

Notice and Agenda

REGULAR MEETING — BOARD OF DIRECTORS — COUNTY SANITATION DISTRICT NO. 2

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

*In response to concerns about the Novel Coronavirus (COVID-19), and in accordance with the provisions of California Government Code Section 54953(e), Directors will attend these meetings via teleconference. To join the meeting, 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>*

THE DISTRICT MAY TAKE ACTION ON ANY AGENDA ITEM LISTED BELOW

WEDNESDAY	July 27, 2022	At 1:30 P.M.
Governing Body	Director	Alternate
ALHAMBRA	MALONEY	ANDRADE-STADLER
ARTESIA	TAJ	TREVINO
BELL	SALEH	-----
BELL GARDENS	PULIDO	FLORES
BELLFLOWER	DUNTON	SANTA INES
CERRITOS	VO	BARROWS
COMMERCE	REBOLLO	ALTAMIRANO
COMPTON	SHARIF	-----
DOWNEY	BLANCA PACHECO	FROMETA
LONG BEACH	R. GARCIA	-----
LOS ANGELES CITY	N. MARTINEZ	BUSCAINO
MONTEBELLO	COBOS-CAWTHORNE	PERALTA
MONTEREY PARK	H. LO	SORNOSO
NORWALK	RAMIREZ	PEREZ
PARAMOUNT	CUELLAR STALLINGS	-----
PICO RIVERA	SANCHEZ	CAMACHO
SAN GABRIEL	DING	MENCHACA
SOUTH GATE	RIOS	DAVILA
VERNON	LOPEZ	W. DAVIS
WHITTIER	VINATIERI	WARNER (Chairperson)
LOS ANGELES COUNTY	MITCHELL	SOLIS

**CONSENT AGENDA**

1. Public Comment
2. Approve Minutes of Regular Meeting Held July 13, 2022
3. Approve *Resolution of the Board of Directors of County Sanitation District No. 2 of Los Angeles County Proclaiming a Local Emergency, Ratifying the Proclamation of a State of Emergency on March 4, 2020 by California Governor and Authorizing Remote Teleconference Meetings of the Legislative Body*

Summary: Remote teleconferenced meetings, during the continued existence of the Governor’s proclaimed state of COVID-19 emergency, will be conducted under the provisions of AB 361 which added California Government Code Section 54953(e), to the Brown Act. Under the provisions of AB 361 and Government Code Section 54953(e), each District must adopt, by majority vote, a resolution making certain findings about the continuing COVID state of emergency and health and safety risks of conducting their meeting in person. By statute, this Resolution and its referenced findings, are only legally valid for 30 days. The Resolution is attached to the agenda.

**REGULAR AGENDA**

1. Re: Contract with Nor-Cal Pipeline Services, in Amount of Approximately \$1,793,129, for Construction of [Arroyo Seco Trunk Sewer Rehabilitation Phase 1](#) (Project)
  - (a) Report on Bids and Award and Order Executed Contract
  - (b) Order Staff to Review Insurance and Surety Bonds for Performance and Payment and, if Sufficient, Order Secretary to Execute Contract Evidencing Approval of Bonds and Insurance

## 1. Contd.

Summary: The Project will consist of rehabilitation of approximately 4,843 feet of existing 15- to 30-inch corroded concrete pipe, cracked vitrified clay pipe and appurtenant structures that were constructed in the early 1900s. The work is located within the Cities of Alhambra, San Marino, and South Pasadena as shown on the attached map. The bid summary/recommendation to award is attached. 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 Sections 21080(b)(4) and 20808.21, 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).

## 2. Authorize Issuance of Purchase Orders as Follows:

- (a) To Xylem Water Solutions USA, Inc., in Amount of Approximately \$145,767 for One Replacement Pump at Main Street Pumping Plant (MSPP)

Summary: One of the three existing pumps at the MSPP has exceeded its service life and has frequent problems with clogging and ragging. The proposed replacement pump is uniquely designed to be non-clogging and non-ragging and has proven to be reliable at other Districts’ pumping plants. 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).

- (b) To Rite-Way Roof Corporation in Amount of Approximately \$171,000 for Maintenance Building Roof Replacement at Puente Hills Gas-to-Energy Facility (PERG)

Summary: The PERG maintenance building was constructed in 1991 and still has its original roof. The roof has been repaired numerous times but has developed additional water leaks, is no longer cost-effective to repair and requires replacement. Pursuant to authority previously granted by the Board, the project will be completed using 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).

- (c) To Larry Walker Associates, Inc., (LWA) in Amount of Approximately \$240,000 to Provide Professional Biological Support Services for Assessing Effects of Waterbody Temperature on Aquatic Life

Summary: The Los Angeles Regional Water Quality Control Board (Regional Board) recently lowered temperature limits in surface water discharge permits issued to Sanitation Districts’ Water Reclamation Plants (WRPs). Because the WRPs cannot immediately comply with the new requirements, the Regional Board established a 10-year compliance schedule that allows the Sanitation Districts to conduct temperature studies within the San Gabriel River Watershed and Rio Hondo and, if appropriate, propose new site-specific temperature objectives that are protective of receiving waters. In February 2022, the Board of Directors authorized issuance of a purchase order to LWA to develop a workplan to assess the effects of waterbody temperature on aquatic life in the watershed. LWA has developed a draft technical studies workplan that details biological support services needed to implement the plan which are not covered by the original purchase order. LWA is uniquely qualified to do the work, given their in-depth knowledge and experience with the involved methods and activities. LWA has provided a cost proposal of approximately \$240,000 for these monitoring services, which has been deemed reasonable. Staff has determined that the Project is exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to Title 14 of the California Code of Regulations (“CEQA Guidelines”) Sections 15306, 15307 and 15308. 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).

- (d) To MDJ Management, LLC, (MDJ Management) in Amount of Approximately \$739,000 for Rehabilitation of Joint Water Pollution Control Plant Central Odor Control Facility Biotrickling Filter (BTF) Nos. 1-3

Summary: The BTFs at the Central Odor Control Facility are used to remove foul odors from the headspace of the early stages of Primary Treatment. Erosion of the existing lava rocks media beds within the BTFs have caused a significant decrease in the removal of odor from the treated air. Removal and

## 2. Contd.

replacement with new media is required to restore the BTFs to an effective level of odor removal. 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 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).

- (e) To Downtown Ford Sales in Amount of Approximately \$1,053,239 for 35 Ford Light-Duty Vehicles; Find that 34 Vehicles are No Longer Required for Districts' Purposes and Authorize Disposal

Summary: These light duty vehicles, consisting of small sport utility vehicles and pickup trucks, are required for operating and maintaining Districts' facilities. Thirty-four existing vehicles are no longer cost effective to maintain. The majority of the new vehicles will have hybrid powertrains, making a concerted effort to reduce fuel consumption and emissions at the facilities. Staff recommends the purchase of the vehicles through State of California contracts since recent purchases of these types of vehicles have proven the state contracts to be the most cost-effective means of procurement. Downtown Ford Sales has the state contract for Ford vehicles. The Districts has been approved for rebates totaling \$45,500 under the California Clean Vehicle Rebate Project for Public Fleets for the purchase of 13 plug-in hybrid electric vehicles that qualify under their funding program. 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).

- (f) To Hallsten Corporation (Hallsten) in Amount of Approximately \$3,730,000 for Aluminum Odor Control Covers at Joint Water Pollution Control Plant (JWPCP)

Summary: Aluminum covers are used at JWPCP to cover tanks and channels to control odors. Severe corrosion of the existing aluminum covers over several primary inlet channels and sedimentation tanks have been observed. This corrosion presents a serious safety risk as the covers could fail while under worker load. Hallsten aluminum covers have been used in similar applications at JWPCP and other Districts' facilities and have demonstrated superior corrosion resistance and strength. Hallsten aluminum covers are competitively priced and offer superior structural integrity over other cover manufacturers, thus ensuring safer working conditions. Staff has determined that the activities described are not subject to the provisions of the California Environmental Quality Act (CEQA). The activities described herein do not constitute a "Project" as the term is defined in 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 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).

- (g) To Solar Turbines (Solar) in Amount of Approximately \$6,881,000 for Exchange of Three Gas Turbines and Five-Year Maintenance Agreement at Joint Water Pollution Control Plant (JWPCP)

Summary: There are three Solar gas turbines at JWPCP that utilize digester gas as fuel to produce electricity that meets all of the plant's power needs. The three gas turbines have recently passed the manufacturer's recommended overhaul interval. Solar maintains a fleet of exchange gas turbines to minimize downtime at its customers' facilities. Previously, the Board approved exchange of these turbines when they reached a similar point in their maintenance cycle. Each turbine in Solar's exchange fleet is refurbished and has been updated with the latest design improvements for the given turbine model. By utilizing the exchange fleet program, the Districts can significantly reduce the turbine downtime to approximately three weeks as compared to a 45-day turbine overhaul. Solar is also offering a five-year maintenance agreement which discounts turbine exchange costs, further increases reliability and reduces unplanned down time, and includes semi-annual and annual preventive maintenance that the facility is currently purchasing separately from the vendor. Staff has determined that the activities described are not subject to the provisions of CEQA. The activities described herein do not constitute a "Project" as that term is defined in California Public Resources Code ("PRC") Section 21065 and Title 14 of the California Code of Regulations ("CEQA Guidelines") Section 15378. 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).

3. Re: Heavy Equipment Rental for Scholl Canyon Landfill (SCLF)
- (a) Authorize Issuance of Purchase Order to Independent Construction Co. (Independent) in Amount of Approximately \$350,000 for Rental of Motor Scrapers with Operators for Three-Month Period
  - (b) Authorize Chief Engineer and General Manager to Execute Necessary Documents with Independent for Heavy Equipment Rental

Summary: At SCLF, approximately 100,000 cubic yards of stockpiled soil needs to be relocated onsite for construction of final cover and to comply with stormwater requirements. The work must be completed by October in order for the site to comply with stormwater requirements and there are not sufficient site forces and equipment to complete the work within the required timeframe. Four rental companies with motor scrapers were contacted. Independent was the only vendor with the available rental equipment. This item is consistent with the Districts' Guiding Principles of commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness); and to maximize use of our assets and resources (recycled water, recyclables, and energy).

4. Re: Joint Water Pollution Control Plant (JWPCP) Total Energy Facility (TEF)
- (a) Confirm Issuance of Purchase Order to Siemens Energy (Siemens) in Amount of Approximately \$800,000 for Emergency Repair of JWPCP TEF's Fuel Gas Compressor No. 1
  - (b) Authorize Issuance of Purchase Order to Siemens in Amount of Approximately \$2,300,000 for Overhaul of JWPCP TEF's Fuel Gas Compressors Nos. 2 and 3

Summary: The TEF provides power to meet all of the energy demands of the JWPCP. This is done through two gas turbines, a steam turbine and two fuel gas compressors with an additional gas turbine and fuel gas compressor as backup. During routine inspection of Fuel Gas Compressor No. 3 in March 2022, an excessively worn cylinder liner and piston-rod assembly was observed. A subsequent failure of Fuel Gas Compressor No. 1 occurred in April 2022, likely as a result of excessive wear on similar cylinder liners and associated bearings. This failure left only one gas turbine operational, resulting in a temporary need to import energy from Southern California Edison. Due to reliability concerns, Fuel Gas Compressor No. 1 was repaired on an emergency basis and Siemens Energy advised to expedite overhaul of Fuel Gas Compressors Nos. 2 and 3 to prevent a similar failure. Staff has determined that the activities described are not subject to the provisions of CEQA. The activities described herein do not constitute a "Project" as that term is defined in California Public Resources Code ("PRC") Section 21065 and Title 14 of the California Code of Regulations ("CEQA Guidelines") Section 15378. 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).

5. Authorize Issuance of Purchase Orders for Dental Plans as Follows:
- (a) To DeltaCare (HMO) for Two-Year Period at Annual Cost of Approximately \$174,000
  - (b) To Cigna (HMO) for Two-Year Period at Annual Cost of Approximately \$168,000
  - (c) To Cigna (PPO) for Two-Year Period at Annual Cost of Approximately \$1,810,000

Summary: The Districts provides employees one indemnity (PPO) and two prepaid dental plans (HMO). The Districts' insurance broker solicited bids for two-year rates from a number of qualified dental insurance carriers. Quotes were received from five carriers for PPO plans and four carriers for HMO plans. The premium for the \$1,750 in-network maximum annual coverage offered by Cigna PPO represents an approximate 3 percent increase from the current \$1,500 in-network PPO annual maximum. The increase was largely due to the increased benefits as the result of the recent contract negotiations with the Service Employees International Union (SEIU) and the American Federation of State, County and Municipal Employees (AFSCME). The premium offered by Cigna HMO represents an 8.64 percent decrease for two years when compared to the current plan offered by MetLife. DeltaCare HMO proposed no increase for two years. Based on cost and service, staff recommends that the Districts accepts the proposal from Cigna for both the PPO and HMO plans. Staff also recommends accepting the proposal from DeltaCare HMO. This item is consistent with the Districts' Guiding Principles to maintain salaries and benefits, based on metrics, to attract and retain a dedicated and talented staff; and commitment to fiscal responsibility and prudent financial stewardship

6. Authorize Issuance of Supplemental Purchase Order to Southern California Fleet Services (Fleet Services) in Amount of Approximately \$100,000 for Fleet Maintenance Services in Support of Various Water Reclamation Plants (WRPs)

Summary: There are 125 fleet vehicles that support the operation and maintenance of the four WRPs in the Santa Clarita and Antelope Valleys (Saugus, Valencia, Palmdale and Lancaster). These vehicles are

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centrally maintained by staff at the Palmdale WRP. In order to keep up with fleet maintenance demands, contract maintenance services are required to supplement Districts staff. In October 2021, a purchase order in the amount of \$99,000 was issued to Fleet Services for one year of services. While the purchase order remains active until October 2022, the funds have been depleted due to Districts fleet mechanic staffing shortages, and additional funds in the amount of \$100,000 are needed to keep up with scheduled maintenance. A Request For Bids process will be conducted for additional years of fleet maintenance services after October 2022. This item is consistent with the Districts' Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; to provide transparent communication to our Boards and the public; and commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness).

## 7. Authorize Extension of Purchase Order to Ancon Marine, Inc., (Ancon) in Amount of Approximately \$235,000 for Grit Hauling Services at Joint Water Pollution Control Plant for One-Year Period

Summary: In August 2020, the Board awarded a purchase order to Ancon, the low responsive bidder, pursuant to a competitive selection process, for grit hauling services for a one-year period. The specification included provisions that allow up to two 1-year extensions. Ancon has offered to extend the agreement for the second one-year period at no change to the unit price. An extension at this time would be in the best interest of the Districts. 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).

## 8. Authorize Chief Engineer and General Manager to Execute Necessary Documents with Southern California Edison (SCE) to Supply Power to Electric Vehicle (EV) Charging Stations at Various Districts' Facilities Under SCE's Charge Ready Program (CRP)

Summary: For the past four years, the Districts has been participating in SCE's CRP to install EV charging infrastructure at low to no cost. This supports the Districts' greenhouse gas reduction goals through the transition to zero-emission vehicles. The program assists SCE customers by reducing their cost for the purchase and installation of required EV charging infrastructure, as well as providing rebates to off-set the cost of charging stations. To participate in the CRP, a number of documents will need to be executed for each project before funding expires. Delegation of authority to execute these documents to the Chief Engineer and General Manager will facilitate the process. This item is consistent with the Districts' Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; and to provide leadership in our industry through innovation, compliance, and cost effectiveness.

## 9. Re: Sale of Low Carbon Fuel Standard (LCFS) Credits from Electric Vehicle (EV) Charging Stations

- (a) Approve and Order Executed [Master LCFS Services Agreement](#) with Anew EV, LLC (Anew)
- (b) Approve and Order Executed [LCFS Credit Purchase and Sale Agreement](#) with Anew
- (c) Authorize Districts' Chief Engineer and General Manager or Their Designee to Execute Future Addenda, Amendments, and All Related Documents

Summary: The Districts issued a Request for Proposal for *Purchase of Renewable Electricity, Related Attributes, and Low Carbon Fuel Credits Generated at District Facilities and Energy Storage Projects*. On April 29, 2022, the Districts received a proposal from Anew to purchase 561 LCFS credits generated in 2020 and 2021 from the Districts' EV charging stations at \$90 per credit for a total price of \$50,490, and to provide LCFS program management services for a four-year period for future credits. Anew was the only proposer that offered to purchase the available LCFS credits. Anew's offer is consistent with the current market price for LCFS credits. The program management services provided by Anew include generating, marketing, and selling the credits on behalf of the Districts for a service fee of 10 percent of the sales price. It is anticipated that the savings in Districts' staff time and the higher price that Anew can achieve will be in excess of the service fee. Staff has determined that approval of the 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 to maximize use of our assets and resources (recycled water, recyclables, and energy).

## 10. Adopt Resolutions Fixing Employer's Contribution Under Public Employees' Medical and Hospital Care Act (PEMHCA)

Summary: 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



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contribution to the CalPERS health plans was set at \$1,966.15 for the period January 1, 2023, to December 31, 2023. All employees share in increased premium costs according to cost sharing formula, which reduces the Districts' prorated maximum net contribution to approximately \$1,781.62. 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 \$756.21 for 2023. The Districts' average monthly contribution is approximately \$1,167.28. 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 are attached to the agenda. This item is consistent with the Districts' Guiding Principles to maintain salaries and benefits, based on metrics, to attract and retain a dedicated and talented staff; and commitment to fiscal responsibility and prudent financial stewardship.

## 11. Approve and Order Executed Documents as Follows:

- (a) [First Amendment to Amended and Restated Agreement for the Transport and Beneficial Reuse of Green Waste with Circle Green, Inc. \(Circle Green\)](#)

**Summary:** Since 2019, Circle Green has been processing and transporting green waste from the Puente Hills Materials Recovery Facility (PHMRF) and Downey Area Recycling and Transfer Facility (DART) to off-site facilities for beneficial reuse. The 2019 agreement was amended and restated in December 2021 to incorporate prevailing wage requirements and the separation of food waste from green waste. On June 22, 2022, the District No. 2 Board of Directors approved a 10-year lease of DART with Athens Services. Athens Services will start operating the DART facility on August 1, 2022. As a result, the Circle Green agreement needs to be amended to remove the DART facility. As a result of removing the DART facility, Circle Green's required capacity reservation for the Districts will be reduced to 1,500 tons per month. Staff has determined that approval of the agreement 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 operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness).

- (b) [Modification to Contract No. 20358](#) with South Coast Air Quality Management District (SCAQMD) Related to Funding for Renewable Natural Gas (RNG) Fueling Infrastructure at Compton Field Office (CFO) and San Gabriel Field Office (SGFO)

**Summary:** The Board previously approved the contract that provided for receipt of \$392,877 in funding from SCAQMD through their Carl Moyer Program. The RNG fueling infrastructure projects have been completed. There was a delay in completion of the CFO project due to supply chain issues for parts, which resulted in the project not being completed by the milestone deadline of July 30, 2021. This modification to contract extends the date by which the project must be completed and modifies the statement of work to increase the number of RNG dispensers at the CFO project to seven. This will result in no change to the funding amount. This item is consistent with the Districts' Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

## 12. Re: Unauthorized Soil Stockpile Over Districts' Sewers in City of Pico Rivera

- (a) Authorize Issuance of Purchase Order to Mladen Buntich Construction Co., Inc., (Buntich) in Amount of Approximately \$811,000 for Removal and Disposal of Soil Stockpile
- (b) Authorize Chief Engineer and General Manager and Districts' Counsel to Initiate Litigation Against Michael L. Culkin and M.L. Culkin Construction Company, Inc., (Culkin) in Amount of Approximately \$900,000 Plus Attorneys' Fees to Recover Damages Sustained by District

**Summary:** Culkin has stockpiled approximately 8,100 cubic yards of soil in private properties under which three Districts' sewers are located. The soil was placed without the property owners' or the Districts' authorization, and it is preventing the Districts from performing sewer maintenance and inspections. Furthermore, the weight of the soil is placing an unacceptable load on the sewer pipes that could damage them. Staff and Districts' Counsel have sent Culkin several letters demanding removal of the soil, but Culkin has failed to respond or take any action. Due to Culkin's unresponsiveness, the Districts solicited proposals from contractors to remove and dispose of the soil at a landfill. Buntich provided the highest-ranked proposal to perform the work in a cost-effective and timely manner. Total damages to the Districts may increase after the sewers are inspected and any required repairs are made. If authorized, suit would be brought against Culkin to collect total damages plus attorneys' fees. This item is consistent with the Districts' Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; and the commitment to operational excellence (protection of public health

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and the environment, regulatory compliance, and cost effectiveness). *The Board may meet in closed session in order to confer with Districts' Counsel regarding Anticipated Litigation: Initiation of Litigation Pursuant to Government Code Section 54956.9(d)(4): 1 Potential Case.*

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 THE COUNTY SANITATION  
DISTRICT NO. 2 OF LOS ANGELES COUNTY PROCLAIMING A LOCAL EMERGENCY,  
RATIFYING THE PROCLAMATION OF A STATE OF EMERGENCY  
ON MARCH 4, 2020 BY CALIFORNIA GOVERNOR AND AUTHORIZING  
REMOTE TELECONFERENCE MEETINGS OF THE LEGISLATIVE BODY

WHEREAS, the County Sanitation District No. 2 of Los Angeles County (“District”) is committed to preserving and nurturing public access and participation in meetings of the District’s Board of Directors and committees; and

WHEREAS, all meetings of the District’s Board of Directors are open and public, pursuant to the requirements of the Ralph M. Brown Act (California Government Code Sections 54950-54963) (the “Brown Act”), so that any member of the public may attend, participate, observe and watch the District’s Board of Directors conduct business; and

WHEREAS, the Brown Act, Section 54953(e), allows for conducting and participating in meetings by members of a legislative body, without compliance with the requirements of the Brown Act Section 54953(b)(3), subject to the existence of certain conditions; and

WHEREAS, a required condition under the Brown Act Section 54953(e) is the declaration of a state of emergency by the Governor pursuant to California Government Code Section 8625, proclaiming the existence of conditions of disaster or of extreme peril to the safety of persons and property within California caused by the conditions outlined and described in California Government Code Section 8558; and

WHEREAS, a proclamation of a state of emergency is made when there is an actual incident, threat of disaster, or extreme peril to the safety of persons and property within the jurisdictions that are within the District’s boundaries, caused by natural, technological, or human-induced disasters; and

WHEREAS, it is further required that the state or local officials have imposed or recommended measures to promote social distancing, or the Board of Directors of the District have held a meeting where it considered and determined that meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, such conditions now exist in the District as Governor Newsom declared a State of Emergency on March 4, 2020 as a result of the threat of COVID-19; and

WHEREAS, the County of Los Angeles Department of Public Health Order of the Health Officer issued March 3, 2022 (the “County Order”) includes recommendations that all persons within the jurisdiction of the County of Los Angeles public health agency always practice required and recommended infection control measures when among others, especially in an indoor setting; and

WHEREAS, the District’s Board of Directors does hereby find that the ongoing and significant risks associated with COVID-19 infection, especially in the absence of capacity limits and physical distancing requirements for indoor activities, on those individuals with underlying health conditions that make them susceptible to severe COVID-19 illness and individuals who are not and cannot be vaccinated, that COVID-19 infection remains a significant health hazard to all residents, and desires to proclaim a local emergency and ratify the proclamation of a state of emergency by the Governor of the State of California, and further, ratify the County Order findings related to the ongoing health hazards of COVID-19; and

WHEREAS, as a consequence of the declared state of emergency and the local emergency, the Board of Directors of the District does hereby find that the District shall continue to conduct its meetings in accordance with the provisions and requirements of the Brown Act Section 54953(e), and that the legislative bodies of the District shall comply with the requirements to provide the public with access to, and an opportunity to comment at all meetings of the District’s legislative bodies in accordance with the requirements of the Brown Act Section 54953(e)(2); and

WHEREAS, the District will continue its practice of live streaming its meetings via the Zoom software platform which allows members of the public to observe and participate in the meetings via video or call-in options and will continue to offer members of the public an opportunity to make oral comments during the meetings and/or submit written comments before the meetings.



NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE COUNTY SANITATION DISTRICT NO. 2 OF LOS ANGELES COUNTY DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals. The Recitals set forth above are true, correct, and are incorporated in this Resolution by reference.

Section 2. Proclamation of Local Emergency. The Board of Directors of the District does hereby proclaim that a local emergency now exists throughout the territory of the District and, as described in the County Order, recommendations from health officers include ongoing masking, and social distancing practices especially for indoor settings and particularly for individuals who, due to vaccine status or underlying health conditions, continue to be at risk for severe illness, and COVID-19 infection remains a significant health hazard to all residents of the District.

Section 3. Ratification of Governor's Proclamation of a State of Emergency. The District's Board of Directors hereby ratifies the Governor of the State of California's Proclamation of a State of Emergency, effective as of its issuance date of March 4, 2020.

Section 4. Remote Teleconference Meetings. The Chief Engineer and General Manager, staff and legislative bodies are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, without limitation, conducting open and public meetings in accordance with the Brown Act Section 54953(e) and all other applicable provisions of the Brown Act.

Section 5. Effective Date of Resolution. This Resolution shall take effect immediately upon its adoption and shall be effective until the earlier of 30 days after the date of this resolution, or such time that the District's Board of Directors adopts a subsequent resolution in accordance with the Brown Act Section 54953(e)(3) to extend the time during which the legislative bodies of the District may continue to teleconference without compliance with the requirements of the Brown Act Section 54953(b)(3).

PASSED AND ADOPTED by the Board of Directors of the County Sanitation District No. 2 of Los Angeles County this 27<sup>th</sup> day of July 2022 by the following vote:

AYES:

NOES:

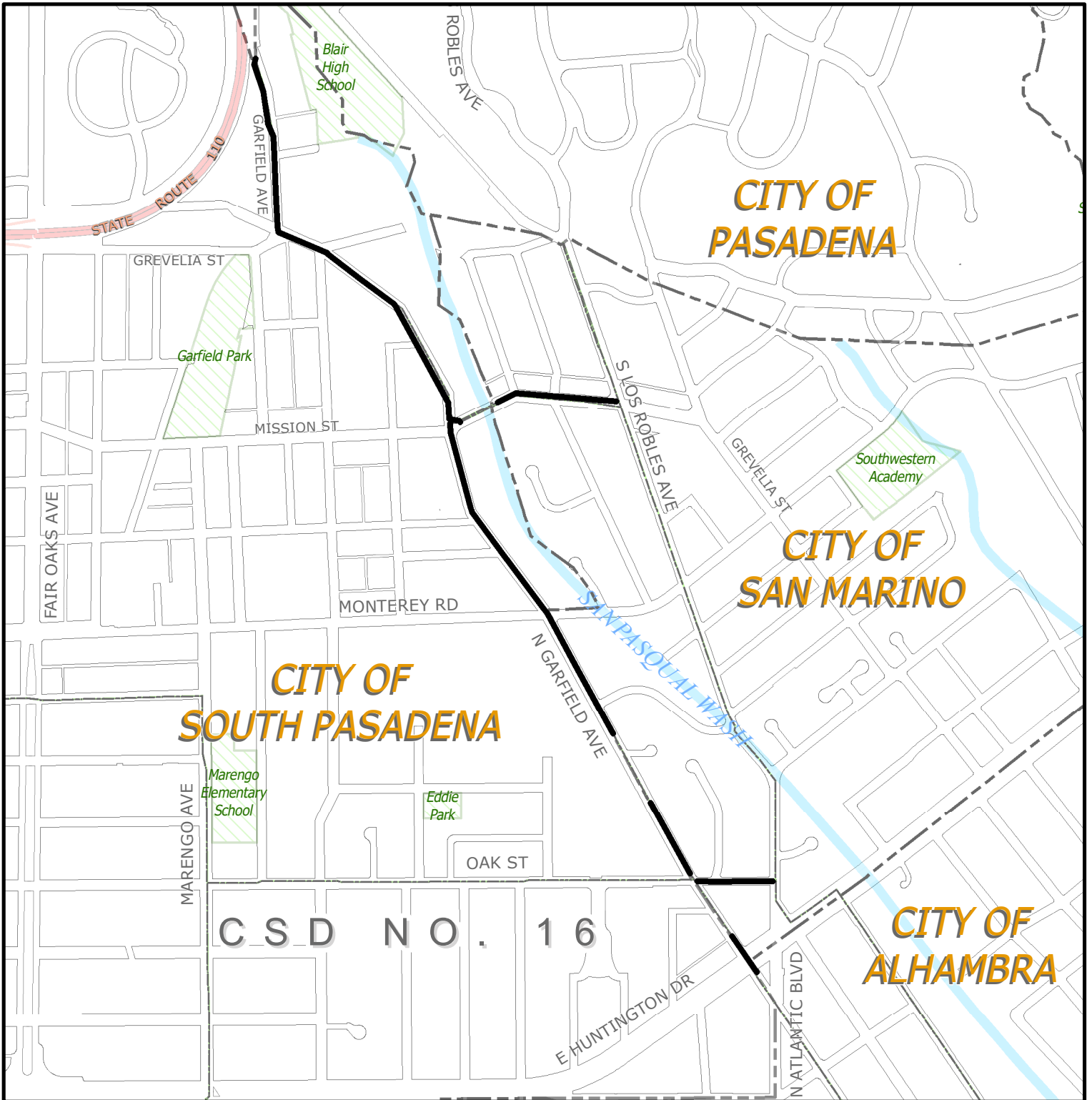
ABSTAIN:

ABSENT:

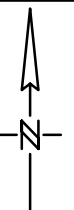
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Chairperson

# ARROYO SECO TRUNK SEWER REHABILITATION PHASE 1



— PROJECT ROUTE



TO: BOARD OF DIRECTORS OF LOS ANGELES  
COUNTY SANITATION DISTRICT NO. 2

RE: AGENDA ITEM NO. R-1(a)

FOR BOARD MEETING July 27, 2022

BIDS were received at the District Office on June 28, 2022

FOR Arroyo Seco Trunk Sewer Rehabilitation Phase 1

No. of Bids Received: 4

<u>BIDDER</u>	<u>TOTAL BID</u>
Nor-Cal Pipeline Services	<u>\$1,793,129.00</u>
Insituform Technologies, LLC	\$1,811,667.00
Southwest Pipeline and Trenchless Corp.	\$1,863,283.00
Sancon Technologies, Inc.	\$1,961,043.00

RECOMMENDATION:

Award contract to Nor-Cal Pipeline Services, low bidder, in the amount of \$1,793,129.00.

Engineer's Estimate: \$1,900,000.00



Robert C. Ferrante  
Chief Engineer and  
General Manager

**RESOLUTION NO. 2023-1  
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:

<b>Medical Group</b>	<b>Monthly Employer Contribution</b>
001 HOURLY EES-NON MONTHLY	\$756.21
002 WHITE COLLAR	\$1,966.15
003 TECHNICAL SUPPORT	\$1,966.15
004 ENERGY RECOVERY	\$1,966.15
005 CONFIDENTIAL	\$1,966.15
006 PROFESSIONAL	\$1,966.15
007 SUPERVISORY	\$1,966.15
008 PROFESSIONAL SUPERVISORY	\$1,966.15
009 MANAGEMENT	\$1,966.15
010 BLUE COLLAR	\$1,966.15

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, 2023**.

Adopted at a regular meeting of the Board of Directors of Los Angeles County Sanitation District No. 2 at Whittier, this 27 day of July, 2022.

Signed: \_\_\_\_\_  
Chairperson

Attest: \_\_\_\_\_  
Secretary to the Boards of Directors

**RESOLUTION NO. 2023-2**  
**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:

<b>Medical Group</b>	<b>Monthly Employer Contribution</b>		
001 HOURLY EES-NON MONTHLY	\$883.00	\$1,699.00	\$2,124.00
002 WHITE COLLAR	\$1,966.15	\$1,966.15	\$2,124.00
003 TECHNICAL SUPPORT	\$1,966.15	\$1,966.15	\$2,124.00
004 ENERGY RECOVERY	\$1,966.15	\$1,966.15	\$2,124.00
005 CONFIDENTIAL	\$1,966.15	\$1,966.15	\$2,124.00
006 PROFESSIONAL	\$1,966.15	\$1,966.15	\$2,124.00
007 SUPERVISORY	\$1,966.15	\$1,966.15	\$2,124.00
008 PROFESSIONAL SUPERVISORY	\$1,966.15	\$1,966.15	\$2,124.00
009 MANAGEMENT	\$1,966.15	\$1,966.15	\$2,124.00
010 BLUE COLLAR	\$1,966.15	\$1,966.15	\$2,124.00

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, 2023**.

Adopted at a regular meeting of the Directors of Los Angeles County Sanitation District No. 2 at Whittier, this 27 day of July, 2022.

Signed: \_\_\_\_\_  
Chairperson

Attest: \_\_\_\_\_  
Secretary to the Boards of Directors