

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

**EVERYONE WHO ATTENDED THIS HYBRID/TELECONFERENCE MEETING
ATTENDED FROM VARIOUS LOCATIONS PURSUANT TO THE PROVISION OF
THE GOVERNOR'S EXECUTIVE ORDER WHICH SUSPENDS CERTAIN
REQUIREMENTS OF THE RALPH M. BROWN ACT. AGENDA PACKETS WERE
MADE AVAILABLE AT THE DISTRICT OFFICE AND A LINK, PHONE NUMBER AND
ACCESS NUMBER WERE MADE AVAILABLE TO ANYONE WISHING TO ATTEND.
PER STATE OF CALIFORNIA EXECUTIVE ORDER NO. N-29-20, AND IN THE
INTEREST OF PUBLIC HEALTH AND SAFETY, THE DISTRICT STRONGLY
ENCOURAGED MEMBERS OF THE PUBLIC TO PARTICIPATE IN THIS MEETING
TELEPHONICALLY RATHER THAN ATTENDING IN PERSON.**

June 1, 2021

CALL TO ORDER

President A. Nguyen called the special teleconference meeting of the Governing Board of the Midway City Sanitary District to order at 14451 Cedarwood Avenue, Westminster, California on Tuesday, June 1, 2021 at 5:08 P.M.

BOARD MEMBERS PRESENT:

Margie L. Rice (via teleconference)
Tyler Diep (via teleconference)
Sergio Contreras (via teleconference)
Chi Charlie Nguyen (via teleconference)
Andrew Nguyen (via teleconference)

OTHERS AT MEETING:

Kenneth Robbins, General Manager
Robert Housley, Finance/HR Director
James Eggart, General Counsel (via teleconference)
Danielle Gerardo, Board Secretary

PLEDGE AND INVOCATION

GM K. Robbins led the Pledge of Allegiance and gave the Invocation.

PUBLIC COMMENTS

None

NEW BUSINESS

A. RESOLUTION NO. 2021-05

(Roll Call Vote)

PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2021-05 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, 2021 THROUGH JUNE 30, 2022

President A. Nguyen read the title of the Resolution and opened the public hearing.

There were no public comments.

President A. Nguyen closed the public hearing.

A report of a summary of Staff's recommendation was provided and considered by the Board. A motion was made by Director M. Rice seconded by President A. Nguyen, to approve and adopt Resolution No. 2021-05, adopting the special district general fund budget for the fiscal year July 1, 2021 through June 30, 2022. The motion was approved by the following 5-0 roll call vote:

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

NAYS:

ABSTAIN:

ABSENT:

B. RESOLUTION NO. 2021-06

(Roll Call Vote)

PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2021-06 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING A REPORT ON SANITATION AND SEWER USER FEES AND DIRECTING THE COUNTY AUDITOR TO ADD SUCH USAGE CHARGES TO THE JULY 1, 2021 THROUGH JUNE 30, 2022 SECURED TAX ROLL PURSUANT TO ORDINANCE NO. 64 AND ORDINANCE NO. 67

President A. Nguyen read the title of the Resolution and opened the public hearing.

There were no public comments.

President A. Nguyen closed the public hearing.

A report of a summary of Staff's recommendation was provided and considered by the Board. It was noted that no majority protest had been received. A motion was made by Director M. Rice, seconded by President A. Nguyen, to approve adoption of Resolution No. 2021-06, approving a report on sanitation and sewer user fees and directing the County Auditor to add such usage charges to the July 1, 2021 through June 30, 2022 secured tax roll pursuant to Ordinance No. 64 and Ordinance No. 67. The motion was approved by the following 5-0 roll call vote:

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

NAYS:

ABSTAIN:

ABSENT:

C. RESOLUTION NO. 2021-07

(Roll Call Vote)

PUBLIC HEARING AND ADOPTION OF RESOLUTION NO. 2021-07 OF THE BOARD OF DIRECTORS OF THE MIDWAY CITY SANITARY DISTRICT OF ORANGE COUNTY, CALIFORNIA, APPROVING A REPORT ON SANITATION AND SEWER USER FEES PURSUANT TO SPECIAL USAGE PERMIT AGREEMENT AND COVENANT DOCUMENTS AND DIRECTING THE COUNTY AUDITOR TO ADD SUCH USAGE FEES TO THE JULY 1, 2021 THROUGH JUNE 30, 2022 SECURED TAX ROLL PURSUANT TO ORDINANCE NO. 26 AND ORDINANCE NO. 67

President A. Nguyen read the title of the Resolution and opened the public hearing.

There were no public comments.

President A. Nguyen closed the public hearing.

A report of a summary of Staff's recommendation was provided and considered by the Board. It was noted that no majority protest had been received. A motion was made by President A. Nguyen, seconded by Director M. Rice to approve adoption of Resolution No. 2021-07, approving a report on sanitation and sewer user fees pursuant to special usage permit agreement and covenant documents and directing the County Auditor to add such usage fees to the July 1, 2021 through June 30, 2022 secured tax roll pursuant to Ordinance No. 26 and Ordinance No. 67. The motion was approved by the following 5-0 roll call vote:

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

NAYS:

ABSTAIN:

ABSENT:

INFORMATIONAL ITEMS

None

BOARD CONCERNS/COMMENTS

Director M. Rice stated that she would appreciate if the other Board members would speak out.

GM/STAFF CONCERNS/COMMENT

GM K. Robbins stated that the Board members would need to redial in for the next regular meeting at 5:30 P.M.

GENERAL COUNSEL CONCERNS/COMMENTS

None

CLOSED EXECUTIVE 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.

None

ADJOURNMENT

President A. Nguyen adjourned the meeting to Tuesday, June 1, 2021 at 5:30 P.M. at the District office at approximately 5:18 P.M.

Sergio Contreras
Sergio Contreras, Secretary