

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

**July 3, 2012**

**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 OF JUNE 5, 2012**

**APPROVAL OF THE MINUTES OF THE MEETING OF JUNE 19, 2012**

**APPROVAL OF THE MINUTES OF THE BUDGET MEETING OF JUNE 26, 2012**

**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 \$ 980,206.08

## **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 the Calendar Committee

## **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. Approval of the Request of Solid Waste Employee Manny Hernandez to Receive 40 Hours of Vacation Pay in Lieu of Time Off

## **8. OLD BUSINESS**

- A. Confirm Attendance to the California Association of Sanitation Agencies (CASA) Annual Conference in Monterey, CA August 8-11, 2012

## **9. NEW BUSINESS**

- A. Consider and Confirm Attendance to the Municipal Water District of Orange County (MWDOC), Water Policy Forum on Wednesday, July 25, 2012
- B. Consider a Construction Agreement with the Orange County Flood Control District (OCFCD) for the Relocation of the Midway City Sanitary District (MCSD) Sewer Siphon at Newland Avenue and Oberlin Street
- C. California Special Districts Association (CSDA) 2012 Board Elections
- D. General Manager's Employment Agreement
- E. Consider Scheduling a Study Session to Review Compressed Natural Gas (CNG) Fueling Facility Feasibility Study
- F. Consider Setting a Special Meeting to Review and Discuss Midway City Sanitary District's Response to the 2011-2012 Orange County Grand Jury Report Entitled "Let There Be Light - Dragging Special Districts from the Shadows".

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

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

## **12. GENERAL COUNSEL 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 LEGAL COUNSEL – ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to Government Code section 54956.9(b)

(Two items: claims relating to Betty Dietz)

### **14. INFORMATIONAL ITEMS**

### **15. ADJOURNMENT**