



## **ORANGE COUNTY SANITATION DISTRICT** **SPECIAL NOTICE REGARDING CORONAVIRUS (COVID-19)** **AND ATTENDANCE AT PUBLIC MEETINGS**

On March 4, 2020, Governor Newsom proclaimed a State of Emergency in California as a result of the threat of COVID-19. On March 12, 2020 and March 18, 2020, Governor Newsom issued Executive Order N-25-20 and Executive Order N-29-20, which temporarily suspend portions of the Brown Act which addresses the conduct of public meetings.

The General Manager and the Chairman of the Board of Directors have determined that due to the size of the Orange County Sanitation District's Board of Directors (25), and the health and safety of the members, the Board of Directors will be participating in meetings of the Board telephonically and via Internet accessibility.

### **PUBLIC PARTICIPATION**

Your participation is always welcome. The Board of Directors meeting will be available to the public online at:

**<https://ocsd.legistar.com/Calendar.aspx>**

You may submit your comments and questions in writing for the Board's consideration in advance of the meeting by using the eComment feature available via the webpage above or sending them to [OCSDClerk@ocsd.com](mailto:OCSDClerk@ocsd.com) with the subject line "PUBLIC COMMENT ITEM # (insert the item number relevant to your comment)" or "PUBLIC COMMENT NON-AGENDA ITEM". Submit your written comments by 6:00 p.m. on Tuesday, December 15, 2020.

You may also submit comments and questions for the Board's consideration during the meeting by using the eComment feature that will be available via the webpage above for the duration of the meeting.

All public comments will be provided to the Board and may be read into the record or compiled as part of the record.

Thank you.

**Serving:**

*Orange County Sanitation District*

10844 Ellis Avenue, Fountain Valley, CA 92708  
714.962.2411 • www.ocsd.com

Anaheim

Brea

December 10, 2020

Buena Park

Cypress

**NOTICE OF REGULAR MEETING**

Fountain Valley

Fullerton

BOARD OF DIRECTORS

ORANGE COUNTY SANITATION DISTRICT

Garden Grove

Huntington Beach

Irvine

**Wednesday, December 16, 2020 – 6:00 P.M.**

La Habra

**ACCESSIBILITY FOR THE GENERAL PUBLIC**

La Palma

**Due to the spread of COVID-19, the Orange County Sanitation District will be holding all upcoming Board and Committee meetings by teleconferencing and Internet accessibility. This meeting will be available to the public online at:**

Los Alamitos

**<https://ocsd.legistar.com/Calendar.aspx>**

Newport Beach

Orange

The Regular Meeting of the Board of Directors of the Orange County Sanitation District will be held in the manner indicated above on Wednesday, December 16, 2020 at 6:00 p.m.

Placentia

Santa Ana

  
Clerk of the Board

Seal Beach

Stanton

Tustin

Villa Park

County of Orange

Costa Mesa  
Sanitary District

Midway City  
Sanitary District

Irvine Ranch  
Water District

***Upcoming Meetings:***

Yorba Linda  
Water District

**GWRS Steering Committee -  
Steering Committee -  
Board Meeting -**

**Monday, January 11, 2021 at 5:00 p.m.  
Wednesday, January 27, 2021 at 5:00 p.m.  
Wednesday, January 27, 2021 at 6:00 p.m.**



*Our Mission: To protect public health and the environment by providing effective wastewater collection, treatment, and recycling.*



**Orange County Sanitation District  
BOARD OF DIRECTORS  
Regular Meeting Agenda  
Wednesday, December 16, 2020 - 6:00 PM  
Board Room  
Administration Building  
10844 Ellis Avenue  
Fountain Valley, CA 92708  
(714) 593-7433**

**AGENDA POSTING:** In accordance with the requirements of California Government Code Section 54954.2, this agenda has been posted outside the main gate of the Sanitation District's Administration Building located at 10844 Ellis Avenue, Fountain Valley, California, and on the Sanitation District's website at [www.ocsd.com](http://www.ocsd.com) not less than 72 hours prior to the meeting date and time above. All public records relating to each agenda item, including any public records distributed less than 72 hours prior to the meeting to all, or a majority of the Board of Directors, are available for public inspection in the office of the Clerk of the Board.

**AGENDA DESCRIPTION:** The agenda provides a brief general description of each item of business to be considered or discussed. The recommended action does not indicate what action will be taken. The Board of Directors may take any action which is deemed appropriate.

**MEETING AUDIO:** An audio recording of this meeting is available within 24 hours after adjournment of the meeting. Please contact the Clerk of the Board's office at (714) 593-7433 to request the audio file.

**NOTICE TO DIRECTORS:** To place items on the agenda for a Committee or Board Meeting, the item must be submitted in writing to the Clerk of the Board: Kelly A. Lore, MMC, (714) 593-7433 / [klore@ocsd.com](mailto:klore@ocsd.com) at least 14 days before the meeting.

**FOR ANY QUESTIONS ON THE AGENDA, BOARD MEMBERS MAY CONTACT STAFF AT:**

General Manager: Jim Herberg, [jherberg@ocsd.com](mailto:jherberg@ocsd.com) / (714) 593-7300  
Asst. General Manager: Lorenzo Tyner, [ltyners@ocsd.com](mailto:ltyners@ocsd.com) / (714) 593-7550  
Asst. General Manager: Rob Thompson, [rthompson@ocsd.com](mailto:rthompson@ocsd.com) / (714) 593-7310  
Director of Human Resources: Celia Chandler, [cchandler@ocsd.com](mailto:cchandler@ocsd.com) / (714) 593-7202  
Director of Engineering: Kathy Millea, [kmillea@ocsd.com](mailto:kmillea@ocsd.com) / (714) 593-7365  
Director of Environmental Services: Lan Wiborg, [lwiborg@ocsd.com](mailto:lwiborg@ocsd.com) / (714) 593-7450

**CALL TO ORDER**

Board Chairman David Shawver

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Board Vice-Chairman John Withers (IRWD)

**ROLL CALL AND DECLARATION OF QUORUM**

Clerk of the Board

**1. APPOINTMENTS TO THE ORANGE COUNTY SANITATION DISTRICT BOARD OF DIRECTORS [2020-1346](#)**

**RECOMMENDATION:**

Receive and file minute excerpts of member agencies relating to appointments to the Orange County Sanitation District Board of Directors:

<b>Agency</b>	<b>Director</b>	<b>Alternate Director</b>
City of Garden Grove	Steve Jones	John O’Neill
Midway City Sanitary District	Andrew Nguyen	Sergio Contreras

**Originator:** Kelly Lore

**PUBLIC COMMENTS:**

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**SPECIAL PRESENTATIONS:**

Employee Service Awards for December 2020:

25 Years:

Huan Nguyen, Senior Engineer

Brian Reed, Principal Environmental Specialist

30 Years: Linda Losurdo, Administrative Assistant

**2. COMMENDATIONS TO OUTGOING BOARD MEMBERS [2020-1367](#)**

RECOMMENDATION:

Special Presentation:

Outgoing Board Members & Alternate Members

<b>CITY</b>	<b>DIRECTOR</b>	<b>ALTERNATE DIRECTOR</b>
Los Alamitos		Dean Grose
Midway City Sanitary District		Margie L. Rice

**Originator:** Kelly Lore

**3. ANNUAL LEGISLATIVE AFFAIRS UPDATE FOR 2020 [2020-1340](#)**

RECOMMENDATION:

Information regarding the legislative affairs program will be provided to the Board of Directors. Orange County Sanitation District’s Federal and State Lobbyists will provide an overview of the annual update for 2020.

**Originator:** Jim Herberg

**Attachments:** [Agenda Report](#)  
[Federal Update – ENS Resources](#)  
[State Update - Townsend Public Affairs](#)

**REPORTS:**

*The Board Chairperson and the General Manager may 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.*

**CONSENT CALENDAR:**

*Consent Calendar Items are considered to be routine and will be enacted, by the Board of Directors, after one motion, without discussion. Any items withdrawn from the Consent Calendar for separate discussion will be considered in the regular order of business.*

**4. APPROVAL OF MINUTES [2020-1320](#)**

RECOMMENDATION:

Approve Minutes of the Regular Meeting of the Board of Directors held November 18, 2020.

**Originator:** Kelly Lore

**Attachments:** [Agenda Report](#)  
[11-18-2020 Board Meeting Minutes](#)

**RECEIVE AND FILE:****5. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF NOVEMBER 2020 [2020-1102](#)**

RECOMMENDATION: Receive and file the following:

Report of the Investment Transactions for the month of November 2020.

**Originator:** Lorenzo Tyner

**Attachments:** [Agenda Report](#)  
[Investment Transactions for the Month of November 2020](#)

**6. COMMITTEE MEETING MINUTES [2020-1358](#)**

RECOMMENDATION: Receive and file the following:

- A. Minutes of the Steering Committee Meeting held October 28, 2020
- B. Minutes of the Operations Committee Meeting held November 4, 2020
- C. Minutes of the Administration Committee Meeting held November 10, 2020

**Originator:** Kelly Lore

**Attachments:** [Agenda Report](#)  
[10-28-2020 Steering Committee Minutes](#)  
[11-04-2020 Operations Committee Minutes](#)  
[11-10-2020 Administration Committee Minutes](#)

**OPERATIONS COMMITTEE:****7. WASTE ACTIVATED SLUDGE AND RETURN ACTIVATED SLUDGE PUMP STATION ELEVATOR MODERNIZATION AT PLANT NO. 2 [2020-1370](#)**

RECOMMENDATION:

- A. Approve Supplemental Service Contract to Otis Elevator Company for elevator rehabilitation services using the OMNIA Partners (formerly National IPA) cooperative contract for the Waste Activated Sludge and Return Activated Sludge Pump Station Elevator Modernization at Plant No. 2, for a total amount not to exceed \$432,400; and

- B. Approve a contingency of \$86,480 (20%).

**Originator:** Kathy Millea

**Attachments:** [Agenda Report](#)  
[Supplemental Service Contract](#)

**8. SEAL BEACH PUMP STATION ISOLATION VALVE REPLACEMENT, [2020-1371](#)  
PROJECT NO. FRC-0004**

RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for Seal Beach Pump Station Isolation Valve Replacement, Project No. FRC-0004; Specification No. S-2020-1198BD;
- B. Award a Construction Contract to J.R. Filanc Construction Co., Inc. for Seal Beach Pump Station Isolation Valve Replacement, Project No. FRC-0004, in the amount of \$466,830; and
- C. Approve a contingency of \$93,366 (20%).

**Originator:** Kathy Millea

**Attachments:** [Agenda Report](#)  
[Service Contract S-2020-1198BD](#)

**9. CENGEN SUPPLY AIR FAN SUPPORT REPLACEMENT AT PLANT [2020-1372](#)  
NO. 2, PROJECT NO. MP-305**

RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for CenGen Supply Air Fan Support Replacement at Plant No. 2, Project No. MP-305;
- B. Award a Construction Contract to J.R. Filanc Construction Co., Inc. for CenGen Supply Air Fan Support Replacement at Plant No. 2, Project No. MP-305, for a total amount not to exceed \$297,000; and
- C. Approve a contingency of \$44,550 (15%).

**Originator:** Kathy Millea

**Attachments:** [Agenda Report](#)  
[MP-305 Contract](#)

**10. PURCHASE OF TWO 220 KVA TRAILER MOUNTED DIESEL [2020-1374](#)  
GENERATORS**

RECOMMENDATION:

- A. Approve a Purchase Order to Multiquip Inc. for the purchase of two Multiquip Model DCA220 Trailer Mounted Diesel 220 kVA Electric Generators (Tier-4 Final Engine) using Sourcewell Cooperative Contract No. 041719-MTQ for a total amount not to exceed \$230,950; and

B. Approve a contingency of \$11,548 (5%).

**Originator:** Rob Thompson

**Attachments:** [Agenda Report](#)

**11. JANITORIAL & FLOOR MAINTENANCE SERVICE CONTRACT FOR PLANT NOS. 1 AND 2** [2020-1375](#)

RECOMMENDATION:

A. Approve a Service Agreement with JLK Enterprise, Inc. for janitorial and floor maintenance service at Plant Nos. 1 and 2, Specification No. S-2020-1189BD, for the period February 1, 2021 through January 31, 2023, for an amount not to exceed \$1,280,560, with three one-year renewal options in the amount of \$640,280 per year; and

B. Approve a 10% contingency per contract term: \$128,056 (10%) for the initial two-year term and \$64,028 (10%) for each subsequent one-year renewal period.

**Originator:** Rob Thompson

**Attachments:** [Agenda Report](#)  
[S-2020-1189BD Contract](#)

**12. PURCHASE OF 56 ELECTRIC CARTS** [2020-1376](#)

RECOMMENDATION:

A. Award a Purchase Order to Southwest Toyota Lift for the purchase of 56 electric carts using OMNIA Partners Cooperative Contract No. EV2671 for a total amount not to exceed \$1,101,172; and

B. Approve a contingency of \$55,059 (5%)

**Originator:** Rob Thompson

**Attachments:** [Agenda Report](#)

**13. CEQA - FACILITIES MASTER PLAN, PROJECT NO. PS17-08** [2020-1377](#)

RECOMMENDATION:

A. Consider, receive, and certify the Final Program Environmental Impact Report for the CEQA - Facilities Master Plan, Project No. PS17-08; and

B. Adopt Resolution No. OCSD 20-11, entitled: "A Resolution of the Board of Directors of the Orange County Sanitation District Certifying the Program Environmental Impact Report for the Facilities Master Plan, Project No. PS17-08; Adopting a Statement of Facts and Findings; Adopting a Statement of



Overriding Considerations; and Adopting a Mitigation Monitoring and Reporting Program”.

**Originator:** Kathy Millea

**Attachments:** [Agenda Report](#)  
[PS17-08 PEIR Resolution](#)  
[Resolution Exhibit A - Findings of Fact](#)  
[Draft 2020 Program EIR](#)  
[Final 2020 Program EIR](#)  
[PPP 12-02-2020 Operations Committee - FMP CEQA](#)

**14. ORANGE COUNTY SANITATION DISTRICT 2020 ASSET MANAGEMENT PLAN [2020-1378](#)**

RECOMMENDATION:

Receive and file the Orange County Sanitation District 2020 Asset Management Plan.

**Originator:** Kathy Millea

**Attachments:** [Agenda Report](#)  
[2020 Asset Management Plan](#)  
[PPP 12-02-2020 Operations Committee - Asset Management Plan](#)

ADMINISTRATION COMMITTEE:

**15. PAYMENT OF ANNUAL NATIONAL POLLUTANT DISCHARGE AND ELIMINATION SYSTEM (NPDES) PERMIT FEES [2020-1382](#)**

RECOMMENDATION:

Approve payment of \$712,888 for annual NPDES ocean discharge permit fees.

**Originator:** Lan Wiborg

**Attachments:** [Agenda Report](#)  
[Invoice](#)

**16. ADOPT ORANGE COUNTY SANITATION DISTRICT’S DEBT POLICY [2020-1383](#)**

RECOMMENDATION:

Adopt Resolution No. OCSD 20-12, entitled: “A Resolution of the Board of Directors of the Orange County Sanitation District Adopting the Orange County Sanitation District’s Debt Policy and Repealing Resolution No. OCSD 18-16”.

**Originator:** Lorenzo Tyner

- Attachments:** [Agenda Report](#)  
[Orange County Sanitation District Debt Policy \(Clean\)](#)  
[Orange County Sanitation District Debt Policy \(Redline\)](#)  
[Proposed Resolution No. OCSD 20-12](#)

**17. INVEST AND/OR REINVEST ORANGE COUNTY SANITATION DISTRICT’S FUNDS AND ADOPT INVESTMENT POLICY STATEMENT [2020-1384](#)**

RECOMMENDATION:

Adopt Resolution No. OCSD 20-13, entitled: “A Resolution of the Board of Directors of the Orange County Sanitation District, Authorizing the Orange County Sanitation District’s Treasurer to Invest and/or Reinvest the Orange County Sanitation District’s Funds, Adopting the Orange County Sanitation District’s Investment Policy Statement and Performance Benchmarks, and Repealing Resolution No. OCSD 19-21”.

**Originator:** Lorenzo Tyner

- Attachments:** [Agenda Report](#)  
[Orange County Sanitation District Calendar Year 2021 Investment Policy Statement \(Updated - Clean\)](#)  
[Orange County Sanitation District Calendar Year 2021 Investment Policy Statement \(Updated - Redline\)](#)  
[Proposed Resolution No. OCSD 20-13](#)  
[PPP Investment Policy](#)

**LEGISLATIVE AND PUBLIC AFFAIRS COMMITTEE:**

**18. 2021 LEGISLATIVE AND REGULATORY PLAN [2020-1347](#)**

RECOMMENDATION:

Approve the Orange County Sanitation District 2021 Legislative and Regulatory Plan.

**Originator:** Jim Herberg

- Attachments:** [Agenda Report](#)  
[Legislative and Regulatory Plan 2021](#)

**STEERING COMMITTEE:**

None.

**NON-CONSENT:**

19. **PLANT WATER PIPELINE REPLACEMENT IN KINNISON, LINDSTROM, AND SCOTT TUNNELS AT PLANT NO. 2, PROJECT NO. FE18-14** [2020-1373](#)

**RECOMMENDATION:**

- A. Receive and file Bid Tabulation and Recommendation for Plant Water Pipeline Replacement in Kinnison, Lindstrom, and Scott Tunnels at Plant No. 2, Project No. FE18-14;
- B. Receive and file Orange County Sanitation District's Notice of Intent to Award dated November 25, 2020;
- C. Receive and file Award Protest from J.F. Shea Construction, Inc. dated November 30, 2020, concerning the award to MMC Inc.;
- D. Receive and file response letter from MMC Inc. dated December 2, 2020, regarding the bid protest of J.F. Shea Construction, Inc.;
- E. Receive and file Orange County Sanitation District's determination letter dated December 7, 2020, to J.F. Shea Construction, Inc. responding to Award Protest;
- F. Deny Award Protest filed by J.F. Shea Construction, Inc.;
- G. Award a Construction Contract to MMC Inc. for Plant Water Pipeline Replacement in Kinnison, Lindstrom, and Scott Tunnels at Plant No. 2, Project No. FE18-14, for a total amount not to exceed \$1,134,000; and
- H. Approve a contingency of \$170,100 (15%).

**Originator:** Kathy Millea

**Attachments:** [Agenda Report](#)  
[FE18-14 Contract Agreement and Exhibit A](#)  
[FE18-14 Award Recommendation Notice - MMC](#)  
[JF Shea Formal Bid Protest Letter 11-30-20 w-att](#)  
[MMC Response Letter](#)  
[FE18-14 OCSD Determination Letter to JF Shea](#)

**INFORMATION ITEMS:**

None.

**AB 1234 DISCLOSURE REPORTS:**

*This item allows Board Members to provide a brief oral report regarding the disclosure of outside committees, conferences, training, seminars, etc. attended at the Agency's expense, per Government Code §53232.3(d).*

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**CLOSED SESSION:**

None.

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

**BOARD OF DIRECTORS INITIATED ITEMS FOR A FUTURE MEETING:**

At this time Directors may request staff to place an item on a future agenda.

**ADJOURNMENT:**

Adjourn the Board meeting until the Regular Meeting of the Board of Directors on January 27, 2021 at 6:00 p.m.