

**MIDWAY CITY SANITARY DISTRICT
REGULAR MEETING
BOARD OF DIRECTORS
DISTRICT OFFICE
14451 CEDARWOOD AVENUE
WESTMINSTER, CA**

April 6, 2010

3:00 P.M.

A G E N D A

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**
- 3. APPROVAL OF THE MINUTES OF THE MEETING OF FEBRUARY 16, 2010
FEBRUARY 23, 2010
MARCH 2, 2010
MARCH 16, 2010**

4. 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 five minutes.

5. APPROVAL OF EXPENDITURES

- A. Demands in the amount of \$741,846.29**

6. REPORTS

The President, General Manager, General 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 from Orange County Sanitation District Meeting

7. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered routine and will be enacted by one vote. There will be no separate discussion of these items unless Members of the Board of Directors, the public, or staff request specific items be removed from the Consent Calendar for separate action or discussion.

- A. Approval of the request of Solid Waste Employee Robert Mayfield to receive 19 hours of vacation pay in lieu of time off.

8. OLD BUSINESS

- A. Consider the GASB 45 Valuation Report for the Midway City Sanitary District.
- B. City of Westminster (Over the Top Program) Ordinance
- C. Confirm attendance to the CASA Spring Conference in Newport Beach on April 28 – 30, 2010.
- D. Holiday Dinner menu at El Torito

9. NEW BUSINESS

- A. Confirm attendance to the SDI Governance conference at the Hyatt Grand Champion in Indian Wells April 22-23, 2010.
- B. Discussion on LAFCO Election support
- C. District policy on claims
- D. Update of Midway City Sanitary District's Fee to The Orange County Local Agency Formation Commission for Fiscal Year 2010-2011.
- E. Approval to meet with lobbyist on truck funding

10. BOARD CONCERNS/COMMENTS

11. GENERAL COUNSEL CONCERNS/COMMENTS

12. GM/STAFF CONCERNS/COMMENTS

13. CLOSED SESSION

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9
- B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8. Property: Easements along 7500-8000 Hazard Ave. District Negotiators: Greg Nordbak, Ken Robbins, Thomas F. Nixon. Negotiating Parties: City of Westminster and County of Orange. Under Negotiation: price and terms of payment.
- C. Public Employee Discipline / Dismissal / Release pursuant to subdivision (b) of Section 54957

D. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9
Claim of Southern California Edison for damaged utility.

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.

14. INFORMATIONAL ITEMS

15. ADJOURNMENT