

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

**March 20, 2012**

**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 Tuesday, March 20, 2012 at 4:02 P.M.

**BOARD MEMBERS PRESENT:**

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

**OTHERS AT MEETING:**

Ken Robbins, General Manager  
Robert Housley, Finance/HR Director  
Tom Nixon, District Counsel  
Danielle Gerardo, Board Secretary

**PLEDGE AND INVOCATION**

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

**APPROVAL OF THE MINUTES OF THE MEETING OF MARCH 6, 2012**

A motion was made by Director Diep, seconded by Director Neugebauer to approve the minutes of the meeting of March 6, 2012, with a change. The motion was approved by a 4-0 vote.

**PUBLIC COMMENTS**

None

## APPROVAL OF EXPENDITURES

### A. Demands in the amount of \$ 247,334.63

#	CK #	CK AMOUNT	VENDOR
1			
2	5205	324.00	<b>Advanced Gas Products</b> - Cylinder Rental for February 2012 & Maintenance Supplies for Shop
3	5206	57.00	<b>Advanced Workplace Strategies</b> - Random Drug Test & Collection (AG)
4	5207	1,811.33	<b>Bodyworks Equipment</b> - Restock (4) Plungers, (4) Coils, (6) Springs, (3) Cushion Kits, (3) Indicators,
5			(10) Rollers & (6) Whisker Switches.
6	5208	727.00	<b>CRC</b> - Maintenance & Support for April 2012
7	5209	23,324.68	<b>CR Transfer, Inc.</b> - Tonnage for February 2012
8	5210	145.08	<b>Equipment Direct, Inc.</b> - Restock Safety Vests (13)
9	5211	297.78	<b>G &amp; K Services</b> - Uniform Services for March 2012
10	5212	227.71	<b>Hilico</b> - Restock (200) Wire Ties, (50) Washers, (6) Sockets & (9) Bolts.
11	5213	730.00	<b>Lien Lai</b> - Sewer Permit Refund, Permit No. 6070 (MCSD Fee)
12	5214	2,535.13	<b>Los Alamitos Auto Parts</b> - Brake Rotor & Disc Brakes for M1&T9, Oil & Air Filters for G2,(4)Brake Kits &(4)Drums
13			for T55 & Restock Regulators (5).
14	5215	45.00	<b>Memorial Prompt Care Med. Grp, Inc.</b> - DMV Exam (RM)
15	5216	39.00	<b>Jimenez, Miguel</b> - Driver License Renewal Reimbursement
16	5217	9,586.81	<b>OPTISOURCE Technologies, Inc.</b> - Scanned, Indexed, Electronic Storage & Delivery of MCSD Documents
17	5218	15,618.00	<b>Orange County Sanitation District</b> - Permit Fees for February 2012 (MCSD 5%= \$822.00)
18	5219	740.00	<b>Performance Pipeline Technologies</b> - CCTV Inspection at Hoover & Trask on 01/25/2012
19	5220	145.70	<b>Petty Cash</b> (K. Robbins)-[\$18.01]Fuses for T51;[\$8.34]Refreshments for Driver Safety Meeting;[\$1.25]Parking
20			to drop-off Grand Jury Response(RH);[\$5.10]City of Westm Police Report(RM);[\$14.00]Parking for MWDOC
21			Water Policy Forum (TD); [\$89.00] Plate for T55; [\$10.00] Parking for CSMFO Conference (RH).
22	5221	95.33	<b>Pitney Bowes</b> - Ink Refill for Postage Machine
23	5222	700.10	<b>PROforma Solutions</b> - (1,440) 4-Color Soy Crayons
24	5223	88,270.22	<b>Rainbow Disposal</b> - Tonnage for February 2012
25	5224	27,295.16	<b>Rehrig Pacific Company</b> - (648) 65 Gallon Carts & (648) 65 Gallon Lids
26	5225	303.25	<b>Shields Consulting Group</b> - 2010/2011 Claim Payment(Claim Amount:\$6,065.00,10%=606.50,50%=303.25)
27	5226	277.50	<b>Steiner's Original BBQ</b> - Balance for Employee Luncheon on 03/28/2012
28	5227	2,561.84	<b>Tarulli Tire, Inc.</b> - (4) Retreads & (2) New for Restock; (4) New Tires for T9
29	5228	663.35	<b>TEC of California, Inc.</b> - (6) Gaskets & (2) Permats for T55; Water Pump & Valve for T56
30	5229	13.50	<b>Underground Service Alert</b> - (9) New Ticket Charges
31			
32		<b>176,534.47</b>	<b>SUBTOTAL</b>
33			

34			<b>ADD HANDCUT CHECKS:</b>
35			
36	5197	8,112.22	<b>Fernando Gonzalez</b> -Beneficiary of Ignacio Gonzalez,Payout of wages,vacation,50% of sick leave per MOU
37	5198	556.84	<b>AT&amp;T Mobility</b> - (KR) 714 310-2313, (NC) 714-310-8653, (DGr) 714-325-3606
38			Sewer 714-310-8654, Emergency 714-310-9004
39	5199	89.99	<b>Direct TV</b> - Services for March 2012
40	5200	650.00	<b>Glyn's Mobile Opacity Testing</b> - Diesel Opacity Testing on MCSD Fleet
41	5201	277.50	<b>Steiner's Original BBQ</b> - Deposit for Employee Luncheon on 03/28/2012
42	5202	9,036.00	<b>Zenith Insurance Company</b> - Worker's Compensation Progressive Monthly Payment
43	5203	466.68	<b>Verizon Business</b> - Internet Connection for SCADA System for February 2012
44	5204	30.61	<b>City of Westminster</b> - Hammon & Westminster Lift Station Water Usage for February 2012
45			
46		<b>195,754.31</b>	<b>SUBTOTAL PLUS HANDCUTS</b>
47			
48			<b>Payroll</b>
49		50,139.13	Payroll Date 03/06/2012 Staff Chk # 15250-15255 Taxes & Direct Deposits
50		1,441.19	Payroll Date 03/06/2012 Nationwide Deferred Compensation
51		<b>247,334.63</b>	<b>TOTAL EXPENDITURES W/PAYROLL</b>

A motion was made by Director Diep, seconded by Director Neugebauer to approve the expenditures in the amount of \$ 247,334.63. The motion was approved by a 4-0 vote.

## REPORTS

### Report of President

None

### Report of General Manager

GM Robbins stated that there would be a wake and funeral services for Director Cobo's mother who passed away, and if any of the Directors would like to carpool to the service with him on Wednesday, March 21, 2012, to meet at the District office at 11:30 A.M.

GM Robbins stated that Ron Hankle, as representative of Standard Life Insurance, would be at the District at 12 noon on Wednesday, March 21, 2012 to review policies and beneficiaries with all District staff, employees and Directors.

GM Robbins reported that the District family is growing – Director of Operations/Safety Nick Castro is expecting his fourth child, and Finance Director Housley is expecting his first grandchild.

GM Robbins reported that he has a meeting at City Hall on Friday. The Gas Company is going to do a sewer lateral inspection program. It will include everywhere they did directional boring to replace a main instead of doing an actual open cut/dig (about 20,000 square miles throughout all of California) and they are going to inspect each lateral where they cross. They will CCTV the District's sewer mains, in those locations so the District will get credit for the video taping of its lines and the gas company will have the inspections done and make sure the laterals stay intact.

Director Krippner asked whose responsibility the lateral lines are in the public right of way.

GM Robbins stated that the homeowner is responsible for the lines to the main.

President Rice stated that she wants to implement a sewer lateral assistance program for residents of the District.

GM Robbins asked the Board who would be attending the quarterly ISDOC meeting on Thursday, March 29, 2012. President Rice and Directors Neugebauer, Krippner and Diep confirmed that they would be attending.

### **Report from Orange County Sanitation District Meeting (OCSD)**

Director Neugebauer reported that there was an Operations Committee meeting on March 7, 2012. There was a report on capital improvements, and an update on the 57 active projects which have a total cost of \$1.6 billion. There will be a tour of Plants One and Two on Wednesday, March 21, 2012 at 4 P.M.

### **Report from CASA Washington D.C. Conference**

Director Neugebauer stated that she felt that the CASA conference in Washington D.C. was productive and worth travelling for. She reported that the conference attendees were divided up into teams to visit several congressional offices to advocate for six outreach projects.

President Rice reported that she especially enjoyed speaker George Hawkins who is General Manager of D.C. Water.

GM Robbins reported that he felt that he got more of an education on this trip and was able to spend some time with the lobbyist.

### **CONSENT CALENDAR**

- A. Investment Report for February 2012
- B. Approval of the Request of Sewer Leadsman Darrell Grimes to receive 40 hours of vacation pay in lieu of time off.

A motion was made by Director Diep, seconded by Director Neugebauer to approve of all items on the consent calendar. The motion was approved by a 4-0 vote.

**OLD BUSINESS**

None

**NEW BUSINESS**

A. Resolution No. 2012-01

***(ROLL CALL VOTE)***

RESOLUTION NO. 2012-01 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT APPOINTING A MEMBER TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE WESTMINSTER REDEVELOPMENT AGENCY PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 34179

A motion was made by Director Neugebauer, seconded by Director Diep to appoint President Rice and adopt Resolution No. 2012-01. The motion was approved by the following roll call vote:

AYES: President Rice, Directors Neugebauer, Diep and Krippner  
NOES: None  
ABSENT: Director Cobo

B. Consider and Approve Budget Calendar for Fiscal Year 2012-2013 (July 1, 2012 through June 30, 2013)

A motion was made by Director Diep, seconded by Director Neugebauer to approve the Budget Calendar for Fiscal Year 2012-2013. The motion was approved by a 4-0 vote.

C. Resolution No. 2012-02

***(ROLL CALL VOTE)***

RESOLUTION NO. 2012-02 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, COMMENDING EMPLOYEE AND 2011 PUBLIC SERVICE AWARD RECIPIENT, DARRELL GRIMES

A motion was made by Director Diep, seconded by Director Neugebauer to approve Resolution No. 2012-02 with General Manager, Ken Robbins' signature added. The motion was approved by the following 4-0 roll call vote:

AYES: President Rice, Directors Neugebauer, Diep and Krippner  
NOES: None  
ABSENT: Director Cobo

D. Resolution No. 2012-03

**(ROLL CALL VOTE)**

RESOLUTION NO. 2012-03 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, COMMENDING THE MIDWAY CITY SANITARY DISTRICT SEWER DEPARTMENT EMPLOYEES

A motion was made by Director Diep, seconded by Director Krippner to approve Resolution No. 2012-03 with General Manager Ken Robbins' name added, and a change. The motion was approved by the following 4-0 roll call vote:

AYES: President Rice, Directors Neugebauer, Diep and Krippner  
NOES: None  
ABSENT: Director Cobo

E. Consider Scheduling a Date for the "Administrative Professionals Day" Luncheon

A motion was made by Director Neugebauer, seconded by Director Diep to schedule the luncheon for Tuesday, April 17, 2012 at 11:30 A.M. at Marie Calendar's. The motion was approved by a 4-0 vote.

F. Consider the City of Westminster's Request for Sponsorship of the Summer Concerts in the Park Series

A motion was made by Director Neugebauer, seconded by Director Krippner to purchase an \$800 sponsorship for the City of Westminster's Summer Concerts in the Park Series. The motion was approved by a 4-0 vote.

G. Report on the Review of the 2011-2012 Orange County Grand Jury's Draft Report on Special Districts

No action was taken on this item.

H. 2011-2012 Orange County Grand Jury Review of District's Website for Compensation and Benefit Cost Transparency

No action was taken on this item, but to accept and commend staff for helping to make the District more transparent.

I. Consider Approving and Confirm Attendance at the State of the City Luncheon on Tuesday, April 10, 2012

A motion was made by Director Neugebauer, seconded by Director Diep to approve attendance and purchase a table for eight people at a cost of \$240.00. The motion was approved by a 4-0 vote.

## **BOARD CONCERNS/COMMENTS**

Director Neugebauer stated her deepest condolences for Director Cobo for the loss of his mother.

Director Krippner stated that he was in attendance and represented the District at the funeral services for District employee Ignacio Gonzalez.

President Rice stated that she was also there and, for the record, she would like a sego palm planted in her honor when she passes, and she would like to have it near the flagpole.

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

GM Robbins stated that Pablo Duarte and Albert Cibrian were both in attendance at Ignacio Gonzalez' funeral service and that he invited them to the employee barbeque being held at the District on Wednesday, March 28, 2012 at 11:30 A.M. There will be a new group picture taken and staff will be sending out a press release following the luncheon.

## **GENERAL COUNSEL CONCERNS/COMMENTS**

None

## **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.

## **INFORMATIONAL ITEMS**

- A. Waste Disposal Agreement Consumer Price Index (CPI) Increase from Orange County Waste and Recycling Effective July 1, 2012

## **ADJOURNMENT**

President Rice adjourned the meeting to Tuesday, March 27, 2012 at 4 P.M. at approximately 5:08 P.M.

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Joy Neugebauer, Secretary