



SPECIAL NOTICE
PUBLIC ATTENDANCE & PARTICIPATION AT PUBLIC MEETINGS
Board of Directors Meeting
Wednesday, October 25, 2023
6:00 p.m.

Your participation is always welcome. OC San offers several ways in which to interact during meetings. You will find information as to these opportunities below.

IN-PERSON MEETING ATTENDANCE

You may attend the meeting in-person at the following location:

Orange County Sanitation District
Administration Building
10844 Ellis Avenue
Fountain Valley, CA 92708

ONLINE MEETING PARTICIPATION

You may join the meeting live via Teams on your computer or similar device or web browser by using the link below:

[Click here to join the meeting](#)

We suggest testing joining a Teams meeting on your device prior to the commencement of the meeting. For recommendations, general guidance on using Teams, and instructions on joining a Teams meeting, [please click here](#).

Please mute yourself upon entry to the meeting. Please raise your hand if you wish to speak during the public comment section of the meeting. The Clerk of the Board will call upon you by using the name you joined with.

Meeting attendees are not provided the ability to make a presentation during the meeting. Please contact the Clerk of the Board at least 48 hours prior to the meeting if you wish to present any items. Additionally, camera feeds may be controlled by the meeting moderator to avoid inappropriate content.

HOW TO PARTICIPATE IN THE MEETING BY TELEPHONE

To join the meeting from your phone: Dial (213) 279-1455
When prompted, enter the Phone Conference ID: 595 298 119#

All meeting participants may be muted during the meeting to alleviate background noise. If you are muted, please use *6 to unmute. You may also mute yourself on your device.

Please raise your hand to speak by use *5, during the public comment section of the meeting. The Clerk of the Board will call upon you by using the last 4 digits of your phone number as identification.

NOTE: All attendees will be disconnected from the meeting at the beginning of Closed Session. If you would like to return to the Open Session portion of the meeting, please login or dial-in to the Teams meeting again and wait in the Lobby for admittance.

WATCH THE MEETING ONLINE

The meeting will be available for online viewing at:

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

SUBMIT A COMMENT

You may submit your comments and questions in writing for consideration in advance of the meeting by using the eComment feature available online at: <https://ocsd.legistar.com/Calendar.aspx> or sending them to OCSanClerk@ocsan.gov with the subject line "PUBLIC COMMENT ITEM # (insert the item number relevant to your comment)" or "PUBLIC COMMENT NON-AGENDA ITEM".

You may also submit comments and questions for consideration during the meeting by using the eComment feature available online at: <https://ocsd.legistar.com/Calendar.aspx>. The eComment feature will be available for the duration of the meeting.

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

For any questions and/or concerns, please contact the Clerk of the Board's office at 714-593-7433. Thank you for your interest in OC San!

October 18, 2023

NOTICE OF REGULAR MEETING

**BOARD OF DIRECTORS
ORANGE COUNTY SANITATION DISTRICT**

Wednesday, October 25, 2023 – 6:00 P.M.

Administration Building
10844 Ellis Avenue
Fountain Valley, CA 92708

ACCESSIBILITY FOR THE GENERAL PUBLIC

Your participation is always welcome. Specific information as to how to participate in this meeting is detailed on the Special Notice attached to this agenda. In general, OC San offers several ways in which to interact during this meeting: you may participate in person, join the meeting live via Teams on your computer or similar device or web browser, join the meeting live via telephone, view the meeting online, and/or submit comments for consideration before or during the meeting.

The Regular Meeting of the Board of Directors of the Orange County Sanitation District will be held at the above location and in the manner indicated on Wednesday, October 25, 2023 at 6:00 p.m.



Clerk of the Board

Serving:

- Anaheim
- Brea
- Buena Park
- Cypress
- Fountain Valley
- Fullerton
- Garden Grove
- Huntington Beach
- Irvine
- La Habra
- La Palma
- Los Alamitos
- Newport Beach
- Orange
- Placentia
- Santa Ana
- Seal Beach
- Stanton
- Tustin
- Villa Park
- County of Orange
- Costa Mesa Sanitary District
- Midway City Sanitary District
- Irvine Ranch Water District
- Yorba Linda Water District



BOARD OF DIRECTORS
Regular Meeting Agenda
Wednesday, October 25, 2023 - 6:00 PM
Board Room
Administration Building
10844 Ellis Avenue
Fountain Valley, CA 92708
(714) 593-7433

ACCOMMODATIONS FOR THE DISABLED: If you require any special disability related accommodations, please contact the Orange County Sanitation District (OC San) Clerk of the Board's office at (714) 593-7433 at least 72 hours prior to the scheduled meeting. Requests must specify the nature of the disability and the type of accommodation requested.

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 OC San's Administration Building located at 10844 Ellis Avenue, Fountain Valley, California, and on the OC San's website at www.ocsan.gov 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 RECORDING: A recording of this meeting is available within 24 hours after adjournment of the meeting at <https://ocsd.legistar.com/Calendar.aspx> or by contacting the Clerk of the Board at (714) 593-7433.

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@ocsan.gov at least 14 days before the meeting.

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

General Manager: Rob Thompson, rthompson@ocsan.gov / (714) 593-7110
Asst. General Manager: Lorenzo Tyner, ltyner@ocsan.gov / (714) 593-7550
Director of Engineering: Mike Dorman, mdorman@ocsan.gov / (714) 593-7014
Director of Environmental Services: Lan Wiborg, lwiborg@ocsan.gov / (714) 593-7450
Director of Finance: Wally Ritchie, writchie@ocsan.gov / (714) 593-7570
Director of Human Resources: Laura Maravilla, lmavilla@ocsan.gov / (714) 593-7007
Director of Operations & Maintenance: Riaz Moinuddin, rmoinuddin@ocsan.gov / (714) 593-7269

CALL TO ORDER

Board Chairman Chad Wanke

INVOCATION AND PLEDGE OF ALLEGIANCE

Director Jordan Nefulda (City of Los Alamitos)

ROLL CALL AND DECLARATION OF QUORUM

Clerk of the Board

PUBLIC COMMENTS:

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SPECIAL PRESENTATIONS:

1. EMPLOYEE SERVICE AWARDS

[2023-3271](#)

20-year Service Award

Stefanie Ruiz, Administrative Assistant - Division 820

Originator: Kelly Lore

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.

2. APPROVAL OF MINUTES

[2023-3189](#)

RECOMMENDATION:

Approve minutes of the Regular meeting of the Board of Directors held September 27, 2023.

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[09-27-2023 Board of Directors Meeting Minutes](#)

RECEIVE AND FILE:

3. COMMITTEE MEETING MINUTES [2023-2730](#)

RECOMMENDATION: Receive and file the following:

- A. Minutes of the GWRS Steering Committee Meeting held July 10, 2023
- B. Minutes of the Steering Committee Meeting held August 23, 2023
- C. Minutes of the Operations Committee Meeting held September 6, 2023
- D. Minutes of the Administration Committee Meeting held September 13, 2023

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[07-10-2023 GWRS Steering Committee Meeting Minutes](#)
[08-23-2023 Steering Committee Minutes](#)
[09-06-2023 Operations Committee Minutes](#)
[09-13-2023 Administration Committee Minutes](#)

4. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF SEPTEMBER 2023 [2023-3114](#)

RECOMMENDATION: Receive and file the following:

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

Originator: Wally Ritchie

Attachments: [Agenda Report](#)
[Report of the Investment Transactions - September 2023](#)

OPERATIONS COMMITTEE:

5. REHABILITATION OF WESTERN REGIONAL SEWERS, PROJECT NO. 3-64 [2023-3259](#)

RECOMMENDATION:

- A. Approve an agreement with the Golden State Water Company for the relocation of their water line in coordination with the Rehabilitation of Western Regional Sewers, Project No. 3-64;
- B. Approve an additional deposit in the amount of \$280,198, for a total deposit amount of \$282,698; and

C. Approve a contingency of \$28,270 (10%).

Originator: Mike Dorman

Attachments: [Agenda Report](#)
[GSWC Agreement](#)

**6. NORTH SCRUBBER COMPLEX GRATING REPLACEMENT AT PLANT [2023-3260](#)
NO. 2**

RECOMMENDATION:

A. Approve a Service Contract to Innovative Construction Solutions to provide North Scrubber Complex Grating Replacement, Specification No. S-2023-1419BD, for a total amount not to exceed \$315,000; and

B. Approve a contingency of \$31,500 (10%).

Originator: Riaz Moinuddin

Attachments: [Agenda Report](#)
[Services Contract S-2023-1419BD Innovative Construction Solutions](#)

**7. SUNFLOWER AND RED HILL INTERCEPTOR REPAIRS, PROJECT [2023-3261](#)
NO. 7-66**

RECOMMENDATION:

A. Approve a project budget increase of \$150,000 for Sunflower and Red Hill Interceptor Repairs, Project No. 7-66, for a new total project budget of \$6,750,000; and

B. Approve a contingency increase of \$50,000 (1%) to the existing Construction Contract to Charles King Company for Sunflower and Red Hill Interceptor Repairs, Project No. 7-66, for a new total contingency amount of \$527,700 (11%).

Originator: Mike Dorman

Attachments: [Agenda Report](#)

**8. ACTIVATED SLUDGE AERATION BASIN REHABILITATION AT PLANT [2023-3262](#)
NO. 2, PROJECT NO. P2-136**

RECOMMENDATION:

A. Approve a Professional Design Services Agreement with Carollo Engineers, Inc. to provide engineering services for Activated Sludge Aeration Basin

Rehabilitation at Plant No. 2, Project No. P2-136, for an amount not to exceed \$5,891,599; and

- B. Approve a contingency of \$589,160 (10%).

Originator: Mike Dorman

Attachments: [Agenda Report](#)
[P2-136 PDSA](#)
[Presentation - P2-136 PDSA](#)

ADMINISTRATION COMMITTEE:

**9. GENERAL MANAGER APPROVED PURCHASES AND ADDITIONS TO [2023-3269](#)
THE PRE-APPROVED OEM SOLE SOURCE LIST**

RECOMMENDATION:

- A. Receive and file Orange County Sanitation District purchases made under the General Manager’s authority for the period of July 1, 2023 to September 30, 2023; and
- B. Approve the following additions to the pre-approved OEM Sole Source List:
 - ORANGE COUNTY MUFFLER - Bumper Mounted Tire Recovery System
 - MH3 CORPORATION - Unique Odor Assessment Services
 - AVIVA ENERGY CORP. - Energy Advisory Consulting Services
 - OIL SAFE - Oil Safe Pump and Filtration Systems

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)

10. ORANGE COUNTY OPERATIONAL AREA AGREEMENT [2023-3270](#)

RECOMMENDATION:

- A. Approve the updated Orange County Operational Area Agreement; and
- B. Adopt Resolution No. OC SAN 23-20 entitled: “A Resolution of the Board of Directors of the Orange County Sanitation District Approving and Adopting the 2020 Orange County Operational Area Agreement of the County of Orange and Political Subdivisions; and Repealing Resolution No. OCSD 95-115”.

Originator: Laura Maravilla

Attachments: [Agenda Report](#)
[Resolution 95-115](#)
[Resolution No. OC SAN 23-20 \(OA Agreement\)](#)
[2020 OA Agreement](#)
[OA Agreement Jurisdiction Signature Page - Completed For Board](#)

STEERING COMMITTEE:

11. **LEGISLATIVE AFFAIRS UPDATE FOR THE MONTH OF SEPTEMBER 2023** [2023-3281](#)

RECOMMENDATION:

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

Originator: Rob Thompson

Attachments: [Agenda Report](#)
[Federal Legislative Update](#)
[Federal Legislative Matrix](#)
[State Legislative Update](#)
[State Legislative Matrix](#)

12. **PUBLIC AFFAIRS UPDATE FOR THE MONTH OF SEPTEMBER 2023** [2023-3282](#)

RECOMMENDATION:

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

Originator: Rob Thompson

Attachments: [Agenda Report](#)
[Outreach & Media Report - September 2023](#)

13. **PROFESSIONAL CONSULTANT SERVICES AGREEMENTS FOR HUMAN RESOURCES LEGAL SERVICES** [2023-3283](#)

RECOMMENDATION:

Approve Professional Consultant Services Agreements with Liebert Cassidy Whitmore and Payne & Fears LLP for Human Resources Legal Services, Specification No. CS-2023-1412BD, for the period beginning November 1, 2023 through October 31, 2026 with two (2) optional one-year renewals.

Originator: Laura Maravilla

Attachments: [Agenda Report](#)
[CS-2023-1412BD PCSA Liebert Cassidy Whitmore](#)
[CS-2023-1412BD PCSA Payne & Fears LLP](#)

NON-CONSENT:

14. PAYMENT AGREEMENT FOR CAPITAL FACILITIES CAPACITY CHARGES FOR LEGADO AT THE MET LLC [2023-3251](#)

RECOMMENDATION:

Approve the Deferred Payment Agreement for Capital Facility Capacity Charges (CFCC) with Legado at the MET LLC in the amount of \$941,486.38.

Originator: Wally Ritchie

Attachments: [Agenda Report](#)
[Deferred Payment Agreement - Legado at the MET LLC](#)
[Appendix A - Deferred Payment Agreement](#)
[Letter from Legado at the MET LLC](#)
[State of California, Statement of Information](#)

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).

- Report from Board Delegate - ISDOC
- Report from Board Delegate - NWRI
- Report from Board Delegate - OCCOG
- Report from Board Delegate - SARFPA
- Report from GWRS Steering Committee Member(s)
- Other

CLOSED SESSION:

During the course of conducting the business set forth on this agenda as a regular meeting of the Board, the Chairperson may convene the Board in closed session to consider matters of pending real estate negotiations, pending or potential litigation, or personnel matters, pursuant to Government Code Sections 54956.8, 54956.9, 54957 or 54957.6, as noted.

Reports relating to (a) purchase and sale of real property; (b) matters of pending or potential litigation; (c) employment actions or negotiations with employee representatives; or which are exempt from public disclosure under the California Public Records Act, may be reviewed by the Board during a permitted closed session and are not available for public inspection. At such time the Board takes final action on any of these subjects, the minutes will reflect all required disclosures of information.

CONVENE IN CLOSED SESSION.

CS-1 CONFERENCE WITH LEGAL COUNSEL RE ANTICIPATED LITIGATION - GOVERNMENT CODE SECTION 54956.9(d)(4) [2023-3285](#)

RECOMMENDATION: Convene in Closed Session:

Initiation of Litigation pursuant to paragraph (4) of subdivision (d) of Section 54956.9.

Number of Potential Cases: 1

Recovery of sales tax paid to the California Department of Tax and Fee Administration .

Attachments: [Agenda Report](#)
[Board CS Memo re California Dept of Tax and Fee Administration 10-18-23](#)

CS-2 CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION - GOVERNMENT CODE SECTION 54956.9(D)(1) [2023-3286](#)

RECOMMENDATION: Convene in Closed Session:

Number of Cases: 1

Richard Chappell Workers' Compensation Claim, Workers Compensation Appeals Board, Case No. ADJ14219168

Attachments: [Agenda Report](#)
[Board CS Memo re Chappell Workers' Compensation Claim 10-18-23](#)

RECONVENE IN REGULAR SESSION.

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

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 Special Meeting of the Board of Directors on October 27, 2023 at 11:00 a.m.