

MINUTES OF THE 781ST MEETING

BOARD OF TRUSTEES

Orange County Vector Control District

TIME: 3:00 P.M., December 15, 2011

PLACE: 13001 Garden Grove Blvd., Garden Grove, CA 92843

TRUSTEES PRESENT:

Fountain Valley	Cheryl Brothers, President		
La Habra	James Gomez, Vice President		
Cypress	Doug Bailey, Secretary		
Aliso Viejo	Phillip B. Tsunoda	Los Alamitos	Ken C. Parker
Anaheim	Lucille Kring	Mission Viejo	John Paul Ledesma
Brea	Roy Moore	Newport Beach	Leslie Daigle
Costa Mesa	Wendy Leece	Placentia	Chad P. Wanke
Dana Point	Steven H. Weinberg	Rancho Santa Margarita	George G. Gutman
Fullerton	R. Paul Webb	San Clemente	Joe Anderson
Huntington Beach	Joe Carchio	San Juan Capistrano	Laura Freese
Irvine	Dr. Steven Choi	Santa Ana	Cecilia Aguinaga
Laguna Beach	Toni Iseman	Seal Beach	Michael Levitt
Laguna Hills	Melody Carruth	Stanton	Al Ethans
Laguna Niguel	Robert Ming	Tustin	Al Murray
Laguna Woods	Milton W. Robbins	Villa Park	James Rheins
Lake Forest	Marcia Rudolph	Westminster	Frank Fry, Jr.
La Palma	Larry A. Herman	Yorba Linda	Jim Winder
		County of Orange	John M. W. Moorlach

TRUSTEES ABSENT:

Buena Park	Jim Dow	Orange	Denis Bilodeau
Garden Grove	Mark Rosen		

OTHERS PRESENT:

Michael G. Hearst, District Manager	Lawrence H. Shaw, Director of Operations
Kelly Price, Director of Administrative Services	Carlos Martinez, Vector Control Inspector III
Robert Cummings, Dir. of Scientific Technical Serv.	Jim Green, Vector Control Inspector II
Jared Dever, Director of Communications	John Newton, Vector Control Inspector II
Amber Semrow, Biologist	
Alan R. Burns, District Counsel	
Steve Filarsky, Special Labor Counsel	
Viki Blaylock, Executive Assist/Clerk of the Board	

1. **Pledge of Allegiance:** President Brothers called the meeting to order at 3:05 p.m. and asked Trustee Anderson to lead the Pledge of Allegiance.
2. **Roll Call:** Roll call indicated 29 Trustees present, with Trustees Webb, Iseman, and Ledesma arriving shortly thereafter, making a total of 32 out of the current Board membership of 35.
3. **Public Comments:** None.
4. **Announcement of Late Communications:** President Brothers announced that the following late communications were received and distributed to the Board of Trustees, staff, and made available to the public:
 - Addendum to the Agenda:
 - Item 5: Employee Anniversary Recognition
 - Item 7D: Appointment of Trustee Representatives
 - Item 10: Replacement of Page 7 in Exhibit A
5. **Employee Anniversary Recognition:** The Board of Trustees established a policy to recognize employees for their years of service at the December Board meetings. Employees are recognized starting at five years of service and then in five year increments. This year the District had nine employees that were recognized with 25, 20, 15, 10, and 5 years of service.

Charlie Cassidy, Vector Control Inspector III	- 25 years
Jon Miller, Vector Control Inspector II	- 25 years
Miguel Arias, Vector Control Inspector III	- 20 years
Steve Koenig, Senior Vector Control Inspector III	- 20 years
Carlos Martinez, Vector Control Inspector III	- 15 years
Jerry Sims, Vector Control Inspector III	- 10 years
Simon DeLira, Maintenance Worker	- 5 years
David Miller, Vehicle Maintenance Coordinator	- 5 years
Amber Semrow, Biologist	- 5 years

6. **Committee Reports:**

6A - **Joint Meeting: Executive Committee/Policy & Personnel Committee:** Meeting at 1:30 p.m., December 15: President Brothers reported that the Joint Committee met on the following: Closed Session: Conference with Labor Negotiators Pursuant to Government Code Section 54957.6. Agency Designated Representatives: Michael Hearst, Kelly Price, Steve Filarsky (Attorney at Law). Employee Organization: California School Employees Association, Chapter #2002. President Brothers reported that direction was given to Steve Filarsky (Attorney at Law) regarding employee organization and the Memorandum of Understanding.

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6. **Committee Reports:** (continued)

6B - **Budget & Finance Committee:** Meeting at 2:00 p.m., December 15: Trustee Bailey stated he will report on the following items at the appropriate time on the agenda: 1) Review Annual Audit for 2010-11 (Item No. 10); 2) Approve Payment to OCERS for Unfunded Actuarial Accrued Liability (UAAL) Obligation (Item No. 11).

6C - **Nominating Committee:** President Brothers requested that Trustees interested in serving on the 2012 Executive Board are to contact the Nominating Committee (Trustees Kring, Moore, Carchio, Leece).

7. **Consent Calendar – Items Approved by General Consent:** On motion by Trustee Moorlach, seconded by Trustee Kring, and passed by unanimous vote, the Board of Trustees approved the following Consent Calendar Items, with the exception of Agenda Item 7A, 7C, 7E, which were pulled for discussion and separate action.

7B - **Accepted and Approved the Monthly Financial Report; Received and Filed Warrant Register:**

7B.1 - Accepted and approved for inclusion as Exhibit I the Orange County Vector Control District Monthly Financial Report for the period ending November 30, 2011.

7B.2 - Received and filed approval of payment of Warrant Register dated December 15, 2011 (Exhibit II) in the amount of \$324,801.98 as presented by In-House Check Runs dated November 3, 8, 16, 22, and 29, 2011.

7D - **Appointment of Trustee Representatives:** Received and Filed: The District has received communications from the following governing bodies for the appointment of a representative for the next two or four year term of office.

<u>Trustee Representative</u>	<u>Governing Body</u>	<u>Date of Communication</u>
Doug Bailey	Cypress	December 13, 2011 (2 yrs.)
Joel Lautenschleger	Laguna Hills	December 14, 2011 (2 yrs.)
Marcia Rudolph	Lake Forest	December 14, 2011 (4 yrs.)
Gerri Graham-Mejia	Los Alamitos	November 30, 2011 (2 yrs.)
Cecilia Aguinaga	Santa Ana	December 1, 2011 (2 yrs.)

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7. Consent Calendar – Items Approved by General Consent: (continued)

No communications have been received from the following governing bodies:

<u>Trustee Representative</u>	<u>Governing Body</u>	<u>Date of Communication</u>
R. Paul Webb	Fullerton	(None to date)
Joe Carchio	Huntington Beach	(None to date)
Dr. Steven Choi	Irvine	(None to date)
Larry A. Herman	La Palma	(None to date)
John Paul Ledesma	Mission Viejo	(None to date)
Joe Anderson	San Clemente	(None to date)
James Rheins	Villa Park	(None to date)

Consent Calendar: The following Consent Calendar items were pulled and separate action was taken as follows:

- 7A - **Approval of Minutes:** On motion by Trustee Ming, seconded by Trustee Aguinaga, and passed by unanimous vote, the Board of Trustees moved to bring back for approval of the Minutes of the 780th Meeting of the Board of Trustees held November 17, 2011, in order to indicate Trustee comments regarding the November Financial Report and Warrant Register, Items 6B.1 and 6B.2. In the future, comments noticed by Trustees on the Monthly Financial Report and Warrant Register will be briefly noted in the minutes.
- 7C - **Authorized Travel to Attend the 2012 AMCA 78th Annual Conference in Austin, Texas:** On motion by Trustee Anderson, seconded by Trustee Kring, and passed by majority vote (No: Trustee Ming), the Board of Trustees authorized travel to the 2012 Annual Conference of the American Mosquito Control Association in Austin, Texas, from February 26 - March 1, 2012, for District Manager Hearst, Director of Operations Shaw, Director of Communications Dever, Public Outreach Coordinator Pett, Director of Scientific Technical Services Cummings, Assistant Biologist Saba, one Vector Control Inspector, and the 2012 Board President, or designee; and authorized total travel expenses of \$15,200.
- 7E - **Report of District Activities:** Received and Filed: On motion by Trustee Ming, seconded by Trustee Carruth, and passed by unanimous vote, the Board of Trustees moved to receive and file the Report of District Activities as submitted by staff to the Board of Trustees by separate report dated December 9, 2011. Trustee Ming called attention to the zeros listed in Tables I and II, stating that staff should report the reasons for this type of data reporting.

8. Management Information Items:

8A - **Presentation – Using Mosquito Fish as a Biological Control Agent:** This presentation was postponed until the January Board meeting.

8B - **WNV and Typhus Disease Update:** Robert Cummings, Director of Scientific Technical Services, gave a brief update on the diseases affecting Orange County.

8C - **Other Information Items:** None

9. **Grand Jury Address to the Board of Trustees:** Two members of the Grand Jury, Stuart J. Fuller III and Frederick Gebhardt, addressed the Board of Trustees regarding recruitment to serve on the Orange County Grand Jury.

10. **Continued: Basic Financial Statements Dated June 30, 2011, Management Compliance Letter, and Audit Committee Letter For 2010-11 Annual Audit:** On motion by Trustee Moorlach, seconded by Trustee Murray, and passed by unanimous vote, the Board of Trustees moved to continue this item until the January Board meeting to allow changes to the audit, which will include the addition of footnotes to the audit.

11. Approved Payment to Orange County Employees Retirement System (OCERS) for Unfunded Actuarial Accrued Liability (UAAL) Obligation:

1. On motion by Trustee Moorlach, seconded by Trustee Murray, and passed by unanimous vote, the Board of Trustees approved a transfer from the Facility Improvement Fund (Fund 60) to the Retirement Contingency Fund (Fund 95) in the amount of \$80,100.

2. On motion by Trustee Moorlach, seconded by Trustee Murray, and passed by unanimous vote, the Board of Trustees approved payment to the Orange County Employees Retirement System (OCERS) for the balance of the Unfunded Actuarial Accrued Liability (UAAL) obligation as of December 19, 2011, in the amount of \$640,260.

Attached are the following: Letter from OCERS' actuary, Segal Company, stating the update of the withdrawal liability had been completed (**Exhibit A**); Mr. Filliger's opinion (**Exhibit B**); a second letter from Segal Company (**Exhibit C**).

12. **Closed Session: Conference with Labor Negotiators:** At 3:50 p.m., President Brothers called for the Board of Trustees to meet in closed session. District Counsel Burns stated that the Board will meet in closed session to Conference with Labor Negotiators Pursuant to Government Code Section 54957.6. District Manager Hearst, Director of Administrative Services Price, District Counsel Burns, and Special Labor Counsel Filarsky were asked to remain in the closed session.

Agency Designated Representatives: Michael Hearst, Kelly Price, Steve Filarsky (Attorney at Law).

Employee Organization: California School Employees Association, Chapter #2002.

13. **Closed Session: Public Employee Performance Evaluation: Position: District Manager:** At 4:35 p.m., President Brothers called for the Board of Trustees to meet in closed session. District Counsel Burns stated that the Board will meet in closed session to discuss the evaluation of District Manager Michael Hearst pursuant to Government Code Section 54957. District Counsel Burns was asked to remain in the closed session.

14. **Report of Action Taken in Closed Session:** The Board reconvened to open session at 4:47 p.m.

Conference with Labor Negotiators: President Brothers reported that the Board has given direction to District Manager Michael Hearst, Director of Administrative Services Kelly Price, and Special Labor Counsel Steve Filarsky for additional information on labor negotiations.

Public Employee Performance Evaluation: Position: District Manager: President Brothers reported that the Board of Trustees has given direction for her to meet with District Manager Hearst and report back to the Board at the next meeting.

15. **Recognition of Outgoing Trustee:** President Brothers presented a plaques to outgoing Trustee Ken C. Parker, from the City of Los Alamitos. Trustee Parker served for four years on the Board of Trustees; his term began in 2008.
16. **Recognition of Trustee Herman for 25 Years of Service:** President Brothers presented a hand-made certificate to Trustee Larry A. Herman for his 25 years of dedicated service to the Orange County Vector Control District.

17. **Written Communications:** None.

18. **Adjournment:** There being no further business for the Board's consideration, President Brothers adjourned the meeting at 4:54 p.m. to the next regular meeting of the Board of Trustees on January 19, 2012.

I certify that the above Minutes substantially reflect the actions taken by the Board of Trustees at its meeting held December 15, 2011.

Michael G. Hearst, District Manager

Approved as written and/or corrected by the Board of Trustees at its _____

_____ meeting held _____

ATTEST: _____
Secretary