

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

July 20, 2010

3:00 P.M.

CALL TO ORDER

President Neugebauer called the regular meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Avenue, Westminster, on Tuesday, July 20, 2010 at 3:00 p.m.

BOARD MEMBERS PRESENT:

Tyler Diep
Grace P. Epperson
Joy L. Neugebauer
Al P. Krippner
Margie L. Rice

OTHERS AT MEETING:

Greg Nordbak, General Manager
Ken Robbins, Assistant General Manager
Robert Housley, Finance Director
Tom Nixon, District Counsel
Julia Sales, Administrative Secretary
Danielle Gerardo, Administrative Secretary

PLEDGE AND INVOCATION

Director Diep led the Pledge of Allegiance. Director Epperson gave the Invocation.

PUBLIC COMMENTS

No public comment.

APPROVAL OF EXPENDITURES

A. Demands in the amount of \$ 415,964.46

A motion was made by Director Rice, and seconded by Director Krippner to approve the expenditures in the amount of \$415,964.46. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice.

NOES:

REPORTS

REPORT OF PRESIDENT

President Neugebauer reported that she downloaded the CSDA Annual Awards Program, which has an August 6th deadline. She asked if the board would like to submit the same award package as they did for CASA. She reminded the Board that we submitted to CASA for the Community Service Category called “Earn While You Learn”, co-sponsored with Rainbow Disposal and Westminster School District to encourage youth to learn both recycling, its impact on the environment and earn money for their schools. Staff has a pre-prepared package from CASA that could be adapted to CSDA’s requirements and add a copy of the newspaper article regarding the “Earn While You Learn” program.

President Neugebauer also asked District Counsel Tom Nixon if the Board needed to take any special action for this report. He stated that it is appropriate for the Board to take action since it was on the public agenda. The Board then directed GM Nordbak to prepare and submit the program to CSDA.

President Neugebauer also reported that the City of Stanton, CA is considering raising sewer fees according to an article in the Orange County Register newspaper. She felt that the article reflected very favorably on MCSD rates, which are \$7.50 per month. She stated that she felt that MCSD’s rates are “very competitive”.

REPORT OF GENERAL MANAGER

GM Greg Nordbak reported that Nick Castro (due to required insurance training) & AGM Ken Robbins (who is on vacation) will not be at Safety Day tomorrow. We have approximately 1200 bottles of water with the Districts logo to give away as well as hand fans. GM Greg Nordbak & Albert Cibrian will be at Safety Day, as well as several Board members.

GM Greg Nordbak gave a count of the t-shirts slated for give-away – 216 mediums and 72 smalls. President Neugebauer suggested that we incorporate the t-shirts into the “Earn While You Learn” program and give them to the kids at the schools that collected the most recyclables as rewards. The entire Board agreed that was an excellent idea.

GM Greg Nordbak reported that the entire sewer crew will be out on Thursday for training in Huntington Beach, which was preapproved by the Board, but that they will be on call should something happen within the District. He also pointed out the updated budget provided by Finance Director Robert Housley.

GM Greg Nordbak also reported that he found another opportunity for AB 1234 ethics training. It will be held in Newport Beach at the CASA conference on Sept. 20-23, which is much more convenient than the one in San Bernardino. There will be 2, 1-hour classes, both to be held on Tuesday, Sept. 21, 2010. He stated you must attend both classes to receive your certificate.

REPORT FROM ORANGE COUNTY SANITATION DISTRICT MEETING

President Neugebauer reported that the OCSD operations committee met on July 7th, 2010, and that there has been a request to bring up an item to the Board, which is on today's Agenda. The funding from the State for bacteria monitoring at 17 locations on the coast between Bolsa and Crystal Cove has stopped. OC Health Care Agency has always participated, and there has always been a 4-way split for the financing but it has become 3-way to split because OCHCA is not receiving any reimbursement from the State of California to help fund the monitoring.

President Neugebauer also reported that the Operations committee will be dark in August and that the Board meeting will be on July 28, 2010 AT 6:30 P.M. She reported that we did have some reports from Department Heads including the SARI Line, Inter-tech Bio-Solids and Coatings Programs that are each underway at Orange County Sanitation District.

REPORT FROM THE CALENDAR COMMITTEE

Director Rice committed to a mock up of the calendar to be presented to the Board at the next Board meeting in August. The deadline for the calendar to go to print is the end of August. GM Greg Nordbak told Board members that they will receive a calendar at the next meeting on August 3, 2010, and hopefully have it approved by second Board meeting on August 17, 2010. He would like to be ready to go to print in early September.

REPORT ON THE DISTRICT WEBSITE

GM Greg Nordbak assured all Board members that they would receive 3 proposals from 3 different web design/service companies to choose from at the first meeting in August. All Board members agreed that the website needs to be a higher priority and it needs to get done as soon as possible. President Neugebauer stated that she would like to recommend someone from staff to check all the information on the website to make sure it is current and up to date.

REPORT ON "IN GOD WE TRUST" FOR BOARD ROOM WALL

GM Greg Nordbak presented a mock up to all Board members from Sign Design. Discussion followed regarding where the logo should go. It was decided that it should go below the words "In God We Trust". Director Krippner informed everyone that if it is glossy, it will reflect in photos. All Board members agreed that the letters need to be larger than the 4" specified. It was agreed to change letter size to 5 ½" and to use flat black for the color of the letters. GM Greg Nordbak told the Board that the total cost should be under \$650, and that it would be up by the next Board meeting on August 3.

CONSENT CALENDAR

- A. Investment Report for June 2010.
- B. Approval of the request of Administrative Secretary Julia Sales to receive 40 hours of vacation pay in lieu of time off.
- C. Approval of the request of Ignacio Gonzales to receive 40 hours of paid vacation in lieu of time off.

A motion was made by Director Rice, seconded by Director Diep, to approve all items on the Consent Calendar. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

OLD BUSINESS

- A. Taste & Tour of Little Saigon

GM Greg Nordbak informed the Board that the price for a corporate table is \$600.00. Director Rice stated that she felt that the price was too high, and that the event has changed. It was unanimously decided that the District should buy individual tickets for any Directors and Staff only who wish to attend this event.

A motion was made by Director Diep, seconded by Director Rice to approve attendance. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

- B. Travel arrangements to CASA Conference in Monterey Ca.

The dates of the conference in Monterey, CA are Wednesday, August 18th through Saturday, August 21, 2010. Director Rice, who is a member of the CASA executive Board, has a committee meeting at 2pm. The other Directors need to be at the first session of the conference which begins on Thursday at 8am, so Board members will need to arrive the night before.

President Neugebauer stated that she feels that this is a very important conference as it has to do with sanitation issues. Director Krippner stated that he feels that it is a waste of time and money to travel so far for a conference, and will not be going. Director Diep stated due to his work schedule he would not be able to attend.

A lengthy discussion followed regarding the method of transportation – driving vs. flying. It was decided that the Board should drive to keep the cost of the travel down.

A motion was not necessary since there was direction, to have GM Greg Nordbak drive Directors Rice and Epperson, and President Neugebauer in the District van.

NEW BUSINESS

- A. Consider Department of the Treasury Reinvestment Notice of Maturing \$200,000 U.S. Treasury Bill

A motion was made by Director Diep, seconded by Director Rice to reinvest the maturing Treasury bill. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

- B. Renewal of Midway City Sanitary Districts Commercial Package Insurance Program Proposal for 2010 -2011.

GM Greg Nordbak introduced Scott Snowden, who is MCSD's insurance broker. They spent several hours last week reviewing the new comprehensive proposal, which is down approximately \$5,000.00 from last year, with no major changes. Mr. Snowden gave an overview of the renewal, with two options to choose from. He suggested that the Board chose option #1, and that we remain with our current carrier which is Financial Pacific Insurance Company. Mr. Snowden informed the Board that the claims history for our drivers is excellent.

Director Krippner stated that the proper legal wording needs to be "worker's compensation", not "workman's compensation".

A motion was made by Director Diep, seconded by Director Rice to approve renewal of MCSD Commercial Package Insurance Program Proposal for 2010-2011. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

- C. Approval of attendance to Quarterly ISDOC Meeting on Thursday, July 29, 2010.

It was unanimously decided that all Board members will meet at 11 a.m. to go together to the ISDOC meeting in the District van, driven by GM Greg Nordbak.

A motion was made by Director Diep, seconded by Director Epperson to approve attendance to Quarterly ISDOC Meeting on Thursday, July 29, 2010. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

D. Request from Orange County Sanitation District (OCSD) requesting a letter of support for Regional Shoreline Bacteria Monitoring Program.

OC Health Agency dropped out of the Regional Shoreline Bacteria Monitoring Program, but South Orange County Wastewater Authority, Orange County Watersheds, and OCSD are still involved. The letter of support is for a new plan for the shoreline monitoring to go to each member of the Operation Committee and also all members of OCSD. The letter of support will be emailed.

A motion was made by Director Epperson, seconded by Director Rice to send a letter of support via email. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

E. Request approval to dispose (sell) two District owned vehicles

The District has 2 "retired" vehicles and GM Nordbak is requesting Board approval for them to be sold at auction by General Auction Company. GM Greg Nordbak pointed out that we saved \$7,000.00 by taking some of the equipment off the old trucks and putting it on the replacement trucks.

A motion was made by Director Diep, seconded by Director Epperson to sell both vehicles to the auction company. The motion was approved by the following vote:

AYES: Directors Diep, Epperson, Neugebauer, Krippner and Rice
NOES:

BOARD CONCERNS/COMMENTS

Director Rice apologized for not being more prepared with the calendar.

GENERAL COUNSEL CONCERNS/COMMENTS

None

GM/STAFF CONCERNS/COMMENTS

GM Greg Nordbak met with all supervisors last week regarding new MOU's that state that all employees must take a minimum one week of vacation every year, and that if the employee did not designate a week, one would be assigned to them per the MOU.

GM Nordbak informed the Board that he has been elected Chairman of the Los Angeles County Sanitation District.

GM Greg Nordbak also brought to the Boards attention a Notice of public hearing for City of Westminster and a copy of the email sent to Little Saigon TV stating that we will not be taking part in the Moon Festival this year per the Board's direction.

GM Greg Nordbak also informed the Board that they should have received their new dental packets with ID cards from Standard Insurance.

There is also a copy of a letter that GM Greg Nordbak wrote with direction from the Board, and President Neugebauer needs to sign, to ISDOC regarding our stand of not amending the OCCOG agreement at this time.

President Neugebauer brought up her concern of our need for a policy regarding fees for publishing. The budget and 2 resolutions were published in The Westminster Herald and The OC News newspapers due to rising rates. The difference in cost between the two is substantial and President Neugebauer simply wanted to know if we only need to publish in one. If we can only publish in one, she feels that it should be a policy to publish in The Westminster Herald, since the cost is lower.

CLOSED SESSION (None)

INFORMATIONAL ITEMS

There were no informational items on this agenda, other than what was previously reported in the General Manager's Report.

ADJOURNMENT

President Neugebauer adjourned the meeting at approximately 4:20 p.m.

Al P. Krippner, Secretary