

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

**April 22, 2011**

**CALL TO ORDER**

President Rice called the regular meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Avenue, Westminster, California on Friday, April 22, 2011 at 4:30 P.M.

**BOARD MEMBERS PRESENT:**

Al P. Krippner  
Joy L. Neugebauer  
Frank Cobo  
Margie L. Rice  
Tyler Diep

**OTHERS AT MEETING:**

Ken Robbins, Assistant General Manager  
Robert Housley, Finance Director  
Dave Larsen, Labor Counsel  
James Eggart, District Counsel  
Danielle Gerardo, Administrative Secretary

**PLEDGE AND INVOCATION**

Director Cobo led the Pledge of Allegiance. Director Neugebauer gave the Invocation.

**PUBLIC COMMENTS**

None

**NEW BUSINESS**

- A. Consider Fiscal Year 2011-12 Budget Assumptions and Capital Improvement Projects.

Finance Director Housley reported on the District's revenue assumptions and capital improvement plans for the upcoming year.

The next Budget meeting date was set for Friday, June 20, 2011 at 4:00 PM.

## **CLOSED SESSION**

President Rice adjourned the meeting to closed session at 4:52 P.M. to discuss Items 8A-C pursuant to Government Code Sections 54957 and 54957.6.

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.

President Rice reconvened the meeting at 5:54 P.M.

Legal Counsel stated that regarding Item 8B, the Board decided to provide notice to terminate General Manager Nordbak's employment pursuant to his contract terms. The General Manager was placed on administrative leave.

Legal Counsel stated that there was no other reportable action during the closed session.

## **BOARD CONCERNS/COMMENTS**

Director Neugebauer commended staff and wished everyone a happy holiday.

## **GM/STAFF CONCERNS/COMMENTS**

AGM Robbins advised President Rice and Director Cobo that he would pick them up at 11:00 AM on Wednesday, April 27 to go to the SDI Conference in Indian Wells.

Director Krippner stated that he would be driving himself.

AGM Robbins reported that Finance Director Housley would be out of the office on Thursday and Friday, April 28-29, 2011.

Finance Director Housley stated that since receiving the Board's approval, he had begun the process of enrolling the District in the Nationwide Deferred Comp wire transfer program.

## **CLOSED SESSION**

President Rice reconvened the meeting to closed session at 5:59 P.M. on Item 8B pursuant to Government Code Sections 54957.

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.

President Rice reconvened the meeting at 6:01 P.M.

Legal Counsel stated that the Board went back into closed session regarding 8B and that there was no further reportable action taken during the closed session.

## **ADJOURNMENT**

President Rice adjourned the meeting at approximately 6:02 P.M.

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Joy Neugebauer, Secretary