

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

October 1, 2024

CALL TO ORDER

President M. Nguyen called the Regular Meeting of the Governing Board of the Midway City Sanitary District to order at 5:30 P.M., on Tuesday, October 1, 2024 at 14451 Cedarwood Street, Westminster, California.

ROLL CALL

PRESENT: Mark Nguyen
Tyler Diep
Chi Charlie Nguyen
Sergio Contreras
Andrew Nguyen

ABSENT: None

STAFF PRESENT: Robert Housley, General Manager
Ashley Davies, Dir. of Servs. & Program Development
Milo Ebrahimi, District Engineer, P.E.
Cynthia Olsder, Exec/Board Secretary

OTHERS PRESENT: James H. Eggart, General Counsel, Woodruff & Smart
Joseph Larsen, Labor Counsel, Rutan & Tucker
Terry Rains, Resident of Westminster

PLEDGE OF ALLEGIANCE AND INVOCATION

Director A. Nguyen led the Pledge of Allegiance. Director S. Contreras conducted the Invocation.

ROLL CALL AND DECLARATION OF QUORUM

Executive/Board Secretary C. Olsder announced a quorum.

PUBLIC COMMENTS

T. Rains addressed the Board gave some praises and provided a few recommendations regarding the District.

APPROVAL OF MINUTES

A. Approve Minutes of the Regular Board of Directors Meeting on September 17, 2024

A motion was made by Director C. Nguyen, seconded by Director A. Nguyen, to approve the minutes of the regular meeting on September 17, 2024. The motion was approved by the following 5-0 vote:

AYES: A. Nguyen, M. Nguyen, C. Nguyen, T. Diep, and S. Contreras
NAYS: None
ABSTAIN: None
ABSENT: None

REPORTS

Report of President

None

Report of the General Manager

GM R. Housley reported on recent and upcoming District events. He provided an update on the Director of Finance position, as well as the status of the request for proposal (RFP) of IT Technology for the District.

Report of the Director of Services & Program Development

Director of Services & Program Development A. Davies reported that the mailers for the last clean-up event on October 12, 2024 has gone out. She also gave an update on the SB1383 audit, and played a video of the 85th Anniversary event.

Report of Assemblyman Tri Ta Grant Writing on September 24, 2024

Director A. Nguyen reported that he attended the meeting with Staff and said it was informative and a good chance to network and learn.

Report of District Employee Luncheon on September 25, 2024

Director A. Nguyen, M. Nguyen, T. Diep, and C. Nguyen attended the luncheon held to recognize a couple of employees for their exceptional efforts.

Report of OC San Board of Directors Meeting on September 25, 2024

Director A. Nguyen reported that OC San's Capital Improvement Program is a plan to rehabilitate, replace, and improve their infrastructure and facilities, with a projected cost of over \$3.25 billion over the next 10 years.

Report of Westminster Fall Festival on September 26-29, 2024

President M. Nguyen, Director C. Nguyen, and Director T. Diep attended the event on behalf of the District to be recognized from the City of Westminster for sponsoring it.

Report of OC Tax Meet & Greet Event on September 27, 2024

Director A. Nguyen reported that he attended the event with staff and said he was taken aback by the size of the crowd and that it was a great opportunity to network.

Report of VNCR Radio Outreach on September 30, 2024

Director S. Contreras and Director A. Nguyen reported that they attended the recording to inform residents of SB 1383 regulations, District services, and upcoming events.

CONSENT CALENDAR

- A. Receive and File the Register of Demands in the Amount of \$417,551.63

A motion was made by Director T. Diep, seconded by Director S. Contreras, to approve the Consent Calendar. The motion was approved by the following 5-0 vote:

AYES: A. Nguyen, M. Nguyen, C. Nguyen, T. Diep, and S. Contreras
 NAYS: None
 ABSTAIN: None
 ABSENT: None

OLD BUSINESS

- A. Consider Investing Surplus Funds with the California Asset Management Trust, Joining the Trust as a Participant, and Adoption of a Resolution Entitled:

RESOLUTION NO. 2024-20 AUTHORIZING MIDWAY CITY SANITARY DISTRICT (THE "PUBLIC AGENCY") TO JOIN WITH OTHER PUBLIC AGENICES AS A PARTICIPANT OF THE CALIFORNIA ASSET MANAGEMENT TRUST AND TO INVEST IN SHARES OF THE TRUST IN INDIVIDUAL PORTFOLIOS AND THE INVESTMENT OF UP TO \$2,000,000 IN THE TRUST

A staff report and recommendations were provided to and considered by the Board. A motion was made by Director C. Nguyen, seconded by Director A. Nguyen, to adopt Resolution No. 2024-20 as presented at the meeting. The motion was approved by the following 5-0 roll call vote:

AYES: A. Nguyen, M. Nguyen, C. Nguyen, T. Diep, and S. Contreras
 NAYS: None
 ABSTAIN: None
 ABSENT: None

NEW BUSINESS - None

INFORMATIONAL ITEMS

- A. ISDOC 2024 Election Results Letter
- B. 2024 Board Meeting Calendar

Received and File.

BOARD CONCERNS AND COMMENTS

The Directors thanked staff.

GENERAL MANAGER AND STAFF CONCERNS AND COMMENT - None

GENERAL COUNSEL CONCERNS AND COMMENTS

General Counsel J. Eggart advised the Board regarding new legislation recently signed by the Governor Newsom pertaining to solid waste, public agencies and elected officials, including SB 1053 prohibiting grocery stores from giving out plastic bags at the register, SB 1143 expanding the products covered by the PaintCare program to include nonindustrial coatings and coating-related products, SB 1280 banning single-use propane cylinders starting in 2028, AB 660 requiring quality and safety labeling of food products, SB 707 establishing a textile recycling program to combat waste and promote sustainability, and SB 1243 amending the Levine Act to raise the threshold for covered contributions to officers from \$250 to \$500.

With the consent of the full Board, General Counsel, J. Eggart convened the meeting into closed session at 6:00 P.M. for consideration for the following matter identified on the Agenda pursuant to applicable law.

CLOSED SESSIONS

CLOSED SESSION: During the course of conducting the business set forth on this agenda as a regular meeting of the Board, the Chair may convene the Board in closed session to consider matters of pending real estate negotiations, pending or potential litigation, or personnel matters, pursuant to Government Code Sections 54956.8, 54956.9, 54957 or 54957.6, as noted.

Reports relating to (a) purchase and sale of property; (b) matters of pending or potential litigation; (c) employment actions or negotiations with employee representatives; or which are exempt from public disclosure under the California Public Records Act, may be reviewed by the Board during a permitted closed session and are not available for public inspection. At such time as the Board takes final action on any of these subjects, the minutes will reflect all required disclosures of information.


- A. CONFERENCE WITH LABOR NEGOTIATORS (Government Code Section 54957.6)
Title: Agency Designated Representatives: GM Robert Housley, Labor Counsel Joseph Larsen
Employee Organization: American Federation of State, County, and Municipal Employees, LOCAL 1734-01

President M. Nguyen reconvened the open session portion of the meeting at 6:09 P.M.

President M. Nguyen reported that the Board had met in closed session as identified on Agenda Item 14A, and that no reportable action had been taken.

ADJOURNMENT

President M. Nguyen adjourned the meeting at 6:09 P.M. to the next Board Meeting to be held at the District on Tuesday, October 15, 2024, at 5:30 P.M.



Andrew Nguyen, Secretary