

**MINUTES OF THE REGULAR MEETING OF THE  
BOARD OF DIRECTORS OF THE MIDWAY CITY  
SANITARY DISTRICT OF ORANGE COUNTY  
14451 CEDARWOOD AVENUE  
WESTMINSTER, CA 92683**

**December 9, 2022**

**CALL TO ORDER**

President A. Nguyen called the special meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Avenue, Westminster, California on Friday, December 9, 2022 at 9:21 AM.

**BOARD MEMBERS PRESENT:**

Andrew Nguyen  
Sergio Contreras  
Chi Charlie Nguyen  
Mark Nguyen  
Tyler Diep

**STAFF PRESENT:**

Ken Robbins, General Manager  
Robert Housley, Finance/HR Director  
Cynthia Olsder, Board Secretary

**OTHERS PRESENT:**

James Eggart, General Counsel  
Tri Ta, Assemblyman  
Van Tran, Orange County Water District Director  
Nam Quan Nguyen, City of Westminster  
Councilmember Elect

**BOARD MEMBERS ABSENT:**

**PLEDGE AND INVOCATION**

President A. Nguyen led the Pledge of Allegiance. Finance/HR Director R. Housley gave the Invocation.

**PUBLIC COMMENTS**

None

**NEW BUSINESS**

A. RESOLUTION NO. 2022-27

***(Roll Call Vote)***

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT, OF ORANGE COUNTY, CALIFORNIA, DECLARING RESULTS OF THE NOVEMBER 8, 2022 ELECTION OF DISTRICT DIRECTORS

GM K. Robbins stated that the election has been officially certified and that Directors Andrew Nguyen, Sergio Contreras, and Mark Nguyen were elected.

A report of a summary of Staff's recommendation was provided and considered by the Board. A copy of the Certificate of Election Results from the County Clerk/Registrar of Voters was provided to the Board at the time of the meeting. A motion was made by Director T. Diep, seconded by Director C. Nguyen, to adopt Resolution No. 2022-27 declaring the election of District Directors. The resolution was adopted by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President A. Nguyen recessed the meeting in order for the newly elected Board Members to take the oath of office. Assemblyman Tri Ta administered the Oath for Director A. Nguyen and Director S. Contreras. Orange County Water District Director Van Tran administered the Oath for Director M. Nguyen.

President A. Nguyen reconvened the meeting and turned the proceedings over to General Counsel Eggart.

#### B. Consider the Annual Board Reorganization

***(Roll Call Vote)***

General Counsel Eggart stated that he would handle the conduct of the meeting for a few minutes while the Board elected a new President, and that once the new President was elected, he would turn the proceedings back over to that individual for the purpose of electing and appointing the rest of the Board positions.

General Counsel Eggart reminded the Board of a policy that was adopted a couple of years ago that each individual cannot serve more than 2 years in the same position.

General Counsel Eggart opened the floor for nominations for the office of President.

Director S. Contreras, seconded by President A. Nguyen, nominated Director T. Diep for the office of President.

General Counsel Eggart asked if there were any other nominations for the position of President of the Board.

Hearing none, General Counsel Eggart closed the nominations and asked the Recording Secretary to take a roll call vote. The nomination of President T. Diep to the office of President was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

General Counsel J. Eggart congratulated President T. Diep on his appointment to the office of President and relinquished the conduct of the proceedings back to the President.

President T. Diep thanked the Board and took over the conduct of the meeting.

President T. Diep opened the floor for nominations for the office of President Pro-Tem.

Director C. Nguyen, seconded by Director S. Contreras, nominated Director M. Nguyen for the office of President Pro-Tem.

The nominations for the office of President Pro-Tem were closed.

The appointment of Director M. Nguyen to the office of President Pro-Tem was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep opened the floor for nominations for the office of Secretary.

Director S. Contreras, seconded by Director C. Nguyen, nominated Director A. Nguyen for the office of Secretary.

The nominations for the office of Secretary were closed.

The appointment of Director A. Nguyen to the office of Secretary was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep opened the floor for nominations for the office of Treasurer.

Director S. Contreras, seconded by Director M. Nguyen, nominated Director C. Nguyen for the office of Treasurer.

The nominations for the office of Treasurer were closed.

The nomination of Director C. Nguyen to the office of Treasurer was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep opened the floor for nominations for the office of Secretary/Treasurer Pro-Tem.

President T. Diep, seconded by Director A. Nguyen, nominated Director S. Contreras for the office of Secretary/Treasurer Pro-Tem.

The nominations for the office of Secretary/Treasurer Pro-Tem were closed.

The appointment of Director S. Contreras to the office of Secretary/Treasurer Pro-Tem was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep stated that the next office for discussion was the Orange County Sanitation District (OCSD) Representative, which is the President or the President's appointee.

President T. Diep appointed Director A. Nguyen to serve as the District's Representative to Orange County Sanitation District (OCSD).

President T. Diep appointed Director M. Nguyen as the Alternate Representative to OCSD.

President T. Diep stated that the full Board would continue as the representative to Independent Special Districts of Orange County (ISDOC), the Westminster Chamber of Commerce, and the Budget and Audit Committees, so no action was necessary.

President T. Diep opened the floor for nominations for the Calendar Committee of the Board.

Director C. Nguyen, seconded by President T. Diep, nominated Director S. Contreras and Director M. Nguyen to the Calendar Committee.

The appointment of Director M. Nguyen and Director S. Contreras to the Calendar Committee was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

Director A. Nguyen nominated himself, seconded by President T. Diep, as Alternate to the Calendar Committee.

The appointment of Director A. Nguyen as Alternate to the Calendar Committee was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep stated that the full Board would continue to act for the Negotiating Committee of the Board.

President T. Diep opened the floor for nominations for the Franchise Agreement Committee of the Board.

President T. Diep, seconded by Director C. Nguyen, nominated Director S. Contreras and M. Nguyen to the Franchise Agreement Committee.

The appointment of Directors S. Contreras and M. Nguyen to the Franchise Agreement Committee was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep, seconded by Director C. Nguyen, nominated Director C. Nguyen as Alternate to the Franchise Agreement Committee.

The appointment of Director C. Nguyen was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen

NAYS:

ABSTAIN:

ABSENT:

President T. Diep opened the floor for nominations for the Outreach Committee of the Board.

Director S. Contreras, seconded by Director M. Nguyen, nominated Director C. Nguyen and A. Nguyen to the Outreach Committee.

The appointment of Directors C. Nguyen and A. Nguyen to the Outreach Committee was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen  
NAYS:  
ABSTAIN:  
ABSENT:

Director A. Nguyen, seconded by President T. Diep, nominated President T. Diep as Alternate to the Outreach Committee.

The appointment of President T. Diep was approved by the following 5-0 roll call vote:

AYES: S. Contreras, T. Diep, A. Nguyen, C. Nguyen, M. Nguyen  
NAYS:  
ABSTAIN:  
ABSENT:

President T. Diep opened the floor for discussion as to future Board meeting dates and time. He stated that regular meetings of the Board are currently set at the first and third Tuesday of each month at 5:30 PM. No Board Members expressed interest in changing the date or time of the Board's regular meetings.

President T. Diep stated that the full Board would like to keep the same meeting dates and time, so no action was necessary.

President T. Diep thanked all the guests for their attendance.

## **ADJOURNMENT**

President T. Diep adjourned the meeting at 9:49 A.M.

Andrew Nguyen  
Andrew Nguyen, Secretary