

**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**

August 21, 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, August 21, 2018 at 5:00 P.M.

BOARD MEMBERS PRESENT:

Al P. Krippner
Margie L. Rice
Tyler Diep
Frank A. Cobo
Chi Charlie Nguyen

OTHERS AT MEETING:

Ken Robbins, General Manager
Robert Housley, Finance/HR Director
James Eggart, General Counsel
Danielle Gerardo, Board Secretary
Anita Rice, Resident
Robert McDermott, Resident

PLEDGE AND INVOCATION

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

PUBLIC COMMENTS

Director Rice stated that she was at a proposed development within the City of Westminster today and that the gentleman in the audience asked her a question and she was not able to give him an answer, so she suggested that he come to the Board meeting today in order to get answers.

Mr. Robert McDermott addressed the Board regarding the proposed development at 13800 Milton in Westminster. His concern regarding the development is that there will be 25 units in an area zoned for 18. He stated that the project will have 61 restrooms, 25 laundry rooms and 25 kitchens and there is a problem on that street with the sewers now. He stated that the sewer backs up and the people north of him have to have their sewer lines snaked several times a year. There is a vent for the sewer at Willow and Westminster that often smells of raw sewage and he stated that he is concerned whether the current sewer can handle the proposed development's impact.

GM Robbins stated that Milton is an end-run sewer line which ends in a cul-de-sac. He stated that it does have adequate capacity and that the District's sewer system master plan goes off the City's zoning. He stated that sewer backups on private party are not the District's responsibility and are usually caused by trees and that there have been no sewer stoppages in that line in a long time. He stated that the vent pipe is probably a County trunk line that goes from west to east because the District does not have vent pipes in its sewer system.

GM Robbins stated that, as far as the development goes, it will make a small impact on the sewer and the ultimate approval will be through the City.

There was discussion regarding the lack of parking within the District.

Mr. Robert McDermott stated that he was very appreciative of the Board and staff's time and was provided with a copy of GM Robbins' business card.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF AUG, 7, 2018

A motion was made by Director Krippner, seconded by Director Diep, to approve the minutes of the regular meeting of August 7, 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 \$ 228,056.54

#	CK #	Date	AMOUNT	VENDOR
1				HANDCUT CHECKS:
2	10042	8/8	\$321.36	AT&T Mobility - Service for July 2018: (KR) 714-310-2313, (NC) 714-310-8653, (DGr) 714-325-3606,
3				Sewer 714-310-8654, Emergency 714-310-9004.

4	10043	8/8	\$129.98	DirectTV - Service for August 2018
5	10044	8/8	\$169.50	LegalShield - Member Paid Services for July 2018
6	10045	8/8	\$61.50	Paychex - Employee Screening Services
7	10046	8/15	\$399.79	Cintas - Uniform Services for August 2018
8	10047	8/15	\$4,343.47	The Gas Company - CNG Fuel for July 2018; District Office, Maintenance Shop, & Wash
9				Rack Usage Fees for August 2018.
10	10048	8/15	\$1,301.63	Verizon Business - Internet Connection for August 2018
11			\$6,727.23	HANDCUT CHECKS SUBTOTAL
12				
13				REGULAR CHECKS:
14	10049	8/15	\$70.00	Asbury Environmental Services - (350) Gallons Used/Mixed Oil Pick-up
15	10050	8/15	\$1,207.16	Bodyworks Equipment - (2) Control Box Harnesses for NG2 & NG9
16	10051	8/15	\$19.80	CRC Cloud - Yearly Renewal of Malware Monitoring
17	10052	8/15	\$81,649.55	CR Transfer - Tonnage from 07/16/2018 through 07/31/2018
18	10053	8/15	\$479.00	Cummins Cal Pacific - Labor to Service Engine Trouble for NG1
19	10054	8/15	\$1,368.28	Daniels Tire Service - (6) Recaps and (2) Repairs for Restock
20	10055	8/15	\$1,255.76	Darco - Parts & Labor for Transmission of M64
21	10056	8/15	\$862.79	Los Alamitos Napa Auto Parts - Restock (2) Cable Tie, (2) Serpentine Belt, (1) Air Dryer, &
22				(1) Alternator for Restock.
23	10057	8/15	\$420.00	Memorial Care Medical Foundation - (2) DMV Physical Exam for June 2018; (2) Employment
24				Physicals for July 2018.
25	10058	8/15	\$550.14	Merchants Building Maintenance - District Offices Janitorial Services for August 2018
26	10059	8/15	\$21,905.10	Orange County Sanitation District - Permit Fees for July 2018 (MCSD 5% = \$1,152.90)
27	10060	8/15	\$23,174.44	Otto Environmental Systems - (456) 95-Gallon Blue Carts for Restock
28	10061	8/15	\$191.73	Plumbers Depot - (1) Manhole Hook for Restock
29	10062	8/15	\$552.00	Rulan & Tucker - Legal Services for July 2018
30	10063	8/15	\$151.79	TEC of California - Restock (2) A/C Fan Belts; (1) Check Valve for M64
31	10064	8/15	\$33.10	Underground Service Alert - (14) New Tickets for July 2018
32	10065	8/15	\$1,710.00	Woodruff, Spradlin & Smart - Legal Services for July 2018
33			\$135,600.64	REGULAR CHECKS SUBTOTAL
34				
35				PAYROLL
36		8/3	\$6,698.70	Board of Director's Payroll for the Month of July 2018
37		8/2	\$525.89	Board of Director's Nationwide Deferred Compensation for July 2018 (100% Paid By Directors)
38		8/14	\$62,855.97	Payroll - Staff Checks Taxes & Direct Deposits
39		8/14	\$600.00	Payroll - Nationwide Deferred Compensation (100% Paid By Employees)
40		8/14	\$2,360.00	Payroll - Nationwide Deferred Compensation (100% Paid By Employees)
41			\$73,040.56	PAYROLL SUBTOTAL
42				

42			
43			ACH TRANSFERS
44	8/8	\$1,213.29	ACH Retirement Payment to CalPERS for Classic 8584 07/16/2018-07/29/2018
45	8/8	\$1,288.87	ACH Retirement Payment to CalPERS for PEPRA 07/16/2018-07/29/2018
46	8/8	\$10,185.95	ACH Retirement Payment to CalPERS for Classic 8583 07/16/2018-07/29/2018
47		\$12,688.11	ACH TRANSFERS SUBTOTAL
48			
49		\$228,056.54	TOTAL EXPENDITURES (HANDCUT, REGULAR, PAYROLL, ACH TRANSFERS)
50			
51			BANK TRANSFERS
52	8/8	\$100,000.00	Transfer Funds from Money Market to Checking Account
53	8/8	\$250,000.00	Transfer Funds from LAIF to Checking Account

A motion was made by Director Cobo, seconded by Director Rice, to approve the expenditures in the amount of \$ 228,056.54. The motion was approved by the following 5-0 vote:

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

REPORTS

Report of President

None

Report of General Manager

GM Robbins reminded the Board of the Clean-up event on Saturday, August 25, 2018 from 10 A.M. until 1 P.M. at the Margie Rice Park.

GM Robbins reported that the District is continuing to have issues with truck #NG-1 and that it was towed to Cummins because the mechanics found water in the oil. NG1 is still under warranty.

GM Robbins reported that the sewer crew does cleaning and sewer extractions throughout the City and that they have been finding an excessive amount of glass "crack" pipes recently.

Report from the 2nd Concert in the Park on August 9, 2018

Directors Rice, Cobo, Krippner and President Nguyen reported that they handed out all of the new organic food pails and t-shirts that they had and were able to talk to residents about the new green carts coming to the District for organics.

Report from the 3rd Concert in the Park on August 16, 2018

Directors Rice, Cobo and Krippner reported that they handed out organic pails and let people know that the District would also be participating at the Dia de la Familia.

Director Krippner stated that the District should cater more to the Vietnamese community since they are the majority of the District.

CONSENT CALENDAR

- A. Approval and file the Treasurer’s Investment Report for July 2018
- B. Approve of the July 2018 Financial Reports and Budget Review for the Period of July 1, 2018 through July 31, 2018
- C. Approve Removal of 1,458 Fully Depreciated Refuse Containers from the District’s Assets List in the Amount of \$77,256.21
- D. Approval of Paying \$28,068 Dollars Towards the District's Pension Plans' Unfunded Accrued Liability
- E. Receive and File the California Employers' Retiree Benefit Trust (CERBT) Program Financial Statement for the Quarter Ended June 30, 2018

A motion was made by Director Rice, seconded by Director Diep, 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 Approval of Hiring a Temporary Administrative Assistant/Receptionist

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 hiring a temporary Administrative Assistant/Receptionist for the District office. The motion was approved by the following 5-0 vote:

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

INFORMATIONAL ITEMS

A. Official Notice and Call for Candidates for the Positions of President, First Vice President, Second Vice President, Third Vice President, Secretary and Treasurer on the Executive Committee of the Independent Special Districts of Orange County (ISDOC)

Receive and file.

BOARD CONCERNS/COMMENTS

Director Krippner stated that he feels that the District needs a staff member who speaks Vietnamese because the Vietnamese make up the majority of the District and that the District should be an example to the City.

Director Diep stated that the ethnic racial population in the District has stayed the same for approximately 6-8 years and he feels that since Director Nguyen came onto the Board, there has been less resistance and the District has made progress in the right direction.

Director Cobo stated that the kids of the Vietnamese community are adapting well to Western life and helping their families because they speak English. He welcomed Mr. McDermott to the meeting and stated that he was glad he came to the meeting.

Director Rice stated that the Vietnamese and Latino communities embraced her as a community leader. She stated that she loved the thank you letter that came from a resident's child who loves the Districts trucks and drivers and got to meet his driver on his birthday. Director Rice stated that she attended former Mayor and Supervisor Phillip Anthony's memorial service.

President Nguyen stated that when he met with GM Robbins to go over the agenda he offered to help with the hiring of the new temporary office assistant since one of the prerequisites is that he/she speaks Vietnamese. He also wished a happy birthday to Director Cobo.

GM/STAFF CONCERNS/COMMENTS

None

GENERAL COUNSEL CONCERNS/COMMENT

None

CLOSED EXECUTIVE SESSION

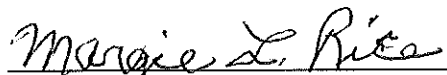
CLOSED SESSION: During the course of conducting the business set forth on this agenda as a regular meeting of the Board, the Chair may convene the Board in closed session to consider matters of pending real estate negotiations, pending or potential litigation, or personnel matters, pursuant to Government 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.

None

ADJOURNMENT

President Nguyen adjourned the meeting to Tuesday, September 4, 2018 at 5:00 P.M. at the District office at approximately 5:36 P.M.



Margie L. Rice, Secretary