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**CALL TO ORDER**

A regular meeting of the Steering Committee of the Orange County Sanitation District was called to order by Board Chairman John Withers on Wednesday, December 15, 2021 at 5:02 p.m. in the Administration Building of the Orange County Sanitation District. Chair Withers stated that the meeting was being held telephonically and via Internet accessibility in accordance with new provisions in California Government Code Section 54953 and Resolution No. OC SAN 21-20, due to the continued State of Emergency Order. Chair Withers announced the teleconference meeting guidelines and led the Pledge of Allegiance.

**ROLL CALL AND DECLARATION OF QUORUM:**

Roll call was taken and a quorum was declared present, as follows:

- PRESENT:** John Withers, Chad Wanke, Ryan Gallagher, Brooke Jones, Jesus Silva and Glenn Parker  
**ABSENT:** Sandra Massa-Lavitt

**STAFF PRESENT:** Kelly Lore, Clerk of the Board, and Brian Engeln were present in the Board Room. Jim Herberg, General Manager; Rob Thompson, Assistant General Manager; Lorenzo Tyner, Assistant General Manager; Celia Chandler, Director of Human Resources; Kathy Millea, Director of Engineering; Lan Wiborg, Director of Environmental Services; Jennifer Cabral; Mortimer Caparas; Rudy Davila; Martin Dix; Tina Knapp; Laura Maravilla; Jeff Mohr; Andrew Nau; Wally Ritchie; Thomas Vu; and Ruth Zintzun were in attendance telephonically.

**OTHERS PRESENT:** Brad Hogin, General Counsel, was present in the Board Room; and Daniel Fears, Special Counsel, was in attendance telephonically.

**PUBLIC COMMENTS:**

None.

**REPORTS:**

Chair Withers reported on Director Silva's request from the last Steering Committee meeting regarding looking into fair market value as it relates to appraisals for public land for purchase indicating that he has requested that staff provide an update to the Legislative and Public Affairs Committee in February 2022.

Chair Withers also announced that Chris Palmer from CSDA will be in attendance at the Board meeting to present OC San with the District Transparency Certificate of Excellence.

General Manager Jim Herberg provided a brief update on the Headquarters Building construction project and stated that an additional information item will be brought to the Steering Committee meeting in January 2022.

*Board Vice-Chair Wanke appeared to be away from his computer at 5:05 p.m.*

### **CONSENT CALENDAR:**

#### **1. APPROVAL OF MINUTES**

[2021-2006](#)

**Originator:** Kelly Lore

MOVED, SECONDED, AND DULY CARRIED TO:

Approve Minutes of the Regular Meeting of the Steering Committee held November 17, 2021.

**AYES:** John Withers, Ryan Gallagher, Brooke Jones, Jesus Silva and Glenn Parker

**NOES:** None

**ABSENT:** Chad Wanke and Sandra Massa-Lavitt

**ABSTENTIONS:** None

### **NON-CONSENT:**

#### **2. DIRECT ACCESS ENERGY PURCHASE PROGRAM**

[2021-2032](#)

**Originator:** Rob Thompson

Assistant General Manager Rob Thompson provided a brief update to the item.

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

- A. Approve Orange County Sanitation District's participation in the Southern California Edison Direct Access Program;
- B. Authorize the General Manager to select an energy service provider and execute a Direct Access Purchase Contract with a registered vendor for the period of January 11, 2022 to June 30, 2022, in a form approved by General Counsel; and
- C. Direct staff to initiate the procurement of a long-term direct access purchase agreement for continuation of service, for Board approval by June 30, 2022.

**AYES:** John Withers, Ryan Gallagher, Brooke Jones, Jesus Silva and Glenn Parker

**NOES:** None

**ABSENT:** Chad Wanke and Sandra Massa-Lavitt

**ABSTENTIONS:** None

**3. BAY BRIDGE PUMP STATION FORCE MAIN ISOLATION VALVE REPLACEMENT, PROJECT NO. FRC-0013** [2021-1923](#)

**Originator:** Kathy Millea

Director of Engineering Kathy Millea explained the project and the need for the additional contingency.

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

Ratify approval of a contingency increase of \$52,118 (18%) to the Emergency Repair Service Contract with Charles King Company for Bay Bridge Pump Station Force Main Isolation Valve Replacement, Project No. FRC-0013, for a total contingency of \$196,911 (68%).

**AYES:** John Withers, Ryan Gallagher, Brooke Jones, Jesus Silva and Glenn Parker

**NOES:** None

**ABSENT:** Chad Wanke and Sandra Massa-Lavitt

**ABSTENTIONS:** None

**INFORMATION ITEMS:**

None.

**DEPARTMENT HEAD REPORTS:**

None.

**CLOSED SESSION:**

**CONVENED IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1).**

The Committee convened in closed session at 5:19 p.m. Confidential minutes of the Closed Session have been prepared in accordance with the above Government Code Section 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 LEGAL COUNSEL RE EXISTING LITIGATION - [2021-2036](#)  
GOVERNMENT CODE SECTION 54956.9(d)(1)**

CONVENED IN CLOSED SESSION:

Number of Cases: 1

Arlin Blazevic v. Orange County Sanitation District; Natasha Dubrovski; Lorenzo Tyner; and Does 1-100, inclusive, Superior Court of California, County of Orange, Case No. 30-2020-01149812-CU-WT-CJC.

**RECONVENED IN REGULAR SESSION.**

The Committee reconvened in regular session at 5:41 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 Withers declared the meeting adjourned at 5:42 p.m. to the next Regular Steering Committee meeting to be held on Wednesday, January 26, 2022 at 5:00 p.m.

Submitted by:

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Kelly A. Lore, MMC  
Clerk of the Board