

ORANGE COUNTY SANITATION DISTRICT

MINUTES

BOARD OF DIRECTORS

JULY 27, 2022



**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 Chad Wanke on Wednesday, July 27, 2022 at 6:02 p.m. in the Administration Building of the Orange County Sanitation District. Vice-Chair Gallagher led the Pledge of Allegiance.

ROLL CALL AND DECLARATION OF QUORUM

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

PRESENT: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

ABSENT: None

STAFF PRESENT: Kelly Lore, Clerk of the Board, and Mo Abiodun were present in the Board Room. Jim Herberg, General Manager; Rob Thompson, Assistant General Manager; Lorenzo Tyner, Assistant General Manager; Kathy Millea, Director of Engineering; Riaz Moinuddin, Director of Operations and Maintenance; Lan Wiborg, Director of Environmental Services; Janine Aguilar; Stephanie Barron; Marc Brown; Jennifer Cabral; Tanya Chong; Thys DeVries; Mike Dorman; John Frattali; Dave Halverson; Tina Knapp; Laura Maravilla; Tom Meregillano; Rob Michaels; Andrew Nau; Wally Ritchie; Kevin Schuler; Thomas Vu; Eros Yong; and Ruth Zintzun were in attendance telephonically.

OTHERS PRESENT: Brad Hogin, General Counsel, was present in the Board Room. Chief Negotiator Laura Kalty, Liebert Cassidy Whitmore; Ana Laliberte and Brent Graham, Alliant; and Cuc Kim were in attendance telephonically.

PUBLIC COMMENTS:

None.

SPECIAL PRESENTATIONS:**1. EMPLOYEE SERVICE AWARDS**

[2022-2434](#)

Originator: Kelly Lore

Chair Wanke and Director of Engineering Kathy Millea recognized the following:

25-year Service Award

Dave Halverson, Engineering Supervisor - Division 760

20-year Service Award

Stephanie Archie, Administrative Assistant - Division 710

REPORTS:

Chair Wanke announced that an updated Resolution to continue teleconferencing of public meetings is on the agenda tonight and, based on legal counsel's review, virtual meetings may continue for the next 30 days if this Resolution is adopted by the Board of Directors.

Chair Wanke reminded the Directors that mandatory sexual harassment prevention training, conducted by Woodruff's office, will be held virtually on Wednesday, August 10, 2022 at 2:00 p.m.

Chair Wanke stated that tomorrow the Directors and Alternate Directors will receive talking points regarding OC San activities for use while reporting to their councils, boards, and community groups.

General Manager Jim Herberg stated that the Clerk will be sending out an Audit Planning Communication to the Directors from OC San's new auditors, Davis Farr. This letter will provide information regarding the scope and timing of the audit.

Mr. Herberg announced the promotion of Justin Fenton from Engineering Supervisor to Engineering Manager in the Planning Division.

Mr. Herberg requested that Board adjourn tonight's meeting in memory of Brian Bingman. Brian retired in March after 25 years of service at OC San. He was an essential part of the Engineering Department, most recently as Engineering Supervisor for the Construction Management Division. He unexpectedly passed away on Saturday, at the young age of 54. He is survived by his wife Deirdre, who is also a part of the OC San family, and their two sons.

CONSENT CALENDAR:**2. APPROVAL OF MINUTES**[**2022-2426**](#)

Originator: Kelly Lore

MOVED, SECONDED, AND DULY CARRIED TO:

Approve Minutes of the Regular Board of Directors Meeting held June 22, 2022 and the Special Board of Directors Meeting held July 13, 2022.

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Brad Avery

ABSTENTIONS: Dan Kalmick (Alternate)

RECEIVE AND FILE:**3. REPORT OF THE INVESTMENT TRANSACTIONS FOR THE MONTH OF JUNE 2022** [2021-2017](#)

Originator: Lorenzo Tyner

WITHOUT OBJECTION ACTION TAKEN TO RECEIVE AND FILE THE FOLLOWING:

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

4. COMMITTEE MEETING MINUTES [2022-2062](#)

Originator: Kelly Lore

WITHOUT OBJECTION ACTION TAKEN TO RECEIVE AND FILE THE FOLLOWING:

- A. Minutes of the Legislative and Public Affairs Committee Meeting held May 9, 2022
- B. Minutes of the Steering Committee Meeting held May 25, 2022
- C. Minutes of the Operations Committee Meeting held June 1, 2022
- D. Minutes of the Administration Committee Meeting held June 8, 2022

OPERATIONS COMMITTEE:**5. REBUILD SHOP FUME EXTRACTOR INSTALLATION AT PLANT NO. 1, PROJECT NO. FE19-12** [2022-2427](#)

Originator: Kathy Millea

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Receive and file Bid Tabulation and Recommendation for Rebuild Shop Fume Extractor Installation at Plant No. 1, Project No. FE19-12;
- B. Award a Construction Contract to RAN Enterprises, Inc. for Rebuild Shop Fume Extractor Installation at Plant No. 1, Project No. FE19-12, for an amount not to exceed \$217,000; and
- C. Approve a contingency of \$21,700 (10%).

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None
ABSENT: Brad Avery
ABSTENTIONS: None

6. FAIRVIEW TRUNK SEWER REHABILITATION, PROJECT NO. 6-20 [2022-2428](#)

Originator: Kathy Millea

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Professional Design Services Agreement with Dudek to provide engineering services for Fairview Trunk Rehabilitation, Project No. 6-20, for an amount not to exceed \$1,200,000; and
- B. Approve a contingency of \$120,000 (10%).

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None
ABSENT: Brad Avery
ABSTENTIONS: None

7. SUPPORT BUILDINGS SEISMIC IMPROVEMENTS AT PLANT NO. 1, PROJECT NO. P1-137 [2022-2429](#)

Originator: Kathy Millea

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Professional Design Services Agreement with Simpson Gumpertz & Heger Inc. to provide engineering services for Support Buildings Seismic Improvements at Plant No. 1, Project No. P1-137, for an amount not to exceed \$1,900,000; and
- B. Approve a contingency of \$190,000 (10%).

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Brad Avery

ABSTENTIONS: None

8. PURCHASE OF SODIUM HYPOCHLORITE (BLEACH SOLUTION) FOR ODOR CONTROL AND PLANT WATER DISINFECTION IN THE TREATMENT PLANTS [2022-2430](#)

Originator: Riaz Moinuddin

MOVED, SECONDED, AND DULY CARRIED TO:

Approve a Purchase Order Contract to Olin Corporation for the purchase of bulk Sodium Hypochlorite (Bleach Solution), for the period of September 1, 2022 through November 30, 2022, for a unit price of \$1.769/gallon, delivered, plus applicable sales and excise tax, for a total estimated amount of \$330,000.

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Brad Avery

ABSTENTIONS: None

9. ACTIVATED SLUDGE CLARIFIER REPAIRS AT PLANT NO. 2, PROJECT NO. FR2-0018R [2022-2431](#)

Originator: Kathy Millea

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Receive and file Bid Tabulation and Recommendation for Activated Sludge Clarifier Repairs at Plant No. 2, Project No. FR2-0018R;
- B. Award a Construction Contract to Garney Pacific, Inc. for Activated Sludge Clarifier Repairs at Plant No. 2, Project No. FR2-0018R for an amount of \$5,091,686; and
- C. Approve a contingency of \$509,169 (10%).

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Donald Wagner, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Brad Avery

ABSTENTIONS: None

Director Don Wagner left the meeting at approximately 6:19 p.m.

Item Nos. 10 & 11 were pulled and heard separately.

**10. BIOSOLIDS MANAGEMENT CONTRACT AWARD
RECOMMENDATION - TULE RANCH**

[2022-2432](#)

Originator: Lan Wiborg

At the request of Board Member Ron Bates, Director of Environmental Services Lan Wiborg provided additional information regarding the preclusion of biosolids to be used as landfill coverage.

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Award a General Services contract to Tule Ranch/Magan Farms to manage the Orange County Sanitation District's biosolids from Reclamation Plant No. 1 and Treatment Plant No. 2 for land application and/or landfill disposal (Biosolids Direct Land Application Services Specification No. S-2022-1296BD), for the period commencing on November 1, 2022 through October 31, 2027, at the unit price of \$64.00 per ton for land application, plus a monthly fuel surcharge, and annual CPI (consumer price index) adjustment for a total annual amount not to exceed \$8,520,687;
- B. Approve five one-year renewal options for a total annual amount not to exceed \$8,520,687;
- C. Approve an annual 10% contingency of \$852,069; and
- D. Approve the addition of this new contract to the Biosolids Account Pool effective November 1, 2022.

AYES: Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Brad Avery and Donald Wagner

ABSTENTIONS: None

Director Brad Avery arrived at the meeting at approximately 6:28 p.m.

**11. ENGINE AND GENERATOR OVERHAULS AT PLANT NO. 1 AND 2, [2022-2433](#)
PROJECT NO. J-135B**

Originator: Kathy Millea

At the request of Board Member Ron Bates, Assistant General Manager Rob Thompson provided additional information regarding the long term goals of engine replacements in the future.

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Award a Sole Source Service Contract to Cooper Machinery Services LLC for Engine and Generator Overhauls at Plant No. 1 and 2, Project No. J-135B, for a total amount not to exceed \$29,361,029; and
- B. Approve a contingency of \$2,936,103 (10%).

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

ADMINISTRATION COMMITTEE:**12. MICROSOFT UNIFIED SUPPORT AGREEMENT FOR MICROSOFT ENTERPRISE SUPPORT [2022-2443](#)**

Originator: Lorenzo Tyner

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Purchase Order for a two-year contract to purchase Microsoft Unified Support, payable annually and with a contract expiration date of December 31, 2024, for a total amount not to exceed \$182,521; and
- B. Approve a contingency of \$18,252 (10%).

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

13. 2023 BENEFITS INSURANCE RENEWAL [2022-2444](#)

Originator: Celia Chandler

MOVED, SECONDED, AND DULY CARRIED TO:

Approve the Orange County Sanitation District 2023 Benefits Insurance Renewal for the amount of \$12,387,614 for active employees and \$1,559,844 for retiree-paid health premiums, for an overall not-to-exceed amount of \$13,947,458, as specified below:

- A. WORKTERRA (medical, dental, and vision plans; and Employee Assistance Program [EAP]) - Not to Exceed \$11,827,618;
- B. The Standard (basic life, short- and long-term disability) - Not to Exceed \$488,596;
- C. The Standard (EMT & Manager disability) - Not to Exceed \$30,000;
- D. BenefitWallet (Health Savings Accounts [HSA]) - Not to Exceed \$41,400;
- E. WORKTERRA (additional retiree costs, recouped from retirees through premium payments) - Not to Exceed \$1,559,844; and
- F. Approve a contingency of \$697,373 (5%).

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

14. HAZARDOUS WASTE DISPOSAL, SPECIFICATION NO. S-2022-1304BD

[2022-2377](#)

Originator: Celia Chandler

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a General Services Contract with Clean Harbors Environmental Services, Inc. (Clean Harbors) to provide Hazardous Waste Disposal Services, Specification No. S-2022-1304BD, for a total annual amount not to exceed \$345,165 for the period beginning July 1, 2022, through June 30, 2023, with 4 one-year renewal options; and
- B. Approve an annual contingency of \$34,516 (10%).

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

LEGISLATIVE AND PUBLIC AFFAIRS COMMITTEE:

15. LEGISLATIVE AFFAIRS UPDATE FOR THE MONTHS OF MAY AND JUNE 2022 [2022-2440](#)

Originator: Jim Herberg

MOVED, SECONDED, AND DULY CARRIED TO:

Receive and file the Legislative Affairs Update for the months of May and June 2022.

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

16. PUBLIC AFFAIRS UPDATE FOR THE MONTHS OF MAY AND JUNE 2022 [2022-2441](#)

Originator: Jim Herberg

MOVED, SECONDED, AND DULY CARRIED TO:

Receive and file the Public Affairs Update for the months of May and June 2022.

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

17. PUBLIC AFFAIRS STRATEGIC PLAN FOR FISCAL YEARS 2022-2024 [2022-2442](#)

Originator: Jim Herberg

MOVED, SECONDED, AND DULY CARRIED TO:

Receive and File the Public Affairs Strategic Plan for Fiscal Years 2022-2024.

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

STEERING COMMITTEE:

18. PLANT NO. 2 TRICKLING FILTER “B” ROTARY DISTRIBUTOR MAST REPLACEMENT [2022-2447](#)

Originator: Riaz Moinuddin

Mr. Thompson provided a brief update on this item that was presented to the Steering Committee.

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Approve a Sole Source Purchase Order Contract to Ovivo USA, LLC (Ovivo) for a direct replacement Center Mast assembly for the Plant No. 2 Trickling Filter B solids contact, Secondary Treatment, in an amount not to exceed \$507,272, plus applicable sales tax and shipping; and
- B. Approve a contingency of \$50,727 (10%).

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

19. SUCCESSOR MEMORANDUMS OF UNDERSTANDING FOR THE SUPERVISOR & PROFESSIONAL GROUPS [2022-2448](#)

Originator: Celia Chandler

Chief Negotiator Laura Kalty provided an overview of the negotiations and recommendations for the represented groups.

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Adopt Resolution No. OC SAN 22-22, entitled, "A Resolution of the Board of Directors of the Orange County Sanitation District approving the Memoranda of Understanding (MOU) between the Orange County Sanitation District and the Supervisory and Professional Management Group, for Fiscal Years 2022/2023, 2023/2024 & 2024/2025"; and
- B. Direct staff to finalize and sign the Memoranda of Understanding (MOUs) between Orange County Sanitation District and the two (2) Supervisory and Professional Management Group bargaining units.
- C. Approve upgrades of the following classifications: Chief Plant Operator (SUP88 to SUP90), Information Technology Supervisor (SUP88 to SUP90), and Maintenance Supervisor (SUP82 to SUP84).

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

20. SUCCESSOR MEMORANDUMS OF UNDERSTANDING FOR THE ORANGE COUNTY EMPLOYEES ASSOCIATION [2022-2449](#)

Originator: Celia Chandler

Chief Negotiator Laura Kalty provided an overview of the negotiations and recommendations for the represented groups.

MOVED, SECONDED, AND DULY CARRIED TO:

- A. Adopt Resolution No. OC SAN 22-23, entitled, A Resolution of the Board of Directors of the Orange County Sanitation District approving the Memoranda of Understanding (MOU) between the Orange County Sanitation District and the Orange County Employees Association (OCEA), for Fiscal Years 2022/2023, 2023/2024 & 2024/2025"; and
- B. Direct staff to finalize and sign the Memoranda of Understanding (MOUs) between Orange County Sanitation District and the three (3) OCEA bargaining units.

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

NON-CONSENT:

21. CONTINUATION OF TELECONFERENCED PUBLIC MEETINGS [2022-2424](#)

Originator: Kelly Lore

MOVED, SECONDED, AND DULY CARRIED TO:

Adopt Resolution No. OC SAN 22-21 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".

AYES: Brad Avery, Ron Bates, Art Brown, Rose Espinoza, Stephen Faessel, Ryan Gallagher, Patrick Harper, Johnathan Ryan Hernandez, Brooke Jones, Steve Jones, Anthony Kuo, Sandra Massa-Lavitt, Paulo Morales, Andrew Nguyen, Kim Nichols, Glenn Parker, David Shawver, Jesus Silva, Chad Wanke, John Withers, Chad Zimmerman, Dan Kalmick (Alternate), Nitesh Patel (Alternate) and Art Perry (Alternate)

NOES: None

ABSENT: Donald Wagner

ABSTENTIONS: None

INFORMATION ITEMS:

None.

AB 1234 DISCLOSURE REPORTS:

None.

CLOSED SESSION:

CONVENED IN CLOSED SESSION PURSUANT TO GOVERNMENT CODE SECTIONS 54957.6 & 54956.9(d)(1).

The Board convened in closed session at 6:47 p.m. Confidential minutes of the Closed Sessions have been prepared in accordance with the above Government Code Sections 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 LABOR NEGOTIATORS - GOVERNMENT
CODE SECTION 54957.6**

[2022-2450](#)

CONVENED IN CLOSED SESSION:

Designated Representatives: General Manager James Herberg, Assistant General Managers Lorenzo Tyner and Rob Thompson, Director of Human Resources Celia Chandler, and Chief Negotiator Laura Kalty.

Employee Organizations: (1)

International Union of Operating Engineers, Local 501.

**CS-2 CONFERENCE WITH LEGAL COUNSEL RE EXISTING LITIGATION -
GOVERNMENT CODE SECTION 54956.9(d)(1)**[2022-2451](#)

CONVENED IN CLOSED SESSION:

Number of Cases: 1

Heidi M. Janz v. Orange County Sanitation District; Its Board of Directors, Officers, Officials, Agents and Celia Chandler, Director of Human Resources and Does 1 through 10, Superior Court of California, County of Orange, Case No. 30-2021-01208616-CU-OE-CJC.

RECONVENED IN REGULAR SESSION.

The Board reconvened in regular session at 7:11 p.m.

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

General Counsel Brad Hogin stated there was no reportable action.

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

None.

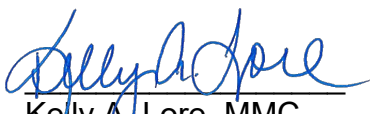
BOARD OF DIRECTORS INITIATED ITEMS FOR A FUTURE MEETING:

None.

ADJOURNMENT:

At 7:14 p.m., Chair Wanke adjourned the meeting until the next Regular Meeting of the Board of Directors to be held on Wednesday, August 24, 2022 at 6:00 p.m in memory of Brian Bingman.

Submitted by:



Kelly A. Lore, MMC
Clerk of the Board