

MIDWAY CITY SANITARY DISTRICT

BOARD OF DIRECTORS REGULAR MEETING AGENDA DISTRICT OFFICE BOARD ROOM 14451 CEDARWOOD STREET WESTMINSTER, CA 92683

**Tuesday, May 21, 2024
5:30 P.M.**

OUR MISSION STATEMENT

THE BOARD OF DIRECTORS AND EMPLOYEES OF THE MIDWAY CITY SANITARY DISTRICT WORK DILIGENTLY TO PROVIDE SEWER AND SOLID WASTE SERVICES TO THE RESIDENTS OF THE DISTRICT. OUR TOP PRIORITY IS TO ACCOMPLISH THIS IN AN ETHICAL, EFFICIENT, AND COST-EFFECTIVE MANNER THAT WILL PROTECT THE HEALTH AND SAFETY OF THOSE WE SERVE.

In accordance with the requirements of California Government Code Section 54954.2, this Agenda is posted not less than 72 hours prior to the meeting date and time above. All written materials relating to each agenda item are available for public inspection in the office of the Board Secretary.

In the event any matter not listed on this agenda is proposed to be submitted to the Board for discussion and/or action, it will be done in compliance with Section 54954.2, or as set forth on a Supplemental Agenda posted not less than 72 hours prior to the meeting.

Please Note: The District complies with the provisions of the Americans with Disabilities Act (ADA). Anyone needing special assistance please contact the District's Secretary at (714) 893-3553, at least one business day prior to the meeting so that we may accommodate you.

- 1. CALL TO ORDER, PLEDGE OF ALLEGIANCE AND INVOCATION**
- 2. ROLL CALL AND DECLARATION OF QUORUM**
- 3. PUBLIC COMMENTS**

All persons wishing to address the Board on specific Agenda items or matters of general interest should do so at this time. As determined by the President, speakers may be deferred until the specific item is taken for discussion and remarks may be limited to three (3) minutes.

4. APPROVAL OF THE MINUTES

- A. Approval of the Minutes of the Special Meeting (Strategic Planning) on April 11, 2024
- B. Approval of the Minutes of the Regular Meeting on April 16, 2024
- C. Approval of the Minutes of the Special Meeting (Budget Workshop) on April 30, 2024

5. REPORTS

The President, General Manager, Legal Counsel, and other staff 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.

- A. Report of President
- B. Report of General Manager
- C. Report of Director of Services & Program Development
- D. Report of Radio Outreach with Me Vietnam on April 12, 2024
- E. Report of Radio Outreach with VietLink on April 18, 2024
- F. Report of Westminster Earth Day Event on April 20, 2024
- G. Report of District Employee Luncheon on April 22, 2024
- H. Report of OC San District Board of Directors Meeting on April 24, 2024
- I. Report of ISDOC Quarterly Meeting on April 25, 2024
- J. Report of the District Community Workshop on April 25, 2024
- K. Report of Westminster Black April Remembrance Ceremony on April 30, 2024
- L. Report of WasteExpo Conference on May 7-9, 2024
- M. Report of Radio Outreach with Radio Bolsa on May 14, 2024
- N. Report of Radio Outreach with VNCR on May 16, 2024

6. CONSENT CALENDAR

All matters listed on the Consent Calendar are considered routine and will be acted upon at the same time unless separate discussion and/or action is requested by a Board Member, the public, or staff.

- A. Receive and File the Register of Demands in the Amount of \$3,395,407.45
- B. Approve and File the Treasurer's Investment Report for April 2024
- C. Receive and File the 3rd Quarter 2023-2024 Fiscal Year Financial and Budget Reports
- D. Approve the May 1, 2024 Outreach Committee Recommendations
- E. Receive and File the Engineer Report for April 2024
- F. Declare Four Class C Vehicles, One Sewer Vactor Truck, and Three Other Pieces of Equipment to be Surplus Property and Authorize the General Manager to Dispose of said Vehicles and Equipment Pursuant to the Methods Set Forth in the District's Purchasing Policy and Procedures
- G. Approve the April 10, 2024 Franchise Committee Report

7. OLD BUSINESS

None

8. NEW BUSINESS

- A. Discuss and Consider the Ballots for Orange County LAFCO Regular Special District Member Seat

B. RESOLUTION 2024-10

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY (1) RATIFYING AND AUTHORIZING CONTINUED EMERGENCY ACTION FOR THE REPAIR, REPLACEMENT, AND LINING OF DAMAGED SEWER LINES, REMOVAL AND REPLACEMENT OF A MANHOLE, AND RELATED STREET REPAIRS IN WEBBER PLACE BETWEEN MANHOLE 2006 AND MANHOLE 2005 AND IN PEMBROOK LANE BETWEEN MANHOLE 2006 AND MANHOLE 2019; (2) RATIFYING AN AGREEMENT WITH PAULUS ENGINEERING, INC. AND RELATED CHANGE ORDER FOR A PORTION OF THE WORK; (3) APPROVING AND AUTHORIZING THE GENERAL MANAGER TO EXECUTE AN AGREEMENT WITH PERFORMANCE PIPELINE TECHNOLOGIES, INC. FOR A PORTION OF THE WORK; AND (4) FINDING THAT THE PROJECT IS STATUTORILY EXEMPT FROM REVIEW UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT *(Roll Call Vote)*

- C. Consider Approval of a Professional Service Agreement with AKM Consulting Engineers for Preparation of Plans and Specifications for Construction of Manholes Upstream and Downstream of the Inverted Siphon at Westminster Boulevard and Springdale Street
- D. Discussion of Election Information for the November 5, 2024 General Election and Transmittal of Election Information Special District

9. INFORMATIONAL ITEMS

- A. Special District Risk Management Authority (SDRMA) Board of Directors
- B. Final OC LAFCO FY 2024-25 Budget
- C. CalOES Letter of Support for Microgrid Project
- D. California Special Districts Association (CSDA) 2024 Climate Resilience Bond Priorities
- E. Support Request –Special District Grant Accessibility Act (H.R. 7525)

10. BOARD CONCERNS AND COMMENTS**11. GM/STAFF CONCERNS AND COMMENTS****12. GENERAL COUNSEL CONCERNS AND COMMENTS**

13. CLOSED SESSION ITEMS

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.

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
(Gov Code § 54956.9 (d)) Jonathan H. Cannon et al v. Midway City Sanitary District
(Case No. 8:21-CV-01072 DOC (ADSx))

14. ADJOURNMENT TO TUESDAY, JUNE 4, 2024