

MINUTES OF THE REGULAR MEETING OF THE
 BOARD OF DIRECTORS OF
 COUNTY SANITATION DISTRICT NO. 2
 HELD AT THE OFFICE OF THE DISTRICT
 VIA TELECONFERENCE

August 25, 2021
 1:30 o'clock, P.M.

The Board of Directors of County Sanitation District No. 2 of Los Angeles County met in regular session via teleconference.

- There were present:
- Katherine Lee, Director from Alhambra
 - Ali Sajjad Taj, Director from Artesia
 - Ali Saleh, Director from Bell
 - Marco Barcena, Director from Bell Gardens
 - Ray Dunton, Alternate Director from Bellflower
 - Grace Hu, Director from Cerritos
 - Leonard Mendoza, Director from Commerce
 - Michelle Chambers, Alternate Director from Compton
 - Claudia M. Frometa, Director from Downey
 - Robert Garcia, Director from Long Beach
 - Kimberly Ann Cobos-Cawthorne, Director from Montebello
 - Jennifer Perez, Director from Norwalk
 - Brenda Olmos, Director from Paramount
 - Chin Ho Liao, Director from San Gabriel
 - Maria Davila, Alternate Director from South Gate
 - Melissa Ybarra, Director from Vernon
 - Hilda Solis, Director from Los Angeles County
 - Cathy Warner, Chairperson, Alternate Director from Whittier
- Absent:
- Nury Martinez, Director from Los Angeles City
 - Yvonne Yiu, Director from Monterey Park
 - Raul Elias, Director from Pico Rivera
- Also present:
- Kimberly S. Christensen, Secretary to the Board
 - Wes Beverlin, District Counsel

CONSENT AGENDA

Upon motion of Director Solis, 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 the Board on any matters.
- RE: MINUTES
- The minutes of the special and regular meetings held August 11, 2021, were approved.
- RE: LEGAL SERVICES
 PAYMENT AND
 REIMBURSEMENT OF
 EXPENSES ADVANCED
- An invoice dated July 15, 2021, from Lewis Brisbois, Bisgaard & Smith LLP, in the amount of \$200,157.05 for legal services rendered and reimbursement of expenses advanced in various Districts' matters during the month of June 2021, was 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.

RE: WASTEWATER MANAGEMENT
JOINT WATER POLLUTION CONTROL
PLANT BIOGAS PIPELINE AT FIGUEROA
STREET - TEICHERT ENERGY & UTILITIES
GROUP, INC. - CONTRACT NO. 5222
ACCEPTANCE OF THE WORK

Teichert Energy & Utilities Group, Inc., has completed the work in connection with Contract No. 5222 for construction of the *Joint Water Pollution Control Plant Biogas Pipeline at Figueroa Street* (Project), within the time allowed by the contract, and in accordance with its terms. The Project consisted of installing approximately 1,130 linear feet of 18-inch-diameter and 1,140 linear

feet of 12-inch-diameter biogas pipelines and associated mechanical and electrical equipment. The biogas pipelines will be used to divert excess digester gas generated from food waste to the Biogas Conditioning System facility to be converted to renewable compressed natural gas (CNG) and supply the Districts' existing CNG fueling station. Eleven change orders totaling \$302,647.03 were approved for this Project. A recommendation was made to accept this work.

The work in connection with Contract No. 5222, entered into by Teichert Energy & Utilities Group, Inc., on August 2, 2019, for construction of the *Joint Water Pollution Control Plant Biogas Pipeline at Figueroa Street*, is hereby approved and accepted by this Board of Directors; the Chief Engineer and General Manager is directed to execute and record a Notice of Completion with respect to this work of improvement; and final payment of \$2,560,292.88 is authorized in accordance with the terms of the contract.

RE: WASTEWATER MANAGEMENT
SAN JOSE CREEK WATER RECLAMATION
PLANT INTERCEPTOR SEWER
REHABILITATION PHASE 2
INSITUFORM TECHNOLOGIES, LLC
CONTRACT NO. 5260
ACCEPTANCE OF THE WORK

Insituform Technologies, LLC, has completed the work in connection with Contract No. 5260 for construction of the *San Jose Creek Water Reclamation Plant Interceptor Sewer Rehabilitation Phase 2* (Project), within the time allowed by the contract, and in accordance with its terms. The Project consisted of lining approximately 4,050 linear feet of 30-inch to 63-inch-diameter corroded reinforced concrete pipe constructed in 1977. The

Project also included construction of a manhole structure and rehabilitation of 15 manholes with a protective coating system. The work is primarily located in the City of El Monte and unincorporated Los Angeles County. Five change orders totaling \$30,875.25 were approved for this Project. A recommendation was made to accept this work.

The work in connection with Contract No. 5260, entered into by Insituform Technologies, LLC, on January 14, 2020, for construction of the *San Jose Cree Water Reclamation Plant Interceptor Sewer Rehabilitation Phase 2*, is hereby approved and accepted by this Board of Directors; the Chief Engineer and General Manager is directed to execute and record a Notice of Completion with respect to this work of improvement; and final payment of \$4,742,874.03 is authorized in accordance with the terms of the contract.

REGULAR AGENDA

RE: WASTEWATER MANAGEMENT
DISTRICT 2 INTERCEPTOR TRUNK
SEWER REHABILITATION - AUTHORIZE
COMPETITIVE PROPOSAL APPROACH
AWARD CONTRACT NO. 5377 TO
SPINIELLO INFRASTRUCTURE WEST, INC.

The construction of *District 2 Interceptor Trunk Sewer Rehabilitation* (Project) consists of lining approximately 6,828 feet of existing 48-inch, 54-inch, and 57-inch-diameter reinforced concrete pipe (RCP) constructed in 1965. Due to the severely corroded RCP, rehabilitation of the sewer is considered urgent. The work is located within the cities of Bell Gardens and Commerce 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 six 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 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 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 \$8,771,705 for this Project.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, Contract No. 5277 for construction of the *District 2 Interceptor 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 \$8,771,105.

RE: JOINT ADMINISTRATION OFFICE
RECRUITMENT AND SELECTION SOFTWARE
AUTHORIZE ISSUANCE OF PURCHASE ORDER
TO GOVERNMENTJOBS.COM, INC.

The Districts has been successfully using Governmentjobs.com, Inc., (NEOGOV) software as a service since 2009. The software provides for the electronic processing of personnel requisitions, job postings, job applications, assessment methods, and

hiring. Prior experience has proven that this software meets the Districts' needs, and it is more economical to continue its use than to implement another program as NEOGOV was developed for public agencies and has been tailored to meet the Districts' needs. This item is consistent with the Districts' Guiding Principle to provide leadership in our industry through innovation, 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 purchase order in the amount of approximately \$123,000 to NEOGOV.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the Purchasing Agent was authorized to issue a purchase order to Governmentjobs.com, Inc., for recruitment and selection software, at a cost of approximately \$123,000 for a five-year period.

RE: WASTEWATER MANAGEMENT
SAN JOSE CREEK WATER RECLAMATION
PLANT OPERATIONS BUILDING
RESTROOM RENOVATION - AUTHORIZE
ISSUANCE OF PURCHASE ORDER
TO ANGELES CONTRACTOR INC.

The restrooms in the San Jose Creek Water Reclamation Plant (SJCWRP) Operations Building were constructed in 1988 and are in need of repair and renovation. The SJCWRP Operations Building Restroom Renovation (Project) will include removal and replacement of all water closets and urinals; updating finishes on the walls, floor, and ceilings; and upgrades in plumbing and

electrical fixtures, including touchless plumbing fixtures and dispensers and LED lighting. 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 are exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Section 21084 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 authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a purchase order in the amount of approximately \$245,435 to Angeles Contractor Inc.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the Purchasing Agent was authorized to issue a purchase order to Angeles Contractor Inc., for restroom renovation at the San Jose Creek Water Reclamation Plant Operations Building, at a cost of approximately \$245,435.

RE: SOLID WASTE MANAGEMENT
VARIOUS DISTRICTS' FACILITIES
HEAVY EQUIPMENT - AUTHORIZE
ISSUANCE OF PURCHASE ORDER TO
QUINN COMPANY - AUTHORIZE
DISPOSAL OF DISTRICT-OWNED
EQUIPMENT

The purchase of this heavy equipment is required to replace equipment that is no longer cost effective to maintain and to meet future emission compliance requirements. Caterpillar equipment has been extensively used at various Districts' facilities and has proven to be reliable and cost effective. It is recommended to purchase the equipment through the Sourcewell Cooperative Purchase Agreements (Sourcewell). Sourcewell provides nationally leveraged

and competitively solicited purchasing contracts. Sourcewell has a contract with Caterpillar that provides a 10 to 24 percent discount off Caterpillar equipment. Quinn Company, which is the local Caterpillar Dealership, has offered to further discount the price by 4 to 8 percent. Purchasing the equipment through Sourcewell is the most cost-effective means of procurement. The purchase of the wheel loaders qualifies for exclusion from sales and use taxes under an agreement with California Alternative Energy and Advanced Transportation Financing Authority. This item is consistent with the Districts' Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship. A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a purchase order to Quinn Company, in the amount of \$1,993,896, for one Caterpillar D9 Track Dozer, three Caterpillar 930M Wheel Loaders, one Caterpillar 242D3 Skid Steer Loader, and one Caterpillar 226D3 Skid Steer Loader, and that the Board find that six pieces of heavy equipment are no longer required for Districts purposes and authorize disposal.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the Purchasing Agent was authorized to issue a purchase order to Quinn Company, for one Caterpillar D9 Track Dozer, three Caterpillar 930M Wheel Loaders, one Caterpillar 242D3 Skid Steer Loader, and one Caterpillar 226D3 Skid Steer Loader, at a cost of approximately \$1,993,896. Furthermore, the Board found that six pieces

of heavy equipment are no longer required for Districts' purposes and the Purchasing Agent was authorized and directed to dispose of the equipment in the manner he determines will best serve the interests of the District.

RE: WASTEWATER MANAGEMENT
TAKEOVER AGREEMENT - EVEREST
INSURANCE - CONTRACT NO. 5279A
APPROVE - AUTHORIZE CHIEF
ENGINEER AND GENERAL MANAGER
TO EXECUTE

The construction of the Puente Hills Materials Recovery Facility (PHMRF) Stormwater Conveyance to San Jose Creek Water Reclamation Plant (SJCWRP) (Project) will provide a stormwater conveyance system between the PHMRF and the SJCWRP to comply with recently promulgated State regulations. Construction began in December 2020 and was approximately 90 percent

complete when the Districts received a letter from the California Department of Industrial Relations, informing the Districts that GRFCO, Inc., (GRFCO) the contractor that was awarded the Project, is subject to an Order of Debarment (Order) which prohibits the contractor from working on public works projects for a period of three years. To avoid any potential liability associated with violating the Order, the District subsequently issued a Notice of Termination for Default to GRFCO, ceasing all work on the Project. Everest Insurance, GRFCO's performance bond surety company, was subsequently contacted and is obligated to enter into an agreement with the District to complete the remaining work in accordance with the original contract documents. 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 approve and order executed a *Takeover Agreement* with Everest Insurance related to Contract No. 5279. Furthermore, a recommendation was made to authorize the Chief Engineer and General Manager to execute all further documents and take all further actions necessary to complete the Agreement.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the Board of Directors of County Sanitation District No. 2 of Los Angeles County found and determined that it would be to the advantage of the District to enter into a *Takeover Agreement* with Everest Insurance providing for the takeover of the stormwater conveyance system between the Puente Hills Materials Recovery Facility and the San Jose Creek Water Reclamation Plant, as set forth in the Agreement and under terms and conditions contained therein. All the terms and conditions of the *Takeover Agreement*, Contract No. 5279A, dated August 25, 2021, were accepted and approved, and the Chairperson and Secretary were authorized to execute the Agreement on behalf of the District. Furthermore, the Board authorized the Chief Engineer and General Manager to execute all further documents and take all further actions necessary to complete the Agreement.

RE: WASTEWATER AND SOLID WASTE
MANAGEMENT - ENGINEERING SERVICES
AGREEMENT - CDM SMITH, AECOM
TECHNICAL SERVICES, INC., HDR
ENGINEERING, INC., AND CAROLLO
ENGINEERS, INC. - CONTRACTS
NOS. 5378, 5381, 5380, 5379 - APPROVE

During peak demand periods, engineering consulting services are needed to augment District staff that is responsible for design of various wastewater collection systems projects. It is more cost and time-effective to use an on-call consultant to perform these services rather than to issue separate requests for proposals for each project. Due to the number and variety of upcoming projects, having multiple on-call consultants would

ensure that there would be a consultant with the necessary expertise and availability. Proposals were solicited and received from eleven consulting firms. CDM Smith, AECOM Technical Services, HDR Engineering, Inc., and Carollo Engineers, Inc., were ranked as the most qualified to provide the required services at competitive rates. Services will be used on an as-needed basis for potentially all Districts. In accordance with the Purchasing Policy, District No. 2 will issue and administer the proposed agreements and expenditures will be allocated according to actual costs attributable to each District. 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 an *Engineering Services Agreement* for on-call engineering consulting services for a three-year period with CDM Smith, in the amount of \$1,000,000; AECOM Technical Services, Inc., in the amount of \$1,000,000; HDR Engineering, Inc., in the amount of \$1,000,000; Carollo Engineers, Inc., in the amount of \$1,000,000.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the Board of Directors of County Sanitation District No. 2 of Los Angeles County found and determined that it would be to the advantage of the District to enter into an *Engineering Services Agreement* with CDM Smith, AECOM Technical Services, Inc., HDR Engineering, Inc., and Carollo Engineers, Inc., providing for the required engineering consulting services at competitive rates, and services will be used on an as-needed basis for potentially all Districts, as set forth in the Agreement and under terms and conditions contained therein. All the terms and conditions of the *Engineering Services Agreement*, Contracts Nos. 5378, 5381, 5380, and 5379, respectively, dated August 25, 2021, were accepted and approved, and the Chairperson and Secretary were authorized to execute the Agreement on behalf of the District.

RE: RESOLUTIONS FIXING EMPLOYER'S CONTRIBUTION UNDER PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT - ADOPT

The California Public Employees Retirement System (CalPERS) requires agencies participating in the health program that it administers under the Act to submit a resolution establishing the employer's monthly contribution towards medical premiums. The Districts' maximum

monthly contribution to the CalPERS health plans was set at \$1,871.43 for the period January 1, 2022, to December 31, 2022. All employees share in increased premium costs according to cost sharing formula, which reduces the Districts' prorated maximum net contribution to approximately \$1,728.57. The cost sharing amount per employee increased from last year's sharing amount because premiums for the Kaiser Family Plan for Region 2 and Region 3 increased more than \$75 per month. For hourly employees, the Districts' maximum monthly contribution will be \$719.78 for 2022. The Districts' average monthly contribution is approximately \$1,116.29. The allotments are in accordance with current labor agreements previously approved by the Collective Committee. All health plan costs in excess of the Districts' contribution are the employees' responsibility. The proposed resolutions were attached to the agenda. This item is consistent with the Districts' Guiding Principle to provide leadership in our industry through innovation, compliance, and cost effectiveness. A recommendation was made to adopt the Resolutions.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the following Resolutions were adopted:

RESOLUTION NO. 2022-1

FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN EQUAL AMOUNT FOR EMPLOYEES AND ANNUITANTS

- WHEREAS, (1) Los Angeles County Sanitation District No. 2 is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act"); and
- WHEREAS, (2) Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and
- WHEREAS, (3) Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; now, therefore be it
- RESOLVED, (a) That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of:

Bargaining Unit	Contribution per Month
001 Hourly	\$719.78
002 White Collar	\$1,871.43
003 Technical Support	\$1,871.43
004 Energy Recovery	\$1,871.43
005 Confidential	\$1,871.43
006 Professional	\$1,871.43
007 Supervisory	\$1,871.43
008 Professional Supervisory	\$1,871.43
009 Management	\$1,871.43
010 Blue Collar	\$1,871.43

plus, administrative fees and Contingency Reserve Fund assessments; and be it further

- RESOLVED, (b) Los Angeles County Sanitation District No. 2 has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further

- RESOLVED, (c) That the participation of the employees and annuitants of Los Angeles County Sanitation District No. 2 shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the

Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that Los Angeles County Sanitation District No. 2 would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further

RESOLVED, (d) That the executive body appoint and direct, and it does hereby appoint and direct, Chief Engineer and General Manager to file with the Board a verified copy of this resolution, and to perform on behalf of Los Angeles County Sanitation District No. 2 all functions required of it under the Act; and be it further

RESOLVED, (e) That coverage under the Act be effective on January 1, 2022.

RESOLUTION NO. 2022-2

FIXING THE EMPLOYER CONTRIBUTION FOR
PUBLIC AGENCY VESTING UNDER SECTION 22893 OF THE
PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT

WHEREAS, (1) Los Angeles County Sanitation District No. 2 is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act"); and

WHEREAS, (2) Los Angeles County Sanitation District No. 2 is a contracting agency has filed a resolution with the Board of the California Public Employees' Retirement System to provide a postretirement health benefits vesting requirement to employees who retire for service in accordance with Government Code Section 22893; now, therefore be it

RESOLVED, (a) That the employer contribution for each annuitant subject to vesting shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of:

Code	Bargaining Unit	Contribution Per Month		
		Self	Self+1	Self+ Family
001	Hourly Employees	\$816.00	\$1,548.00	\$1,983.00
002	White Collar	\$1,871.43	\$1,871.43	\$1,983.00
003	Technical Support	\$1,871.43	\$1,871.43	\$1,983.00
004	Energy Recovery	\$1,871.43	\$1,871.43	\$1,983.00
005	Confidential	\$1,871.43	\$1,871.43	\$1,983.00
006	Professional	\$1,871.43	\$1,871.43	\$1,983.00
007	Supervisory	\$1,871.43	\$1,871.43	\$1,983.00
008	Professional Supervisory	\$1,871.43	\$1,871.43	\$1,983.00
009	Management	\$1,871.43	\$1,871.43	\$1,983.00
010	Blue Collar	\$1,871.43	\$1,871.43	\$1,983.00

but not less than the amounts prescribed by Section 22893(a)(1), plus administrative fees and Contingency Reserve Fund assessments; and be it further

RESOLVED, (b) Los Angeles County Sanitation District No. 2 has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be it further

RESOLVED, (c) That the participation of the employees and annuitants of Los Angeles County Sanitation District No. 2 shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that Los Angeles County Sanitation District No. 2 would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, the California Public Employees' Retirement System may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be it further

RESOLVED, (d) That the executive body appoint and direct, and it does hereby appoint and direct, Chief Engineer and General Manager to file with the Board a verified copy of this resolution, and to perform on behalf of Los Angeles County Sanitation District No. 2 all functions required of it under the Act; and be it further

RESOLVED, (e) That coverage under the Act be effective on January 1, 2022.

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

CATHY WARNER
Chairperson

ATTEST:

KIMBERLY S. CHRISTENSEN
Secretary

/mh