, SECONDED, AND DULY CARRIED TO:

Receive and file the Legislative Affairs Update for the month of March 2023.

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracev Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

17. WESTMINSTER BOULEVARD FORCE MAIN REPLACEMENT, <u>2023-2934</u>

PROJECT NO. 3-62

Originator: Mike Dorman

MOVED, SECONDED, AND DULY CARRIED TO:

A. Approve a project budget increase of \$900,000 for Westminster Boulevard Force Main Replacement, Project No. 3-62, for a new total project budget of \$43.900,000; and

B. Approve a contingency increase of \$1,109,720 (4%) to the existing Construction Agreement with Teichert Energy & Utilities Group, Inc. for Westminster Boulevard Force Main Replacement, Project No. 3-62, for a new total contingency amount of \$3,884,020 (14%).

AYES: Doug Chaffee, Jon Dumitru, Stephen Faessel, Ryan Gallagher,

Marshall Goodman, Glenn Grandis, Steve Jones, Christine Marick, Scott Minikus, Jordan Nefulda, Andrew Nguyen, Robert Ooten, Robbie Pitts, David Shawver, Susan Sonne, Schelly Sustarsic, Chad Wanke, Bruce Whitaker, John Withers, Tom Lindsey (Alternate),

Jose Medrano (Alternate) and Gracey Van Der Mark (Alternate)

NOES: None

ABSENT: Brad Avery, Johnathan Ryan Hernandez and Farrah Khan

ABSTENTIONS: None

NON-CONSENT:

None.

Director Johnathan Ryan Hernandez arrived at the meeting at 6:40 p.m.

INFORMATION ITEMS:

18. STRATEGIC PLANNING

2023-2875

Originator: Rob Thompson

Mr. Thompson provided a brief PowerPoint presentation regarding strategic planning which included the importance of strategic planning, the process, policy areas, an example involving food waste treatment, the core values, levels of service, risk register, and the timeline.

ITEM RECEIVED AS AN:

Information Only.

AB 1234 DISCLOSURE REPORTS:

Directors Stephen Faessel, Jon Dumitru, David Shawver, Johnathan Ryan Hernandez and Chair Wanke provided reports from the monthly meetings they attended on behalf of OC San.

CLOSED SESSION:

CONVENED IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1).

The Board convened in closed session at 7:00 p.m. Confidential minutes of the Closed Session have been prepared in accordance with the above Government Code Section and are maintained by the Clerk of the Board in the Official Book of Confidential Minutes of Board and Committee Closed Session meetings.

CS-1 CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION - GOVERNMENT CODE SECTION 54956.9(d)(1)

2023-2927

CONVENED IN CLOSED SESSION:

Number of Cases: 1

Gilbert Barela v. Orange County Sanitation District; Steve Thornburg; Roy Reynolds; and Does 1-100, inclusive. Superior Court of California, County of Orange, Case No. 30-2021-01220927-CU-WT-CJC.

RECONVENED IN REGULAR SESSION.

The Board reconvened in regular session at 7:03 p.m.

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

General Counsel Brad Hogin stated there was no reportable action.

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

None.

BOARD OF DIRECTORS INITIATED ITEMS FOR A FUTURE MEETING:

Chair Wanke nominated former Board Chairman Greg Sebourn and Director Dumitru nominated former Board member Carolyn Cavecche for Honor Walk consideration.

ADJOURNMENT:

At 7:05 p.m., Chair Wanke adjourned the meeting until the next Regular Meeting of the Board of Directors to be held on Wednesday, May 24, 2023 at 6:00 p.m.

Submitted by:

Kelly A. Lore, MMC Clerk of the Board