

**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**

June 18, 2024

CALL TO ORDER:

President M. Nguyen called the regular meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Street, Westminster, California on Tuesday, June 18, 2024 at 5:30 P.M.

BOARD MEMBERS PRESENT:

Mark Nguyen
Tyler Diep
Chi Charlie Nguyen
Andrew Nguyen
Sergio Contreras

STAFF MEMBERS PRESENT:

Robert Housley, General Manager
Ashley Davies, Director of Servs. & Program Development
Milo Ebrahimi, District Engineer, P.E
Cynthia Olsder, Board Secretary

OTHERS PRESENT:

James H. Eggart, General Counsel Woodruff & Smart
Joseph D. Larsen, Labor Counsel Rutan & Tucker, LLP

PLEDGE OF ALLEGIANCE AND INVOCATION:

Director S. Contreras led the Pledge of Allegiance. Director C. Nguyen gave the Invocation.

PUBLIC COMMENTS:

None.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING ON JUNE 4, 2024

A motion was made by Director S. Contreras, seconded by Director A. Nguyen, to approve the minutes of the regular meeting on June 4, 2024. The motion was approved by the following 5-0 vote:

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

NAYS:

ABSTAIN:

ABSENT:

REPORTS:

Report of President

None.

Report of the General Manager

GM R. Housley provided updates on events occurring at the District. He gave an update on the 85th Anniversary event and the 2025 District Calendar.

Report of the Director of Services & Program Development

Director of Services & Program Development A. Davies reported on the Anderson Elementary School assembly and said the event was well received by both the faculties and the students. She also mentioned that she will keep promoting the tour she has been giving visitors around the District as it appears to be doing well.

Report of Outreach Committee Meeting on June 5, 2024

Director T. Diep and Director C. Nguyen reported that they attended the meeting and talked about the details of the Compost event and the 85th Anniversary event.

Report of Clean-up Event at Bolsa Chica Park on June 8, 2024

Director A. Nguyen, President M. Nguyen, and Director S. Contreras attended the event and said it was another successful event.

Report of OC San District 70th Anniversary Open House on June 8, 2024

Director A. Nguyen reported that he attended the event and met up with staff at the District's informational booth.

Report of Radio Outreach with VietLink on June 10, 2024

President M. Nguyen and Director C. Nguyen attended the radio recording to discuss SB 1383, the District services, and upcoming events.

Report of Radio Outreach with Me Vietnam on June 13, 2024

Director A. Nguyen and Director S. Contreras attended the radio recording to discuss SB 1383, the District services, and upcoming events.

CONSENT CALENDAR:

- A. Receive and File the Register of Demands in the Amount of \$94,756.34
- B. Approve the Transferring and Reallocating of Funds into the Midway City Sanitary District's Reserve and Investment Accounts
- C. Receive and File the Engineer Report for May 2024
- D. Approve the June 5, 2024 Outreach Committee Recommendations
- E. Approve and File the Treasurer's Investment Report for May 2024

A motion was made by Director C. Nguyen, seconded by Director A. Nguyen, to approve the Consent Calendar. The motion was approved by the following 5-0 vote:

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

NAYS:

ABSTAIN:

ABSENT:

OLD BUSINESS:

None.

NEW BUSINESS:

- A. PUBLIC HEARING AND ADOPTION OF **RESOLUTION NO. 2024-13** OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANTARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING A REPORT ON SPECIAL USER CHARGES PURSUANT TO SPECIAL USAGE PERMIT AGREEMENT AND COVENANT DOCUMENTS AND DIRECTING THE COUNTY AUDITOR TO ADD SUCH SPECIAL USAGE CHARGES TO THE JULY 1, 2024 THROUGH JUNE 30, 2025 SECURED TAX ROLL PURSUANT TO ORDINANCE NO. 26

President M. Nguyen read the title of the Resolution No. 2024-13 and opened the public hearing.

There were no public comments.

President M. Nguyen closed the public hearing.

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. 2024-13 as presented at the meeting. The motion was approved by the following 5-0 roll call vote:

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

NAYS:

ABSTAIN:

ABSENT:

- B. PUBLIC HEARING AND ADOPTION OF **RESOLUTION NO. 2024-14** OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING A REPORT ON SANITATION AND SEWER USER CHARGES AND DIRECTING THE COUNTY AUDITOR TO ADD SUCH USER CHARGES TO THE JULY 1, 2024 THROUGH JUNE 30, 2025 SECURED TAX ROLL PURSUANT TO ORDINANCE NO. 72 AND ORDINANCE NO. 73

President M. Nguyen read the title of the Resolution No. 2024-14 and opened the public hearing.

There were no public comments.

President M. Nguyen closed the public hearing.

A staff report and recommendations were provided to and considered by the Board. A motion was made by A. Nguyen, seconded by President M. Nguyen, to adopt Resolution No. 2024-14 as presented at the meeting. The motion was approved by the following 5-0 roll call vote:

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

C. PUBLIC HEARING AND PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2024-15 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, ADOPTING THE SPECIAL DISTRICT GENERAL FUND BUDGET FOR THE FISCAL YEAR JULY 1, 2024 THROUGH JUNE 30, 2025

President M. Nguyen read the title of the Resolution No. 2024-15 and opened the public hearing.

There were no public comments.

President M. Nguyen closed the public hearing.

A staff report and recommendations were provided to and considered by the Board. A motion was made by Director A. Nguyen, seconded by President M. Nguyen, to adopt Resolution No. 2024-15 as presented at the meeting. The motion was approved by the following 5-0 roll call vote:

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

D. A RESOLUTION NO. 2024-16 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY AUTHORIZING AND MAKING FINDINGS FOR CONTINUED EMERGENCY ACTION FOR THE REPAIR, REPLACEMENT, AND LINING OF DAMAGED SEWER LINES, REMOVAL AND REPLACEMENT OF A MANHOLE, AND RELATED STREET REPAIRS IN WEBBER PLACE BETWEEN MANHOLE 2006 AND MANHOLE 2005 AND IN PEMBROOK LANE BETWEEN MANHOLE 2006 AND MANHOLE 2019

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. 2024-16 as presented at the meeting. The motion was approved by the following 5-0 roll call vote:

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

INFORMATIONAL ITEMS:

A. OC LAFCO – Appointment Process Results

Receive and File.

BOARD CONCERNS AND COMMENTS:

The Directors thanked staff.

GM/STAFF CONCERNS AND COMMENT:

GM R. Housley thanked the Board for their support.

GENERAL COUNSEL CONCERNS AND COMMENTS:

With the consent of the full Board, General Counsel, J. Eggart convened the meeting to closed session at 5:55 P.M. for consideration of the following matter identified on Agenda pursuant to applicable law.

CLOSED SESSION:

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 and 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 6:21 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 6:21 P.M. to the next Board Meeting to be held at the District on Tuesday, July 2, 2024, at 5:30 P.M.



Andrew Nguyen, Secretary