



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

Governor Newsom signed Assembly Bill (AB) 361 on September 16, 2021, which, in part, addresses the conduct of public meetings in light of the continued State of Emergency order.

Effective October 1, 2021, AB 361 suspends the requirements located in California Government Code, Section 54953, Subdivision (b), Paragraph (3) specifically pertaining to the conduct of public meetings. As such, the Orange County Sanitation District (OC San) Board of Directors has determined that due to the size of OC San'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. OC San offers several ways in which to interact during meetings. You will find information as to these opportunities below.

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: 779 707 953#

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.

VIEW THE MEETING ONLINE ONLY

The meeting will be available for online viewing only at:

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

HOW TO SUBMIT A COMMENT

You may provide verbal comment in real time during the meeting. In order to provide a verbal comment, please raise your hand as described above or alert the Clerk of the Board before or during the public comment period.

You may also 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.

TECHNICAL SUPPORT PRIOR TO AND DURING MEETINGS

For technical assistance before and during the meeting, please call 714-593-7431. For any other questions and/or concerns, please contact the Clerk of the Board's office at 714-593-7433. Thank you, in advance, for your patience in working with these technologies. We appreciate your interest in OC San!

December 8, 2022

NOTICE OF SPECIAL MEETING

BOARD OF DIRECTORS
ORANGE COUNTY SANITATION DISTRICT

Thursday, December 15, 2022 – 6:00 P.M.

ACCESSIBILITY FOR THE GENERAL PUBLIC

Your participation is always welcome. Specific information as to how to participate in this meeting is detailed in the Special Notice attached to this agenda. In general, OC San offers several ways in which to interact during meetings: you may 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 Special 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 Thursday, December 15, 2022 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
Special Meeting Agenda
Thursday, December 15, 2022 - 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 AUDIO: An audio 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: Jim Herberg, jherberg@ocsan.gov / (714) 593-7300
Asst. General Manager: Lorenzo Tyner, ltyner@ocsan.gov / (714) 593-7550
Asst. General Manager: Rob Thompson, rthompson@ocsan.gov / (714) 593-7310
Director of Human Resources: Celia Chandler, cchandler@ocsan.gov / (714) 593-7202
Director of Engineering: Kathy Millea, kmillea@ocsan.gov / (714) 593-7365
Director of Environmental Services: Lan Wiborg, lwiborg@ocsan.gov / (714) 593-7450
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 Stephen Faessel (City of Anaheim)

ROLL CALL AND DECLARATION OF QUORUM

Clerk of the Board

PUBLIC COMMENTS:

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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.

SPECIAL PRESENTATIONS:

1. COMMENDATIONS TO OUTGOING BOARD MEMBERS [2022-2598](#)

RECOMMENDATION:

Special Presentation:

Outgoing Board Members & Alternate Members

CITY	DIRECTOR	ALTERNATE DIRECTOR
Anaheim		Gloria Ma'ae
Brea	Glenn Parker	
Cypress	Paulo Morales	

Fullerton	Jesus Silva	
Huntington Beach	Kim Carr	
Irvine	Anthony Kuo	
Newport Beach		Joy Brenner
Orange	Kim Nichols	Chip Monaco
Santa Ana		Nelida Mendoza
Villa Park	Chad Zimmerman	Robert Collacott
Yorba Linda Water District	Brooke Jones	

Originator: Kelly Lore

2. EMPLOYEE SERVICE AWARDS

[2022-2643](#)

25-year Service Award

Dawn Myers, Senior Environmental Specialist - Division 630

20-year Service Award

Michael Morey, Senior Plant Operator - Division 840

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.

3. APPROVAL OF MINUTES

[2022-2641](#)

RECOMMENDATION:

Approve Minutes of the Special Board of Directors Meeting held November 15, 2022 and the Regular Board of Directors Meeting held November 16, 2022.

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[11-15-2022 Special Board Meeting Minutes - State of OC San](#)
[11-16-2022 Board Meeting Minutes](#)

4. EMERGENCY DECLARATION FOR LIDO PUMP STATION EAST FORCE MAIN REPAIR [2022-2665](#)

RECOMMENDATION:

- A. Ratify approval of an Emergency Repair Purchase Order Contract to Charles King Company for Lido Pump Station East Force Main Emergency Repair, Project No. FRC-0019, for an amount not to exceed \$215,000;
- B. Approve a contingency of \$15,000 (7%); and
- C. Find that Lido Pump Station East Force Main Emergency Repair, Project No. FRC-0019, is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and authorize staff to file a Notice of Exemption with the OC Clerk-Recorder.

Attachments: [Agenda Report](#)

RECEIVE AND FILE:

5. COMMITTEE MEETING MINUTES [2022-2067](#)

RECOMMENDATION: Receive and file the following:

- A. Minutes of the Legislative and Public Affairs Committee Meeting held September 12, 2022
- B. Minutes of the Administration Committee Meeting held October 12, 2022
- C. Minutes of the Steering Committee Meeting held October 26, 2022
- D. Minutes of the Operations Committee Meeting held November 2, 2022

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[09-12-2022 LaPA Committee Minutes](#)
[10-12-2022 Administration Committee Minutes](#)
[10-26-2022 Steering Committee Minutes](#)
[11-02-2022 Operations Committee Minutes](#)

6. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF NOVEMBER 2022 [2022-2391](#)

RECOMMENDATION: Receive and file the following:

Report of the Investment Transactions for the month of November 2022.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[Report of the Investment Transactions - November 2022](#)

OPERATIONS COMMITTEE:**7. VFD REPLACEMENTS AT PLANT NO. 1, PROJECT NO. FR1-0011 [2022-2666](#)****RECOMMENDATION:**

- A. Receive and file Bid Tabulation and Recommendation for VFD Replacements at Plant No. 1, Project No. FR1-0011;
- B. Award a Construction Contract to ACS Engineering, Inc. for VFD Replacements at Plant No. 1, Project No. FR1-0011, for a total amount not to exceed \$1,214,888;
- C. Approve a contingency of \$121,488 (10%); and
- D. Find that VFD Replacements at Plant No. 1, Project No. FR1-0011 is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and authorize staff to file a Notice of Exemption with the OC Clerk-Recorder.

Originator: Kathy Millea**Attachments:** [Agenda Report](#)
[FR1-0011 Construction Contract](#)**8. ENGINEERING PROGRAM CONTRACT PERFORMANCE REPORT [2022-2667](#)****RECOMMENDATION:**

Receive and file the Engineering Program Contract Performance Report for the period ending September 30, 2022.

Originator: Kathy Millea**Attachments:** [Agenda Report](#)
[Contract Performance Report, Period Ending 9/30/2022](#)**9. LIQUID OXYGEN TANK A REPLACEMENT AT PLANT NO. 2 (FE21-07), [2022-2668](#)
SPECIFICATION NO. S-2022-1345BD****RECOMMENDATION:**

- A. Approve a General Services Contract with J.R. Filanc Construction Company, Inc. to provide the Liquid Oxygen Tank A Replacement at Plant No. 2 (FE21-07), Specification No. S-2022-1345BD for a total amount not to exceed \$2,608,007;
- B. Approve a contingency in the amount of \$260,801 (10%); and

- C. Find that Liquid Oxygen Tank A Replacement at Plant No. 2 (FE21-07), Specification No. S-2022-1345BD is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and authorize staff to file a Notice of Exemption with the OC Clerk-Recorder.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[General Services Contract - S-2022-1345BD](#)

10. CENGEN SMOKE DETECTION IMPROVEMENTS AT PLANT NO. 1 AND NO. 2, PROJECT NO. FE20-09 [2022-2669](#)

RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for CenGen Smoke Detection Improvements at Plant No. 1 and No. 2, Project No. FE20-09;
- B. Award a Construction Contract to ADT Commercial, LLC, for CenGen Smoke Detection Improvements at Plant No. 1 and No. 2, Project No. FE20-09, for a total amount not to exceed \$313,000;
- C. Approve a contingency of \$31,300 (10%); and
- D. Find that CenGen Smoke Detection Improvements at Plant No. 1 and No. 2, Project No. FE20-09, is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and authorize staff to file a Notice of Exemption with the OC Clerk-Recorder.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[FE20-09 Construction Contract](#)

11. RETURN ACTIVATED SLUDGE DISCHARGE PIPING REPLACEMENT AT ACTIVATED SLUDGE PLANT NO. 1, PROJECT NO. FE20-03 [2022-2670](#)

RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for Return Activated Sludge Discharge Piping Replacement at Activated Sludge Plant No. 1, Project No. FE20-03;
- B. Award a Construction Contract to GSE Construction Company Inc. for Return Activated Sludge Discharge Piping Replacement at Activated Sludge Plant No. 1, Project No. FE20-03, for a total amount not to exceed \$3,985,400;
- C. Approve a contingency of \$398,540 (10%); and

- D. Find that Return Activated Sludge Discharge Piping Replacement at Activated Sludge Plant No. 1, Project No. FE20-03 is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and authorize staff to file a Notice of Exemption with the OC Clerk-Recorder.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[FE20-03 Supplemental Attachment](#)
[FE20-03 Construction Contract](#)

12. ORANGE COUNTY SANITATION DISTRICT 2022 ASSET MANAGEMENT PLAN [2022-2671](#)

RECOMMENDATION:

Adopt the Orange County Sanitation District 2022 Asset Management Plan.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[2022 Asset Management Plan](#)

13. SUPERCRITICAL WATER OXIDATION DEMONSTRATION AT PLANT NO. 1, PROJECT NO. RE21-01 [2022-2672](#)

RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for Supercritical Water Oxidation Demonstration at Plant No. 1, Project No. RE21-01;
- B. Award a Construction Contract to Garney Pacific, Inc. for Supercritical Water Oxidation Demonstration at Plant No. 1, Project No. RE21-01, for a total amount not to exceed \$1,172,000;
- C. Approve a contingency of \$117,200 (10%); and
- D. Ratify that Supercritical Water Oxidation Demonstration at Plant No. 1, Project No. RE21-01 was previously approved and found to be exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and staff filed a Notice of Exemption with the OC Clerk-Recorder on November 23, 2021.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[RE21-01 Construction Contract](#)

14. TPAD DIGESTER FACILITY AT PLANT NO. 2, PROJECT NO. P2-128 [2022-2673](#)RECOMMENDATION:

- A. Consider, receive, and file the Addendum to the Final Program Environmental Impact report for Biosolids Master Plan for Project No. P2-128; and
- B. Approve the project modifications as identified and described in the Addendum to the Final Program Environmental Impact report for Biosolids Master Plan for Project No. P2-128 (Chapter 4.0, Table 2, pages 8).

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[Addendum to the Final Program Environmental Impact Report for Biosolids Master Plan for Project No. P2-128 \(Draft\)](#)
[Final Program Environmental Impact Report for Biosolids Master Plan, Project No. PS15-01](#)

15. UNINTERRUPTIBLE POWER SUPPLY IMPROVEMENTS AT PLANT NO. 1, PROJECT NO. P1-132 [2022-2674](#)RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for Uninterruptible Power Supply Improvements at Plant No. 1, Project No. P1-132;
- B. Approve a project budget increase of \$2,600,000 for Uninterruptible Power Supply Improvements at Plant No. 1, Project No. P1-132, for a new total project budget of \$9,600,000;
- C. Award a Construction Contract to LEED Electric, Inc. for Uninterruptible Power Supply Improvements at Plant No. 1, Project No. P1-132 for an amount not to exceed \$5,765,789;
- D. Approve a contingency of \$576,579 (10%); and
- E. Ratify that Uninterruptible Power Supply Improvements at Plant No. 1, Project No. P1-132 is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 and staff filed a Notice of Exemption with the OC Clerk-Recorder.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[P1-132 Construction Contract Presentation - P1-132 Award](#)

16. OPERATIONS AND MAINTENANCE FACILITY IMPROVEMENTS AT PLANT NO. 2, PROJECT NO. P2-138 [2022-2675](#)RECOMMENDATION:

- A. Approve a Professional Design Services Agreement with Stantec Architecture Inc. to provide engineering services for Operations and Maintenance Facility Improvements at Plant No. 2, Project No. P2-138, for an amount not to exceed \$7,914,529; and
- B. Approve a contingency of \$791,453 (10%).

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[P2-138 PDSA](#)
[Presentation - P2-138 PDSA](#)

17. ACTIVATED SLUDGE-1 AND SECONDARY CLARIFIER REHABILITATION, PROJECT NO. P1-140 [2022-2676](#)RECOMMENDATION:

- A. Approve a Professional Design Services Agreement with HDR Engineering, Inc., to provide engineering services for Activated Sludge-1 and Secondary Clarifier Rehabilitation, Project No. P1-140, for an amount not to exceed \$18,462,443;
- B. Approve a contingency of \$1,846,244 (10%); and
- C. Find that Activated Sludge-1 and Secondary Clarifier Rehabilitation, Project No. P1-140 is exempt from CEQA under the Class 1 categorical exemptions set forth in California Code of Regulations Section 15301 authorize staff to file a Notice of Exemption with the OC Clerk-Recorder.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[P1-140 PDSA](#)
[Presentation - P1-140 PDSA](#)

ADMINISTRATION COMMITTEE:**18. INVEST AND/OR REINVEST ORANGE COUNTY SANITATION DISTRICT'S FUNDS AND ADOPT INVESTMENT POLICY STATEMENT [2022-2677](#)****RECOMMENDATION:**

Adopt Resolution No. OC SAN 22-36, 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. OC SAN 21-22".

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[OC San Calendar Year 2022 Investment Policy Statement \(Redline\)](#)
[OC San Calendar Year 2023 Investment Policy Statement \(Clean\)](#)
[Proposed Resolution No. OC SAN 22-36](#)

19. CONTRACTING AQUATIC BIOASSAY & CONSULTING LABORATORIES, INC. FOR TAXONOMIC SERVICES [2022-2678](#)**RECOMMENDATION:**

A. Approve a General Services Contract to Aquatic Bioassay & Consulting Laboratories, Inc. to provide services for sample processing and taxonomic identification of ocean bottom-dwelling animals as required by Orange County Sanitation District's NPDES ocean discharge permit, Specification No. S-2022-1366BD, for a total amount not to exceed \$200,000 for the period beginning March 1, 2023, through February 29, 2024, with four (4) one-year renewal options; and

B. Approve an annual contingency of \$20,000 (10%).

Originator: Lan Wiborg

Attachments: [Agenda Report](#)
[S-2022-1366BD General Services Contract](#)

20. INTERNET FIREWALL UPGRADE [2022-2679](#)**RECOMMENDATION:**

A. Receive and file bid tabulation for Fortigate Firewall Upgrade, Specification No. E-2022-1363BD;

- B. Receive and file first Notice of Intent to Award dated October 13, 2022;
- C. Receive and file protest letter received from NH&A, LLC dated October 13, 2022 concerning the award to Xpert Solutions, Inc.;
- D. Receive and file second Notice of Intent to Award dated October 14, 2022;
- E. Receive and file second protest letter received from Xpert Solutions, Inc. dated October 18, 2022 concerning the award to NH&A, LLC;
- F. Receive and file Orange County Sanitation District's Protest Response Letter dated October 31, 2022;
- G. Approve a Purchase Order Contract to NH&A, LLC for the purchase of Fortigate Firewall Upgrade, Specification No. E-2022-1363BD, for a total amount not to exceed \$226,698 plus applicable sales tax;
- H. Approve four (4) optional one-year renewals for maintenance and support for an annual amount not to exceed \$80,458 plus applicable sales tax; and
- I. Approve a contingency of \$22,670 (10%) for the purchase upgrades and subsequent renewals.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[Bid Tabulation](#)
[Notice of Intent to Award 10-13-2022](#)
[Award Protest Request - NH&A 10-13-2022](#)
[Revised Notice of Intent to Award 10-14-2022](#)
[Opposition and Protest to Bid Award 10-18-2022](#)
[OC San Protest Response - E-2022-1363BD 10-31-2022](#)

21. NEW HEADQUARTERS AND INDUSTRIAL CONTROL SYSTEM NETWORK EQUIPMENT **2022-2680**

RECOMMENDATION:

- A. Approve a Purchase Order to ePlus Technology, Inc. for the purchase of information technology hardware (New Headquarters & Industrial Control System Network Equipment), Specification No. E-2022-1360BD, for a total amount not to exceed \$428,865, plus applicable sales tax and shipping; and
- B. Approve a contingency in the amount of \$42,886 (10%).

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)

22. ORANGE COUNTY SANITATION DISTRICT WASTEWATER REVENUE PROGRAM RATE STUDY [2022-2681](#)RECOMMENDATION:

Receive and file the Orange County Sanitation District's 2022 Wastewater Rates, Fees, and Charges Study completed by HDR Engineering, Inc.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[2022 OC San Rate Study \(Draft\)](#)
[Presentation - Rate Program Summary](#)

23. PROPOSITION 218 NOTIFICATIONS [2022-2682](#)RECOMMENDATION:

- A. Direct staff to prepare and mail Proposition 218 compliant notifications to affected property owners outlining a five-year regional sewer service fee schedule with annual increases of approximately 3.5 percent for fiscal years 2023-24 through 2027-28; and
- B. Authorize the General Manager to select a service provider for preparing, printing, and mailing the Proposition 218 compliant notifications and execute a Purchase Order for an amount not to exceed \$370,000.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)

24. DENALI WATER SOLUTIONS, LLC BIOSOLIDS HAULING SERVICES - SPECIFICATION NO. S-2020-1208BD - CONTINGENCY INCREASE [2022-2683](#)RECOMMENDATION:

Approve an additional 10% unit price per ton contingency (for a total of 20% unit price per ton contingency) for Denali Water Solutions, LLC Biosolids Hauling Services Specification No. S-2020-1208BD contract renewal to collect and haul Orange County Sanitation District's biosolids to the Inland Empire Regional Composting Facility and alternative sites for the period between January 1, 2023 through December 31, 2023.

Originator: Lan Wiborg

Attachments: [Agenda Report](#)
[Presentation - Denali Contingency Increase](#)

LEGISLATIVE AND PUBLIC AFFAIRS COMMITTEE:

None.

STEERING COMMITTEE:**25. GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON [2022-2686](#)****RECOMMENDATION:**

Authorize the Orange County Sanitation District to grant an easement to Southern California Edison (Document ID. TD1820057) for purposes of installation of underground electrical lines for the construction of the new pedestrian bridge to the Headquarters Complex at the corner of Ellis Avenue and Bandilier Circle in the City of Fountain Valley, APN No. 156-181-02, in a form approved by General Counsel.

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[SCE Easement](#)
[SCE Facilities Relocation Agreement](#)

26. LEGISLATIVE AND PUBLIC AFFAIRS COMMITTEE [2022-2687](#)**RECOMMENDATION:**

- A. Approve the sunseting of the Legislative and Public Affairs Committee, and move the consideration of legislative and public affairs matters to the Steering Committee; and
- B. Adopt Resolution No. OC SAN 22-37 entitled, "A Resolution of the Board of Directors of the Orange County Sanitation District establishing Rules of the Procedure for the Conduct of Business of the Orange County Sanitation District; and repealing Resolution No. OC SAN 21-04".

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[Resolution OC SAN 22-37 - Redline](#)
[Resolution OC SAN 22-37 - Clean](#)

NON-CONSENT:**27. CONTINUATION OF TELECONFERENCED PUBLIC MEETINGS [2022-2642](#)****RECOMMENDATION:**

Adopt Resolution No. OC SAN 22-38 entitled, "A Resolution of the Board of Directors of the Orange County Sanitation District authorizing the continuation of remote meetings pursuant to Government Code Section 54953".

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[Resolution No. OC SAN 22-38](#)

**28. NEWHOPE-PLACENTIA TRUNK SEWER REPLACEMENT, PROJECT [2022-2663](#)
NO. 2-72B & 2-72c**

RECOMMENDATION: Recommend to the Board of Directors to:

Receive, file, and deny the claim submitted by OHL USA, Inc. (OHL) dated November 22, 2022 for Newhope-Placentia Trunk Sewer Replacement, Project Nos. 2-72B and 2-72C.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[11-22-2022 OHL USA, Inc. Claim](#)

**29. PAYMENT OF ANNUAL NATIONAL POLLUTANT DISCHARGE AND [2023-2694](#)
ELIMINATION SYSTEM (NPDES) PERMIT FEES**

RECOMMENDATION:

Approve payment of \$828,779 for the annual National Pollutant Discharge Elimination System (NPDES) ocean discharge permit fees for Fiscal Year 2022-2023.

Originator: Lan Wiborg

Attachments: [Agenda Report](#)

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).

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)(2) [2022-2688](#)**

RECOMMENDATION: Convene in Closed Session:

Number of Potential Cases: 1

Claim received from OHL USA, Inc. re Contract No. 2-72 & 2-72C Newhope-Placentia Trunk Sewer Project.

Attachments: [Agenda Report](#)
[CS-1 GC Memo re OHL BOD 12-15-22](#)

CS-2 THREAT TO PUBLIC SERVICES OR FACILITIES - GOVERNMENT CODE SECTION 54957(a) [2022-2689](#)

RECOMMENDATION: Convene in Closed Session:

Conference with Information Technology Systems & Operations Manager regarding cyber security.

Attachments: [Agenda Report](#)
[CS-2 GC Memo re Cyber Security BOD 12-15-22](#)

CS-3 PUBLIC EMPLOYMENT - GOVERNMENT CODE SECTION 54957(b)(1) [2022-2690](#)

RECOMMENDATION: Convene in Closed Session:

Public Employment

Title: Appointment of General Manager.

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[CS-3 GC Memo re Appointment of GM BOD 12-15-22](#)

CS-4 CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION - GOVERNMENT CODE SECTION 54956.9(d)(1) [2022-2691](#)

RECOMMENDATION: Convene in Closed Session:

Number of Cases: 2

- A. Bayside Village Marina, LLC v. Orange County Sanitation District; Orange County Sanitation District Board of Directors; and Does 1-25, Inclusive, Superior Court of the State of California for the County of Orange - Central Justice Center Case No. 30-2021-01194238-CU-WM-CXC.

- B. Orange County Sanitation District, a public entity v. Bayside Village Marina, LLC, a limited liability company; Laguna Beach County Water District, a public entity; and Does 1-100, inclusive; and all Persons Unknown Claiming an Interest in the Property, Superior Court of California, County of Orange, Case No. 30-2022-01251890.

Attachments: [Agenda Report](#)
[CS-4A GC Memo re Bayside Village CEQA Existing Litigation Board 12-15-22](#)
[CS-4B GC Memo re Bayside Village Eminent Domain Existing Litigation Board 12-15-22](#)

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 Regular Meeting of the Board of Directors on January 25, 2023 at 6:00 p.m.