

MINUTES OF THE ADJOURNED REGULAR MEETING OF THE
BOARD OF DIRECTORS OF
COUNTY SANITATION DISTRICT NO. 2
HELD AT THE OFFICE OF THE DISTRICT;
AND AT THE KENNETH HAHN HALL OF ADMINISTRATION
December 18, 2023
1:30 o'clock, P.M.

The Board of Directors of County Sanitation District No. 2 of Los Angeles County met pursuant to adjournment as ordered by this Board of Directors at the regular meeting held December 13, 2023. The Secretary reported that a copy of the Order of Adjournment was posted as required by law and that proper affidavits of the posting are on file in the Secretary's office.

There were present: Ali Sajjad Taj, Alternate Director from Artesia
Ali Saleh, Alternate Director from Bell
Marco Barcena, Alternate Director from Bell Gardens
Dan Koops, Director from Bellflower
Bruce Barrows, Director from Cerritos
Emma Sharif, Director from Compton
David Torres, Director from Montebello
Ana Valencia, Director from Norwalk
Isabel Aguayo, Director from Paramount
Tony Ding, Alternate Director from San Gabriel
Maria Avalos, Director from South Gate
Judith Merlo, Alternate Director from Vernon
Hilda Solis, Director from Los Angeles County via teleconference
Cathy Warner, Chairperson, Alternate Director from Whittier

Absent: Ross Maza, Director from Alhambra
Hugo Argumedo, Director from Commerce
Mario Trujillo, Director from Downey
Rex Richardson, Director from Long Beach
Paul Krekorian, Director from Los Angeles City
Jose Sanchez, Director from Monterey Park
Andrew Lara, Director from Pico Rivera

Also present: Kimberly S. Christensen, Secretary to the Board
Jessica Lienau, District Counsel

CONSENT AGENDA

Upon motion of Director Taj, duly seconded and unanimously carried by a roll-call vote, the Consent Agenda was approved as follows:

RE: PUBLIC COMMENT The Chairperson announced this was the time for any questions or comments by members of the public. There were no public comments or questions to address to Board on any matters.

RE: DIRECTOR FROM CITY OF BELLFLOWER A certificate from the City Clerk of the City of Bellflower was presented to the Secretary stating that at a meeting of the City Council held December 11, 2023, Mr. Dan Koops was elected Mayor of the City of Bellflower, which is the designation of the presiding officer of the governing body of that city and automatically places Mr. Koops on this Board, was accepted and ordered filed.

RE: ALTERNATE DIRECTOR FROM CITY OF BELLFLOWER A copy of an action taken by the City Council of the City of Bellflower at a meeting held December 11, 2023, was presented to the Secretary stating that Mr. Ray Dunton, a member of the City Council of the City of Bellflower, was appointed to serve as alternate Director from the city, was accepted and ordered filed.

RE: LEGAL SERVICES PAYMENT AND REIMBURSEMENT OF EXPENSES ADVANCED An invoice dated November 9, 2023, from Lewis Brisbois, Bisgaard & Smith LLP, in the amount of \$151,849.31, for professional services rendered and reimbursement of expenses advanced in various

Districts' matters during the month of October 2023, were approved, and the Chief Engineer and General Manager was authorized to have a warrant drawn in full payment of the invoice, the charges to be distributed to the affected Districts.

REGULAR AGENDA

RE: WASTEWATER MANAGEMENT
DISTRICT 15 TRUNK SEWERS GROUP 2
REHABILITATION - AWARD CONTRACT
NO. 5587 TO SOUTHWEST PIPELINE AND
TRENCHLESS CORP. - ORDER SECRETARY
TO EXECUTE

The *District 15 Trunk Sewers Group 2 Rehabilitation* (Project) will consist of rehabilitation of approximately 13,563 feet of existing 15-inch and 18-inch-diameter corroded concrete pipe that were constructed in the 1940s. The work is located within the Cities of El Monte and Temple City as was shown on the attached map. The bid summary/recommendation to award was attached to

the agenda. Staff has determined that the Project is exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21080(b)(4) and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15301. This item is consistent with the Districts’ Guiding Principles to protect financial and facility assets through prudent investment and maintenance programs; and commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness). The bids received at the District’s office on November 14, 2023, for construction of the Project are as follows:

| <u>BIDDER</u> | <u>TOTAL BID</u> |
|---|------------------|
| Southwest Pipeline and Trenchless Corp. | \$2,746,739.00 |
| Insituform Technologies | \$2,798,754.00 |

The bid of Southwest Pipeline and Trenchless Corp. was the lowest bid received and that Southwest Pipeline and Trenchless Corp. was the lowest, regular, responsible bidder for the work, and a recommendation was made to award a contract to Southwest Pipeline and Trenchless Corp. at the unit prices stated in its bid amounting to approximately \$2,746,739. Furthermore, a recommendation was made to order staff to review the insurance and surety bonds for performance and payment and, if sufficient, order the Secretary to execute the contract with Southwest Pipeline and Trenchless Corp. for construction of the Project.

Upon motion of Taj, duly seconded and unanimously carried by a roll-call vote, Contract No. 5587 for construction of the *District 15 Trunk Sewers Group 2 Rehabilitation* was awarded to the lowest, regular, responsible bidder, to wit: Southwest Pipeline and Trenchless Corp. at the unit prices stated in its bid amounting to approximately \$2,746,739. Furthermore, the Board of Directors of County Sanitation District No. 2 of Los Angeles County ordered the staff to review the insurance and surety bonds for performance and payment and, if sufficient, ordered the Secretary to execute the contract with Southwest Pipeline and Trenchless Corp. for construction of the Project.

RE: WASTEWATER MANAGEMENT
JOINT OUTFALL C UNIT 8A TRUNK
SEWER REHABILITATION - AUTHORIZE
COMPETITIVE PROPOSAL APPROACH
AWARD CONTRACT NO. 5588 TO
SPINIELLO INFRASTRUCTURE WEST, INC.

The *Joint Outfall C Unit 8A Trunk Sewer Rehabilitation* (Project) will consist of rehabilitation of approximately 7,542 feet of 39-inch and 42-inch-diameter corroded concrete pipe and appurtenant structures that were constructed in 1971. Due to the severely corroded pipe, rehabilitation is considered urgent. The Project is located in the Cities of Long Beach and Los Alamitos, as was

shown on the map attached to the agenda. Pursuant to provisions in the Districts’ Purchasing Policy, competitive proposals were solicited from a preselected group of five contractors to expedite completion of the work. The competitive proposal approach shortens the time for design and construction and assures selection of a well-qualified contractor. Spiniello Infrastructure West, Inc., was the highest rated contractor based on cost, approach to the project, and ability to perform the work. Staff has determined that the Project is exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21080(b)(4) and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15301. This item is consistent with the Districts’ Guiding Principles to protect financial and facility assets through prudent investment and maintenance programs; and commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness). A recommendation was made to award a contract to Spiniello Infrastructure West, Inc., in the amount of approximately \$10,849,200 for construction of the Project.

Upon motion of Director Taj, duly seconded and unanimously carried by a roll-call vote, Contract No. 5588 for construction of the *Joint Outfall C Unit 8A Trunk Sewer Rehabilitation* was awarded to the lowest

proposer, to wit: Spiniello Infrastructure West, Inc., at the unit prices stated in its proposal amounting to approximately \$10,849,200.

RE: WASTEWATER MANAGEMENT REPLACEMENT PUMPS AT DIAMOND STREET PUMPING PLANT - AUTHORIZE ISSUANCE OF PURCHASE ORDER TO XYLEM WATER SOLUTIONS USA, INC.

The three existing pumps at the Diamond Street Pumping Plant (DSPP) are obsolete, have frequent problems with clogging and ragging, and replacement parts are being phased out by the manufacturer. The three proposed replacement pumps are designed to be non-clogging and non-ragging and have proven to be

reliable at other Districts' pumping plants. Staff has determined that the activities described herein are exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21080 (b)(4) and Title 14 of the California Code of Regulations ("CEQA Guidelines") Sections 15301 and 15302. This item is consistent with the Districts' Guiding Principle to protect financial and facility assets through prudent investment and maintenance programs. A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a purchase order to Xylem Water Solutions USA, Inc., in the amount of approximately \$176,000 for three replacement pumps at the DSPP.

Upon motion of Director Taj, duly seconded and unanimously carried by a roll-call vote, the Purchasing Agent was authorized to issue a purchase order to Xylem Water Solutions USA, Inc., for three replacement pumps at the Diamond Street Pumping Plant, at a cost of approximately \$176,000.

RE: FINANCIAL MANAGEMENT - BUILDING MAINTENANCE/JANITORIAL SERVICES AT VARIOUS DISTRICTS' FACILITIES AND ENHANCED DISINFECTING DAY PORTERS SERVICES - AUTHORIZE EXTENSION OF PURCHASE ORDERS TO PREMIER PROPERTY PRESERVATION, VALLEY MAINTENANCE CORPORATION, AND DMS FACILITY SERVICES

Building maintenance/janitorial services are required at Districts' facilities to provide a clean and safe work environment. In March 2022, proposals were solicited to provide these services from qualified providers, and four proposals were received and the Board authorized purchase orders for the lowest-cost responsive proposals. Agreements with these vendors included provisions for up to four 1-year renewals, if mutually agreeable. The pricing for the first-year renewal reflects a requested price increase corresponding to the Consumer Price Index and

additional work requested by the Districts. This item is consistent with the Districts' Guiding Principle of commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness). A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue purchase orders to Premier Property Preservation in the amount of approximately \$132,120, Valley Maintenance Corporation in the amount of approximately \$488,086, and DMS Facility Services in the amount of approximately \$1,416,704 for building Maintenance/Janitorial Services at Various Districts' Facilities and Enhanced Disinfecting Day Porters Services. A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a one-year extension of purchase orders with Premier Property Preservation in the amount of approximately \$132,120, Valley Maintenance Corporation in the amount of approximately \$488,086, and DMS Facility Services in the amount of approximately \$1,416,704 for building maintenance/janitorial services at various Districts' facilities and enhanced disinfecting day porters services.

Upon motion of Director Taj, duly seconded and unanimously carried by a roll-call vote, the Purchasing Agent was authorized to extend the purchase orders, for a one-year period, with Premier Property Preservation in the amount of approximately \$132,120, Valley Maintenance Corporation in the amount of approximately \$488,086, and DMS Facility Services in the amount of approximately \$1,416,704 for building maintenance/janitorial services at various Districts' facilities and enhanced disinfecting day porters services.

RE: FACILITIES PLANNING - EVENT ADVERTISING FOR COUNTYWIDE HOUSEHOLD HAZARDOUS WASTE AND ELECTRONIC WASTE COLLECTION PROGRAM FOR CALENDAR YEARS 2024 AND 2025 - AUTHORIZE EXTENSION OF PURCHASE ORDER TO TO INDUSTRIAL STRENGTH ADVERTISING

The Districts and Los Angeles County (County) continue to conduct the Household Hazardous Waste and Electronic Waste (HHW/E-Waste) Collection Program under the terms of the *Household Hazardous Waste/Electronic Waste Collection Agreement* previously approved by the Board. Industrial Strength Advertising was engaged through a competitive selection process for 2022 and 2023 and has successfully conducted the work within budget. The Request for Proposals allowed for a two-

year extension, and Industrial Strength Advertising has confirmed their desire to extend the agreement under the existing terms and conditions with a cost adjustment for inflation and scope changes. The cost, which is reimbursed by the County from landfill fees, covers all public outreach, including newspaper advertising,

banners, billboards, flyer distribution, and translation services for approximately 90 collection events to be conducted in 2024 and 2025. This item is consistent with the Districts' Guiding Principle of commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness). A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a two-year extension of a purchase order with Industrial Strength Advertising in the amount of approximately \$667,350 to provide event advertising for Countywide HHW/E-Waste Collection Program for calendar years 2024 and 2025.

Upon motion of Director Taj, duly seconded and unanimously carried by a roll-call vote, the Purchasing Agent was authorized to extend the purchase order, for a two-year period, with Industrial Strength Advertising 350 to provide event advertising for Countywide Household Hazardous Waste and Electronic Waste Collection Program for calendar years 2024 and 2025, at a cost of approximately \$667,350.

RE: SOLID WASTE MANAGEMENT
INDUSTRY TRACK LEASE AGREEMENT
FOR PUENTE HILLS INTERMODAL FACILITY
AND INDUSTRY TRACK AGREEMENT FOR
MESQUITE INTERMODAL FACILITY
UNION PACIFIC RAILROAD COMPANY
CONTRACTS NOS. 4722C AND 4577B - APPROVE

In 2012, the Districts entered into two track agreements with Union Pacific Railroad Company (UPRR) for construction, operation, and maintenance of rail improvements in UPRR right of way to serve the Puente Hills Intermodal Facility (PHIMF) and the Mesquite Intermodal Facility (MIMF) as part of the Waste-by-Rail System (WBR). In 2018, the Districts entered into a *Rail Service Agreement* (RSA) with UPRR that allows the

Districts to request rail service at the time WBR is needed. The RSA and the two track agreements expire on December 31, 2023. Market conditions and economic factors have delayed the need to start up WBR. The proposed *Industry Track Lease Agreement* for PHIMF secures the Districts' ownership of its rail improvements in UPRR right of way, which includes a three-mile-long track; allows UPRR to continue using the improvements for its own operations until needed for the WBR; and requires UPRR to maintain the improvements at its cost. The proposed *Industry Track Agreement* for MIMF secures the Districts' rights to use the rail improvements built in UPRR right of way and requires payment of a \$48,000 per year fee, which increases by three percent annually, to offset UPRR's cost of maintaining the improvements. The RSA will be permitted to expire, and the Districts will enter into a new rail service agreement with UPRR once the WBR is needed. Staff has determined that approval of these agreements does 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 fiscal responsibility and prudent financial stewardship. A recommendation was made to approve and order executed agreements with UPRR for the WBR System.

Upon motion of Director Taj, duly seconded and unanimously carried by a roll-call vote, an amendment to the agreement entered into with Union Pacific Railroad Company, Contract No. 4722 dated August 8, 2012, as amended August 18, 2020 (Contract No. 4722A), and October 17, 2020 (Contract No 4722B), providing for securing the Districts' ownership of its rail improvements in Union Pacific Railroad Company right of way, as set forth therein, was approved. Furthermore, an amendment to the agreement entered into with Union Pacific Railroad Company, Contract No. 4577 dated July 14, 2010, as amended August 8, 2012 (Contract No. 4577A), providing for securing the Districts' rights to use the rail improvements, as set forth therein, was approved. All the terms and conditions of the *Industry Track Lease Agreement*, Contract No. 4722C, and of the *Industry Track Agreement*, Contract No 4577B, dated December 18, 2023, were accepted and approved, and the Chairperson and Secretary were authorized to execute the Amendments on behalf of the District.

Upon motion of Director Taj, duly seconded and unanimously carried, the meeting was adjourned.

CATHY WARNER
Chairperson

ATTEST:

KIMBERLY S. CHRISTENSEN
Secretary

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