

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

**BOARD OF DIRECTORS MEETING**

**April 10, 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: Marshall Anstandig, Steven Leonardis, Mike Kotowski alternate for 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; Steve Meyers, District Counsel; and Lesha Luu, Secretary.

The minutes of the previous meeting are approved as presented.

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: Amended minutes of the February 14, 2013 regular meeting and minutes of the March 25, 2013 special 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 February 28, 2013.

Consolidated Income and Expense Statement of West Valley Sanitation District for the period ended February 28, 2013.

Status update on the District Strategic Plan.

The reports are accepted.

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

Public Hearings

Public hearing to consider the adoption of Resolution No. 13.04.05, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, APPROVING CONTINUATION OF THE HILLSIDE MAINTENANCE ZONE FEE. The resolution continues the collection of \$50.00 per year for each connected parcel in the hillside zone in Fiscal Year 2013-2014.

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**BOARD OF DIRECTORS MEETING  
APRIL 10, 2013 (Continued)**

Public Hearing to consider the adoption of WEST VALLEY SANITATION DISTRICT PROPOSED OPERATIONS BUDGET FOR FISCAL YEAR 2013-2014. This is the first of two public hearings to consider the proposed budget. The second hearing and adoption is scheduled for May 8, 2013. Mr. Ken Spice, resident in WVSD district was present to speak on the notice of rate increases he had received in the mail. Mr. Spice complimented the District Manager on his involvement in the San Jose Water Pollution Control Plant issues by raising his concern and voiced that he shared the District Manager's concerns of rate stabilization, setting priorities, and financing plans for infrastructure improvements. Mr. Spice shared that the District is doing the right thing but must educate the public more on the rate increase and Proposition 218. The District Manager reported that the most substantial change on the budget is the major increases in the capital budget for the San Jose Water Pollution Control Plant and a District renovation project that has been planned for the last four year and is currently in the design stage. The budget also included two to three percent increases in the District's operating cost and a minor increase in the operating cost for the San Jose Water Pollution Control Plant. Following the reports, the hearing is continued to the meeting of May 8, 2013.

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

Approval of payment of invoices, March 14, 2013 – April 10, 2013.

Adoption of Resolution No. 13.04.06, RESOLUTION SETTING TIME AND PLACE OF HEARING TO CONSIDER PLACING DELINQUENT FEES AND CHARGES FOR FISCAL YEAR 2013-2014 ON THE TAX ROLL. Resolution sets June 12, 2013, as the date of hearing.

Adoption of RESOLUTION NO. 13.04.07 ACCEPTING WORK AND DIRECTING THE DISTRICT MANAGER AND ENGINEER TO FILE NOTICE OF COMPLETION for Congress Springs Road Sanitary Sewer Repair Project and authorize the release of retention in the amount of \$14,644.50 to Pacific Underground Construction, Inc., sixty days after the recordation of Notice of Completion.

Adoption of Resolution No. 13.04.08, RESOLUTION ACCEPTING SEWERAGE SYSTEM SITUATED WITHIN WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY. Resolution to accept sewer system for maintenance by the district for Tract 9996, Sequoia Court, Los Gatos, CA., constructed by LG National, LLC.

Consent Calendar is approved unanimously.

New Business: Introduction of ORDINANCE No. 144, AN ORDINANCE OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY AMENDING SECTION 10.060 OF THE DISTRICT'S ORDINANCE CODE RELATING TO SEWER SERVICE AND USE CHARGES. The noticed public hearing, second hearing and adoption is scheduled for May 8, 2013. District Manager commented that the District has received 20 inquiries and 49 written protests as of this date and all information can be found on the WVSD website under the public

notice icon. Director Page suggested the District works with the city clerk's offices by posting the public hearing notices on the cities' public notice channels. Director Anstandig will contact the San Jose Mercury News to potentially publish the hearing information in the newspaper. The Board directed the District Manager to prepare and give a presentation at the May 8 meeting prior to the hearing. Board moved to conduct second reading of Ordinance No. 144 to May 8 and proceed to public hearing at that point.

Closed Session: The board adjourns at 6:20 p.m. to closed session for a status update on Labor Negotiation (Pursuant to Government Code Section 54957.6). Agency designated representatives: Jesse Lad, Meyers Nave; Employee organizations: Northern California Carpenters Regional Council, Carpenters 46 Counties Conference Board.

The board reconvenes at 6:22 p.m. with no reportable action.

There are no directors' items.

District Manager's report. District Manager reported that LAFCO is conducting a District Service Review and WVSD is in the first stage of completing the Request for Information. LAFCO is scheduled to complete the study in August 2013.

There being no further items of business, the meeting is adjourned at 6:24 p.m.

Signature on File

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KEN YEAGER, CHAIRPERSON

Attest:

Signature on File

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Secretary