

ORANGE COUNTY SANITATION DISTRICT

MINUTES

BOARD OF DIRECTORS

OCTOBER 28, 2020



**Board Room
Administration Building
10844 Ellis Avenue
Fountain Valley, CA 92708
(714) 593-7433**

CALL TO ORDER

A regular meeting of the Board of Directors of the Orange County Sanitation District was called to order by Board Chairman David Shawver on October 28, 2020 at 6:03 p.m. in the Administration Building. Director Fred Smith led the Pledge of Allegiance and Chair Shawver delivered the invocation. Chair Shawver announced 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

The Clerk of the Board declared a quorum present as follows:

- PRESENT:** Brad Avery, Allan Bernstein, Robert Collacott, Steve Jones, Brooke Jones, Peter Kim, Lucille Kring, Sandra Massa-Lavitt, Nelida Mendoza, Mark Murphy, Richard Murphy, Steve Nagel, Andrew Nguyen, Glenn Parker, Erik Peterson, Tim Shaw, David Shawver, Christina Shea, Jesus Silva, Fred Smith, Chad Wanke, John Withers and Mariellen Yarc
- ABSENT:** Doug Chaffee and James Ferryman

STAFF MEMBERS PRESENT: Jim Herberg, General Manager; Kelly Lore, Clerk of the Board; Al Garcia, and Tyler Ramirez were present in the Board Room. 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, Tina Knapp, and Wally Ritchie participated telephonically.

OTHERS PRESENT: Brad Hogin (General Counsel) was present in the Board Room.

PUBLIC COMMENTS:

None.

SPECIAL PRESENTATIONS:

Director of Engineering Kathy Millea presented a 20-year employee service award to Elizabeth Lapite, Administrative Assistant, Division 770.

Assistant General Manager Lorenzo Tyner presented a 30-year employee service award to Clarice Marcin, Senior Contracts Administrator, Division 230.

Ken Wong, Operations Supervisor, who could not be in attendance, was also recognized.

REPORTS:

Chair Shawver stated the OCSD State of the District meeting will be held this Friday from 9 a.m. to 10 a.m.; the November Administration Committee meeting will be held on Tuesday, November 10 as November 11 (Veterans Day) is an observed OCSD holiday; the November Steering and Board Meetings will be held one week early, on November 18th, as November 26th (Thanksgiving) and 27th are observed OCSD holidays; and during the November 18th

Board Meeting several outgoing Board members who term out this year will be recognized.

Chair Shawver also reminded the Board that they should receive talking points regarding OCSD activities for use while reporting out to your councils, boards, and community groups by tomorrow.

General Manager Jim Herberg provided a COVID-19 update noting that one additional employee tested positive last week, making this the second case at OCSD in the last month and the 12th case in total. He stated that his weekly email providing regular pandemic updates will be sent tomorrow. Mr. Herberg stated that a FEMA funding request had been submitted for \$188,000 which includes COVID-19 expenses through the end of July and a subsequent package will be submitted to include expenses for August through September 14, which is the cutoff date established by FEMA.

Mr. Herberg reported on status of staff and operations during the current fires in Orange County. Neither OCSD staff or operations have been directly impacted with the expectation of home evacuations, and work stoppage at the Crystal Cove Pump Station due to smoke exposure and air quality concerns. He stated that OCSD reached out to Irvine Ranch Water District and Yorba Linda Water District to offer assistance should it be needed.

Mr. Herberg indicated that the National Association of Clean Water Agencies has awarded OCSD the Excellence in Management Gold Recognition because of our commitment to sustainable, successful programs that exemplify the attributes of an effectively managed utility.

Mr. Herberg stated that the 2019-2020 OCSD Annual Report is now available electronically and will be shared via email with all the registered attendees for the State of the District event on Friday, October 30th. Please notify the Clerk of the Board if you have any questions.

CONSENT CALENDAR:

1. APPROVAL OF MINUTES

[2020-1286](#)

Originator: Kelly Lore

MOVED, SECONDED, AND DULY CARRIED TO:

Approve Minutes of the Regular Meeting of the Board of Directors held September 23, 2020.

- AYES:** Brad Avery, Allan Bernstein, Robert Collacott, Steve Jones, Brooke Jones, Peter Kim, Lucille Kring, Sandra Massa-Lavitt, Nelida Mendoza, Mark Murphy, Richard Murphy, Steve Nagel, Andrew Nguyen, Glenn Parker, Erik Peterson, Tim Shaw, David Shawver, Christina Shea, Jesus Silva, Fred Smith, Chad Wanke, John Withers and Mariellen Yarc
- NOES:** None
- ABSENT:** Doug Chaffee and James Ferryman
- ABSTENTIONS:** None

RECEIVE AND FILE:**2. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF SEPTEMBER 2020 [2020-1100](#)**

Originator: Lorenzo Tyner

WITHOUT OBJECTION, ACTION TAKEN TO: Receive and file the following:

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

3. COMMITTEE MEETING MINUTES [2020-1288](#)

Originator: Kelly Lore

WITHOUT OBJECTION, ACTION TAKEN TO: Receive and file the following:

- A. Minutes of the Steering Committee Meeting held August 26, 2020
- B. Minutes of the Operations Committee Meeting held September 2, 2020
- C. Minutes of the GWRS Steering Committee Meeting held July 13, 2020

OPERATIONS COMMITTEE:**4. COATING INSPECTION AND CORROSION TESTING SERVICES [2020-1280](#)**

Originator: Kathy Millea

MOVED, SECONDED, AND DULY CARRIED TO:

Approve an Amendment to the Professional Services Agreements with On-Site Technical Services, Inc. and CSI Services, Inc. to provide on-call Coating Inspection and other Corrosion Testing Services for Collection System and Treatment Plant projects, PSA2019-001, for an additional amount not to exceed \$75,000 each, for a total contract amount of \$275,000 each.

AYES: Brad Avery, Allan Bernstein, Robert Collacott, Steve Jones, Brooke Jones, Peter Kim, Lucille Kring, Sandra Massa-Lavitt, Nelida Mendoza, Mark Murphy, Richard Murphy, Steve Nagel, Andrew Nguyen, Glenn Parker, Erik Peterson, Tim Shaw, David Shawver, Christina Shea, Jesus Silva, Fred Smith, Chad Wanke, John Withers and Mariellen Yarc

NOES: None

ABSENT: Doug Chaffee and James Ferryman

ABSTENTIONS: None

5. PROCURE SIX SPIRAL HEAT EXCHANGERS FOR PLANT NO. 2 DIGESTERS C, D, E, F, G & H [2020-1281](#)

Originator: Rob Thompson

MOVED, SECONDED, AND DULY CARRIED TO:

A. Approve a Sole Source Purchase Order to Saddleback Environmental Equipment for the procurement of six Gooch Thermal Spiral Heat Exchangers for Plant No. 2 Digesters C, D, E, F, G, and H for a total amount not to exceed \$187,500, plus applicable sales tax and freight; and

B. Approve a contingency of \$18,750 (10%).

AYES: Brad Avery, Allan Bernstein, Robert Collacott, Steve Jones, Brooke Jones, Peter Kim, Lucille Kring, Sandra Massa-Lavitt, Nelida Mendoza, Mark Murphy, Richard Murphy, Steve Nagel, Andrew Nguyen, Glenn Parker, Erik Peterson, Tim Shaw, David Shawver, Christina Shea, Jesus Silva, Fred Smith, Chad Wanke, John Withers and Mariellen Yarc

NOES: None

ABSENT: Doug Chaffee and James Ferryman

ABSTENTIONS: None

6. OPERATIONS AND MAINTENANCE COATING REHABILITATION PROGRAM ON-CALL SERVICES CONTRACT [2020-1282](#)

Originator: Rob Thompson

MOVED, SECONDED, AND DULY CARRIED TO:

A. Approve an On-Call Service Contract for the Operations and Maintenance Coating Rehabilitation Program with Techno Coatings, Inc., per Specification No. S-2020-1191BD, for a total amount not to exceed \$329,925 per year, for the period of December 1, 2020 through November 30, 2021, with four optional one-year renewals; and

B. Approve an annual contingency of \$65,985 (20%).

- AYES:** Brad Avery, Allan Bernstein, Robert Collacott, Steve Jones, Brooke Jones, Peter Kim, Lucille Kring, Sandra Massa-Lavitt, Nelida Mendoza, Mark Murphy, Richard Murphy, Steve Nagel, Andrew Nguyen, Glenn Parker, Erik Peterson, Tim Shaw, David Shawver, Christina Shea, Jesus Silva, Fred Smith, Chad Wanke, John Withers and Mariellen Yarc
- NOES:** None
- ABSENT:** Doug Chaffee and James Ferryman
- ABSTENTIONS:** None

ADMINISTRATION COMMITTEE:

None.

LEGISLATIVE AND PUBLIC AFFAIRS COMMITTEE:

None.

STEERING COMMITTEE:

7. UPDATES TO BIOSOLIDS ACCOUNT POOL LANGUAGE [2020-1308](#)

Originator: Lan Wiborg

MOVED, SECONDED, AND DULY CARRIED TO:

Authorize the General Manager to amend biosolids management contracts in the Biosolids Account Pool (BAP) to move funds from one contract to another within the BAP, as necessary due to anticipated changes in climate, regulations, contractor performance, or to realize operational and financial efficiencies; with the total of all contracts not to exceed the Board authorized annual amount of \$19,000,000.

- AYES:** Brad Avery, Allan Bernstein, Robert Collacott, Steve Jones, Brooke Jones, Peter Kim, Lucille Kring, Sandra Massa-Lavitt, Nelida Mendoza, Mark Murphy, Richard Murphy, Steve Nagel, Andrew Nguyen, Glenn Parker, Erik Peterson, Tim Shaw, David Shawver, Christina Shea, Jesus Silva, Fred Smith, Chad Wanke, John Withers and Mariellen Yarc
- NOES:** None
- ABSENT:** Doug Chaffee and James Ferryman
- ABSTENTIONS:** None

NON-CONSENT ITEMS:

None.

INFORMATION ITEMS:

None.

AB 1234 DISCLOSURE REPORTS:

Board Chair Shawver reported that he attended the GWRS Steering Committee meeting and the BCI Water Summit this month.

CLOSED SESSION:

It was determined that the Closed Session was not needed so the Board of Directors did not convene in Closed Session.

**CS-1 CONFERENCE WITH REAL PROPERTY NEGOTIATORS -
GOVERNMENT CODE SECTION 54956.8**[2020-1305](#)

Originator: Lorenzo Tyner

At the request of staff, Item CS-1 was not heard.

Property: 7292 Slater Avenue Huntington Beach, CA - APN No. 110-010-39

Agency negotiators: General Manager, Jim Herberg; Assistant General Manager, Lorenzo Tyner; and Assistant General Manager, Rob Thompson.

Negotiating parties: Northington Huntington Beach Investors LLC

Under negotiation: Price and terms of payment

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

None.

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

None.

BOARD OF DIRECTORS INITIATED ITEMS FOR A FUTURE MEETING:

None.

ADJOURNMENT:

At 6:29 p.m., Chair Shawver adjourned the meeting until the Special Meeting of the Board of Directors - State of the District to be held on October 30, 2020 at 9:00 a.m.

Submitted by:

Kelly A. Lore, MMC
Clerk of the Board