

MINUTES OF THE ADJOURNED REGULAR MEETING
OF THE BOARD OF DIRECTORS OF
COUNTY SANITATION DISTRICT NO. 20
HELD AT THE OFFICE OF THE DISTRICT
VIA TELECONFERENCE

November 10, 2022
11:30 o'clock, A.M.

The Board of Directors of County Sanitation District No 20 of Los Angeles County met pursuant to adjournment as ordered by this Board of Directors at the Regular Meeting on October 26, 2022. A copy of the Order of Adjournment was posted as required by law and that proper affidavits of the posting are on file in the Secretary's office.

There were present: Richard J. Loa, Director from Palmdale
Kathryn Barger, Alternate Director from Los Angeles County

Absent: Steven Hofbauer, Chairperson, Director from Palmdale

Also present: Kim Christensen, Secretary to the Board
Brant Dveirin, District Counsel

Upon motion of Director Barger, duly seconded and unanimously carried by a roll-call vote, Director Loa was elected Chairperson pro tem.

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
Upon motion of Director Barger, duly seconded and unanimously carried by a roll-call vote, the minutes of the adjourned regular meeting held September 8, 2022, were approved.

RE: DISTRICT EXPENSES
The following expenses for the months of July, August and September 2022 were presented and upon motion of Director Barger, duly seconded and unanimously carried by a roll-call vote, were approved:

Local District Expenses:	
Operations & Maintenance	\$2,859,565.04
Capital	250,944.59
Legal	835.45
Allocated Expenses:	
Joint Administration	<u>2148,670.55</u>
Technical Support	338,931.27
Legal	2,834.96
Total Expenses	<u>\$3,701,781.86</u>

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. 20 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. The Governor's two executive orders (N-29-20 & N-08-21), under which the Districts have been conducting its teleconferenced board 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 (Government Code Section 54953(e)), at their first next meeting, each District must adopt, by majority vote, an initial resolution making certain findings about the continuing COVID state of emergency and health and safety risks of conducting their board meeting in person. By statute, this Resolution and its referenced findings, are only legally valid for 30 days. A copy of the proposed Resolution was attached to the agenda. A recommendation was made to adopt the Resolution.

Upon motion of Director Barger, duly seconded and unanimously carried by a roll-call vote, the following Resolution was adopted:

RESOLUTION OF THE BOARD OF DIRECTORS OF THE COUNTY SANITATION
DISTRICT NO. 20 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. 20 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 September 22, 2022 (the “County Order”) includes recommendations the protection of persons with elevated risk factors for severe health outcomes due to COVID-19 infection; 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. 20 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. 20 of Los Angeles County this 10th day of November 2022 by the following vote:

AYES: Two (2)

NOES: None

ABSTAIN: None

ABSENT: One (1)

RE: WASTEWATER MANAGEMENT
CONSTRUCTION OF TRUNK C SEWER
REHABILITATION - AWARD CONTRACT
NO. 5476 TO SOUTHWEST PIPELINE
AND TRENCHLESS CORP.
ORDER SECRETARY TO EXECUTE

The Trunk C Sewer Rehabilitaiton (Project) will consist of rehabilitation of approximately 7,422 feet of existing 12-inch and 15-inch-diameter corroded concrete pipe and appurtenant structures that were constructed in 1957. The work is located within the City of Palmdale as shown on the map attached to the agenda. The bid summary/recommendation to award was attached to the

agenda. Staff has determined that the Project is exempt or otherwise not subject to the provisions of the California Environmental Quality Act (CEQA) pursuant to California Public Resources Code Sections 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). The bids received at the District’s office on September 13, 2022, for construction of the Project are as follows:

<u>BIDDER</u>	TOTAL BID
Southwest Pipeline and Trenchless Corp.	\$666,078.00
Sancon Technologies, Inc.	\$699,111.00
Nor-Cal Pipeline Services	\$810,065.00
Nu Line Technologies, LLC	\$834,570.00
Insituform Technologies, LLC	\$849,910.00

The bid of Southwest Pipeline and Trenchless Corp. was the lowest bid received and that Southwest Pipeline and Trenchless Corp. was the lowest, regular, responsible bidder for the work, and a recommendation was made to award a contract to Southwest Pipeline and Trenchless Corp., at the unit prices stated in its bid amounting to approximately \$666,078. Furthermore, a recommendation was made to order staff to review the insurance and surety bonds for performance and payment and, if sufficient, order the Secretary to execute the contract with Southwest Pipeline and Trenchless Corp., for construction of the Project.

Upon motion of Director Barger, duly seconded and unanimously carried by a roll-call vote, Contract No. 5476 for construction of the Trunk C Sewer Rehabilitation was awarded to the lowest bidder, to wit: Southwest Pipeline and Trenchless Corp., at the unit prices stated in its bid amounting to approximately \$666,078. Furthermore, the Board of Directors of County Sanitation District No. 20 of Los Angeles County ordered the staff to review the insurance and surety bonds for performance and payment and, if sufficient, ordered the Secretary to execute the contract with Southwest Pipeline and Trenchless Corp., for construction of the Project.

Upon motion of the Chairperson pro tem, duly seconded and unanimously carried, the meeting was adjourned.

RICHARD LOA
Chairperson pro tem

ATTEST:

KIMBERLY S. CHRISTENSEN
Secretary

/drs