

**MINUTES OF THE REGULAR MEETING OF THE
BOARD OF DIRECTORS OF THE MIDWAY CITY
SANITARY DISTRICT OF ORANGE COUNTY
14451 CEDARWOOD AVENUE
WESTMINSTER, CA 92683**

February 20, 2018

CALL TO ORDER

President Nguyen called the regular meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Avenue, Westminster, California on Tuesday, February 20, 2018 at 5:00 P.M.

BOARD MEMBERS PRESENT:

Al P. Krippner
Margie L. Rice
Tyler Diep (arrived at 5:01 P.M.)
Frank A. Cobo
Chi Charlie Nguyen

OTHERS AT MEETING:

Ken Robbins, General Manager
Robert Housley, HR/Finance Director
James Eggart, General Counsel
Danielle Gerardo, Board Secretary
Richard Castillon, Resident

PLEDGE AND INVOCATION

Director Cobo led the Pledge of Allegiance. GM Robbins gave the Invocation.

PUBLIC COMMENTS

Richard Castillon, a 39 year resident of Westminster who lives in the Sol Vista tract, stated that he wanted to address the flyer, sent to residents from the District, making them aware that a third green container for organics would be coming soon. He stated that he used to work at Orange County Sanitation District in the technology department and was deeply involved with that District rolling out new programs. He stated that the District's organics recycling program should be non controversial, but that he has learned that there is no such thing as a large project that is non controversial. He stated

that if the District does not provide answers from the beginning, people will make up answers, and he suggested public outreach in order to provide answers to questions from residents as soon as possible.

GM Robbins stated that the District will be having a clean-up event at Bolsa Chica Park in March which will provide an opportunity for outreach and that, according to CalRecycle, the District is one of only four agencies in Orange County with an organics recycling program. He also stated that the majority of calls from residents to the District are related to not having space for a third container, which the District will have to review on a case by case basis.

Director Krippner stated that he felt that the District would have more success if the flyer were in Vietnamese and in Spanish.

Director Rice stated that she felt that it should be in English, Vietnamese and Spanish and that there should be town hall type meetings at the schools to clarify the program.

Mr. Castillon offered to post the community meeting on his community's Next Door website.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 6, 2018

A motion was made by Director Diep, seconded by Director Cobo, to approve the minutes of the regular meeting of February 6, 2018. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice

NAYS:

ABSTAIN:

ABSENT:

APPROVAL OF EXPENDITURES

A. Demands in the amount of \$ 184,960.70

#	CK #	Date	AMOUNT	VENDOR
1				HANDCUT CHECKS:
2	9642	2/2		VOID Printing Error
3	9643	2/2	1,000.00	Little Saigon Tet Parade-Sponsorship of 2018 Tet Parade with(1)40-Yard Bin,(75)Cardboard Bin:
4	9644	2/8	370.53	AT&T Mobility-Service for Jan 2018: (KR) 714-310-2313, (NC) 714-310-8653, (DGr) 714-325-3606,
5				Sewer 714-310-8654, Emergency 714-310-9004.
6	9645	2/8	813.84	Chevron & Texaco Bus. Card Svcs. - Gasoline Purchases for January 2018
7	9646	2/8	129.98	DirectTV - Service for February 2018

8	9647	2/8	233.30	LegalShield - Member Paid Services for January 2018
9	9648	2/14	4,015.68	The Gas Company - District Office, Maintenance Shop, & Wash Rack Usage Fees for Feb 2018
10				CNG Fuel for January 2018
11	9649	2/14	491.52	Staples Business Direct - Restock District Office Supplies for January 2018
12	9650	2/14	1,307.37	Verizon Business - Internet Connection for February 2018
13	9651	2/14	250.00	Trio Mariachi Capri - 50% Balance for 2018 TET Parade Performance on 02/17/2018
14			8,612.22	HANDCUT CHECKS SUBTOTAL
15				
16				REGULAR CHECKS:
17	9652	2/14	199.68	Advanced Gas Products - Jan 2018 Cylinder Rentals; Restock (5) Chop saw Blades for Shop
18	9653	2/14	11,198.87	Bodyworks Equipment-Restock(2)Packer Cylinders,(2)Check/Relief Valves,(2)Interface Boxes
19				(1) Dump Cylinder, (1) Grip Cylinder, (1) Packer Paddle & Actuator Kit
20	9654	2/14	72,688.21	CR Transfer - Tonnage from 01/16/2018 through 01/31/2018
21	9655	2/14	254.42	G & K Services - Uniform Services for February 2018
22	9656	2/14	250.99	Hillco Fastener Warehouse - Restock (40) Locknuts, (90) Washers, (49) Bolts
23	9657	2/14	50.00	ISDOC - 2018 Annual Membership Dues
24	9658	2/14	1,789.97	Los Alamitos Napa Auto Parts - Restock (4) Grip Kils, (4) Air Filters, (2) Fuel Filters, (3) Oil
25				Filters, (8) Hose Ends
26	9659	2/14	550.14	Merchants Building Maintenance - District Offices Janitorial Services for February 2018
27	9660	2/14	7,449.00	PumpMan - 3rd Quarter Pump System Planned Maintenance for FY 2017-18
28	9661	2/14	322.00	Rutan & Tucker - Legal Services for January 2018
29	9662	2/14	115.40	Tell Steel - (6) 20' Flat Steel Sheets for Restock
30	9663	2/14	1,259.40	Top Mobile Vision - Replace Power & Ground for NG9; Replace DVR Parts & Labor for NG2
31	9664	2/14	26.50	Underground Service Alert - (10) New Tickets for January 2018
32	9665	2/14	915.00	White Nelson Diehl Evans - First & Final Billing of Audit for Fiscal Year Ending June 30, 2017
33	9666	2/14	4,500.00	Woodruff, Spradlin & Smart - Legal Services for January 2018
34			101,569.58	REGULAR CHECKS SUBTOTAL
35				
36				PAYROLL
37		2/13	59,815.65	Payroll - Staff Checks Taxes & Direct Deposits
38		2/13	1,445.00	Payroll - Nationwide Deferred Compensation (100% Paid By Employees)
39		2/13	815.00	Payroll - Nationwide Deferred Compensation (100% Paid By Employees)
40			62,075.65	PAYROLL SUBTOTAL
41				
42				ACH TRANSFERS
43		2/14	965.48	ACH Retirement Payment to CalPERS for PEPRA 01/29/2018-02/11/2018
44		2/14	1,113.08	ACH Retirement Payment to CalPERS for Classic 8584 01/29/2018-02/11/2018
45		2/14	10,624.69	ACH Retirement Payment to CalPERS for Classic 8583 01/29/2018-02/11/2018
46			12,703.25	ACH TRANSFERS SUBTOTAL
47				
48			184,960.70	TOTAL EXPENDITURES (HANDCUT, REGULAR, PAYROLL, ACH TRANSFERS)
49				

A motion was made by Director Cobo, seconded by Director Diep, to approve the expenditures in the amount of \$ 184,960.70. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice

NAYS:

ABSTAIN:

ABSENT:

REPORTS

Report of President

President Nguyen reported that he attended the last Westminster City Council meeting and was able to convey the message about the District's state mandated organic recycling program and the continued success of the bulky item program.

Report of General Manager

GM Robbins reported that the District had received a number of calls from residents regarding the flyer for the organic recycling program, but that the majority were concerned about space issues for a third cart.

GM Robbins reported that with AB1954 alternative daily cover is no longer considered diversion so recycling numbers will drop and that this coming August 2018 every agency will have to declare how they are going to deal with that and bring those numbers up. SB1383 was also signed into law, and will make it mandatory to cut methane gas production by 50% by 2020 and by 75% by 2025.

GM Robbins reported that there may be a change order for an emergency open cut on the twelve inch sewer main on Aspen Circle due to a large amount of debris. A confined space entry will be done to see if it is a collapsed line or something else.

GM Robbins reported that on Friday, February 16, 2018, one of the District's drivers had an altercation with a resident and that the police were called out to investigate. The resident was screaming and throwing trash at the driver.

Report from Orange County Sanitation District (OCSD) Meeting on February 14, 2018

President Nguyen reported that he attended the Administrative Committee meeting where there was discussion regarding OCSD's proposed 1.2% increase over 5 years. There was also a representative from their advisor that spoke about their investment report.

President Nguyen reported that there was a Ground Water Replenishment System (GWRS) open house and an attempt at a world record for the most sewer water treated within a certain period of time.

GM Robbins attended the GWRS event and acted as a witness.

Report from PCTA Interviews and Filming for Orange Slices on February 8, 2018

GM Robbins stated that PCTA filmed the District's recycling and sewer operations as well as the helping hands program. Directors Cobo and Rice were interviewed for the segment. It took a full day and will be compiled into a ten minute segment.

Director Cobo stated that it will be a useful tool to get information about the District out to the community.

Report from the ME Vietnam Radio Broadcast on Feb. 15, 2018

Director Rice stated that it was great that they invited the District to come and speak and that they took a lot of pictures.

Director Cobo stated that he was honored by the invitation and glad that everyone on the Board was there.

President Nguyen stated that it will be broadcast on Sunday, February 25, 2018 around 1 P.M.

Report from the TET Parade on Feb. 17, 2018

Director Cobo and President Nguyen represented the District at the event in a District vehicle with a mariachi band on board and driven by GM Robbins.

CONSENT CALENDAR

- A. Approve and file the Treasurer's Investment Report for January 2018
- B. Approve Budget Calendar for Fiscal Year 2018-2019 (July 1, 2018 through June 30, 2019)
- C. Approve Changing the Date of the Bolsa Chica Clean up Event to Saturday, March 17, 2018 Due to Conflict with the City of Westminster Spring Festival

A motion was made by Director Rice, seconded by Director Cobo, to approve the Consent Calendar. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice
NAYS:
ABSTAIN:
ABSENT:

OLD BUSINESS

None

NEW BUSINESS

A. Consider Alternate Date for the District's Annual Administrative Professionals Day Luncheon on Wednesday, April 25, 2018 Due to Conflict with the 2018 Waste Expo

A report of a summary of Staff's recommendation was provided and considered by the Board. A motion was made by Director Cobo, seconded by Director Diep, to approve Wednesday, May 2, 2018 at 12 noon for the annual Administrative Professionals Day luncheon at Outback restaurant in Westminster. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice
NAYS:
ABSTAIN:
ABSENT:

B. Consider Approval of a Date in March to Tour the CR&R Material Recovery Facility in Stanton, CA

A report of a summary of Staff's recommendation was provided and considered by the Board. A motion was made by Director Krippner, seconded by Director Cobo, to approve a tour of the CR&R material recovery facility in Stanton, CA on Thursday, March 22, 2018 at 9 A.M., which will require a special meeting to begin at the District at 8:45 A.M. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice
NAYS:
ABSTAIN:
ABSENT:

C. Discussion and consideration of Award for Solid Waste Driver, Sergio Gonzalez for Public Safety and Saving a Solid Waste Truck from Burning

A report of a summary of Staff's recommendation was provided and considered by the Board. A motion was made by Director Rice, seconded by Director Cobo, to approve awarding solid waste driver, Sergio Gonzalez, with \$1,000 for public safety and saving a solid waste truck from burning. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice

NAYS:

ABSTAIN:

ABSENT:

D. Discussion and Consideration of Award for Solid Waste Driver, Dennis Solano Jr. for Public Safety and Saving a Solid Waste Truck from Burning

GM Robbins reported that this incident was the result of a lighter of some sort of butane canister but that the most disturbing part was that it was a black load that turned out to be over 50% recyclables.

A report of a summary of Staff's recommendation was provided and considered by the Board. A motion was made by Director Cobo, seconded by Director Rice, to approve awarding solid waste driver, Dennis Solano Jr., with \$1,000 for public safety and saving a solid waste truck from burning. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice

NAYS:

ABSTAIN:

ABSENT:

E. Approve Unpaid Leave of Absence for Sewer Maintenance Worker, Alejandro Gonzalez

A report of a summary of Staff's recommendation was provided and considered by the Board. A motion was made by Director Cobo, seconded by Director Rice, to approve unpaid leave of absence for sewer maintenance worker, Alejandro Gonzalez. The motion was approved by the following 5-0 vote:

AYES: Cobo, Diep, Krippner, Nguyen and Rice

NAYS:

ABSTAIN:

ABSENT:

INFORMATIONAL ITEMS

- A. Orange County Water Summit, Friday, June 1, 2018
- B. SDRMA 2018-19 Rates, Longevity Distribution, New Board Officers
- C. Tax Fairness, Transparency and Accountability Act of 2018

Receive and file.

BOARD CONCERNS/COMMENTS

Director Diep commended GM Robbins for taking the initiative to send out the flyers for the organics recycling program and stated that he is impressed with the level of outreach that the District is achieving.

Director Rice stated that she was sorry that she missed the District's float in the TET parade.

President Nguyen gave kudos to and wished to thank, Julia Book, the District's receptionist because when he calls with an issue, she always handles it promptly.

GM/STAFF CONCERNS/COMMENTS

GM Robbins stated that he has been getting a lot of calls with questions since he spoke about the District at the ISDOC meeting.

Director Cobo stated that he is proud of GM Robbins and that the District is shining right now by stepping it up and leading by good example.

GM Robbins stated that the District will continue its outreach for the Vietnamese community and that when the Blessed Sacrament holds their annual carnival and ask for donations, the District will donate in exchange for advertising in Spanish for that community.

GENERAL COUNSEL CONCERNS/COMMENT

General Counsel James Eggart stated that he wanted to highlight Information Item 10C on the agenda which is describing an initiative measure to amend the Constitution regarding the Tax Fairness, Transparency and Accountability Act of 2018, which is being circulated. If it makes it onto the ballot and passes, it will have a significant impact on the District. He stated that he would let the Board know if it qualifies for the ballot.

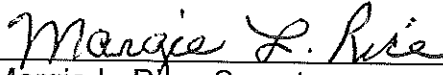
CLOSED EXECUTIVE SESSION

CLOSED SESSION: During the course of conducting the business set forth on this agenda as a regular meeting of the Board, the Chair 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 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 as the Board takes final action on any of these subjects, the minutes will reflect all required disclosures of information.

ADJOURNMENT

President Nguyen adjourned the meeting to Tuesday, March 6, 2018 at 5:00 P.M. at the District office at approximately 6:07 P.M.


Margie L. Rice, Secretary