



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 suspends 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 OCSanClerk@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, February 23, 2021.

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.

February 17, 2021

NOTICE OF REGULAR MEETING

**BOARD OF DIRECTORS
ORANGE COUNTY SANITATION DISTRICT**

Wednesday, February 24, 2021 – 6:00 P.M.

ACCESSIBILITY FOR THE GENERAL PUBLIC

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:

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

The Regular Meeting of the Board of Directors of the Orange County Sanitation District will be held in the manner indicated above on Wednesday, February 24, 2021 at 6:00 p.m.



Clerk of the Board

Upcoming Meetings – MARCH 2021:

**Special Board Meeting (Strategic Plan) -
Steering Committee -
Board Meeting -**

**Wednesday, March 17, 2021 at 2:00 p.m.
Wednesday, March 24, 2021 at 5:00 p.m.
Wednesday, March 24, 2021 at 6:00 p.m.**

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, February 24, 2021 - 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 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 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 / (714) 593-7300
Asst. General Manager: Lorenzo Tyner, lttyner@ocsd.com / (714) 593-7550
Asst. General Manager: Rob Thompson, rthompson@ocsd.com / (714) 593-7310
Director of Human Resources: Celia Chandler, cchandler@ocsd.com / (714) 593-7202
Director of Engineering: Kathy Millea, kmillea@ocsd.com / (714) 593-7365
Director of Environmental Services: Lan Wiborg, lwiborg@ocsd.com / (714) 593-7450

CALL TO ORDER

Board Chairman David Shawver

INVOCATION AND PLEDGE OF ALLEGIANCE

Doug Chaffee, Board of Supervisors

ROLL CALL AND DECLARATION OF QUORUM

Clerk of the Board

1. APPOINTMENTS TO THE ORANGE COUNTY SANITATION DISTRICT BOARD OF DIRECTORS [2021-1460](#)

RECOMMENDATION:

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

Agency	Director	Alternate Director
City of Orange	Kim Nichols	Chip Monaco
Yorba Linda Water District	Brooke Jones	Phil Hawkins
Board of Supervisors	Doug Chaffee	Donald P. Wagner

Originator: Kelly Lore

PUBLIC COMMENTS:

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SPECIAL PRESENTATIONS:

2. COMMENDATIONS TO OUTGOING BOARD MEMBERS [2021-1496](#)

RECOMMENDATION:

CITY/AGENCY	DIRECTOR	ALTERNATE DIRECTOR
Orange	Mark Murphy	

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

[2021-1408](#)

RECOMMENDATION:

Approve Minutes of the Regular Meeting of the Board of Directors held January 27, 2021 and of the Special Board of Directors Meeting held February 4, 2021.

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[01-27-2021 Board Meeting Minutes](#)
[02-04-2021 Special Board Meeting Minutes - Orientation](#)

RECEIVE AND FILE:

4. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF JANUARY 2021

[2020-1328](#)

RECOMMENDATION: Receive and file the following:

Report of the Investment Transactions for the month of January 2021.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[Investment Transactions for January 2021](#)

5. COMMITTEE MEETING MINUTES

[2021-1477](#)

RECOMMENDATION: Receive and file the following:

- A. Minutes of the Legislative and Public Affairs Committee Meeting held November 9, 2020
- B. Minutes of the Steering Committee Meeting held November 18, 2020
- C. Minutes of the Operations Committee Meeting held December 2, 2020
- D. Minutes of the Administration Committee Meeting held December 9, 2020

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[11-09-2020 Legislative and Public Affairs Meeting Minutes](#)
[11-18-2020 Steering Committee Minutes](#)
[12-02-2020 Operations Committee Minutes](#)
[12-09-2020 Administration Committee Minutes](#)

OPERATIONS COMMITTEE:

6. DIGESTER FERRIC CHLORIDE PIPING REPLACEMENT AT PLANT NO. 1, PROJECT NO. P1-135 [2021-1480](#)

RECOMMENDATION:

- A. Receive and file Bid Tabulation and Recommendation for Digester Ferric Chloride Piping Replacement at Plant No. 1, Project No. P1-135;
- B. Award a Construction Contract to Performance Plumbing & Mechanical Inc., dba PPM Contracting, for Digester Ferric Chloride Piping Replacement at Plant No. 1 for a total amount not to exceed \$515,000; and
- C. Approve a contingency of \$51,500 (10%).

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[P1-135 Contract Agreement and Exhibit A Schedule of Prices](#)

7. TAFT BRANCH IMPROVEMENTS, PROJECT NO. 2-49 [2021-1482](#)

RECOMMENDATION:

- A. Approve a Professional Design Services Agreement with Woodard & Curran, Inc. to provide engineering services for Taft Branch Improvements, Project No. 2-49, for an amount not to exceed \$2,200,000; and
- B. Approve a contingency of \$220,000 (10%).

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[2-49 PDSA \(Final\)](#)
[PPP 2-49 PDSA](#)

8. BAY BRIDGE PUMP STATION REPLACEMENT, PROJECT NO. 5-67 [2021-1483](#)

RECOMMENDATION:

- A. Consider, receive, and certify the Environmental Impact Report for the Bay

Bridge Pump Station and Force Mains Replacement Project, Project No. 5-67, dated January 2021; and

- B. Adopt Resolution No. OC SAN 21-03, entitled: "A Resolution of the Board of Directors of the Orange County Sanitation District Certifying the Environmental Impact Report for the Bay Bridge Pump Station and Force Mains Replacement Project, Project No. 5-67; Adopting the Mitigation Monitoring Program; and Approving the Bay Bridge Pump Station and Force Mains Replacement Project, Project No. 5-67".

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[Resolution No. OC SAN 21-03](#)
[Resolution OC SAN 21-03 Exhibit A Facts and Findings FINAL](#)
[PPP 5-67 CEQA](#)

9. ENGINEERING PROGRAM CONTRACT PERFORMANCE REPORT [2021-1484](#)

RECOMMENDATION:

Receive and file the Engineering Program Contract Performance Report for the period ending December 31, 2020.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[CIP Contract Report 20201231](#)

ADMINISTRATION COMMITTEE:

10. GENERAL MANAGER APPROVED PURCHASES AND ADDITIONS TO THE PRE-APPROVED OEM SOLE SOURCE LIST [2021-1488](#)

RECOMMENDATION:

- A. Receive and file Orange County Sanitation District purchases made under the General Manager's authority for the period of October 1, 2020 to December 31, 2020; and
- B. Approve the following additions to the pre-approved OEM Sole Source List for the period of October 1, 2020 to December 31, 2020:
- FONTAINE-AQUANOX - Replacement Parts, Equipment and Service
 - GOOCH THERMAL SYSTEMS, INC - Spiral Heat Exchangers
 - HIDROSTAL, LLC - Pumps and Replacement Parts
 - RODNEY HUNT, INC. - Diversion Gates and Actuators
 - SMARTCOVER SYSTEMS - Sewer Level Monitors

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)

11. MID-YEAR CONSOLIDATED FINANCIAL REPORT FOR THE PERIOD ENDED DECEMBER 31, 2020 [2021-1489](#)

RECOMMENDATION:

Receive and file the Orange County Sanitation District Mid-Year Financial Report for the period ended December 31, 2020.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[FY 2020-21 Mid-Year Financial Report 12-31-2020](#)

12. BUSINESS ANALYSIS SERVICES FOR RESOURCE PROTECTION DIVISION [2021-1490](#)

RECOMMENDATION:

A. Award a Professional Consultant Services Agreement to EEC Environmental, Inc. for Pretreatment Program Consulting Services, for the procurement of Business Analysis services to document Resource Protection division business processes, Specification No. CS-2020-1167BD, for a total amount not to exceed \$385,625; and

B. Approve a contingency in the amount of \$38,563 (10%).

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[CS-2020-1167BD Final Contract](#)

LEGISLATIVE AND PUBLIC AFFAIRS COMMITTEE:

13. PUBLIC AFFAIRS STRATEGIC PLAN FOR FISCAL YEARS 2020-2022 MIDYEAR UPDATE [2021-1485](#)

RECOMMENDATION:

Receive and file the Public Affairs Strategic Plan for Fiscal Years 2020 - 2022 Midyear Update.

Originator: Jim Herberg

Attachments: [Agenda Report](#)
[Public Affairs Strategic Plan FY2020-2022](#)
[Communications Audit Report Executive Summary February 2020](#)
[Presentation](#)

14. PUBLIC AFFAIRS UPDATE FOR THE MONTHS OF NOVEMBER 2020 THROUGH JANUARY 2021 [2021-1486](#)

RECOMMENDATION:

Receive and file the Public Affairs Update for the months of November 2020 through January 2021.

Originator: Jim Herberg

Attachments: [Agenda Report](#)
[Outreach and Media Summary Report November 2020-January 2021](#)
[Presentation](#)

15. LEGISLATIVE AFFAIRS UPDATE FOR THE MONTHS OF NOVEMBER 2020 THROUGH JANUARY 2021 [2021-1487](#)

RECOMMENDATION:

Receive and file the Legislative Affairs Update for the months of November 2020 through January 2021.

Originator: Jim Herberg

Attachments: [Agenda Report](#)
[ENS Legislative Update](#)
[TPA Legislative Update](#)
[Grant Tracker 2021-2022](#)
[Presentation - ENS Legislative Update](#)
[Presentation - TPA Legislative Update](#)

STEERING COMMITTEE:

16. UPDATE TO THE ESTABLISHED RULES OF PROCEDURE FOR THE CONDUCT OF BUSINESS OF THE ORANGE COUNTY SANITATION DISTRICT [2021-1503](#)

RECOMMENDATION:

Adopt Resolution No. OC SAN 21-04 entitled, "A Resolution of the Board of Directors of the Orange County Sanitation District establishing Rules of Procedure for the Conduct of Business of the Orange County Sanitation District; and repealing

Resolution No. OC SAN 21-01”.

Originator: Jim Herberg

Attachments: [Agenda Report](#)
[OC SAN 21-04 Rules of Procedure - Redline](#)
[OC SAN 21-04 Rules of Procedure - Clean](#)

17. ESTABLISH BOARD OF DIRECTORS PROTOCOLS

[2021-1504](#)

RECOMMENDATION:

Adopt Resolution No. OC SAN 21-02 entitled, “A Resolution of the Board of Directors of the Orange County Sanitation District establishing Board of Directors Protocols”.

Originator: Jim Herberg

Attachments: [Agenda Report](#)
[OC SAN 21-02 - Protocols](#)

NON-CONSENT:

None.

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)(4)

[2021-1505](#)

RECOMMENDATION: Convene in Closed Session:

Number of Potential Cases: 1

Potential initiation of eminent domain litigation regarding property owned by Bayside Village Marina LLC.

Attachments: [Agenda Report](#)
[Memoranda from Legal Counsel re Bayside Village Marina Anticipated Litigation](#)

CS-2 CONFERENCE WITH LEGAL COUNSEL RE ANTICIPATED LITIGATION - GOVERNMENT CODE SECTION 54956.9(d)(2) [2021-1506](#)

RECOMMENDATION: Convene in Closed Session:

Number of Potential Cases: 1

Significant exposure to litigation: threatened CEQA litigation regarding environmental impact report for Bay Bridge Pump Station Project.

Attachments: [Agenda Report](#)
[Memoranda from Legal Counsel re Bay Bridge Pump Station Anticipated Litigation](#)

CS-3 CONFERENCE WITH LEGAL COUNSEL RE ANTICIPATED LITIGATION - GOVERNMENT CODE SECTION 54956.9(d)(2) [2021-1507](#)

RECOMMENDATION: Convene in Closed Session:

Number of Potential Cases: (1)

Significant exposure to litigation: Claim of Raul Palazuelos.

Attachments: [Agenda Report](#)
[Memoranda from Legal Counsel re Palazuelos Anticipated Litigation](#)

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 March 17, 2021 at 2:00 p.m.