

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

**June 4, 2013**

**4:00 P.M.**

**A G E N D A**

**OUR MISSION STATEMENT**

***THE BOARD OF DIRECTORS AND EMPLOYEES OF MIDWAY CITY SANITARY DISTRICT WORK DILIGENTLY TO PROVIDE SEWER AND SOLID WASTE SERVICES TO THE RESIDENTS OF THE DISTRICT. OUR TOP PRIORITY IS TO ACCOMPLISH THIS IN AN ETHICAL, EFFICIENT, AND COST-EFFECTIVE MANNER THAT WILL PROTECT THE HEALTH AND SAFETY OF THOSE WE SERVE.***

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. 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 three (3) minutes.

**4. APPROVAL OF THE MINUTES OF THE MEETING OF MAY 28, 2013**

**5. APPROVAL OF EXPENDITURES**

A. Demands in the amount of \$ 114,483.36

**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 Rainbow Environmental – Financial Report & Update on Commercial Recycling Program

E. Report from Independent Special Districts of Orange County (ISDOC) Quarterly Mtg

**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 to Purchase Rebuilt Allison Transmission for T57, District Side Loader Solid Waste Truck

**8. OLD BUSINESS**

A. RESOLUTION NO. 2013-08

*(Roll Call Vote)*

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, MODIFYING THE POLICIES AND PROCEDURES OF THE BOARD OF DIRECTORS

B. Proposed Amendments to Independent Special Districts of Orange County (ISDOC) Bylaws

**9. NEW BUSINESS**

A. Consider Scheduling the Third Public Budget Workshop/Study Session for Fiscal Year 2013-2014 (July 1, 2013 through June 30, 2014)

B. RESOLUTION NO. 2013-12

*(Roll Call Vote)*

A RESOLUTION NO. 2013-12 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, ESTABLISHING THE APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2013-2014 FOR THE DISTRICT IN ACCORDANCE WITH THE PROVISIONS OF DIVISION 9 OF TITLE 1 OF THE CALIFORNIA GOVERNMENT CODE

C. RESOLUTION NO. 2013-13

*(Roll Call Vote)*

A RESOLUTION NO. 2013-13 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, ESTABLISHING A POLICY APPLICABLE TO DISTRICT DEPOSITS AND INVESTED FUNDS

D. RESOLUTION NO. 2013-14

*(Roll Call Vote)*

A RESOLUTION NO. 2013-14 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING THE ANNUAL STATEMENT OF INVESTMENT POLICY FOR FISCAL YEAR 2013-2014 (JULY 1, 2013 THROUGH JUNE 30, 2014)

E. Approval of Amendment No. 1 to 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

F. Approve Opposition Letter to Assembly Bill 1333 (Hernandez) With Regard to Local Government, Contracts

G. Approval of Agreement for Legal Services Rate Adjustment

**10. INFORMATIONAL ITEMS**

**11. BOARD CONCERNS/COMMENTS**

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

**13. GENERAL COUNSEL CONCERNS/COMMENTS**

**14. 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: General Manager Robbins, Finance Director Housley and Labor Counsel Joseph Larsen, Employee Organization: American Federation of State, County, and Municipal Employees, LOCAL 1734-01

B. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)  
Agency Designated Representative: Thomas F. Nixon  
Unrepresented Employee: General Manager

**15. ADJOURNMENT**