

AGENDA

Regular Meeting

GARDEN GROVE SANITARY DISTRICT BOARD OF DIRECTORS

Community Meeting Center  
11300 Stanford Avenue

September 26, 2006

Council Chamber

ROLL CALL: MEMBER KREBS, MEMBER LEYES, MEMBER NGUYEN,  
VICE PRESIDENT ROSEN, PRESIDENT DALTON

Member Leyes and Member Nguyen absent at roll call, but Member Leyes joined the meeting at 6:31 p.m., and Member Nguyen joined the meeting at 7:00 p.m.

*Members of the public desiring to speak on any item of public interest, including any item on the agenda except public hearings, must do so during Oral Communications at the beginning of the meeting. Each speaker shall fill out a card stating name and address, to be presented to the City Clerk, and shall be limited to five (5) minutes. Members of the public wishing to address public hearing items shall do so at the time of the public hearing. Additionally, any person requiring auxiliary aids and services due to a disability should contact the City Clerk's office to arrange for special accommodations. (City Council Manual of Procedures, Section D). Agenda item descriptions are intended to give a brief general description of the item to advise the public of the item's general nature. The City Council may take legislative action it deems appropriate with respect to the item and is not limited to the recommended action indicated in staff reports or the agenda.*

Closed Session

6:17 p.m.

1. PUBLIC INPUT: (Anyone wishing to address only Closed Session items may do so at this time.)

None relevant to the Sanitary District.

2. CLOSED SESSION:

- 2.a. CONFERENCE WITH LEGAL COUNSEL PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a) - Pending Litigation [Litigation to which local agency is a party and has been initiated formally.]

MEMBERS: MEMBER KREBS, MEMBER LEYES, MEMBER NGUYEN,  
VICE PRESIDENT ROSEN, PRESIDENT DALTON

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Sanitation District Board of Directors closed session to confer with Litigation Counsel regarding pending litigation: *RD Golf Center Company, LLC vs. Garden Grove Sanitary District; the City of Garden Grove; Matthew Fertal; the Garden Grove Agency for Community Development; Atrium Plaza, LLC; Flamingo Street, LLC; Landmark Companies, LLC; Rigg Hotel; Garden Grove Lodging, LLC; Harbor Suites, LLC; Buca Incorporated; and Does 1-10, Inclusive*, Pending in Orange County Superior Court (OCSC), Case No. 04CC12195, filed December 15, 2004.

ACTION: Discussed. President Dalton reported out that a settlement had been reached in this litigation by which RD Golf Center Company, LLC, will be paid the total sum of \$2,050,000 in return for giving up its lease and vacating the property, and dismissal of the lawsuit in its entirety.  
(4 Ayes. Nguyen absent)

Open Session

7:13 p.m.

3. ORAL COMMUNICATIONS - PUBLIC: (To be held simultaneously with City Council and Agency Oral Communications.)

None relevant to the Sanitary District.

RECESS: 7:24 p.m.

RECONVENE: 7:30 p.m.

4. CONSENT ITEMS: (It is recommended that Items 4.a. through 4.e. be acted on simultaneously unless separate discussion and/or action is requested by a Board member.)

- 4.a. Status Report on Sanitary District operations within the city.  
(F: S-128.3)

ACTION: Received and filed.  
(5 Ayes.)

MEMBERS: MEMBER KREBS, MEMBER LEYES, MEMBER NGUYEN,  
VICE PRESIDENT ROSEN, PRESIDENT DALTON

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- 4.b. Amendment to the Orange County Sanitation District Agreement for reimbursement through the Cooperative Projects Grant Programs relative to the sewer collection system. (F: 74.2) (XR: S-97.1)

ACTION: Approved.  
(5 Ayes.)

- 4.c. Excavation Agreement with the City of Westminster for Project No. 7829, Coast Sewer Improvements on Trask Avenue. (F: 92proj.7829) (XR: S-55.17)

ACTION: Approved.  
(5 Ayes.)

- 4.d. Acceptance of Easement for sanitary sewer purposes; and quitclaim of existing easement over a portion of vacated Coast Street. (F: 92proj.7829) (XR: S-84.1)

ACTION: Approved.  
(5 Ayes.)

- 4.e. Minutes of the Regular Meeting of the Sanitary District Board held August 22, 2006. (F: Vault)

ACTION: Approved.  
(5 Ayes.)

5. PUBLIC HEARINGS: None.

6. ITEMS FOR CONSIDERATION: None.

7. MATTERS FROM BOARD MEMBERS AND GENERAL MANAGER:

- 7.a. Report from Orange County Sanitation District representative. (F: S-128.4)

ACTION: No report presented.

8. ADJOURNMENT: 7:32 p.m.