

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	January 11, 2023	At 1:30 P.M.
Governing Body	Director	Alternate
ALHAMBRA	ANDRADE-STADLER	MAZA
ARTESIA	MANALO	TAJ
BELL	ARROYO	SALEH
BELL GARDENS	CORTEZ	-----
BELLFLOWER	SANTA INES	HAMADA
CERRITOS	VO	BARROWS
COMMERCE	REBOLLO	ALTAMIRANO
COMPTON	SHARIF	-----
DOWNEY	FROMETA	-----
LONG BEACH	RICHARDSON	-----
LOS ANGELES CITY	KREKORIAN	-----
MONTEBELLO	JIMENEZ	-----
MONTEREY PARK	H. LO	-----
NORWALK	VALENCIA	PEREZ
PARAMOUNT	CUELLAR STALLINGS	AGUAYO
PICO RIVERA	SANCHEZ	CAMACHO
SAN GABRIEL	DING	MENCHACA
SOUTH GATE	AVALOS	DAVILA
VERNON	LOPEZ	-----
WHITTIER	VINATIERI	WARNER (Chairperson)
LOS ANGELES COUNTY	HAHN	HORVATH

CONSENT AGENDA

1. Public Comment
2. Receive and Order Filed as Follows:
 - (a) Certificate of Ms. Adele Andrade-Stadler, Presiding Officer of the City of Alhambra
 - (b) Action Appointing Mr. Ross Maza as Alternate Director of the City of Alhambra
 - (c) Certificate of Ms. Monica Manalo, Presiding Officer of the City of Artesia
 - (d) Certificate of Ms. Claudia Frometa, Presiding Officer of the City of Downey
 - (e) Certificate of Ms. Ana Valencia, Presiding Officer of the City of Norwalk
 - (f) Certificate of Ms. Maria del Pilar Avalos, Presiding Officer of the City of South Gate
3. Approve Minutes of Regular Meeting Held December 14, 2022 and Adjourned Regular Meeting Held December 19, 2022
4. Approve October 2022 Expenses in Amount of \$26,389,073.45

Summary: Local District expenses represent costs incurred for operations, maintenance, and capital projects that are the sole responsibility of the individual District. Allocated expenses represent the District's proportionate share of expenses made by District No. 2, the Administrative District, on its behalf pursuant to either the Joint Administration Agreement or the Joint Outfall Agreement. These Agreements provide

4. Contd.

for the joint administration, technical support and management of the operations, maintenance, and capital costs associated with all of the shared facilities for all of the signatory Districts, along with the methodology for determining the proportionate costs for each participating District. District No. 2 also acts as the Administrative District for the Solid Waste System expenses which are managed pursuant to the Solid Waste Management System Agreement, the Los Angeles County Refuse Disposal Trust Fund Agreement, and a series of Joint Powers Agreements. District No. 2 also acts as the Administrative District for Stormwater Management expenses the Districts incur, and are later reimbursed for, in assisting their member cities and unincorporated Los Angeles County address stormwater compliance issues. A listing of Districts’ payments and previously approved budgets can be found on the Districts’ website at lacs.d.org/financial-documents. This item is consistent with the Districts’ Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

Local District Expenses:	
Operations & Maintenance	\$ 21,752.10
Capital	(581.25)
Joint Outfall Expenses:	
Allocated Expenses	10,978,889.51
Solid Waste System Expenses:	
Operations & Maintenance	11,286,580.51
Allocated Expenses	2,638,066.29
Capital	1,458,544.40
Stormwater Expenses:	
Operations & Maintenance	5,821.89
Total Expenses	<u>\$26,389,073.45</u>

5. Accept Contract No. 5312 and Order Final Payment to Heed Engineering for Construction of *South Gate Transfer Station (SGTS) Stormwater Capture System Modifications* (Project); Resulting in Total Contract Amount of \$923,655.02

Summary: The Project consisted of the installation of approximately 800 linear feet of buried pipe, precast concrete structures, control valves, and associated electrical work to increase the capacity of the existing stormwater capture system at the SGTS to comply with regulations on stormwater discharge issued by the State Water Resources Control Board. Eight change orders totaling \$76,305.02 were approved for this Project.

REGULAR AGENDA

1. Re: Contract with Nu Line Technologies, LLC, in Amount of Approximately \$1,970,379, for Construction of *District 22 Trunk Sewers Group 1 Rehabilitation* (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

Summary: The Project will consist of rehabilitation of approximately 8,954 feet of existing 12- to 15-inch-diameter corroded non-reinforced concrete pipe and appurtenant structures that were constructed between 1955 and 1962. The work is located within the Cities of Glendora, La Verne, and San Dimas as shown on the attached maps. 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 Section 21080(b)(4) and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15301. This item is consistent with the Districts’ Guiding Principles to protect financial and facility assets through prudent investment and maintenance programs; and commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness).

2. Re: Contract with Mladen Buntich Construction Co., Inc., in Amount of Approximately \$2,333,940, for Construction of *San Jose Creek Water Reclamation Plant Influent Sewer Rehabilitation* (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

Summary: The Project will consist of rehabilitation of approximately 616 feet of 78-inch-diameter corroded concrete pipe constructed in 1969. The work is located at the San Jose Creek WRP. The bid

2. Contd.

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 Section 21080(b)(4) and Title 14 of the California Code of Regulations (“CEQA Guidelines”) Section 15301. This item is consistent with the Districts’ Guiding Principles to protect financial and facility assets through prudent investment and maintenance programs; and commitment to operational excellence (protection of public health and the environment, regulatory compliance, and cost effectiveness).

3. Report on Bids and Award of Order *Backhoe and Dump Truck Services for District Landfills for Three-Year Period*

Summary: Rental backhoes and dump trucks with operators are required to supplement Districts’ staff and equipment to perform site maintenance services at Districts’ landfills. These services include post-closure maintenance related to final cover, gas collection systems, site drainage systems, and miscellaneous construction projects. Use of the rental equipment ensures continued operation and maintenance of these systems as required by state and federal regulations. The bid summary/recommendation to award is attached. 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).

4. Authorize Issuance of Purchase Orders as Follows:

- (a) To AirKinetics, Inc., (AirKinetics) in Amount of Approximately \$365,886 for Air Emissions Testing at Various Solid Waste and Wastewater Facilities

Summary: The Districts operates solid waste and wastewater facilities that utilize a wide variety of combustion equipment such as boilers, engines, flares, and turbines that combust landfill gas, digester gas, and natural gas. The South Coast Air Quality Management District requires testing be performed by an independent contractor to verify emissions from the equipment are compliant with local air district, state, and federal regulations. A Request for Proposals was released, and two proposals were received with AirKinetics submitting the highest ranked proposal based on technical qualifications and cost. 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) To VOX Network Solutions (VOX) in Amount of Approximately \$393,000 for Renewal of Voice-over-Internet-Protocol (VoIP) Telephone Licenses for Three-Year Period

Summary: The Board previously approved a purchase order for Cisco VoIP telephone and related support licenses, which are used for the Districts’ regular telephone communication needs. Staff recommends that the Districts utilize OMNIA Partners (OMNIA) cooperative purchasing agreements with VOX to purchase the required licenses. OMNIA provides nationally leveraged and competitively solicited purchasing contracts for the public sector. Purchasing the licenses through OMNIA is the most cost-effective means of renewal. This item is consistent with the Districts’ Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; and to provide reliable and responsible services with safety first.

5. Authorize Issuance of Purchase Orders for Security Services for Various Districts’ Facilities for One-Year Period as Follows:

- (a) To Allied Universal in Amount of Approximately \$78,100
(b) To Superior Protection Services in Amount of Approximately \$111,394
(c) To American Global Security in Amount of Approximately \$1,302,960

Summary: Security services are required at Districts’ facilities to maintain a safe and secure work environment. Contracting out security services allows security issues to be addressed by industry professionals and mitigate risks. Proposals to provide these services were solicited from qualified providers, and ten proposals were received and evaluated based on the criteria within the Request for Proposal. Staff recommends that purchase orders be awarded to the highest-rated, responsive proposal for each facility. This item is consistent with the Districts’ Guiding Principle to protect financial and facility assets through prudent investment and maintenance programs.

6. Authorize Settlement of Industrial Wastewater Surcharge Obligations of Jaemar Inc., in Principal Sum of \$52,247.81, Plus Penalty and Interest, and Authorize Chief Engineer and General Manager and District Counsel to Take All Appropriate Steps to Secure Collection of All Past Due Amounts Including Authority to Institute Litigation, Stipulate to Judgment, and Execute Settlement Agreement That Provides for Payment of Indebtedness on Periodic Basis

6. Contd.

Summary: The company does not dispute the surcharge amount due; however, it has claimed that it is not in a financial position to submit payment in full and has expressed a willingness to pay the balance in monthly installments. This authorization includes any amounts otherwise due and any additional amounts that become due prior to institution of litigation or settlement. This item is consistent with the Districts' Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

7. Approve Change Orders Nos. 3 and 4 to Contract No. 5424 with SAK Construction, LLC, for Construction of 216th Street Relocation Trunk Sewer Rehabilitation (Project); Resulting in Total Payment of \$1,268,890.59 for Extra Work

Summary: As part of the Project, the contractor was required to restore all damaged concrete pavement and other hardscapes resulting from the installation of a temporary flow bypass system that was needed to facilitate rehabilitation of the sewer with a cured-in-place pipe (CIPP) liner. Due to the expedited nature of the Project, the extent of the restoration work that would be required by the City of Carson and the Los Angeles County Department of Public Works could not be fully defined prior to the acceptance of bid proposals. During construction, it was determined that the amount of restoration work that was required was significantly more than was estimated in the contract documents. The contractor was therefore directed to perform the additional restoration work on a time and material basis. Separately, the contractor was required to operate a flow bypass system to support cleaning and removal of debris from the sewer, to facilitate the installation of the CIPP liner and to allow rehabilitation of several manhole structures. During construction, it was determined that the volume of debris in the sewer was significantly more than was estimated in the contract documents and it was also discovered that additional manholes required rehabilitation. In order to complete the additional work, the contractor was directed to operate and maintain the flow bypass system for a time period longer than was specified in the contract documents on a time and material basis. These items are 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).

8. Re: Transportation of Municipal Solid Waste Collected at Puente Hills Material Recovery Facility and South Gate Transfer Station and Biosolids and Waste Generated at Joint Water Pollution Control Plant (JWPCP)

(a) Approve and Order Executed [Amendment No. 2 to Agreement for the Transportation of Biosolids and Municipal Solid Waste with TCI Environmental Services Inc.](#) (TCI)

(b) Approve and Order Executed [Amendment No. 1 to Agreement for the Transportation of Biosolids and Waste with Ecology Auto Parts, Inc.](#), (Ecology)

Summary: In 2019, following a competitive selection process, the Districts entered into agreements with Ecology and TCI, for the transportation of commodities and residual solid waste. The transportation services commenced on January 1, 2020, for an initial duration of approximately five years. On January 13, 2021, the agreement with TCI was amended to include transportation of biosolids from the JWPCP to the Inland Empire Regional Compost Facility using compressed natural gas (CNG) powered tractors. The proposed amendments provide for three major modifications. First, the amendments include provisions for a new fuel cost adjustment index to account for the fluctuations in the price of CNG. The original fuel cost adjustment calculation referenced a retail fuel price index that is no longer supported. Second, the amendments incorporate the California Supreme Court's recent direction that required special districts to pay prevailing wage. Finally, the amendments further expand the scope of work to allow hauling additional biosolids. In 2019, the annual cost estimate for services to be performed under the two agreements was projected to be approximately \$14.7 million per year. Current expenditures are significantly less due to a reduction of tonnage at the Districts' solid waste facilities. Based on the reduced solid waste transportation requirements, Ecology and TCI have the ability to support the Districts short-term needs for biosolids transportation from the JWPCP. Over the next year the additional cost of hauling of biosolids is approximately \$2.6 million, which is within the original cost estimate for annual services. 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).

9. Approve and Order Executed and Recorded [Easement No. 3622](#) (Easement) with United States Department of the Army, Corps of Engineers (Army Corps) for Whittier Narrows Water Reclamation Plant (WNWRP) and Effluent Pipelines

Summary: The Districts own, operate, and maintain the WNWRP and two effluent pipelines on property owned by the Federal Government and managed by the Army Corps, as shown on the attached map. The Districts has been using the property for this purpose since 1961 under an easement that expired in 2021. These facilities cannot be moved and are critical components of the Districts' Joint Outfall System and recycled water program. The Army Corps has agreed to grant the proposed Easement for a term of 50 years

9. Contd.

at a cost of \$1,000 per year, which will allow the Districts to continue using the property. Staff has determined that approval of the Easement 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 Principles of commitment to fiscal responsibility and prudent financial stewardship; and to maximize use of our assets and resources (recycled water, recyclables, and energy).

10. Approve and Order Executed *Engineering Services Agreement* for On-Call Engineering Consulting Services for Four-Year Period as Follows:

- (a) To *AECOM Technical Services, Inc.*, (AECOM) in Amount of \$2,000,000
- (b) To *Carollo Engineers, Inc.*, (Carollo) in Amount of \$2,000,000
- (c) To *CDM Smith, Inc.*, (CDM) in Amount of \$2,000,000
- (d) To *HDR Engineering, Inc.*, (HDR) in Amount of \$2,000,000
- (e) To *Kennedy/Jenks Consultants, Inc.*, (KJ) in Amount of \$2,000,000

Summary: During peak demand periods, engineering consulting services are needed to augment District staff that is responsible for design of various wastewater collection systems projects. It is more cost and time effective to use an on-call consultant to perform these services rather than to issue separate Requests for Proposals for each project. Due to the number and variety of upcoming projects, having multiple on-call consultants would ensure that there would be a consultant with the necessary expertise and availability. Proposals were solicited and received from six consulting firms. KJ, AECOM, Carollo, HDR and CDM were ranked as the most qualified to provide the required services at competitive rates. Services will be used on an as-needed basis for potentially all Districts. In accordance with the Purchasing Policy, District No. 2 will issue and administer the proposed agreements, and expenditures will be allocated according to actual costs attributable to each District. This item is consistent with the Districts’ Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

11. Find Miscellaneous Spare Parts and Equipment Related to Closed Waste-to-Energy and Gas-to-Energy Facilities are No Longer Suitable for Districts’ Purposes and Authorize Disposal

Summary: During review of stock in the Districts’ Puente Hills Warehouse, it was determined that approximately 2,300 items with a total original purchase price of approximately \$3 million is obsolete due to the closure of the Commerce Refuse-to-Energy Facility and other closed landfill gas-to-energy facilities. These items are specific to those facilities and no longer serve a useful purpose for the Districts. Staff recommends that this inventory be removed from the warehouse for disposal, scrap, or sale based on the potential salvage value of each item. This item is consistent with the Districts’ Guiding Principle of commitment to fiscal responsibility and prudent financial stewardship.

12. Introduce *An Ordinance Prescribing Fee and Charge Rates for Solid Waste Management Activities at the Scholl Canyon Landfill* (SCLF) and Waive Reading of Ordinance in its Entirety

Summary: A letter describing the recommended Board action and a copy of the proposed Ordinance accompanies the agenda. The Ordinance would increase the municipal solid and inert waste (MSW) rate at the SCLF from \$61.10 per ton to \$76.37 per ton effective March 1, 2023. Changes to the rates for hard-to-handle and bulky items, tires, special handling, segregated uncontaminated green waste, and food waste/green waste program are also proposed. The proposed rate increases are necessary to offset increasing operational and capital costs. The City of Glendale and Los Angeles County have concurred with the increases. This item is consistent with the Districts’ Guiding Principles of commitment to fiscal responsibility and prudent financial stewardship; and to plan for both short-term and long-term needs to minimize the need for significant rate increases.

13. Adopt *Resolution Declaring Various Districts’ Properties to be Exempt Surplus Land in Calendar Year 2023 in Accordance with California Surplus Land Act (SLA)*

Summary: The SLA is intended to stimulate the development of affordable housing and requires the identification of excess publicly-owned land that may be used for this purpose. Accordingly, SLA regulations require local agencies such as the Districts to declare property “surplus land” or “exempt surplus land” prior to sale or lease. Declaring properties exempt surplus land avoids the need to make these properties available to outside entities for development of affordable housing prior to lease since the properties involved are either buffer for the Districts’ wastewater and solid waste facilities or are

13. Contd.

needed for potential future expansion of Districts’ facilities. In 2023, the Districts anticipates leasing the properties listed in the attached resolution. Staff consulted with the California Department of Housing and Community Development to prepare the resolution, which includes detailed written findings explaining why each property is exempt surplus land. Staff recommends the Board declare the properties listed in the resolution to be “exempt surplus land” in accordance with the SLA. Staff has determined that approval of the resolution is not a “Project” under the California Environmental Quality Act (CEQA) pursuant to the 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 continual improvement.

Adjourn

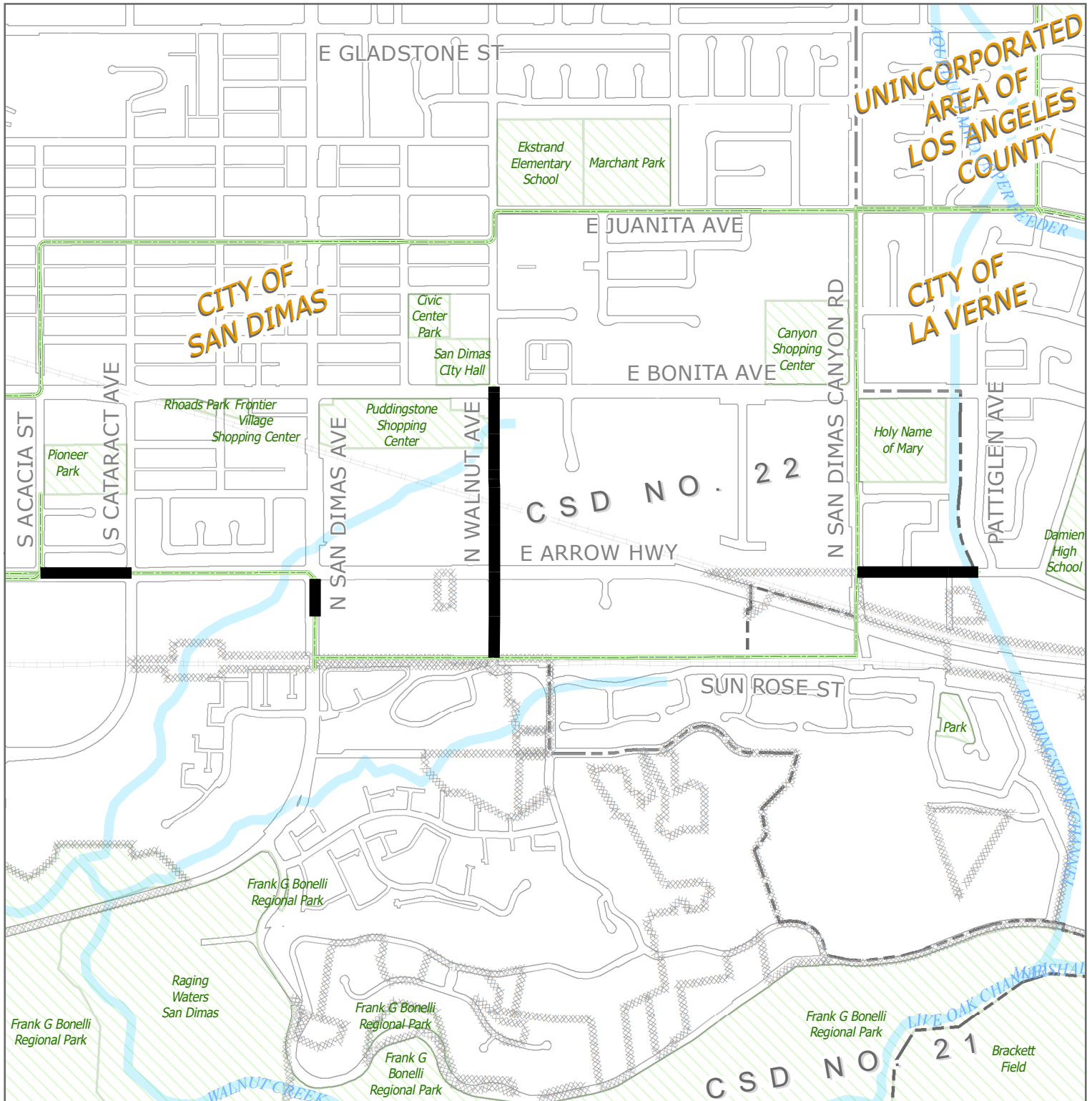
Status Report: Prior to or during the meeting session, the Chief Engineer and General Manager may update the Directors on various matters concerning the Districts that may be of current interest to the Directors.

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).

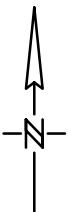
Document Requests: Links to supporting documents are available online at the time of posting. Agendas and supporting documents or other writings that will be distributed to Board members in connection with matters subject to discussion or consideration at this meeting that are not exempt from disclosure 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.

DISTRICT 22 TRUNK SEWERS GROUP 1 REHABILITATION

Page 1 of 2



 PROJECT ROUTE



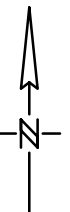
Agenda Item No. R-1

DISTRICT 22 TRUNK SEWERS GROUP 1 REHABILITATION

Page 2 of 2



PROJECT ROUTE



TO: BOARD OF DIRECTORS OF LOS ANGELES
COUNTY SANITATION DISTRICT NO. 22

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

FOR BOARD MEETING January 11, 2023

BIDS were received at the District Office on December 1, 2022

FOR District 22 Trunk Sewers Group 1 Rehabilitation

No. of Bids Received: 5

<u>BIDDER</u>	<u>TOTAL BID</u>
Nu-Line Technologies, LLC	<u>\$1,970,379.00</u>
Southwest Pipeline & Trenchless Corp.	\$2,077,798.00
Nor Cal Pipeline Services	\$2,230,045.00
Sancon Technologies, Inc.	\$2,292,499.00
Insituform Technologies	\$2,495,367.00

RECOMMENDATION:

Award contract to Nu-Line Technologies, LLC, low bidder, in the amount of \$1,970,379.

Engineer's Estimate: \$2,200,000



Robert C. Ferrante
Chief Engineer and
General Manager

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

RE: AGENDA ITEM NO. R-2(a)

FOR BOARD MEETING January 11, 2023

BIDS were received at the District Office on December 6, 2022

FOR San Jose Creek Water Reclamation Plant Influent Sewer Rehabilitation


No. of Bids Received: 3

<u>BIDDER</u>	<u>TOTAL BID</u>
Mladen Buntich Construction Co., Inc.	<u>\$2,333,940.00</u>
Colich & Sons, L.P.	\$2,461,850.00
Steve Bubalo Construction Co.	\$3,317,800.00

RECOMMENDATION:

Award contract to Mladen Buntich Construction Co., Inc., low bidder, in the amount of \$2,333,940.00.

Engineer's Estimate: \$2,500,000.00



Robert C. Ferrante
Chief Engineer and
General Manager

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

RE: AGENDA ITEM NO. 3

FOR BOARD MEETING JANUARY 11, 2023

BIDS were received at the District Office on Thursday, November 17, 2022, at 11:00 a.m.

FOR BACKHOE AND DUMP TRUCK SERVICES FOR DISTRICT LANDFILLS FOR THREE-YEAR PERIOD

No. of Bids Received: 2


<u>BIDDER</u>	<u>TOTAL BID AMOUNT</u>
Chamberlain Backhoe Service	<u>\$1,079,735.00</u>
Vicon Enterprise, Inc.	1,560,000.00

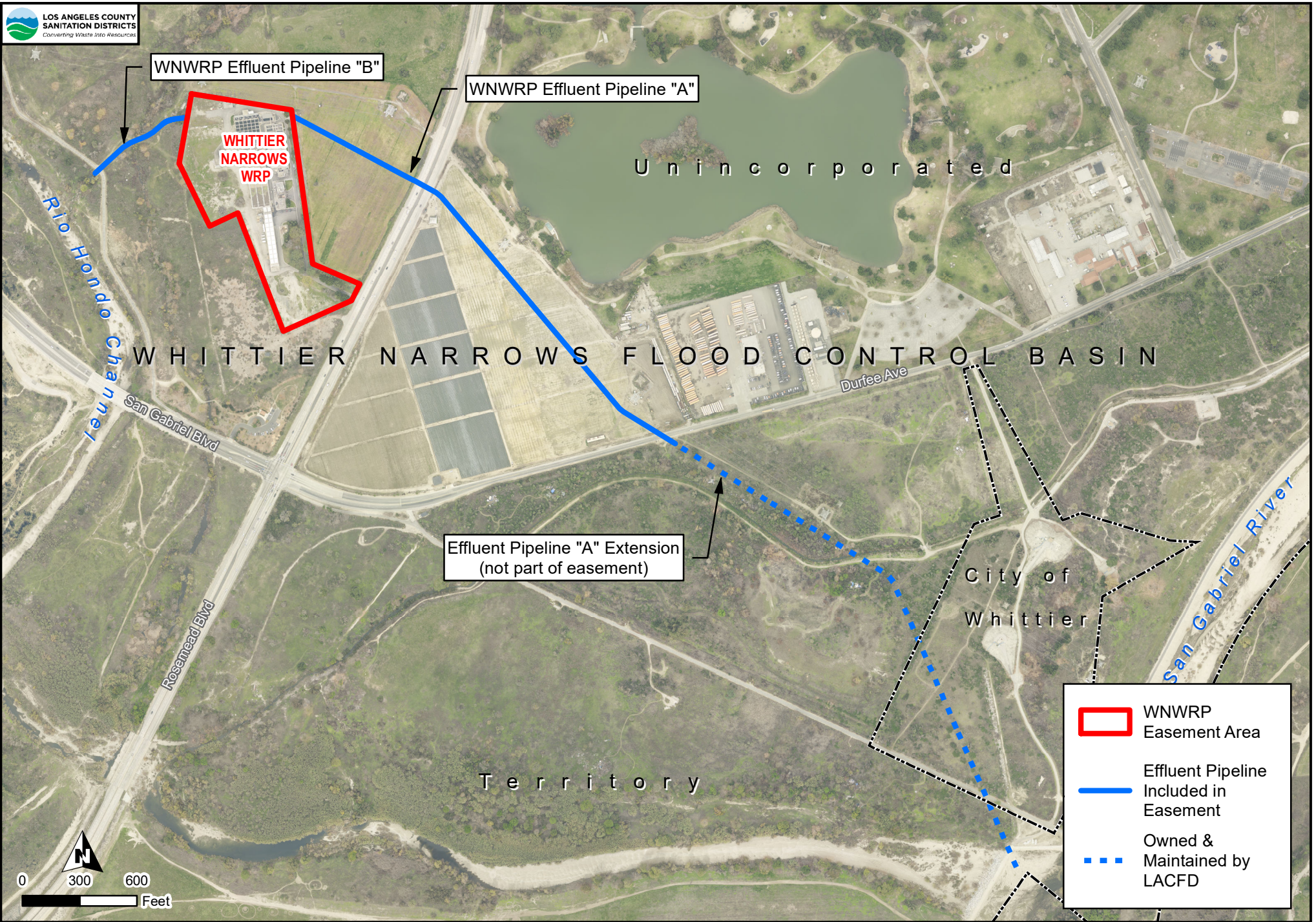
RECOMMENDATION:

It is recommended the project be awarded to Chamberlain Backhoe Service as the lowest responsive and responsible bidder to provide Backhoe and Dump Truck Services for District Landfills for a Three-Year Period.

The bid package described the project as needing two backhoes and two dump trucks. Both bids were returned quoting only one backhoe and one dump truck for the three-year period. Upon discussion with purchasing and with mutual agreement by Chamberlain Backhoe Service, and with Board approval, the Purchase Order will be written for twice the original bid amount of \$1,079,735, which is \$2,159,470.

Engineer's Estimate: \$2,279,648.00


Robert C. Ferrante
Chief Engineer and
General Manager



EASEMENT FOR WHITTIER NARROWS WATER RECLAMATION PLANT AND EFFLUENT PIPELINES

EXHIBIT A

COUNTY SANITATION DISTRICT NO. 2 OF LOS ANGELES COUNTY



**LOS ANGELES COUNTY
SANITATION DISTRICTS**
Converting Waste Into Resources

Robert C. Ferrante
Chief Engineer and General Manager

1955 Workman Mill Road, Whittier, CA 90601-1400
Mailing Address: P.O. Box 4998, Whittier, CA 90607-4998
(562) 699-7411 • www.lacsd.org

January 11, 2023

Board of Directors
County Sanitation Districts Nos. 1, 2, 3, 5, 8, 15, 16, 17, 18,
19, 21, 22, 23, 29, and South Bay Cities Sanitation District

Dear Directors:

Rate Increase for Scholl Canyon Landfill

The agenda for the January 11, 2023, meeting of the Board of Directors of Sanitation District No. 2 includes an item to consider introducing a new Rate Ordinance (Ordinance) for Scholl Canyon Landfill. The proposed Ordinance would increase the Municipal Solid and Inert Waste (MSW) rate from \$61.10 per ton to \$76.37 per ton. Changes to the rates for Hard-to-Handle and Bulky Items, Tires, Special Handling, Segregated Uncontaminated Green Waste, and Food Waste/Green Waste Program are also proposed. The proposed Ordinance is attached to the agenda. If approved, the new Ordinance would take effect March 1, 2023.

The proposed rate increases are necessary to offset increasing operational and capital costs. A schedule of the current and proposed rates is attached.

Should any Director have questions regarding the new rates, please contact me or Mark Revilla, Solid Waste Management Department Head, at extension 2415.

Very truly yours,

A handwritten signature in black ink that reads "Robert C. Ferrante".

Robert C. Ferrante

RCF:gc
Attachment

**SCHOLL CANYON LANDFILL
RECOMMENDED MSW AND RECYCLABLES RATES**

	Current Rate	Rate Effective March 1, 2023
Municipal Solid and Inert Waste	\$61.10 per ton	\$76.37 per ton
Hard-to-Handle, Bulky Items	\$76.10 per ton	\$91.37 per ton
Segregated Uncontaminated Green Waste	\$92.10 per ton	\$115.13 per ton
Food Waste/Green Waste Program	\$108.84 per ton	\$136.05 per ton
Tires	\$107.79 per ton	\$134.73 per ton
Special Handling	\$76.02 per ton	\$91.37 per ton
Clean, Segregated Asphalt	\$30.00 per ton	\$30.00 per ton
Clean Dirt	\$10.00 per ton; \$20.00 per load minimum	\$10.00 per ton; \$20.00 per load minimum
Pull-Offs	\$50.14 per load	\$50.14 per load

Notes:

- 1) Uncovered Loads Capable of Producing Litter and Non-Manifested Tire Loads: \$5.40 per ton or \$5.40 per load surcharge.
- 2) All rates include the following state, county and local fees and taxes (fees expressed on a per ton basis do not apply to Green Waste, Asphalt, Clean Dirt, Food Waste and Pull-Offs):
 - California Integrated Solid Waste Management Fee: \$1.40 per ton
 - Los Angeles County Solid Waste Management Fee: \$1.50 per ton
 - Los Angeles County Department of Health Services Regulatory Service Fee: \$0.41 per ton
- 3) All rates and surcharges (except for Clean Dirt) include the City of Glendale - Scholl Canyon Landfill Assessment: 25% of gross receipts; vehicles owned and operated by the City of Glendale are exempt.
- 4) Rates for materials that benefit the operation of the facility or that promote solid waste management alternatives are subject to change without notice.
- 5) All Food Waste placed with Green Waste must be in plastic bags.
- 6) Rates are for a 1-ton minimum charge, excepting Tires and Special Handling.

**AN ORDINANCE PRESCRIBING FEE AND CHARGE RATES
FOR SOLID WASTE MANAGEMENT ACTIVITIES
AT THE SCHOLL CANYON LANDFILL**

THE BOARD OF DIRECTORS OF COUNTY SANITATION DISTRICT NO. 2 OF LOS ANGELES COUNTY ORDAINS AS FOLLOWS:

SECTION 1 SHORT TITLE

This Ordinance shall be known as the *Scholl Canyon Landfill Solid Waste Rate Ordinance*.

SECTION 2 PURPOSE

The purpose of this Ordinance is to establish the fee and charge rates prescribed by County Sanitation District No. 2 of Los Angeles County for the Scholl Canyon Landfill, and to provide for customer credit agreements.

SECTION 3 FEES AND CHARGES

The following fee and charge rates are hereby prescribed for the Scholl Canyon Landfill, effective March 1, 2023:

Municipal Solid and Inert Waste (1-ton minimum)	\$ 76.37 per ton
Hard-to-Handle, Bulky Items (1-ton minimum)	\$ 91.37 per ton
Tires	\$ 134.73 per ton
Special Handling	\$ 91.37 per ton
Pull-offs	\$ 50.14 per load

SECTION 4 UNCOVERED LOADS AND NON-MANIFESTED TIRE LOADS

A surcharge of \$5.40 per ton, subject to a minimum charge of \$5.40 per load, will be charged with respect to all uncovered loads capable of producing litter.

A surcharge of \$5.40 per ton, subject to a minimum charge of \$5.40 per load, will be charged with respect to all non-manifested tire loads.

SECTION 5 RECYCLABLE MATERIALS

5.1 The District's Chief Engineer and General Manager shall have the authority to adjust any fee or charge rate for the acceptance of materials determined to be of benefit to the operation of the facility, or which would promote solid waste management alternatives. These materials may include but are not restricted to dirt suitable for cover material; segregated shredded or unshredded organic material suitable for composting, cover material, or recycling; broken asphaltic concrete; various other recyclable materials; and like substances.

5.2 The Chief Engineer shall determine the materials and services that are eligible for a rate adjustment and the amount of the rate adjustment. The Chief Engineer shall make the determination in writing, and it will be made available to members of the public on request.

SECTION 6 CREDIT AGREEMENTS

The Chief Engineer may offer credit agreements to solid waste facility customers for payment of fees and charges. The Chief Engineer shall establish and enforce policies for administration of credit agreements, subject to all applicable laws and regulations.

SECTION 7 COLLECTION OF FEES PURSUANT TO THE PUBLIC RESOURCES CODE

All fees and charges specified in Section 3 of this Ordinance include an amount necessary to cover fees required pursuant to Sections 48000 through 48008 of the Public Resources Code (imposed by the State of California under Section 48000), Sections 40900 through 41956 of the Public Resources Code (imposed by the County of Los Angeles under Section 41901), and Sections 43200 through 43610.1 of the Public Resources Code (imposed by the County of Los Angeles under Section 43213).

Section 8 COLLECTION OF FEES AND TAXES PURSUANT TO LOS ANGELES COUNTY ORDINANCES

All fees and charges specified in this Ordinance include an amount necessary to collect fees imposed by the County of Los Angeles pursuant to Los Angeles County Ordinances Nos. 2008-0056 and 2011-0042.

SECTION 9 COLLECTION OF FEES PURSUANT TO CITY OF GLENDALE ORDINANCE

All fees and charges specified in Sections 3, 4, and 5 of this Ordinance include an amount necessary to collect fees imposed by the City of Glendale pursuant to City of Glendale Ordinance No. 5282.

SECTION 10 COLLECTION OF REVISED OR NEW FEES AND TAXES

The District's Chief Engineer and General Manager shall have the authority to increase or decrease, as appropriate and at any time, any fees and charges specified in Sections 3, 4, or 5 of this Ordinance by an amount estimated to equal any revision in the fees or taxes specified in Sections 7, 8, and 9 of this Ordinance, or by an amount estimated to equal any mandatory new fees or taxes imposed by federal, state, or local government which must be paid by County Sanitation District No. 2 of Los Angeles County as operator of the Scholl Canyon Landfill.

SECTION 11 SUPERSESSION

This Ordinance shall supersede any fees or charges relating to the Scholl Canyon Landfill imposed pursuant to the *Scholl Canyon Landfill Solid Waste Rate Ordinance* adopted May 11, 2022.

SECTION 12 EFFECTIVE DATE

This Ordinance shall become effective on March 1, 2023.

ATTEST:

Clerk of the Board of Directors
County Sanitation District No. 2
of Los Angeles County

Chairperson, Board of Directors
County Sanitation District No. 2
of Los Angeles County

PASSED AND ADOPTED by the Board of Directors of County Sanitation District No. 2 of Los Angeles County on _____, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Secretary of the Board of Directors
County Sanitation District No. 2
of Los Angeles County

**RESOLUTION OF THE BOARD OF DIRECTORS OF
COUNTY SANITATION DISTRICT NO. 2 OF LOS ANGELES COUNTY
DECLARING VARIOUS PROPERTIES OWNED BY THE SANITATION DISTRICTS
TO BE EXEMPT SURPLUS LAND IN CALENDAR YEAR 2023 IN ACCORDANCE
WITH SURPLUS LAND ACT**

WHEREAS, County Sanitation District No. 2 of Los Angeles County (the “**District**”) and 23 other County Sanitation Districts of Los Angeles County, each organized and existing under the provisions of the County Sanitation District Act, California Health and Safety Code Section 4700 *et. seq.*, make up the Los Angeles County Sanitation Districts (“**Sanitation Districts**”); and

WHEREAS, the District is empowered to act as the administrative district for the Sanitation Districts, including on matters concerning the management and disposition of real property owned by each individual district; and

WHEREAS, pursuant to the California Surplus Land Act, codified at California Government Code Sections 54220-54233 (the “**Act**”), local agencies such as the Sanitation Districts must declare any real property they own as either “Surplus Land” or “Exempt Surplus Land” prior to any disposition, including certain leasing or options to lease transactions, of the property; and

WHEREAS, exempt surplus land, pursuant to the Act, includes property that is necessary for use by the Sanitation Districts as buffer property near sensitive governmental uses including, but not limited to, wastewater treatment plants, solid waste management facilities, and other similar uses; and

WHEREAS, the Sanitation Districts are empowered to lease property declared as exempt surplus land if the planned lease and use of the property furthers the express purpose of the agency work or operations; and

WHEREAS, the Sanitation Districts are empowered to lease property declared as exempt surplus land to other governmental agencies for those agencies’ use; and

WHEREAS, all the prospective leases covered by this Resolution are subject to separate review and consideration by the District and are not considered final or approved unless or until the District Board of Directors is presented with a separate hearing item for the lease that includes review, evaluation and clearances under all applicable District policies, procedures and the requirements of all applicable laws including, without limitation, the California Environmental Quality Act; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Numbers 7406-026-916, 7406-026-917, 7406-026-918, and 7406-026-921 located at 24721 S. Main Street in Carson, California, and commonly referred to as the former Fletcher Oil and Refining Company property (the “**FORCO Site**”). The FORCO Site meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1) and (f)(1)(J) because the Sanitation Districts use the property as a buffer site for ongoing operations at the Sanitation Districts’ Joint Water Pollution Control Plant (the “**JWPCP**”), a publicly-owned wastewater treatment plant located immediately adjacent to the FORCO Site. In addition, pursuant

to California Government Code Section 54221(c)(2)(B)(i) the Sanitation Districts are preparing a lease for the FORCO Site with The Metropolitan Water District of Southern California for industrial uses and activities including, without limitation, construction and operation of an advanced water treatment facility to further purify the effluent produced by the JWPCP; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Numbers 7414-002-903 and 7414-002-904 located at 1700 S. Figueroa Street, Wilmington, California, and commonly referred to as the Wilmington Athletic Complex buffer property (the “**WAC Site**”). The WAC Site meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1) and 54221(f)(1)(J) because the Sanitation Districts need the WAC Site to act as a buffer between the JWPCP and adjacent residential uses. In addition, pursuant to California Government Code Section 54221(f)(1)(D), the Sanitation Districts are preparing a lease of the WAC Site with the City of Los Angeles. Leasing the WAC Site would allow the City of Los Angeles to use and operate the WAC Site as a public park and recreational facility for area residents, which would further its purpose as a buffer for the JWPCP; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Number 7406-026-922 located at 350 W. Sepulveda Boulevard, Carson, California, which is the location of a wholesale pottery business (the “**Pottery Site**”). The Pottery Site is located on the JWPCP property and meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1), 54221(c)(2)(B)(i) and 54221(f)(1)(J) because the Pottery Site acts as a buffer to the JWPCP property and leasing of the Pottery Site to a third party for operation of a wholesale pottery business directly furthers the express purposes of the Sanitation Districts work and operations because the lease generates revenue to fund the Sanitation Districts operations at the JWPCP; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Numbers 7406-001-903, -904, -905, -906, -907, -919, -920, -921, -923, -925 and -926 located at the southeast corner of Sepulveda Boulevard and Main Street, Carson, California, and commonly known as the Carson Depot Shopping Center (the “**Carson Depot Shopping Center Site**”). The Carson Depot Shopping Center Site meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1), 54221(c)(2)(B)(i) and 54221(f)(1)(J) because it acts as a buffer between residential uses and the JWPCP property and leasing of the Carson Depot Shopping Center Site to a third party to manage the day-to-day operation of the shopping center directly furthers the express purposes of the Sanitation Districts work and operations because the lease generates revenue to fund the Sanitation Districts operations at the JWPCP; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Number 8125-025-922 located at 13130 Crossroads Parkway South, City of Industry, California, and commonly referred to as the Nike Hill communications tower farm site (the “**Communications Tower Site**”). The Communications Tower Site contains various communication towers and related infrastructure, owned and operated by private companies or public agencies, and is located within what was, at one time, the largest operating landfill in the United States known as the Puente Hills Landfill (the “**PHLF**”). The PHLF closed in 2013. The Communications Tower Site meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1), 54221(c)(2)(B)(i) and 54221(f)(1)(J) because the Communications Tower Site acts as a buffer to the ongoing post-closure operations at the

PHLF and leasing portions of the Communications Tower Site to various operators of communications towers directly furthers the express purposes of the Sanitation Districts work and operations because the lease generates revenue to fund the Sanitation Districts ongoing post-closure maintenance costs of the PHLF; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Numbers 8125-021-942, 8125-021-943, 8125-022-901, 8125-023-901, 8125-023-902, and 8125-025-922 located at 13130 Crossroads Parkway South, City of Industry, California. This is the entirety of the “**PHLF Site**” which originally opened in 1957 and operated continuously until it was closed in October 2013. Pursuant to the Conditional Use Permits issued by the County of Los Angeles for the PHLF, the PHLF Site is required to be made available to the County of Los Angeles for use as a public park. Pursuant to California Government Code Section 54221(f)(1)(G) use of the PHLF Site is expressly limited by California Public Resources Code Section 5600. In addition, pursuant to California Government Code Section 54221(f)(1)(D), the Sanitation Districts are party to a Joint Powers Agreement with the County of Los Angeles for the future construction and operation of a public park and recreational facility at the PHLF Site for area residents; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Numbers 6232-016-902 and 6232-016-906 located at 9530 Garfield Avenue, South Gate, California, and commonly referred to as the South Gate Transfer Station (the “**SGTS Site**”). The SGTS Site meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1), 54221(c)(2)(B)(i) and 54221(f)(1)(J) because the SGTS Site directly furthers the express purposes of the Sanitation Districts work and operations because leasing a portion of the site to a third party will generate revenue to support the operation and maintenance of the Sanitation Districts’ solid waste management facilities; and

WHEREAS, the Sanitation Districts are the owners of Los Angeles County Assessor Parcel Number 7271-019-900 located at 1173 Loma Vista Avenue, Long Beach, California, and commonly referred to as Loma Vista Park (the “**Loma Vista Park Site**”). The Loma Vista Park Site is the location of a surface sewer junction structure and it is leased to the City of Long Beach for recreational purposes. The Loma Vista Park Site meets the definition of “agency’s use” as that term is defined in California Government Code Sections 54221(c)(1) and 54221(f)(1)(J) because the Sanitation Districts need the Loma Vista Park Site to act as a buffer between the Sanitation Districts’ sewer junction structure and adjacent residential uses. In addition, pursuant to California Government Code Section 54221(f)(1)(D) the Sanitation Districts are continuing the lease of this site to the City of Long Beach for recreational purposes. Continued lease of the Loma Vista Park Site to the City of Long Beach furthers the express purposes of the Sanitation Districts work and operations because it maintains this property in a condition that allows the Sanitation Districts to perform sewer maintenance activities while also providing this area to the local community for recreational purposes; and

WHEREAS, the Sanitation Districts, during calendar year 2023, anticipate negotiating leases affecting the FORCO Site, the WAC Site, the Pottery Site, the Carson Depot Shopping Center Site, the Communications Tower Site, the PHLF Site, the SGTS Site, and the Loma Vista Park Site (collectively, the “**Properties**”) as more fully described in this Resolution. Each of the leases will continue to further the purposes of the Sanitation Districts work and operations for the reasons stated in this Resolution; and

WHEREAS, the District’s Board of Directors has reviewed this Resolution and now desires to declare the Properties as “Exempt Surplus Land” as that term is defined in California Government Code Sections 54221(f)(1)(J) and 54221(f)(1)(D) based on the findings and justifications contained in this Resolution.

NOW, THEREFORE, the District’s Board of Directors finds and resolved as follows:

SECTION 1. The above recitals are true, correct and are specifically incorporated in and made a substantive part of this Resolution.

SECTION 2. The District’s Board of Directors hereby declares that the Properties are all “Exempt Surplus Land” in accordance with the terms, requirements, and provisions of the Act, and based on the findings contained in this Resolution for each of the properties. If the Sanitation Districts elect to dispose of, by lease, additional properties not included in this Resolution, the Sanitation Districts will, in advance of any contemplated transactions, consider and vote on a subsequent resolution that includes the requisite property specific findings in conformance and compliance with the terms, requirements and provisions of the Act.

SECTION 3. The Secretary of the Board of Directors is hereby directed to send a copy of this Resolution to the California Department of Housing and Community Development in accordance with the requirements of Section 400(e) of the Surplus Land Act Guidelines, dated April 2021 and the Guide to Exemptions from the Standard Surplus Land Act Process for Local Agencies issued by the California Department of Housing and Community Development dated May 2022.

SECTION 4. This Resolution has been reviewed in accordance with the requirements of the California Environmental Quality Act (California Public Resources Code Section 21000 *et seq.* and Title 14 of the California Code of Regulations Section 15000 *et seq.*) (“**CEQA**” and the “**CEQA Guidelines**,” respectively). The District’s staff have determined that the designation of the Properties as “Exempt Surplus Land” does not have the potential for causing a significant effect on the environment and is, therefore, exempt from review under CEQA Section 21080 and CEQA Guidelines Section 15060(c)(3) because it is not a project as defined in CEQA Section 21065 and CEQA Guidelines Section 15378. Moreover, adoption of this Resolution does not have the potential to result in either a direct physical change or a reasonably foreseeable indirect physical change to the environment. If and when the Properties are leased for use by prospective tenants, and if the prospective tenants propose a use for the property that requires the issuance of a discretionary permit from an agency with land use authority and control over the property, that future use, and the associated discretionary permit(s) will be reviewed and analyzed in accordance with the requirements of CEQA and the CEQA Guidelines.

SECTION 5. The officers and staff of the District are hereby authorized, jointly and severally, to do all things which they may deem necessary and proper to effectuate the purposes of this Resolution, and any such actions previously taken are hereby ratified and confirmed.

[signatures appear on following page]

PASSED AND ADOPTED by the Board of Directors of County Sanitation District No. 2 of Los Angeles County at its meeting on January 11, 2023.

AYES: _____

NOES: _____

ABSTAIN: _____

ABSENT: _____

By: _____
Chairperson, Board of Directors

ATTEST:

By: _____
Secretary to the Board