

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

**BOARD OF DIRECTORS MEETING
March 13, 2019**

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. at the district office, 100 East Sunnyoaks Avenue, Campbell, California.

Roll Call

1. Present: Directors – Steve Leonardis, Paul Resnikoff, Rowena Turner, Mike Wasserman, and Manny Cappello, Chairperson.

Absent: Director – None.

Staff: Jon Newby, District Manager and Engineer; Edward H. Oyama, Director of Engineering and Operations; John Bakker, District Counsel; and Lesha Luu, Secretary.

Approval of Minutes of Previous Meeting

2. Approve the minutes of the regular meeting of the Board of Directors of February 13, 2019.

Motion by/Second by: Wasserman/Resnikoff and Leonardis to approve the minutes of the previous meeting. Motion passed unanimously.

Oral Communications

3. None.

Written Communications

4. Receipt of District Transparency Certificate of Excellence from the Special District Leadership Foundation.

Reports (Items to be taken in one motion)

5. San Jose/Santa Clara Regional Wastewater Facility: Minutes of the September 13, October 11, and November 8, 2018 regular meetings of the Treatment Plant Advisory Committee.
6. Investment of District funds: Report on commingled funds invested by the County of Santa Clara for West Valley Sanitation District, as of January 31, 2019; and report from County Controller as of December 31, 2018.
7. Consolidated Income and Expense Statement of West Valley Sanitation District for the period ended January 31, 2019.

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Motion by/Second by: Leonardis/Resnikoff to accept the Reports Items 5 to 7. Motion passed unanimously.

Unfinished Business

8. None.

Public Hearings

9. None.

Consent Calendar (Items to be taken in one motion)

10. Approval of payment of invoices, February 14, 2019 – March 13, 2019.

11. Proposed Operations Budget for Fiscal Year 2019-2020. Adopt Resolution No. 19.03.01, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY SETTING A TIME AND PLACE OF PUBLIC HEARING TO CONSIDER THE ADOPTION OF THE DISTRICT'S PROPOSED OPERATIONS BUDGET FOR FISCAL YEAR 2019-2020. The first hearing is scheduled for April 10, 2019; the second hearing and adoption is scheduled for May 8, 2019.

12. Reject proposal received for the Janitorial Services Contract. Reject the sole proposal received for the multi-year Janitorial Services Contract from H&M Services, Inc. (San Jose, CA) on the basis of being unresponsive to the requirements stated in the Request for Proposal documents.

13. University Avenue Sanitary Sewer Rehabilitation Project – Town of Los Gatos encroachment permit fees. Approve payment to the Town of Los Gatos in the amount of \$102,235.03 for the encroachment permit fees associated with the University Avenue Sanitary Sewer Rehabilitation Project.

14. Dispatch Services Agreement with the County of Santa Clara. Authorize the District Manager and Engineer to execute the attached Dispatch Services Agreement with the County of Santa Clara for a five-year term from July 1, 2019 to June 30, 2024 for its proportional share of cost for providing public safety dispatching services.

Motion by/Second by: Wasserman/Leonardis to approve the Consent Calendar Items 10 to 14. Motion passed unanimously.

New Business

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15. Ordinance No. 149 – Revisions to District Chapters 1-4, 6-7, 9-14 of the Ordinance Code following a comprehensive review. A. Introduction and first reading of ORDINANCE NO. 149, AN ORDINANCE OF THE WEST VALLEY SANITATION DISTRICT BOARD OF DIRECTORS, AMENDING CHAPTERS 1, 2, 3, 4, 6, 7, 9, 10, 11, 12, 13 AND 14 OF THE DISTRICT’S ORDINANCE CODE. B. Schedule second reading and adoption of Ordinance No. 149 on April 10, 2019.

Motion by/Second by: Turner/Resnikoff to approve the first reading of Ordinance No. 149 and schedule second reading and adoption of Ordinance 149 on April 10, 2019. Motion passed unanimously.

16. Board of Directors’ order of business. ADOPT RESOLUTION NO. 19.03.02, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, ESTABLISHING THE ORDER OF BUSINESS OF THE BOARD OF DIRECTORS MEETING.

Motion by/Second by: Wasserman/Leonardis to approve and adopt Resolution No. 19.03.02. Motion passed unanimously.

Closed Session

17. The Board adjourns at 5:04 p.m. to closed session – Conference with Labor Negotiators (Pursuant to Government Code Section 54957.6). Agency designated representatives: Jesse Lad, Meyers Nave; Employee organizations: Northern California Regional Council of Carpenters, The Carpenters 46 Northern California Counties Conference Board and Their Affiliated Local Unions. The following directors were present: Manny Cappello, Steve Leonardis, Paul Resnikoff, Rowena Turner and Mike Wasserman.

18. 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.

Reconvene in Open Section

19. The Board reconvenes in open session at 5:27 p.m. Nothing to report out.

Directors’ Items

20. The Board has requested staff to do a survey of agencies for the current Board Member compensation per meeting and direct staff to report back on the findings.

The Board elected to change the April 10, 2019 meeting time to 5:00 p.m.

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Motion by/Second by: Resnikoff/Turner to begin the April 10, 2019 Board Meeting at 5:00 p.m. rather than 6:00 p.m. Motion passed unanimously.

21. There were no District Manager's report.

Adjournment

22. There being no further items of business, the meeting was adjourned at 5:30 p.m. The next Board Meeting is scheduled for April 10, 2019, at 5:00 p.m.

Signature on File

E. MANNY CAPPELLO, CHAIRPERSON

Attest:

Signature on File

Secretary