

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

**June 26, 2017**

**CALL TO ORDER**

President Diep called the adjourned regular meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Avenue, Westminster, California on Monday, June 26, 2017 at 5:13 P.M.

**BOARD MEMBERS PRESENT:**

Al P. Krippner  
Tyler Diep  
Chi Charlie Nguyen (absent)  
Frank Cobo  
Margie L. Rice

**OTHERS AT MEETING:**

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

**PLEDGE AND INVOCATION**

Director Cobo led the Pledge of Allegiance. GM Robbins gave the Invocation.

**PUBLIC COMMENTS**

None

## **NEW BUSINESS**

A. PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2017-10 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING A REPORT ON SANITATION AND SEWER USER FEES PURSUANT TO SPECIAL USAGE PERMIT AGREEMENT AND COVENANT DOCUMENTS AND DIRECTING THE COUNTY AUDITOR TO ADD SUCH USAGE FEES TO THE JULY 1, 2017 THROUGH JUNE 30, 2018 SECURED TAX ROLL PURSUANT TO ORDINANCE NO. 26 AND ORDINANCE NO. 67

President Diep read the title of the Resolution and opened the public hearing.

GM Robbins stated that the resolution is a special user permit agreement for users that were never annexed into the District. They go on the tax roll and are assessed a 2% increase every year per that agreement.

There were no public comments.

President Diep closed the public hearing.

A motion was made by Director Krippner, seconded by Director Cobo to approve and adopt Resolution No. 2017-10. The motion was approved by the following 4-0 roll call vote:

AYES: Cobo, Diep, Krippner, and Rice

NAYS:

ABSTAIN:

ABSENT: Nguyen

B. PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2017-11 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING A REPORT ON SANITATION AND SEWER USER FEES AND DIRECTING THE COUNTY AUDITOR TO ADD SUCH USER CHARGES TO THE JULY 1, 2017 THROUGH JUNE 30, 2018 SECURED TAX ROLL PURSUANT TO ORDINANCE NO. 64 AND ORDINANCE NO. 67

President Diep read the title of the Resolution and opened the public hearing.

There were no public comments.

President Diep closed the public hearing.

Director Rice stated that she was pleased that the District has maintained the same rate.

A motion was made by Director Rice, seconded by Director Cobo to approve and adopt Resolution No. 2017-11. The motion was approved by the following 4-0 roll call vote:

AYES: Cobo, Diep, Krippner, and Rice

NAYS:

ABSTAIN:

ABSENT: Nguyen

C. PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2017-12 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, ADOPTING THE SPECIAL DISTRICT GENERAL FUND BUDGET FOR THE FISCAL YEAR JULY 1, 2017 THROUGH JUNE 30, 2018

President Diep read the title of the Resolution and opened the public hearing.

There were no public comments.

President Diep closed the public hearing.

Director Cobo stated that the amount of the capital outlay and improvements budget on page 7 of the budget document needed to be corrected from \$1,803,000 to \$1,278,000.

A motion was made by Director Cobo, seconded by Director Rice to adopt the special district general fund budget for the fiscal year July 1, 2017 through June 30, 2018, with one correction, and adopt Resolution No. 2017-12. The motion was approved by the following 4-0 roll call vote:

AYES: Cobo, Diep, Krippner, and Rice

NAYS:

ABSTAIN:

ABSENT: Nguyen

D. A RESOLUTION NO. 2017-13 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA COMMENDING THE RETIREMENT OF BARBARA EAMES FROM THE WESTMINSTER CHAMBER OF COMMERCE

A motion was made by Director Krippner, seconded by Director Rice to adopt Resolution No. 2017-13, commending the retirement of Barbara Eames from the Westminster Chamber of Commerce. The motion was approved by the following 4-0 roll call vote:

AYES: Cobo, Diep, Krippner, and Rice

NAYS:

ABSTAIN:

ABSENT: Nguyen

E. Review and Consider Approval of paying \$1,111,949 dollars towards the District's Pension Plans' Unfunded Accrued Liability with CalPERS

A motion was made by Director Rice, seconded by Director Cobo to approve of paying \$1,111,949 towards the District's pension plans unfunded accrued liability with CalPERS. The motion was approved by the following 4-0 vote:

AYES: Cobo, Diep, Krippner, and Rice

NAYS:

ABSTAIN:

ABSENT: Nguyen

#### **INFORMATIONAL ITEMS**

None

#### **BOARD CONCERNS/COMMENTS**

Director Cobo thanked staff for the balanced budget because it helps the District provide necessary services.

Director Rice stated that a resident of Westminster has been calling her regarding city services and complimented the District for the service provided to her.

President Diep stated that every year he is pleased to see a balanced budget and is thankful that the District is able to pay its unfunded liability.

All Directors thanked staff for the good teamwork.

Director Krippner thanked the Board for sending the Edible Arrangement for his wife.

## GM/STAFF CONCERNS/COMMENTS

GM Robbins stated that there was no need for the closed session as all three District employees had met the July 1, 2017 deadline and obtained their permits and endorsements.

## 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.

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

No closed session was held.

## ADJOURNMENT

President Diep adjourned the meeting to Tuesday, July 11, 2017 at the District office at 5:00 P.M. at approximately 5:28 P.M.

  
Chi Charlie Nguyen, Secretary