



---

**CALL TO ORDER**

A regular meeting of the Steering Committee of the Orange County Sanitation District was called to order by Board Chairman David Shawver on Wednesday, May 26, 2021 at 5:01 p.m. in the Administration Building of the Orange County Sanitation District. Chair Shawver stated that the meeting was being held telephonically and via audio/video teleconferencing in accordance with the Governor's Executive Order No. N-29-20, due to the Coronavirus Pandemic (COVID-19).

**ROLL CALL AND DECLARATION OF QUORUM:**

A quorum was declared present, as follows:

**PRESENT:** David Shawver, John Withers, Stacy Berry, Sandra Massa-Lavitt, Glenn Parker, Jesus Silva and Chad Wanke  
**ABSENT:** None

**STAFF MEMBERS PRESENT:** Clerk of the Board Kelly Lore and Joshua Martinez were present in the Board Room. General Manager Jim Herberg, Assistant General Manager Lorenzo Tyner, Assistant General Manager Rob Thompson, Director of Engineering Kathy Millea, Director of Environmental Services Lan Wiborg, Director of Human Resources Celia Chandler, Jennifer Cabral, Jackie Castro, Tanya Chong, Raul Cuellar, Brian Engeln, Tom Grant, Tina Knapp, Robert Michaels, Jeffrey Mohr, Andrew Nau, Wally Ritchie, Thomas Vu, and Ruth Zintzun participated telephonically.

**OTHERS PRESENT:** Brad Hogin, General Counsel, was present in the Board Room.

**PUBLIC COMMENTS:**

Clerk of the Board Kelly Lore read three public comments into record in regard to Item No. 2. Ms. Lore also stated that she received late communication from General Manager Herberg that Closed Session Item No. CS-1 would not be heard this evening.

**REPORTS:**

Chair Shawver did not provide a report.

General Manager Jim Herberg notified the Committee of a sewer line that was damaged today by a Contractor and stated that the damage did not cause a sewer spill and is currently being repaired.

**CONSENT CALENDAR:****1. APPROVAL OF MINUTES**[2021-1600](#)**Originator:** Kelly Lore

MOVED, SECONDED, AND DULY CARRIED TO:

Approve Minutes of the Regular Meeting of Steering Committee held April 28, 2021.

**AYES:** David Shawver, John Withers, Stacy Berry, Sandra Massa-Lavitt, Glenn Parker and Chad Wanke**NOES:** None**ABSENT:** Jesus Silva**ABSTENTIONS:** None**NON-CONSENT:***Director Jesus Silva arrived at the meeting at 5:09 p.m.***2. HEADQUARTERS COMPLEX AT PLANT NO. 1, PROJECT NO. P1-128A**[2021-1528](#)**Originator:** Kathy Millea

Director of Engineering Kathy Millea provided a brief PowerPoint presentation of the Headquarters Complex at Plant No. 1 project.

MOVED, SECONDED, AND DULY CARRIED TO: Recommend to the Board of Directors to:

- A. Receive and file Bid Tabulation and Recommendation for Headquarters Complex at Plant No 1, Project No. P1-128A;
- B. Award a Construction Contract to Swinerton Builders for Headquarters Complex at Plant No 1, Project No. P1-128A, for an amount not to exceed \$102,544,974; and
- C. Approve a contingency of \$5,127,249 (5%).

**AYES:** David Shawver, John Withers, Stacy Berry, Sandra Massa-Lavitt, Glenn Parker, Jesus Silva and Chad Wanke**NOES:** None**ABSENT:** None**ABSTENTIONS:** None

**INFORMATION ITEMS:**

None.

**DEPARTMENT HEAD REPORTS:**

None.

**CLOSED SESSION:****CONVENED IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTIONS 54956.8, 54957(a) & 54956.9(d)(1):**

The Committee convened in closed session at 5:22 p.m. to discuss two items. Item CS-1 was not heard. Confidential minutes of the Closed Sessions have been prepared in accordance with the above Government Code Sections 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 REAL PROPERTY NEGOTIATORS -  
GOVERNMENT CODE SECTION 54956.8**[2021-1666](#)

**Originator:** Lorenzo Tyner

ITEM NOT HEARD.

Property: 1516 W. Balboa Blvd., Newport Beach, CA; APN No. 047-222-10

Agency negotiators: General Manager, Jim Herberg; Assistant General Manager, Lorenzo Tyner; Assistant General Manager, Rob Thompson; and Director of Engineering, Kathy Millea.

Negotiating parties: City of Newport Beach

Under negotiation: Price and terms of payment

**CS-2 THREAT TO PUBLIC SERVICES OR FACILITIES (GOVERNMENT  
CODE SECTION 54957 (a))**[2021-1669](#)

**Originator:** Lorenzo Tyner

CONVENED IN CLOSED SESSION:

Consultation with the Information Technology Systems & Operations Manager regarding cyber security.

---

**CS-3 CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION - [2021-1675](#)  
GOVERNMENT CODE SECTION 54956.9(d)(1)**

**Originator:** Celia Chandler

CONVENED IN CLOSED SESSION:

Number of Cases: 1

Jose O. Cruz v. Orange County Sanitation District Financing Corporation, a California corporation; and Does 1-50, inclusive, Superior Court of California, County of Orange, Case No. 30-2019-01100180-CU-WT-CJC.

**RECONVENED IN REGULAR SESSION.**

The Committee reconvened in regular session at 6:07 p.m.

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

General Counsel Brad Hogin did not provide a report.

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

None.

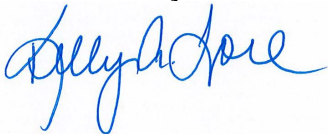
**BOARD OF DIRECTORS INITIATED ITEMS FOR A FUTURE MEETING:**

None.

**ADJOURNMENT:**

Chair Shawver declared the meeting adjourned at 6:08 p.m. to the next Steering Committee meeting to be held on June 23, 2021 at 5:00 p.m.

Submitted by:



---

Kelly A. Lore, MMC  
Clerk of the Board