



# SOUTH SAN LUIS OBISPO COUNTY SANITATION DISTRICT

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## SUMMARY ACTION MINUTES Meeting of Wednesday, August 2, 2023

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### 1. CALL TO ORDER AND ROLL CALL

Chair Caren Ray Russom called the meeting to order and recognized a quorum.

Present: Caren Ray Russom, Chair, City of Arroyo Grande  
Clint Weirick, Vice Chair, City of Grover Beach  
Linda Austin, Director, Oceano Community Services District

District Staff: Jeremy Ghent, District Administrator  
Keith Collins, District Legal Counsel  
Michael Arias, Interim District Superintendent  
Amy Simpson, District Bookkeeper/Secretary

### 2. PLEDGE OF ALLEGIANCE

### 3. AGENDA REVIEW

**Action:** Approved as presented.

### 4. PUBLIC COMMENTS ON ITEMS NOT APPEARING ON AGENDA

There was no public comment.

### 5. CONSENT AGENDA:

**5A. Approval of Warrants**

**5B. Approval of Meeting Minutes of June 21, 2023**

**5C. Request Approval to Purchase Thomas Screw Conveyor**

There was no public comment.

**Motion:** Director Weirick motioned to approve the Consent Agenda as presented.

**Second:** Director Austin

**Action:** Approved unanimously by roll call vote.

**6. ACTION ITEMS:**

**6A. WWTP REDUNDANCY PROJECT UPDATE**

Eileen Shields from MKN, and Associates presented this item. She reported that on July 10, 2023, damage to the new secondary clarifier (SC2) floor slab was discovered. The unanticipated issue at SC2 will have schedule and budget impacts, the extent of which is unknown at this time. She also had a correction to the Schedule Summary. The corrected days are shown in red below.

**Schedule Summary:**

Notice to Proceed:	January 25, 2021	Contract time elapsed	907
Original Contract Duration	900	Contract time remaining	-3
Current Contract Duration	904	Change order days:	4
Current Contract Completion Date	July 18, 2023	Weather days:	5

The Board had a brief discussion regarding the secondary clarifier. An update will be brought to the next meeting.

There was no public comment.

**Action:** The Board received and filed this report.

**6B. AUTHORIZE EXECUTION OF CONTRACT AMENDMENT #7 FOR WWTP REDUNDANCY PROJECT CONSTRUCTION PHASE ENGINEERING SERVICES WITH KENNEDY/JENKS CONSULTANTS, INC., PENDING USDA CONCURRENCE**

Administrator Ghent presented this report. The primary cause for the increased services is due to the extended contract completion time. The request is based on increased efforts required to participate in meetings and to review and respond to Requests for Information (RFIs) and construction submittals.

The agreement with Filanc contains provisions for liquidated damages for delay in the amount of \$3,500 per day for every day beyond the contract term until the work is fully complete. Assuming completion by October 27, 2023, 101 days past the contract term, the liquidated damages owed would total \$353,500, sufficient to cover this amendment and the proposed amendment for MNS Engineers for continued construction management services (Agenda Item 6C). KJ Amendment: \$49,549 + MNS Amendment: \$285,827 = \$335,376 < \$353,500 (LDs)).

The Board had a brief discussion.

There was no public Comment.

**Motion:** Director Austin motioned to authorize the District Administrator to execute a contract amendment for Construction Phase Design Engineering Services for the Wastewater Treatment Plant Redundancy Project with Kennedy/Jenks Consultants, Inc. in the amount of \$49,549, pending USDA concurrence.

**Second:** Director Weirick

**Action:** Approved unanimously by roll call vote.

**6C. AUTHORIZE EXECUTION OF CONTRACT AMENDMENT #1 FOR WWTP REDUNDANCY PROJECT CONSTRUCTION MANAGEMENT SERVICES WITH MNS ENGINEERS, INC., PENDING USDA CONCURRENCE**

Administrator Ghent presented this report. The primary cause for the increased services is due to the extended contract completion time, which was primarily caused by pump procurement issues and delays.

The agreement with Filanc contains provisions for liquidated damages for delay in the amount of \$3,500 per day for every day beyond the contract term until the work is fully complete. Assuming completion by October 27, 2023, 101 days past the contract term, the liquidated damages owed would total \$353,500, sufficient to cover this amendment and the proposed amendment for MNS Engineers for continued construction management services (Agenda Item 6C). KJ Amendment: \$49,549 + MNS Amendment: \$285,827 = \$335,376 < \$353,500 (LDs)).

The Board had a brief discussion.

There was no public Comment.

**Motion:** Director Weirick motioned to authorize the District Administrator to execute a contract amendment for Construction Management Services for the Wastewater Treatment Plant Redundancy Project with MNS Engineers, Inc., (MNS) in the amount of \$285,827 pending USDA concurrence.

**Second:** Director Austin

**Action:** Approved unanimously by roll call vote.

**6D. DISTRICT ADMINISTRATOR AND PLANT OPERATIONS REPORT**

Administrator Ghent presented the Administrator report. He announced that Mychal Jones will be returning from leave Monday.

Interim Superintendent Michael Arias presented this report. During the reporting period of June 1<sup>st</sup>- June 30<sup>th</sup> there were no violations of the District's National Pollutant Discharge Elimination System (NPDES) Permit to report. All process values were within Permit limitations.

The Board thanked Michael Arias for his superb job as Interim Plant Superintendent.

**Action:** The Board received and filed this report.

**7. BOARD MEMBER COMMUNICATIONS**

Director Weirick announced that the City of Grover Beach will be bringing an item to the Sanitation District regarding connection fees.

**8. ADJOURNMENT:**

6:46 p.m.

***THESE MINUTES WERE APPROVED BY THE BOARD OF DIRECTORS AT THE MEETING OF SEPTEMBER 6, 2023.***