

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

**BOARD OF DIRECTORS MEETING
March 9, 2022**

The Board of Directors of West Valley Sanitation District of Santa Clara County, California, convenes this day in regular session at 5:00 p.m. Pursuant to the provisions of California Governor's Executive Orders No. N-25-20 and N-29-20, which suspend portions of the Brown Act, this meeting will be conducted by teleconference only. No physical location will be available for this meeting. Members of the public may participate in this meeting on Zoom at <https://zoom.us/j/97539642687> or by calling in at 1-669-900-6833 and entering Meeting ID 97539642687# when prompted. This meeting agenda is available online at <http://www.westvalleysan.org/>

Roll Call

1. Present: Directors – Paul Resnikoff, Maria Ristow, Rowena Turner, Mike Wasserman, and Yan Zhao, Chairperson.

Staff: Jon Newby, District Manager and Engineer; Edward H. Oyama, Director of Engineering and Operations; Laura McKinney, District Counsel; Tom Boer and Ann Marie Mortimer, Litigation Counsels; and Lesha Luu, Secretary.

Closed Session

2. Conference with Legal Counsel – regarding existing litigation. (Pursuant to Government Code § 54956.9) Name of case: *County Sanitation District, West Valley Sanitation District, Cupertino Sanitary District, and The City of Milpitas v. The City of San Jose, The City of Santa Clara, and Does 1 Through 50, Inclusive*, Santa Clara Superior Court Case No. 18CV325480.

Convene in Open Session

3. The Board convenes in open session at 5:42 p.m. Nothing to report out.

Oral Communications

4. None.

Written Communications

5. None.

Public Hearings

6. None.

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Unfinished Business

7. None.

Consent Calendar (Items to be taken in one motion)

8. Previous meeting minutes. Approve the minutes for the Regular Board of Directors Meeting on February 9, 2022.
9. Treatment Plant Advisory Committee meeting minutes. Accept the minutes for the Regular Meeting of the Treatment Plant Advisory Committee of the San Jose/Santa Clara Regional Wastewater Facility on November 18, 2021.
10. Investment Report. Approve the report on commingled funds invested by the County of Santa Clara for West Valley Sanitation District, as of January 31, 2022.
11. Consolidated Income and Expense Statement. Approve the Consolidated Income and Expense Statement for the period ended January 31, 2022.
12. Payment of invoices. Approve the payment of invoices for February 10, 2022 to March 9, 2022.
13. Reauthorize virtual meeting. Adopt Resolution No. 22.03.04, A RESOLUTION OF THE BOARD OF DIRECTORS OF THE WEST VALLEY SANITATION DISTRICT REAUTHORIZING TELECONFERENCE MEETINGS PURSUANT TO ASSEMBLY BILL 361 EFFECTIVE MARCH 15 THROUGH APRIL 13, 2022.
14. Proposed Operations Budget for Fiscal Year 2022-2023. Adopt Resolution No. 22.03.05, RESOLUTION OF THE BOARD OF DIRECTORS OF THE WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, SETTING A TIME AND PLACE OF PUBLIC HEARING TO CONSIDER THE ADOPTION OF THE DISTRICT'S PROPOSED OPERATIONS BUDGET FOR FISCAL YEAR 2022-2023. The first hearing is scheduled for April 13, 2022; the second hearing and adoption is scheduled for May 11, 2022.
15. San Tomas Expressway Sewer Rehabilitation Project Re-bid – Award of Construction Contract. Award the construction contract for the San Tomas Expressway Sewer Rehabilitation Project to SAK Construction, LLC. in the amount of \$3,083,650 and authorize \$308,700 contingency allowance for unanticipated changes during the course of the project.
16. Winchester Boulevard Sanitary Sewer Rehabilitation Project – Notice of Completion and acceptance of work. A. Adopt Resolution No 22.03.06, A RESOLUTION ACCEPTING COMPLETION OF WORK AND DIRECTING THE DISTRICT MANAGER AND ENGINEER TO FILE A NOTICE OF COMPLETION FOR THE WINCHESTER BOULEVARD SANITARY SEWER

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REHABILITATION PROJECT. B. Authorize the release of retention in the amount of \$85,641.75 after the filing of the Notice of Completion,

Motion by/Second by: Wasserman/Turner to approve the Consent Calendar Items 8-16.
Motion passed by the following vote:

AYES: Resnikoff, Ristow, Turner, Wasserman, Zhao
NOES: None
ABSENT: None

New Business

17. None.

Directors' Items

18. There were no Directors' reports, announcements, and questions.

19. There were no District Manager's reports.

Adjournment

20. There being no further items of business, the meeting was adjourned at 5:43 p.m. The next Board Meeting is scheduled for April 13, 2022, at 5:00 p.m.

Signature on File

YAN ZHAO, CHAIRPERSON

Attest:

Signature on File

Secretary