



AGENDA

Garden Grove Sanitary District
Board of Directors

Tuesday, April 25, 2023

6:30 PM

Community Meeting Center 11300
Stanford Avenue Garden Grove
California 92840

John R. O'Neill
President

Cindy Tran
Vice President

George S. Brietigam
Member

Joe Dovich
Member

Stephanie
Klopfenstein

Member

Kim B. Nguyen
Member

Steve Jones
Member

Meeting Assistance: Any person requiring auxiliary aids and services, due to a disability, to address the City Council, should contact the City Clerk's Office 72 hours prior to the meeting to arrange for accommodations. Phone: (714) 741-5040.

Agenda Item Descriptions: Are intended to give a brief, general description of the item. The City Council may take legislative action deemed appropriate with respect to the item and is not limited to the recommended action indicated in staff reports or the agenda.

Documents/Writings: Any revised or additional documents/writings related to an item on the agenda distributed to all or a majority of the Council Members within 72 hours of a meeting, are made available for public inspection at the same time (1) in the City Clerk's Office at 11222 Acacia Parkway, Garden Grove, CA 92840, during normal business hours; (2) on the City's website as an attachment to the City Council meeting agenda; and (3) at the Council Chamber at the time of the meeting.

Public Comments: Members of the public who attend the meeting in-person and would like to address the City Council are requested to complete a pink speaker card indicating their name and address, and identifying the subject matter they wish to address. This card should be given to the City Clerk before the meeting begins. General comments are made during "Oral Communications" and should be limited to matters under consideration and/or what the City Council has jurisdiction over. Persons wishing to address the City Council regarding a Public Hearing matter will be called to the podium at the time the matter is being considered.

Manner of Addressing the City Council: After being called by the Mayor, you may approach the podium, it is requested that you state your name for the record, and proceed to address the City Council. All remarks and questions should be addressed to the City Council as a whole and not to individual Council Members or staff members. Any person making impertinent, slanderous, or profane remarks or who becomes boisterous while addressing the City Council shall be called to order by the Mayor. If such conduct continues, the Mayor may order the person barred from addressing the City Council any further during that meeting.

Time Limitation: When any group of persons wishes to address the City Council on the same

subject matter, the Mayor may request a spokesperson be chosen to represent the group, so as to avoid unnecessary repetition. At the City Council's discretion, a limit on the total amount of time for public comments during Oral Communications and/or a further limit on the time allotted to each speaker during Oral Communications may be set.

PLEASE SILENCE YOUR CELL PHONES DURING THE MEETING.

AGENDA

Open Session

6:30 PM

ROLL CALL: MEMBER BRIETIGAM, MEMBER DOVINH, MEMBER KLOPFENSTEIN, MEMBER NGUYEN, MEMBER JONES, VICE PRESIDENT TRAN, PRESIDENT O'NEILL

1. ORAL COMMUNICATIONS (to be held simultaneously with other legislative bodies)

2. CONSENT ITEMS

(Consent Items will be acted on simultaneously with one motion unless separate discussion and/or action is requested by a Sanitary District Member.)

2.a. Approval of Amendment No. 3 to the Agreement with HF&H Consultants, LLC, to assist with technical and legislative compliance with the implementation of Senate Bill 1383. (Total Cost: \$155,062.50) *(Joint Action Item with the City Council.)*

2.b. Receive and file minutes from the meeting held on March 28, 2023. *(Action Item)*

3. MATTERS FROM THE PRESIDENT, BOARD MEMBERS AND GENERAL MANAGER

4. ADJOURNMENT

The next Regular Sanitary District Meeting is scheduled for Tuesday, May 23, 2023, at 5:30 p.m. in the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California 92840.

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: Lisa L. Kim From: William E. Murray

Dept.: General Manager Dept.: Public Works

Subject: Approval of Amendment No. 3 to the Agreement with HF&H Consultants, LLC, to assist with technical and legislative compliance with the implementation of Senate Bill 1383. (Total Cost: \$155,062.50) *(Joint Action Item with the City Council.)* Date: 4/25/2023

OBJECTIVE

To request Sanitary District Board approval of Amendment No. 3 to the Agreement with HF&H Consultants, LLC, to increase the contract amount by \$50,000 to assist with technical and legislative compliance with the implementation of Senate Bill 1383.

BACKGROUND

In September 2016, then Governor Jerry Brown signed Senate Bill 1383 (SB 1383, Lara, 2016) to achieve a reduction in the statewide disposal of organic waste. Diverting organic waste from landfills conserves the planet's natural and limited resources such as space, water/air pollution and more. Keeping organic waste out of landfills also reduces the amount of greenhouse gases, such as methane, produced when organic materials break down. SB 1383 builds upon existing legislation related to solid waste and recycling, including Assembly Bill 939 (AB 939), Assembly Bill 341 (AB 341), and Assembly Bill 1826 (AB 1826).

In order to assist with the implementation of the various state bills relating to waste and recycling, and to also assist staff with technical management of the Republic Services Franchise Agreement, a five year agreement with HF&H Consultants, LLC (HF&H), was approved on September 22, 2020. The agreement is for an annual not to exceed amount of \$100,000 with a 2.5% adjustment each contract year.

DISCUSSION

Over the past several years, HF&H has assisted staff with compliance related to AB

341 and AB 1826. With the addition of SB 1383 and the community wide impact of the state mandate, staff has been utilizing HF&H's experience to assist in developing plans to bring the Sanitary District into full compliance with the state mandate.

Since the District was delayed in implementing of SB 1383 due to the negotiation process with Republic Services, CalRecycle is placing the District on a Corrective Action Plan (CAP). The CAP will ensure SB 1383 is properly and fully implemented. HF&H is instrumental in ensuring the compliance dates and components of the CAP are met. Failure to comply with the CAP can result in the District facing fines from CalRecycle of up to \$10,000 per day, per violation.

FINANCIAL IMPACT

There is no impact to the General Fund. The \$50,000 contract increase will be funded using SB 1383 Grant Funds awarded to the District by CalRecycle in 2022.

RECOMMENDATION

It is recommended that the Sanitary District Board of Directors:

- Approve Amendment No.3 with HF&H Consultants, LLC, increasing the current contract amount by \$50,000 for a new not to exceed total of \$155,062.50 through September 30, 2023; and
- Authorize the General Manager to execute the amendment on behalf of the District and make minor modifications as appropriate.

By: Mark Ladney, Sr. Program Specialist

ATTACHMENTS:

Description	Upload Date	Type	File Name
Amendment 3	4/6/2023	Agreement	Amendment_3-HF_H_Consultants_LLC_FY23.pdf

CITY OF GARDEN GROVE

AMENDMENT NO. 3

This Amendment No.3 is made and entered into this day of 2023, by and between the **CITY OF GARDEN GROVE**, hereinafter referred to as "CITY", and **HF&H CONSULTANTS, LLC**, a California limited liability company, herein after referred to as "CONSULTANT".

WHEREAS, CONSULTANT and CITY entered into a Professional Services Agreement for CONSULTANT to provide technical assistance to meet regulatory compliance with the commercial recycling mandates per AB 341 (2011) and provide legislative compliance assistance with AB 341, AB 1826, SB 1383 and CalGreen.

WHEREAS, CONSULTANT and CITY desire to amend the existing Agreement as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

1. Section 3.1 Compensation Amount, is hereby amended as follows:

The contract price is hereby increased from \$105,062.50 to a new Firm Fixed Price of \$155,062.50, to cover SB1383 implementation and mandates through the current term of the contract ending on September 30, 2023.

Except as expressly amended by this Amendment No. 3, all provisions of the existing Agreement shall remain in full force and effect as originally executed.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties have caused this Amendment No. 3 to the existing Agreement to be executed by their respective officers duly authorized on the date first written above.

**GARDEN GROVE SANITARY
DISTRICT**

Dated: _____, 2023

By: _____
Lisa Kim
General Manager

ATTEST

"CONSULTANT"
HF&H CONSULTANTS, LLC

Secretary

By: _____
Title: _____

Dated: _____, 2023

Dated: _____, 2023

APPROVED AS TO FORM:

If CONSULTANT is a corporation, a Corporate Resolution and/or Corporate Seal is required. If a partnership, Statement of Partnership must be submitted to CITY

General Counsel

Dated: _____, 2023

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: Lisa L. Kim From: Teresa Pomeroy
Dept.: General Manager Dept.: Secretary
Subject: Receive and file minutes from the meeting held on March 28, 2023. (*Action Item*) Date: 4/25/2023

Attached are the minutes from the meeting held on March 28, 2023, recommended to be received and filed as submitted or amended.

ATTACHMENTS:

Description	Upload Date	Type	File Name
Minutes	4/19/2023	Minutes	sd-min_03_28_2023.pdf

MINUTES

GARDEN GROVE SANITARY DISTRICT BOARD OF DIRECTORS

Regular Meeting

Tuesday, March 28, 2023

Community Meeting Center
11300 Stanford Avenue, Garden Grove, CA 92840

CONVENE MEETING

At 7:00 p.m., President O'Neill convened the meeting in the Council Chamber.

ROLL CALL PRESENT: (7) Members Brietigam, DoVinh, Jones,
Klopfenstein, K. Nguyen, Vice President
Tran, President O'Neill

ABSENT: (0) None

ORAL COMMUNICATIONS

Speakers: Nicholas Dibs, Caroline Mehta, Jonathan Gorzon, Troy Tang, Steven Hoffman, Teresa Tran, Kris Beard, Grace Lee, Joe Laricchia, Rubi Garcia

Written Communications: Tony Flores, Maureen Blackmun

RECESS

At 7:24 p.m., President O'Neill recessed the meeting.

RECONVENE

At 7:28 p.m., President O'Neill reconvened the meeting in the Council Chamber with all Members present.

RECEIVE AND FILE MINUTES FROM THE MEETING HELD ON FEBRUARY 28, 2023 (F: Vault)

It was moved by Member Brietigam, seconded by Member Klopfenstein that:

The minutes from the meeting held on February 28, 2023, be received and filed.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, Jones, DoVinh, Klopfenstein, Nguyen,
Tran, O'Neill
Noes: (0) None

AWARD A CONTRACT TO LEED ELECTRIC, INC., FOR PROJECT NO. CP1268277-
SANITATION LIFT STATIONS SCADA IMPROVEMENTS PROJECT
(F: S.55-LEED ELECTRIC, INC.)

Following staff introduction and member discussion, it was moved by Member Brietigam, seconded by Member Nguyen that:

A contract be awarded to LEED Electric, Inc., in the amount of \$713,200, for the construction of Project No. CP1268277 – Sanitation Lift Station SCADA Improvements Project; and

The General Manager be authorized to execute the contract on behalf of the District, and make minor modifications as appropriate.

The motion carried by a 7-0 vote as follows:

Ayes: (7) Brietigam, Jones, DoVinh, Klopfenstein, Nguyen,
Tran, O'Neill
Noes: (0) None

ADJOURNMENT

At 7:31 p.m., President O'Neill adjourned the meeting. The next Regular Sanitary District Meeting is scheduled for Tuesday, April 25, 2023, at 5:30 p.m. at the Community Meeting Center, 11300 Stanford Avenue, Garden Grove, California.

Teresa Pomeroy
Secretary