

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

September 28, 2022
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: Jeffrey Maloney, Director from Alhambra
Ali Sajjad Taj, Alternate Director from Artesia
Lisseth Flores, Alternate Director from Bell Gardens
Raymond Dunton, Director from Bellflower
Bruce Barrows, Alternate Director from Cerritos
Blanca Pacheco, Director from Downey
Robert Garcia, Director from Long Beach
Joe Buscaino, Alternate Director from Los Angeles City
Kimberly Ann Cobos-Cawthorne, Director from Montebello
Rick Ramirez, Director from Norwalk
Vilma Cuellar Stallings, Director from Paramount
Monica Sanchez, Director from Pico Rivera
Tony Ding, Director from San Gabriel
Maria Davila, Alternate Director from South Gate
Leticia Lopez, Director from Vernon
Hilda Solis, Alternate Director from Los Angeles County
Cathy Warner, Chairperson, Alternate Director from Whittier

Absent: Monica Arroyo, Director from Bell
Oralia Rebollo, Director from Commerce
Emma Sharif, Director from Compton
Henry Lo, Director from Monterey Park

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 to Board on any matters.

RE: MINUTES The minutes of the regular meeting held September 14, 2022, were approved.

RE: DIRECTOR FROM CITY OF ARTESIA A certificate from the City Clerk of the City of Artesia was presented to the Secretary stating that at a meeting of the City Council held September 12, 2022, Ms. Melissa Ramoso was elected Mayor of the City of Artesia, which is the designation of the presiding officer of the governing body of that city and automatically places Ms. Ramoso on this Board, was accepted and ordered filed.

RE: ALTERNATE DIRECTOR FROM CITY OF ARTESIA A copy of an action taken by the City Council of the City of Artesia at a meeting held September 12, 2022, was presented to the Secretary stating that Mr. Ali Sajjad Taj, a member of the City Council of the City of Artesia, was appointed to serve as alternate Director from the city, was accepted and ordered filed.

RE: RESOLUTION 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 - ADOPT

A proposed *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*, was presented. Remote teleconference 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 was attached to the agenda. A recommendation was made to adopt the Resolution.

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 County Sanitation District No. 2 of Los Angeles County this 28th day of September 2022 by the following vote:

AYES: Seventeen (17)

NOES: None

ABSTAIN: None

ABSENT: Four (4)

REGULAR AGENDA

RE: WASTEWATER MANAGEMENT
REPLACEMENT OF BOILER HOUSE
DEAERATOR AT JOINT WATER
POLLUTION CONTROL PLANT
REPORT ON BIDS AND
AWARD OF ORDER

On August 19, 2022, three bids were received at the District's office for *Replacement of Boiler House Deaerator at the Joint Water Pollution Control Plant (JWPCP)*. The JWPCP operates boilers to produce steam for digester heating, steam cleaning of sludge lines, and engine preheating. Boiler feed water must be treated to prevent scale formation and corrosion on the internal boiler components. If left untreated, the boilers lose their heat transfer efficiency and internal components begin to fail, leading to costly repairs and extended down time. Deaeration is one of the critical boiler feed water treatment steps. The existing JWPCP Boiler House deaerator is 30 years old and has exceeded its service life and must be replaced. The bid summary/recommendation to award was attached to the agenda. 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 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 award a purchase order to the low bidder, R. F. MacDonald, in the amount of approximately \$475,545.18.

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 the low bidder, R. F. MacDonald, for *Replacement of Boiler House Deaerator at the Joint Water Pollution Control Plant*, in the amount of approximately \$475,545.18 and in accordance with the bids received August 19, 2022,; upon the filing with the Purchasing Office of surety company bonds, each in the amount of 100 percent of the purchase order for faithful performance and payment.

RE: FACILITIES PLANNING
RENEWAL OF MAINTENANCE AND
SUPPORT SERVICES FOR DISTRICTS'
EXISTING SOFTWARE, UNIFER SYSTEM
AUTHORIZE ISSUANCE OF PURCHASE
ORDER TO ORACLE USA, INCORPORATED

The Board previously approved a purchase order to Oracle USA, Incorporated, (Oracle) to provide access and support services for the Unifier system, which is used to electronically manage construction documents. Oracle is the sole licensor of the Unifier system and has offered to continue to provide cloud hosting, maintenance, and support services for a three-year

period at an increase of approximately 4 percent per user license. This renewal also includes additional licensing fees that reflect an increase in the number of users. This item is consistent with the Districts' Guiding Principles to provide reliable and responsible services with safety first; and 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 Oracle USA, Incorporated, for the renewal of maintenance and support services for Districts' existing software, the Unifer system, for a three-year period in the amount of approximately \$548,000.

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 Oracle USA, Incorporated, for the renewal of maintenance and support services for Districts' existing software, Unifer system, for a three-year period, at a cost of approximately \$548,000.

RE: FACILITIES PLANNING
RENEWAL OF MAINTENANCE AND
SUPPORT SERVICES FOR DISTRICTS'
EXISTING SOFTWARE, PRIMAVERA P6
SYSTEM AUTHORIZE ISSUANCE OF
PURCHASE ORDER TO ORACLE USA,
INCORPORATED

The Board previously approved a purchase order to Oracle USA, Incorporated, (Oracle) to provide access and support services for the Primavera P6 system, which is used to manage scheduling and resources for large capital projects. Oracle is the sole licensor of the Primavera P6 system and has offered to continue to provide cloud hosting, maintenance, and support services for a three-year period at an increase of

approximately 1.8 percent per user license. This item is consistent with the Districts' Guiding Principles to provide reliable and responsible services with safety first; and 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 Oracle USA, Incorporated, for the renewal of maintenance and support services for Districts' existing software, Primavera P6 system, for a three-year period in the amount of approximately \$189,000.

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 Oracle USA, Incorporated, for the renewal of maintenance and support services for Districts' existing software, Primavera P6 system, for a three-year period, at a cost of approximately \$189,000.

RE: SOLID WASTE MANAGEMENT
BIOGAS CONDITIONING SYSTEM AREA
ASPHALT DEMOLITION AND REPAVING
AT JOINT WATER POLLUTION CONTROL
PLANT - AUTHORIZE ISSUANCE OF
PURCHASE ORDER TO HORIZONS
CONSTRUCTION COMPANY
INTERNATIONAL, INC.

The Joint Water Pollution Control Plant (JWPCP) area designated for biogas conditioning and other future renewable natural gas projects related to the Food Waste Recycling Program requires site preparation. The approximate one-acre site currently has deteriorated asphalt and concrete, and elevation changes with retaining walls which must be demolished. Regrading and repaving are necessary to meet stormwater regulations and make the site suitable for development. It is more

cost-effective to prepare the site at once rather than perform the work separately for individual projects. 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. Pursuant to the California Environmental Quality Act, a Mitigated Negative Declaration was previously approved for this project as part of the JWPCP Food Waste Recycling Program by the Board on February 28, 2018. 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). A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a purchase order to Horizons Construction Company International, Inc., in the amount of approximately \$876,872 for the biogas conditioning system area asphalt demolition and repaving at the Joint Water Pollution Control Plant.

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 Horizons Construction Company International, Inc., for the biogas conditioning system area asphalt demolition and repaving at the Joint Water Pollution Control Plant, at a cost of approximately \$876,872.

RE: WASTEWATER MANAGEMENT
ALUMINUM ODOR CONTROL COVERS
AT SAN JOSE CREEK WATER
RECLAMATION PLANT - AUTHORIZE
ISSUANCE OF PURCHASE ORDER TO
HALLSTEN CORPORATION

Aluminum covers are used at the treatment plants to control odors. Severe corrosion of the existing aluminum covers over various areas has been observed and presents a serious safety risk as the covers could fail while under worker load. Hallsten Corporation (Hallsten) aluminum covers have been used in similar applications at treatment plants and other Districts' facilities and have

demonstrated superior corrosion resistance and strength compared to those of the competitors. Hallsten aluminum covers are competitively priced and offer superior structural integrity over those of other cover manufacturers, resulting in safer working conditions. 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). A recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to issue a purchase order to Hallsten in the amount of approximately \$2,680,700 for aluminum odor control covers at the San Jose Creek Water Reclamation Plant.

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 Hallsten Corporation for aluminum odor control covers at the San Jose Creek Water Reclamation Plant, at a cost of approximately \$2,680,700.

RE: WASTEWATER MANAGEMENT
EMERGENCY BIOSOLIDS HAULING, REUSE
AND DISPOSAL - CONFIRM/AUTHORIZE
PURCHASE ORDER TO ECOLOGY AUTO
PARTS, INC., TCI ENVIRONMENTAL
SERVICES, INC., SB INDUSTRIAL VACUUM
SERVICES, INC., GIC TRANSPORT,
VIRAMONTES EXPRESS, INC., SYNAGRO,
BURRTEC WASTE INDUSTRIES, INC.,
AND HOLLOWAY ENVIRONMENTAL
SOLUTIONS, LLC

The Joint Water Pollution Control Plant (JWPCP) produces up to 1,300 wet tons (tons) of biosolids each day. The biosolids are temporarily stored on-site in the Biosolids Storage Silos (Silos) and hauled off-site to various beneficial reuse and disposal facilities. The JWPCP typically stores an average of 1,200 tons of biosolids in the Silos so storage time is no longer than one day. Otherwise, the stored biosolids will become very odorous and adversely impact the surrounding community. To maintain the inventory in the Silos below the desired limit, the Districts has agreements with various biosolids management contractors (contractors),

including haulers and reuse facilities, to haul and process approximately 50 truckloads of biosolids off-site each day as part of the Districts' diversified Biosolids Management Program. In August 2021, the existing contractors began consistently missing scheduled loads due to inflation, truck driver staffing shortages, supply chain issues delaying trucking equipment repairs, and process capacity limitations at some reuse facilities. Consequently, the biosolids began accumulating in the Silos such that the inventory rose above the desired limit and was approaching the maximum operating capacity of the Silos. Therefore, the Districts procured additional contractors on an emergency basis to reduce the rising inventory in the Silos and the Board approved one-year purchase orders for five emergency biosolids haulers and reuse and disposal providers on January 12, 2022. Extending these purchase orders that currently expire in January 2023 through January 2024 is recommended to ensure the JWPCP receives consistent and reliable biosolids management services. These emergency contracts will stop when long term contracts that increase hauling reliability are implemented through a competitive process. Confirm purchase orders with TCI Environmental Services, Inc., and Ecology Auto Parts, Inc., were necessary while existing biosolids hauling contracts with these vendors were updated to incorporate prevailing wage requirements. Another emergency biosolids hauler, SB Industrial Vacuum Services, Inc., was retained after January 12, 2022. 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 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). Recommendations are as follows: to confirm issuance of a purchase order to Ecology Auto Parts, Inc., in the amount of approximately \$2,000,000 for emergency biosolids hauling from the JWPCP to the Salton City Landfill; to confirm issuance of a purchase order to TCI Environmental Services, Inc., in the amount of approximately \$220,000 for emergency biosolids hauling from the JWPCP to the Holloway Landfill; to confirm issuance of purchase order to SB Industrial Vacuum Services, Inc., in the amount of approximately \$700,000 for emergency biosolids hauling from the JWPCP to the Holloway Landfill and authorize issuance of a purchase order in the amount of approximately \$520,000 for biosolids hauling from the JWPCP to various locations; authorize issuance of a purchase order to GIC Transport in the amount of approximately \$970,000 for biosolids hauling from the JWPCP to various locations; authorize issuance of a purchase order to Viramontes Express, Inc., in the amount of approximately \$550,000 for biosolids hauling from the JWPCP to the Holloway Landfill; authorize issuance of a purchase order to Synagro in the amount of approximately \$2,900,000 for biosolids hauling and reuse at the Arizona Solids Composting Facility; authorize issuance of a purchase order to Burrtec Waste Industries, Inc., in the amount of approximately \$1,000,000 for biosolids reuse and disposal at the Salton City Landfill; and authorize issuance of a purchase order to Holloway Environmental Solutions, LLC, in the amount of approximately \$600,000 for disposal at the Holloway Landfill.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, the Board confirmed the issuance of a purchase order to Ecology Auto Parts, Inc., in the amount of approximately \$2,000,000 for emergency biosolids hauling from the JWPCP to the Salton City Landfill; confirmed issuance of a purchase order to TCI Environmental Services, Inc., in the amount of approximately \$220,000 for emergency biosolids hauling from the JWPCP to the Holloway Landfill; confirmed issuance of purchase order to SB Industrial Vacuum Services, Inc., in the amount of approximately \$700,000 for emergency biosolids hauling from the JWPCP to the Holloway Landfill and authorized issuance of a purchase order in the amount of approximately \$520,000 for biosolids hauling from the JWPCP to various locations; authorized issuance of a purchase order to GIC Transport in the amount of approximately \$970,000 for biosolids hauling from the JWPCP to various locations; authorized issuance of a purchase order to Viramontes Express, Inc., in the amount of approximately \$550,000 for biosolids hauling from the JWPCP to the Holloway Landfill; authorized issuance of a purchase order to Synagro in the amount of approximately \$2,900,000 for biosolids hauling and reuse at the Arizona Solids Composting Facility; authorized issuance of a purchase order to Burrtec Waste Industries, Inc., in the amount of approximately \$1,000,000 for biosolids reuse and disposal at the Salton City Landfill; and authorized issuance of a purchase order to Holloway Environmental Solutions, LLC, in the amount of approximately \$600,000 for disposal at the Holloway Landfill.

RE: WASTEWATER MANAGEMENT
FURNISH AND DELIVER CATIONIC
MANNICH POLYMER FOR JOINT WATER
POLLUTION CONTROL PLANT AND
VARIOUS WATER RECLAMATION PLANTS
FOR ONE-YEAR PERIOD AUTHORIZE
EXTENSION OF PURCHASE ORDER TO
SNF/POLYDYNE, INC.

Since 1998, SNF/Polydyne, Inc., (Polydyne) has provided Mannich-type polymer that is used at various wastewater treatment plants (WRPs) for dewatering biosolids, secondary clarification, and foam control. Polydyne is the sole source of this chemical and has offered to extend the existing agreement for an additional year at unit price increases of approximately 32 percent and 27 percent for the Joint Water Pollution Control Plant (JWPCP) and WRPs, respectively. The

price increases are due to increased costs of raw materials, manufacturing, and transportation because of the global supply chain crisis. The proposed unit price remains competitive with that paid by six other agencies surveyed. The product has performed satisfactorily, and it would be in the best interest of the Districts to extend the agreement 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). 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 a purchase order with Polydyne in the amount of approximately \$5,907,000 to furnish and deliver cationic mannich polymer for the JWPCP and various WRPs.

Upon motion of Director Solis, duly seconded and unanimously carried by roll-call vote, the Purchasing Agent was authorized to extend the purchase order, for a one-year period, with SNF/Polydyne, Inc., to furnish and deliver cationic mannich polymer for the Joint Water Pollution Control Plant and various Water Reclamation Plants, at a cost of approximately \$5,907,000.

RE: SOLID WASTE MANAGEMENT
EQUIPMENT DESIGN AND PROCUREMENT
AGREEMENT FOR MODIFICATION OF THE
JOINT WATER POLLUTION CONTROL
PLANT BIOGAS CONDITIONING SYSTEM
TETRA TECH, INC. - CONTRACT NO. 5469
APPROVE AND REPORT ON BIDS AND
AWARD OF ORDER

The Districts' food waste recycling program uses existing anaerobic digesters at the Joint Water Pollution Control Plant (JWPCP) to process food waste slurry and converts it into renewable energy and biosolids. An important component of the food waste program is the Biogas Conditioning System (BCS), which will convert the additional digester gas from the food waste into renewable natural gas that can be dispensed at an existing compressed natural gas (CNG) fueling station at

the JWPCP. The first BCS was constructed in 2020 and has been operated and maintained by Tetra Tech, Inc., (Tetra Tech)). The Project will increase the BCS capacity to supply approximately 60 percent of the fuel dispensed at the expanded CNG fueling station. This project also involves installation of a compressor to boost the fuel storage pressure and a second storage tank. Tetra Tech was selected as the sole source contractor for the project because they are the original designer, builder, and operator of the first BCS, and therefore they can integrate the new equipment more efficiently with the existing system. The storage tank was separately advertised and purchased to minimize potential delays and avoid additional pass-through costs. On August 2, 2022, two bids were received at the District's office to furnish and deliver a 30,000 gallon storage tank. The bid summary/recommendation to award was attached to the agenda. Pursuant to the California Environmental Quality Act, a Mitigated Negative Declaration was previously approved for this project as part of the JWPCP Food Waste Recycling Program by the Board on February 28, 2018. 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). A recommendation was made to approve and order executed an *Equipment Design and Procurement Agreement for Modification of the Joint Water Pollution Control Plant Biogas Conditioning System*. Furthermore, a recommendation was made to authorize the Chief Engineer and General Manager, in his capacity as Purchasing Agent, to award a purchase order to the low bidder, Valve Industries Inc., in the amount of approximately \$265,890.00

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 *Equipment Design and Procurement Agreement for Modification of the Joint Water Pollution Control Plant Biogas Conditioning System* with Tetra Tech, Inc., providing for increase in the BCS capacity to supply approximately 60 percent of the fuel dispensed at the expanded CNG fueling station, as set forth in the Agreement and under terms and conditions contained therein. All the terms and conditions of the *Equipment Design and Procurement Agreement for Modification of the Joint Water Pollution Control Plant Biogas Conditioning System*, Contract No. 5469, dated September 28, 2022, were accepted and approved, and the Chairperson and Secretary were authorized to execute the Agreement on behalf of the District. Furthermore, the Purchasing Agent was authorized to issue a purchase order to the low bidder, Valve Industries Inc., to furnish and deliver a 30,000-gallon storage tank, in the amount of approximately \$265,890 and in accordance with the bids received August 2, 2022.

RE: SOLID WASTE MANAGEMENT
WASTE DISPOSAL AND PROCESSING
AGREEMENTS FOR PUENTE HILLS
MATERIALS RECOVERY FACILITY AND
SOUTH GATE TRANSFER STATION AND
DELIVERY AND ACCEPTANCE OF SOURCE
SEPARATED FOOD WASTE AT PUENTE HILLS
MATERIAL RECOVERY FACILITY
VALLEY VISTA SERVICES, INC.
CONTRACTS NOS. 5467 AND 5468 - APPROVE

The ordinance prescribing fee and charge rates for solid waste management activities at the Puente Hills Materials Recovery Facility (PHMRF) and the South Gate Transfer Station (SGTS) authorizes the District to enter into *Waste Disposal and Processing Agreement (WDPA)* for guaranteed quantities of waste negotiated rates to increase the use of these facilities. The additional tonnage that the facilities receive through use of the WDPAs provides a consistent stream of waste and materials that enables more efficient use of resources at the facilities such as equipment and labor. The agreements also help the

Districts get a lower tipping fee at Orange County landfills, the location for disposal of residuals for our facilities. This new WDPA will start on October 1, 2022, and expire on December 31, 2025. Under the terms of this new WDPA, the minimum monthly commitment would be 1,000 tons per month. The tonnage commitment represents a minimum annual revenue of \$0.9M. The *Agreement for Delivery and Acceptance of Source Separated Food Waste at Puente Hills Material Recovery Facility* (Agreement) will provide capacity for Valley Vista Services, Inc., (VVS) to deliver a minimum quantity of 450 tons per month of source separated food waste to PHMRF until December 31, 2023. Staff has determined that approval of the Agreements 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 to provide leadership in our industry through innovation, compliance, and cost effectiveness. A recommendation was made to approve and order executed a *Waste*

Disposal and Processing Agreement for the PHMRF and the SGTS and an *Agreement for Delivery and Acceptance of Source Separated Food Waste at Puente Hills Material Recovery Facility* for the PHMRF with VVS, and order that the Agreement be recorded.

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 *Waste Disposal and Processing Agreement* for the PHMRF and the SGTS and an *Agreement for Delivery and Acceptance of Source Separated Food Waste at Puente Hills Material Recovery Facility* for the PHMRF with VVS, providing guaranteed quantities of waste negotiated rates to increase the use of these facilities and to deliver a minimum quantity of 450 tons per month of source separated food waste to PHMRF until December 31, 2023, respectively, as set forth in the Agreements and under terms and conditions contained therein. All the terms and conditions of the *Waste Disposal and Processing Agreement* for the PHMRF and the SGTS and an *Agreement for Delivery and Acceptance of Source Separated Food Waste at Puente Hills Material Recovery Facility*, Contracts Nos. 5467 and 5468, dated September 28, 2022, were accepted and approved, and the Chairperson and Secretary were authorized to execute the Agreements on behalf of the District.

RE: FACILITIES PLANNING
FIRST AMENDMENT TO LEASE
AGREEMENT - APPROVE ACTION BY
DISTRICT NO. 18 TO APPROVE AND
ORDER EXECUTED AGREEMENT

In 2012, the Districts leased an unused portion of property along an access road connecting the Puente Hills Intermodal Facility (PHIMF) to the Puente Hills Materials Recovery Facility to FedEx for truck parking. The lease agreement expires on November 1, 2022, and FedEx Freight, Inc., (FedEx) desires to extend the term.

The Districts does not have an immediate need for the property. The proposed *First Amendment to Lease Agreement* (Amendment) extends the term of the lease by five years and provides FedEx one 5-year extension option; however, the lease can be terminated with an 18-month notice. FedEx has agreed to pay increased rent of \$3,400 per month, which represents fair market value, with annual adjustments according to the Consumer Price Index. On April 13, 2022, the Board of Directors of District No. 2 declared the property to be “exempt surplus land,” pursuant to the provisions of the California Surplus Land Act, allowing the Districts to lease the property for commercial use pending its eventual use for Districts’ operations. Staff has determined that approval of the Amendment is 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. As fee title holder of the property, District No. 18 must approve the Amendment, and District No. 2, as the administrative District, must approve the action by District No. 18. This item is consistent with the Districts’ Guiding Principle to maximize use of our assets and resources (recycled water, recyclables, and energy). A recommendation was made to approve the action by District No. 18 to approve and order executed a *First Amendment to Lease Agreement* with FedEx Freight, Inc.

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 approved and consented to the action taken by District No. 18 to approve and order executed a *First Amendment to Lease Agreement* with FedEx Freight, Inc.

RE: HUMAN RESOURCES - PRAGNA
ABAYARATNA - CLAIM - EXECUTE
COMPROMISE AND RELEASE PENDING
WORKERS’ COMPENSATION APPEALS
BOARD PROCEEDINGS - AUTHORIZE
SETTLEMENT

During the course of his employment with the Districts, Mr. Pragna Abayaratna sustained injuries to multiple body parts, including his back, head, neck and left elbow. Mr. Abayaratna’s attorney and District Counsel have agreed on a proposed settlement in the form of Compromise and Release in the amount of \$55,000. Approximately \$35,677.50 is statutorily required. The

remaining approximately \$19,322.50 represents the settlement amount. District Counsel believes the settlement is cost effective and recommends that the proposed settlement be approved. A recommendation was made to approve settlement with former District employee Pragna Abayaratna and authorize District Counsel to execute a Compromise and Release in connection with pending Workers’ Compensation Appeals Board proceedings.

Upon motion of Director Solis, duly seconded and unanimously carried by a roll-call vote, a payment of \$55,000 to Pragna Abayaratna was authorized in full settlement of his claim for sustained injuries to multiple body parts, including his back, head, neck and left elbow. Furthermore, District Counsel was authorized to execute a Compromise and Release in connection with the pending Workers’ Compensation Appeals Board proceedings.

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

CATHY WARNER
Chairperson

ATTEST:

KIMBERLY S. CHRISTENSEN
Secretary

/ee