

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

**April 27, 2010**

**10:30 A.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. 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.

**4. OLD BUSINESS**

- A. Discussion on Midway City Sanitary District providing an alternative retirement plan (FICA –Substitute) in lieu of social security for part-time employees, employee and employer contribution rates of such plans, and consideration of adoption of such plan.
- B. Consideration of RESOLUTION NO, 2010-10 **(Roll Call Vote)**  
A RESOLUTION ADOPTING THE PUBLIC AGENCY RETIREMENT SYSTEM 457 TRUST AND DESIGNATING A REPRESENTATIVE OF THE MIDWAY CITY SANITARY DISTRICT TO IMPLEMENT THE PLAN

- C. Consideration of RESOLUTION NO, 2010-10 **(Roll Call Vote)**  
A RESOLUTION ADOPTING AN ALTERNATIVE RETIREMENT PLAN PROVIDED THROUGH NATIONWIDE RETIREMENT SERVICES, INC. AND DESIGNATING A REPRESENTATIVE OF THE MIDWAY CITY SANITARY DISTRICT TO IMPLEMENT THE PLAN

**5. NEW BUSINESS**

- A. Consider the Establishment of a Trust Fund with the California Public Employees Retirement System (CalPERS) to Prefund Other Post Employment Benefits (OPEB) through the California Employer's Retirement Trust Fund (CERBT).
- B. Consider Fiscal Year 2010-11 Budget Assumptions and Capital Improvement Projects.

**6. BOARD CONCERNS**

**7. STAFF CONCERNS**

**8. CLOSED SESSION**

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9

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.

**9. INFORMATIONAL ITEMS**

**10. ADJOURNMENT**