



SPECIAL NOTICE

PUBLIC ATTENDANCE & PARTICIPATION AT PUBLIC MEETINGS

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

As a convenience for the public, the meeting may also be accessed live via Teams on your computer or similar device or web browser using the link below. As this is an in-person meeting and the Teams component is not required, but rather is being offered as a convenience, if there are any technical issues during the meeting, the meeting will continue and will not be suspended.

[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: 637 744 777#

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!

March 16, 2023

NOTICE OF REGULAR MEETING

**BOARD OF DIRECTORS
ORANGE COUNTY SANITATION DISTRICT**

Wednesday, March 22, 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, March 22, 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, March 22, 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, ltynere@ocsan.gov / (714) 593-7550
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 Scott Minikus (City of Cypress)

ROLL CALL AND DECLARATION OF QUORUM

Clerk of the Board

PUBLIC COMMENTS:

Your participation is always welcome. Specific information as to how to participate in a 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 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.

SPECIAL PRESENTATIONS:**1. EMPLOYEE SERVICE AWARDS**[2023-2865](#)**20-year Service Awards**

Adam Nazaroff, Engineering Supervisor - Division 770

Warren Sternin, IT Supervisor - Division 250

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.

- Report from General Counsel - Meeting Reminders

PUBLIC HEARING:**2. PROPOSED ORDINANCE NO. OC SAN-58 ADOPTING REGIONAL SEWER SERVICE CHARGES**[2023-2839](#)**RECOMMENDATION:**

- A. Conduct a Public hearing under Proposition 218 for Proposed Multi-Year Regional Sewer Service Charges and under Health and Safety Code Section 5473.1 for collection of charges on the tax roll.

- Open Public Hearing
- Receive Public Comment
- Close Public Hearing

- B. Direct the Clerk of the Board to tabulate the results of the protest received and report the number of protests to the Board of Directors.

If no majority protest:

- C. Motion to read Ordinance No. OC SAN-58 by title only and waive second reading of said entire ordinance.
- D. Adopt Ordinance No. OC SAN-58, entitled: "An Ordinance of the Board of Directors of Orange County Sanitation District Adopting Regional Sewer Service Charges and Repealing Ordinance No. OCSD-49"; and
- E. Adopt Resolution No. OC SAN 23-10, entitled: "A Resolution of the Board of Directors of the Orange County Sanitation District Directing the County Tax Collector-Treasurer to Include Regional Sanitary Sewer Service Charges on the Tax Roll for Fiscal Years 2023-2024 Through 2027-2028."

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[Ordinance No. OC SAN-58](#)
[OC SAN 23-10 Authorize Charges on Tax Roll](#)
[Cost Savings Measures Memo](#)
[Correspondence received to date in response to Proposition 218 notification to parcel owners](#)

3. PROPOSED ORDINANCE NO. OC SAN-59 ADOPTING CAPITAL FACILITIES CAPACITY CHARGES [2023-2840](#)

RECOMMENDATION:

- A. Conduct a Public Hearing for Capital Facilities Capacity Charges:
- Open Public Hearing
 - Receive Public Comment
 - Close Public Hearing
- B. Motion to read Ordinance No. OC SAN-59 by title only and waive second reading of said entire Ordinance; and
- C. Adopt Ordinance No. OC SAN-59, entitled: "An Ordinance of the Board of Directors of the Orange County Sanitation District Adopting Capital Facilities Capacity Charges, and Repealing Ordinance No. OC SAN-57".

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[Ordinance No. OC SAN-59](#)

4. PROPOSED ORDINANCE NO. OC SAN-60 ADOPTING MISCELLANEOUS CHARGES AND FEES RELATING TO INDUSTRIAL DISCHARGERS, SOURCE CONTROL PERMITTEES AND WASTEHAULERS [2023-2842](#)

RECOMMENDATION:

- A. Conduct a Public Hearing for Proposed Miscellaneous Charges and Fees relating to Industrial Dischargers, Source Control Permittees, and Waste haulers;
 - Open Public Hearing
 - Receive Public Comment
 - Close Public Hearing
- B. Motion to read Ordinance No. OC SAN-60 by title only and waive second reading of said entire Ordinance; and
- C. Adopt Ordinance No. OC SAN-60 entitled, "An Ordinance of the Board of Directors of Orange County Sanitation District Adopting Miscellaneous Charges and Fees Relating to Industrial Dischargers, Source Control Permittees and Waste haulers and Repealing Ordinance No. OCSD-51.

Originator: Lorenzo Tyner

Attachments: [Agenda Report](#)
[Ordinance No. OC SAN-60](#)

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.

5. APPROVAL OF MINUTES [2023-2833](#)

RECOMMENDATION:

Approve minutes of the Special meetings of the Board of Directors on February 15, 2023 and February 16, 2023 and the Regular meeting of the Board of Directors held February 22, 2023.

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[02-15-2023 Special Board Meeting Minutes](#)
[02-16-2023 Special Board Meeting Minutes](#)
[02-22-2023 Board Meeting Minutes](#)

RECEIVE AND FILE:**6. COMMITTEE MEETING MINUTES****[2023-2723](#)****RECOMMENDATION:** Receive and file the following:

- A. Minutes of the Steering Committee Meeting held January 25, 2023
- B. Minutes of the Operations Committee Meeting held February 1, 2023
- C. Minutes of the Administration Committee Meeting held February 8, 2023

Originator: Kelly Lore**Attachments:** [Agenda Report](#)
[01-25-2023 Steering Committee Minutes](#)
[02-01-2023 Operations Committee Minutes](#)
[02-08-2023 Administration Committee Minutes](#)**7. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF FEBRUARY 2023****[2023-2800](#)****RECOMMENDATION:** Receive and file the following:

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

Originator: Lorenzo Tyner**Attachments:** [Agenda Report](#)
[Report of the Investment Transactions - February 2023](#)**OPERATIONS COMMITTEE:****8. CHEMICAL SYSTEMS REHABILITATION AT PLANT NO. 2, PROJECT NO. P2-135****[2023-2859](#)****RECOMMENDATION:**

- A. Find that Chemical Systems Rehabilitation at Plant No. 2, Project No. P2-135 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;
- B. Approve a Professional Design Services Agreement with Lee & Ro, Inc. to provide engineering services for Chemical Systems Rehabilitation at Plant No. 2, Project No. P2-135, for an amount not to exceed \$862,328; and
- C. Approve a contingency of \$86,233 (10%).

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[P2-135 Professional Design Services Agreement Package](#)

9. REPLACEMENT OF GAS FLARE PIPING AT PLANT NO. 2 [2023-2860](#)

RECOMMENDATION:

Approve a contingency increase of \$65,550 (23%) to the Purchase Order Contract with Vicon Enterprise, Inc. for the replacement of digester gas piping at Plant No. 2, Specification No. S-2022-1365BD, for a new total contingency amount of \$94,050 (33%).

Originator: Riaz Moinuddin

Attachments: [Agenda Report](#)
[Digester Gas Piping Photos-Supplemental Attachment](#)

10. ENGINEERING PROGRAM CONTRACT PERFORMANCE REPORT [2023-2861](#)

RECOMMENDATION:

Receive and file the Engineering Program Contract Performance Report for the period ending December 31, 2022.

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[Contract Performance Report Period Ending 12/31/2022](#)

11. URBAN RUNOFF OPTIMIZATION STUDY, PROJECT NO. PS21-06 [2023-2862](#)

RECOMMENDATION:

A. Find that the Urban Runoff Optimization Study, Project No. PS21-06 is exempt from CEQA under the statutory exemptions set forth in California Code of Regulations Section 15262 and authorize staff to file a Notice of Exemption with the OC Clerk-Recorder;

B. Approve a Professional Services Agreement with Michael Baker International, Inc. to provide engineering services for the Urban Runoff Optimization Study, Project No. PS21-06, for an amount not to exceed \$711,230; and

C. Approve a contingency of \$71,123 (10%).

Originator: Kathy Millea

Attachments: [Agenda Report](#)
[PS21-06 Professional Services Agreement Presentation - PS21-06 Urban Runoff PSA](#)

**12. REGIONAL ODOR AND CORROSION CONTROL SERVICES (ROCCS) [2023-2863](#)
PROGRAM, SPECIFICATION NO.C-2017-899BD - CONTINGENCY
INCREASE**

RECOMMENDATION:

Approve a chemical unit price contingency increase of \$398 per dry ton (an additional 40% of the base price) to the Ferrous Chloride contract with Hill Brothers Chemical Company for the remainder of the term, July 1, 2022 through June 30, 2023. The new unit price will not exceed \$1,397 per dry ton (\$1,297 for the product, plus \$100 for freight).

Originator: Riaz Moinuddin

Attachments: [Agenda Report](#)

13. PURCHASE OF LIQUID FERRIC CHLORIDE [2023-2864](#)

RECOMMENDATION:

- A. Approve a Chemical Supplier Agreement with Penccco, Inc. for the purchase of liquid ferric chloride, Specification No. C-2023-1381BD, for the period beginning May 1, 2023 through October 31, 2023, for a unit price of \$1,250 per dry ton delivered, plus applicable sales tax, for a total six-month estimate of \$2,500,000;
- B. Approve a Chemical Supplier Agreement with Kemira Water Solutions, Inc. for the purchase of liquid ferric chloride, Specification No. C-2023-1381BD, for the period beginning May 1, 2023 through October 31, 2023, for a unit price of \$1,153.97 per dry ton delivered, plus applicable sales tax, for a total six-month estimate of \$1,730,955;
- C. Approve the option to renew the Chemical Supplier Agreement with Penccco, Inc. over a five-year period beginning May 1, 2023 through April 30, 2028 with renewal terms not to exceed a 12-month term, and renewal adjustments of unit pricing not to exceed a unit price of \$1,562.50 per dry ton delivered (25%); and
- D. Approve the option to renew the Chemical Supplier Agreement with Kemira Water Solutions, Inc. over a five-year period beginning May 1, 2023 through April 30, 2028 with renewal terms not to exceed a 12-month term, and renewal adjustments of unit pricing not to exceed a unit price of \$1,442.46 per dry ton delivered (25%).

Originator: Riaz Moinuddin

Attachments: [Agenda Report](#)
[C-2023-1381BD CHEMICAL SUPPLIER AGREEMENT-
PENCCO INC](#)
[C-2023-1381BD CHEMICAL SUPPLIER AGREEMENT-
KEMIRA WATER SOLUTIONS INC](#)

ADMINISTRATION COMMITTEE:

14. **UPDATE TO RECORDS MANAGEMENT PROGRAM PROCEDURES AND RECORDS RETENTION SCHEDULE RESOLUTION** [2023-2873](#)

RECOMMENDATION:

Adopt Resolution No. OC SAN 23-08, entitled: "A Resolution of the Board of Directors of the Orange County Sanitation District Adopting the Records Management Program Procedures and Records Retention Schedule, Authorizing Destruction of Obsolete Records, and Repealing Resolution No. OC SAN 22-10".

Originator: Kelly Lore

Attachments: [Agenda Report](#)
[Resolution No. OC SAN 23-08](#)
[Records Management Procedure Manual with RRS - Redline 03-15-23](#)
[Records Management Procedure Manual with RRS - Clean 03-15-23](#)

15. **UPDATES TO ORANGE COUNTY SANITATION DISTRICT PERSONNEL POLICIES AND PROCEDURES** [2023-2874](#)

RECOMMENDATION:

Adopt Resolution No. OC SAN 23-09, entitled: "A Resolution of the Board of Directors of the Orange County Sanitation District adopting a Board of Directors Personnel Policies and Procedures Manual providing for Classification, Compensation, and Other Terms, Conditions, Policies, and Procedures Governing Employment of Orange County Sanitation District Employees; and Repealing Resolution No. OCSD 18-18 and Resolution No. OC SAN 22-07 and all other Amendments Affecting These Policies".

Originator: Celia Chandler

Attachments: [Agenda Report](#)
[Resolution No. OC SAN 23-09 - HR Policies and Procedures](#)
[OC San Personnel Policies and Procedures - Redline](#)
[OC San Personnel Policies and Procedures - Clean](#)

STEERING COMMITTEE:

16. **LEGISLATIVE AFFAIRS UPDATE FOR THE MONTH OF FEBRUARY 2023** [2023-2882](#)

RECOMMENDATION:

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

Originator: Rob Thompson

Attachments: [Agenda Report](#)
[Federal Update - ENS Resources](#)
[State Update - Townsend Public Affairs](#)
[Federal Legislative Matrix - ENS Resources](#)
[State Legislative Matrix - Townsend Public Affairs](#)

17. PUBLIC AFFAIRS UPDATE FOR THE MONTH OF FEBRUARY 2023 [2023-2883](#)

RECOMMENDATION:

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

Originator: Rob Thompson

Attachments: [Agenda Report](#)
[Outreach Report - February 2023](#)

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).

- 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)

[2023-2880](#)

RECOMMENDATION: Convene in Closed Session:

Number of Potential Cases: 1

Potential initiation of litigation regarding Miller-Holder Rhone Lane Easement.

Attachments: [Agenda Report](#)
[Board of Directors Closed Session Memo re Miller-Holder Rhone Lane Easement 3-22-23](#)

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 March 29, 2023 at 3:00 p.m.