

**WEST VALLEY SANITATION DISTRICT  
OF SANTA CLARA COUNTY, CALIFORNIA**

**BOARD OF DIRECTORS MEETING  
FEBRUARY 13, 2013**

The Board of Directors of West Valley Sanitation District of Santa Clara County, California, convenes this day in regular session at 6:00 p.m. at the district office, 100 East Sunnyoaks Avenue, Campbell, California, with the following members present: Walter Huff, alternate for Marshall Anstandig, Steven Leonardis, Evan Low, Chuck Page, and Ken Yeager, Chairperson. Staff present are Jon Newby, District Manager and Engineer; Edward H. Oyama, Director of Engineer and Operations; Sarah Olinger, Deputy District Counsel; and Lesha Luu, Secretary.

The minutes of the previous meeting are approved as presented. Director Huff abstains from the action, as he was not present at the meeting.

Oral communications: This portion of the meeting is set aside for persons wishing to address the board on any matter not on the agenda. There is no public comment.

Written communications: No written communications have been received.

Reports: The following items are submitted for action in one motion:

San Jose/Santa Clara Water Pollution Control Plant: Minutes of the January 10, 2013 regular meeting of the Treatment Plant Advisory Committee.

Investment of District Funds: Report on Commingled Funds Invested by the County of Santa Clara for West Valley Sanitation District as of December 31, 2012.

Consolidated Income and Expense Statement of West Valley Sanitation District for the period ended December 31, 2012.

Status update on the District Strategic Plan.

The reports are accepted.

Unfinished business: There is no unfinished business to come before the board.

Consent Calendar: The following items are submitted for action in one motion:

Approval of payment of invoices, January 24, 2013 – February 13, 2013.

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Authorization for chairperson to execute Agreement and Covenants Running with the Land with property owners for participation in the Septic System Abandonment Program. Clarification of the SSAP program was requested by Board. All questions were answered by staff to Board's satisfaction.

<u>APN</u>	<u>Owner</u>	<u>Location</u>
414-34-037	Jaques	1285 Hoffman Lane, Campbell
414-33-007	Figlia	335 Redding Road, Campbell

Quito Basin 5 and 7 Area 2 Sanitary Sewer Rehabilitation Project. Authorization to issue an amendment to Task Order 10-04 to Brown and Caldwell for design services in the amount of \$25,924.00 for a total not-to-exceed amount of \$605,350.00.

Authorization to sell the surplus vehicles identified as 2003 Ford Explorer (MV-69) and 2003 Ford F-350 Service Truck (MV-70) through First Capitol Auction, Inc. to the highest bid received. Staff revealed that fees charged through the auction are approximately 8% and bidding is open to WVSD employees through the First Capital Auction Inc.

Consent Calendar is approved unanimously.

New Business: It was brought to the attention of the District Manager that there was a desire to elect a new Treatment Plant Advisory Committee representative for West Valley Sanitation District. Under Government Section 54954.2, Subsection B.2, Board may take immediate action when there is a need, with a 2/3 vote of the Board. Passed with a 2/3 vote to take immediate action, Director Page is nominated as the District's new representative and Director Yeager as alternate representative.

Closed Session: There is no closed session to come before the board.

Under Directors Items - District Manager's report: The District Manager reported that last year the District used San Jose Water Company's water data. Due to changes in systems and staff of SJWC, the data was corrupted and 99 WVSD customers were billed incorrectly. Of the 99 customers, 21 customers were under billed for a total of \$5,726.00 and 78 customers were over billed for a total of \$168,524.00. Staff has made corrections and refunds were made to over billed accounts.

WVSD labor agreement is due to expire June 2013. Staff is preparing a report for the Board and will bring it to the Board to be discussed in closed session next month.

Comments on Plant Master Plan CEQA. District Manager asked Sara Olinger for comments on the Plant Master CEQA. Ms. Olinger stated that at the last board meeting the

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District Manager was directed to move forward with various mechanisms to encourage City of San Jose to create rate stabilization and comment on the CEQA Document of the Plant Master Plan. Meyers Nave, the District's CEQA Council, is working on preparing a Comment Letter on the District's behalf. The Comment Letter will be presented consistent with the District's interest in the confines of CEQA. The Comment Letter generally comments on the following issues: (1) whether the project description in the Draft Environmental Impact Report (DEIR) includes all components of Plant Master Plan that are important to the District; (2) whether all impacts of the plan are adequately addressed in DEIR; (3) whether potential alternatives to implanting certain plan components are included and analyzed; and (4) level of detail in analyzing plan elements. The District Manager commented that the main concern to the District is the maintenance of the treatment plant capacity at the highest efficiency. The Comment Letter will be reported at the March 13 meeting.

There being no further items of business, the meeting is adjourned at 6:18 p.m.

Signature on File

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KEN YEAGER, CHAIRPERSON

Attest:

Signature on File

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Secretary