

To be held at the OFFICE OF THE DISTRICT
 1955 Workman Mill Road, Whittier, California

For the public to join the meeting virtually, click <https://us02web.zoom.us/j/8091438308> or enter the Meeting ID 809 143 8308 into the Zoom app on your smartphone or computer. Alternatively, you may join by phone by calling (669) 900-9128 and entering the Meeting ID. You may find further information at: <http://www.lacsd.org/agendas>

**Attending via Zoom per AB 2449 – Just Cause

THE DISTRICT MAY TAKE ACTION ON ANY AGENDA ITEM LISTED BELOW

| THURSDAY | November 16, 2023 | At 1:30 P.M. |
|--------------------|-------------------|----------------------|
| Governing Body | Director | Alternate |
| ALHAMBRA | MAZA | S. PEREZ |
| ARTESIA | MANALO | TAJ** |
| BELL | ARROYO | SALEH |
| BELL GARDENS | SANCHEZ | BARCENA |
| BELLFLOWER | SANTA INES | KOOPS |
| CERRITOS | BARROWS | SOLANKI |
| COMMERCE | ARGUMEDO | ALTAMIRANO |
| COMPTON | SHARIF | ----- |
| DOWNEY | FROMETA | TRUJILLO |
| LONG BEACH | RICHARDSON | SARO |
| LOS ANGELES CITY | KREKORIAN | MC OSKER |
| MONTEBELLO | TORRES | JIMENEZ |
| MONTEREY PARK | SANCHEZ | WONG |
| NORWALK | VALENCIA | J. PEREZ |
| PARAMOUNT | AGUAYO | DELGADILLO |
| PICO RIVERA | LUTZ | CAMACHO |
| SAN GABRIEL | HARRINGTON | DING |
| SOUTH GATE | AVALOS | DAVILA |
| VERNON | LARIOS | MERLO |
| WHITTIER | VINATIERI | WARNER (Chairperson) |
| LOS ANGELES COUNTY | HAHN | HORVATH |

CONSENT AGENDA

1. Public Comment
2. Authorize Payment to Lewis, Brisbois, Bisgaard & Smith LLP, in Amount \$179,198.78, for Legal Services Rendered and Reimbursement of Expenses Advanced in Various Districts’ Matters for Month of September 2023

REGULAR AGENDA

1. Authorize Issuance of Purchase Order to Mackone Development, Inc., in Amount of Approximately \$122,000 for Joint Administration Office (JAO) Unisex Accessible Restrooms (Project)

Summary: The proposed Project will construct two unisex accessible restrooms at the JAO, one each on the first floor and second floor. The new restrooms will comply with the Americans with Disabilities Act accessibility requirements, and providing these facilities aligns with the Districts’ diversity, equity, and inclusion goals. Pursuant to authority previously granted by the Board, the Project will be completed utilizing the Job Order Contracting Program which relies on pre-established competitively bid construction tasks that will accelerate project delivery and reduce administration and design costs. Staff has determined that the activities described herein do not constitute a “Project” under the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21065 and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15378. This item is consistent with the Districts’ Guiding Principle of commitment to continual improvement.

2. Authorize Extension of Purchase Order to Pioneers America (Pioneer) in Amount of Approximately \$19,700,000 to Furnish and Deliver Sodium Hypochlorite to A.K. Warren Water Resource Facility, Various Water Reclamation Plants, and Puente Hills Gas-to-Energy Facility (PERG)

Summary: Sodium hypochlorite is used to disinfect final effluent at Districts' wastewater treatment facilities and for pH control at the cooling towers at PERG. Pioneer has proposed to extend the contract for one additional year and continue to supply sodium hypochlorite at the same price as the existing agreement, and it is in the best interest of the Districts to extend at this time. This item is consistent with the Districts' Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; and commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness).

3. Authorize Payments to Aon Risk Services, Inc., (Aon) as Follows:

- (a) For Districts' On-Road Vehicle Fleet Liability Insurance Coverage in Amount of \$1,252,150 for One-Year Period

Summary: Aon, the Districts' insurance broker, assists the Districts with obtaining insurance coverage for on-road vehicles. Travelers Property Casualty Company (Travelers) has been providing this coverage for the Districts for the last 10 years, offering a "package" inclusive of property insurance. Other carriers have declined to provide quotes for this insurance in the past few years due to fleet size, prior losses, or other concerns. As a result, Aon only solicited a quote with Travelers, who offered a rate of \$1,823 per vehicle. This represents an increase of 23 percent compared to the current rate of \$1,485 per vehicle. This increase is in-line with current market inflation and the Districts claim history including two recent legal claims against the Districts. Despite these factors Districts' rates are still considered below average based on the number of vehicles insured. This item is consistent with the Districts' Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

- (b) For All-Risk Insurance and Earthquake and Flood Coverage for a One-Year Period at an Annual Premium of \$1,125,190 for Puente Hills Gas-to-Energy (PERG) and A.K. Warren Water Resource Facility (Warren Facility) Total Energy Facilities

Summary: Aon, the Districts' insurance broker, solicited quotes for all-risk insurance covering property damage, business interruption, boiler and machinery, extra expenses, earthquake, and flood for PERG and the Warren Facility Total Energy Facilities, the Districts' two largest energy generation facilities. The current insurance carriers, ACE American Insurance Company (ACE) and Starr Surplus Lines Insurance Company (Starr), submitted the only quote in the amount of \$1,070,000, plus \$55,190 for engineering fees, which represents an increase of 9 percent over last year's premium. ACE will provide 24.5 percent of the coverage, and Starr will provide 75.5 percent of the coverage. Fourteen other carriers indicated they could not provide insurance for this type of operation. Price increases across the insurance industry continue to be high due to large recent disasters and associated claims. The primary limit of coverage is \$100,000,000 per occurrence with sub-limits per occurrence of \$10,000,000 for earthquake, \$10,000,000 for flood, \$11,936,000 for business interruption, \$15,000,000 for extra expense, and \$25,000,000 for boiler and machinery. This item is consistent with the Districts' Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

4. Re: Pure Water Southern California (PWSC) Project

- (a) Adopt *Resolution Declaring Support for Grant Application to United States Bureau of Reclamation (USBR) WaterSMART: Large-Scale Water Recycling Program for PWSC* (Resolution)
- (b) Authorize Chief Engineer and General Manager to Execute Subgrant Agreement with Metropolitan Water District of Southern California (Metropolitan) for Administration of USBR WaterSMART Grant Funding

Summary: The Board previously approved the *Regional Recycled Water Program Agreement* with Metropolitan to jointly investigate production and distribution of purified water for the PWSC project. The proposed Resolution supports a joint application with Metropolitan to the USBR for up to \$180 million in additional grant funding for required studies, design activities, and land acquisition for groundwater recharge and conveyance pipeline infrastructure. If this grant is awarded, the Districts could receive up to \$500,000 for its portion of the activities proposed in the grant application and would be required to provide up to \$1.5 million in matching funds. The Districts may receive more funding from the grant if additional design efforts are managed by the Districts pursuant to future negotiations with Metropolitan. Adoption of the Resolution authorizes the Districts to provide these matching funds, but does not obligate the Districts to accept the grant funding or provide the matching funds. Staff recommends that the Board authorize the Chief Engineer and General Manager to enter into a subgrant agreement with Metropolitan to address issues of grant administration. Staff has determined that adoption of the Resolution does not constitute a "Project" under the California Environmental Quality Act (CEQA)

4. Contd.

pursuant to California Public Resources Code Section 21065 and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 153781. This item is consistent with the Districts’ Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

5. Adopt Resolution Authorizing Chief Engineer and General Manager, Assistant Chief Engineer and Assistant General Manager, Deputy Assistant Chief Engineer, or Financial Management Department Head to Execute and File Applications for Federal and State Disaster Assistance

Summary: There have been several disasters in recent years which have affected facilities owned or operated by the Districts. The California Governor’s Office of Emergency Services requires the submittal of a Board designation to apply for federal and state financial assistance pursuant to the California Natural Disaster Assistance Act. The Resolution is a universal resolution effective for all open and future disasters up to three years following the date of approval; the Districts previously adopted a resolution on April 10, 2019. This item is consistent with the Districts’ Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

Adjourn

Status Report: Prior to or during the meeting session, the Chief Engineer and General Manager may update the Directors on various matters concerning the Districts that may be of current interest to the Directors.

Public Comment: Members of the public may address the Board of Directors on any item shown on the agenda or matter under the Board’s authority. A “Request to Address Board of Directors” form is available. In compliance with the Americans with Disabilities Act, if you require special assistance to participate in this meeting, please contact the Secretary to the Boards’ Office (562) 908-4288, extension 1100. Notification of 48 hours prior to the meeting will enable staff to make reasonable arrangements to ensure accessibility to this meeting. (28CFR 35.101 et seq. ADA Title II).

Document Requests: Links to supporting documents are available online at the time of posting. Agendas and supporting documents or other writings that will be distributed to Board members in connection with matters subject to discussion or consideration at this meeting that are not exempt from disclosure under the Public Records Act are available for inspection following the posting of this agenda at the office of the Secretary to the Boards of Directors located at the Districts’ Joint Administration Building, 1955 Workman Mill Road, Whittier, California, 90601, or at the time of the meeting at the address posted on this agenda.

**RESOLUTION OF THE BOARD OF DIRECTORS OF
COUNTY SANITATION DISTRICT NO. 2 OF LOS ANGELES COUNTY
DECLARING SUPPORT FOR GRANT APPLICATION TO
UNITED STATES BUREAU OF RECLAMATION WATERSMART:
LARGE-SCALE WATER RECYCLING PROGRAM
FOR PURE WATER SOUTHERN CALIFORNIA**

WHEREAS, County Sanitation District No. 2 of Los Angeles County (the “**District**”) and 23 other County Sanitation Districts of Los Angeles County, each organized and existing under the provisions of the County Sanitation District Act, California Health and Safety Code Section 4700 et seq., make up the Los Angeles County Sanitation Districts (“**Sanitation Districts**”); and

WHEREAS, the District is empowered to act as the administrative district for the Sanitation Districts, including on matters concerning the Joint Outfall System and the A.K. Warren Water Resource Facility (“**Warren Facility**”); and

WHEREAS, on November 16, 2015, the District’s Board of Directors approved the *Regional Recycled Water Program Agreement* (CSD Contract No. 4940,) with Metropolitan Water District of Southern California (“**Metropolitan**”) for a potential advanced water purification facility (“**AWPF**”) at the Warren Facility that would produce up to 150 million gallons per day of purified water.

WHEREAS, on November 16, 2020, the District’s Board of Directors approved the *First Amendment to the Regional Recycled Water Program Agreement* (CSD Contract No. 4940A) with Metropolitan to define the responsibilities of each party and guides the environmental planning phase for a full-scale project, including the joint preparation of conceptual facilities plan and environmental documentation.

WHEREAS, Metropolitan and the Sanitation Districts subsequently renamed Regional Recycled Water Program as Pure Water Southern California (“**Pure Water**”).

WHEREAS, preliminary planning studies indicate the project will require modifications to the Warren Facility to reduce the nitrogen levels in order to produce suitable source water for the AWPF. One approach to reduce nitrogen in the Warren Facility produced source water is to remove centrate nitrogen from the solids processing. Sidestream centrate treatment (“**SCT**”) is a proven and cost-effective treatment process used in other treatment facilities around the world and was successfully demonstrated by Sanitation Districts’ staff to achieve nitrogen reduction during pilot-scale testing from 2013-2014. SCT will also reduce discharge of nutrients to the ocean and will likely be included in the Capital Improvement Project list for approval consideration in 2024.

WHEREAS, on March 8, 2023, the District’s Board of Directors adopted a *Resolution Declaring Support for Grant Application to United States Bureau of Reclamation (USBR) WaterSMART: Water Recycling and Desalination Planning Grant for Pure Water Southern California* supporting a joint application with Metropolitan for a \$5 million grant to fund planning and preliminary engineering activities related to Pure Water, including up to \$1 million for preliminary engineering of SCT. On September 27, 2023, USBR notified Metropolitan of a \$5 million award.

WHEREAS, in September 2023, USBR released Notice of Funding Opportunity (NOFO) No. R23AS00433 under the Large-Scale Water Recycling Program (“**LSWRP**”) that would provide grants for planning, design, and construction for planned projects with an estimated cost of over \$500 million that meet the requirements of the LSWRP authorized by the Infrastructure Investment and Jobs Act of 2021.

WHEREAS, applicants must provide a minimum 75 percent cost share and grant funds must be used within three years of the grant application’s submittal deadline of November 21, 2023.

WHEREAS, jointly pursuing these funds for the Pure Water project with Metropolitan staff will provide mutual benefits to the Sanitation Districts and Metropolitan. If awarded, Metropolitan would receive up to \$180 million to complete required studies, conduct preliminary design and design activities, and potentially acquire land for groundwater recharge associated with the Pure Water treatment (including advanced water treatment) and backbone conveyance pipeline infrastructure. The Sanitation Districts would receive up to \$500,000 for final design of the SCT system and may receive more funding if additional design efforts are managed by the Sanitation Districts.

WHEREAS, use of grant funds would substantially reduce the Sanitation Districts’ and Metropolitan’s costs for these activities.

NOW, THEREFORE, the District’s Board of Directors finds and resolves as follows:

Section 1. The above recitals are true, correct and are specifically incorporated in and made a substantive part of this Resolution.

Section 2. The District’s Board of Directors hereby supports the joint pursuit of the LSWRP grant with Metropolitan. Metropolitan will be responsible for the preparation and submittal of the application.

Section 3. If the grant is awarded, the District’s Board of Directors authorizes the Chief Engineer and General Manager to enter into a subgrant agreement with Metropolitan and accept up to \$500,000 in grants for final design of an SCT system at the Warren Facility.

Section 4. The District’s Board of Directors declares that the District is authorized to provide matching funds up to \$1.5 million.

[signatures appear on following page]

PASSED AND ADOPTED by the Board of Directors of County Sanitation District No. 2 of Los Angeles County at its meeting on November 16, 2023.

By: _____
Chairperson, Board of Directors

ATTEST:

By: _____
Secretary to the Board



Cal OES ID No: _____

DESIGNATION OF APPLICANT'S AGENT RESOLUTION FOR NON-STATE AGENCIES

BE IT RESOLVED BY THE _____ OF THE _____
 (Governing Body) (Name of Applicant)

THAT _____, OR
 (Title of Authorized Agent)

_____, OR
 (Title of Authorized Agent)
 Deputy Assistant Chief Engineer, OR
 Financial Management Department Head
 (Title of Authorized Agent)

is hereby authorized to execute for and on behalf of the _____,
 (Name of Applicant)

a public entity established under the laws of the State of California, this application and to file it with the California Governor's Office of Emergency Services for the purpose of obtaining federal financial assistance for any existing or future grant program, including, but not limited to any of the following:

- **Federally declared Disaster (DR), Fire Mitigation Assistance Grant (FMAG), California State Only Disaster (CDAA), Immediate Services Program (ISP), Hazard Mitigation Grant Program (HMGP), Building Resilient Infrastructure and Communities (BRIC), Legislative Pre-Disaster Mitigation Program (LPDM)**, under
- Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or state financial assistance under the California Disaster Assistance Act.
- **Flood Mitigation Assistance Program (FMA)**, under Section 1366 of the National Flood Insurance Act of 1968.
- **National Earthquake Hazards Reduction Program (NEHRP)** 42 U.S. Code 7704 (b) ((2) (A) (ix) and 42 U.S. Code 7704 (b) (2) (B) National Earthquake Hazards Reduction Program, and also The Consolidated Appropriations Act, 2018, Div. F, Department of Homeland Security Appropriations Act, 2018, Pub. L. No. 115-141
- **California Early Earthquake Warning (CEEW)** under CA Gov Code – Gov, Title 2, Div. 1, Chapter 7, Article 5, Sections 8587.8, 8587.11, 8587.12

That the _____, a public entity established under the
 (Name of Applicant)

laws of the State of California, hereby authorizes its agent(s) to provide to the Governor's Office of Emergency Services for all matters pertaining to such state disaster assistance the assurances and agreements required.



Please check the appropriate box below

- This is a universal resolution and is effective for all open and future disasters/grants declared up to three (3) years following the date of approval.
- This is a disaster/grant specific resolution and is effective for only disaster/grant number(s): _____

Passed and approved this ___ day of _____, 20___

 (Name and Title of Governing Body Representative)

 (Name and Title of Governing Body Representative)

 (Name and Title of Governing Body Representative)

CERTIFICATION

I, _____, duly appointed and _____ of
 (Name) (Title)

_____, do hereby certify that the above is a true and
 (Name of Applicant)

correct copy of a resolution passed and approved by the _____
 (Governing Body)

of the _____ on the ___ day of _____, 20__.
 (Name of Applicant)

 (Signature)

 (Title)



Cal OES Form 130 Instructions

A Designation of Applicant's Agent Resolution for Non-State Agencies is required of all Applicants to be eligible to receive funding. A new resolution must be submitted if a previously submitted resolution is older than three (3) years from the last date of approval, is invalid, or has not been submitted.

When completing the Cal OES Form 130, Applicants should fill in the blanks on pages 1 and 2. The blanks are to be filled in as follows:

Resolution Section:

Governing Body: This is the group responsible for appointing and approving the Authorized Agents.

Examples include: Board of Directors, City Council, Board of Supervisors, Board of Education, etc.

Name of Applicant: The public entity established under the laws of the State of California.

Examples include: School District, Office of Education, City, County or Non-profit agency that has applied for the grant, such as: City of San Diego, Sacramento County, Burbank Unified School District, Napa County Office of Education, University Southern California.

Authorized Agent: These are the individuals that are authorized by the Governing Body to engage with the Federal Emergency Management Agency and the California Governor's Office of Emergency Services regarding grants for which they have applied. There are two ways of completing this section:

1. **Titles Only:** The titles of the Authorized Agents should be entered here, not their names. This allows the document to remain valid if an Authorized Agent leaves the position and is replaced by another individual. If "Titles Only" is the chosen method, this document must be accompanied by either a cover letter naming the Authorized Agents by name and title, or the Cal OES AA Names document. The supporting document can be completed by any authorized person within the Agency (e.g., administrative assistant, the Authorized Agent, secretary to the Director). It does not require the Governing Body's signature.
2. **Names and Titles:** If the Governing Body so chooses, the names **and** titles of the Authorized Agents would be listed. A new Cal OES Form 130 will be required if any of the Authorized Agents are replaced, leave the position listed on the document, or their title changes.



Checking Universal or Disaster-Specific Box: A Universal resolution is effective for all past disasters and for those declared up to three (3) years following the date of approval. Upon expiration it is no longer effective for new disasters, but it remains in effect for disasters declared prior to expiration. It remains effective until the disaster goes through closeout unless it is superseded by a newer resolution.

Governing Body Representative: These are the names and titles of the approving Board Members.

Examples include: Chairman of the Board, Director, Superintendent, etc. The names and titles **cannot** be one of the designated Authorized Agents. A minimum of three (3) approving board members must be listed. If less than three are present, meeting minutes must be attached in order to verify a quorum was met.

Certification Section:

Name and Title: This is the individual in attendance who recorded the creation and approval of this resolution.

Examples include: City Clerk, Secretary to the Board of Directors, County Clerk, etc. This person **cannot** be one of the designated Authorized Agents or Approving Board Member. If a person holds two positions (such as City Manager and Secretary to the Board) and the City Manager is to be listed as an Authorized Agent, then that person could sign the document as Secretary to the Board (not City Manager) to eliminate "Self-Certification."