

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

**May 17, 2011**

**4:00 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 FOR MAY 3, 2011**
- 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 \$ 302,574.35**

## **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 (OCSD) Meeting
- D. Report from Waste Management Commission

## **7. CONSENT CALENDAR**

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

- A. Investment Report for April 2011
- B. Approval of the Request of Utility Worker Gustavo Carrera to Receive 40 Hours of Vacation Pay in Lieu of Time Off.

## **8. OLD BUSINESS**

- A. Discussion and Action on Proposed Special District Selection Committee Bylaws

## **9. NEW BUSINESS**

- A. Approve a Sub-Committee for Next Year's Calendar
- B. Consider Approving a General Maintenance Service Agreement for District Facilities.
- C. Consider Approving a Request for Proposal (RFP) on an Electronic Data Management System (EDMS).
- D. Consider Attendance to the Westminster Chamber of Commerce Annual Installation and Awards Dinner
- E. Review Consumer Price Index (CPI) Adjustment to Commercial, Industrial and Other Nonresidential Sanitary Sewer Services and Notice of Rate Adjustment
- F. Set Dates and Review Notices of Public Hearings for Sanitation and Sewer Service Charges, and for Adoption of 2011-2012 Budget

## **10. BOARD CONCERNS/COMMENTS**

## **11. GENERAL COUNSEL CONCERNS/COMMENTS**

## **12. GM/STAFF CONCERNS/COMMENTS**

### **13. CLOSED SESSION**

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 LABOR NEGOTIATORS (Government Code Section 54957.6)  
Agency Designated Representatives: Finance Director Housley and Labor Counsel Dave Larsen  
Employee Organization: American Federation of State, County, and Municipal Employees, LOCAL 1734-01
- B. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE  
(Government Code Section 54957)
- C. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9  
(One potential case)
- D. PUBLIC EMPLOYMENT APPOINTMENT (Government Code Section 54957)  
Title: General Manager

### **14. INFORMATIONAL ITEMS**

- A. Update on the Orange County Local Agency Formation Commission's (LAFCO) Development Process of an Early Warning System of the Financial Condition of Public Agencies within Orange County

### **15. ADJOURNMENT**