

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

**BOARD OF DIRECTORS MEETING
May 8, 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 April 10, 2019.

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

Oral Communications

3. None.

Written Communications

4. None.

Reports (Items to be taken in one motion)

5. San Jose/Santa Clara Regional Wastewater Facility: Minutes of the February 14, 2019 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 March 31, 2019.
7. Consolidated Income and Expense Statement of West Valley Sanitation District for the period ended March 31, 2019.

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

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

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May 8, 2019**

Unfinished Business

8. None

Public Hearings

9. Second Public Hearing to consider the adoption of the District Proposed Budget for Fiscal Year 2019-2020. A. Open the hearing and receive comments on the West Valley Sanitation District Proposed Budget for Fiscal Year 2019-2020. B. Adopt Resolution No. 19.05.05, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, ADOPTING AN OPERATING BUDGET FOR FISCAL YEAR 2019-2020 BY RATIFYING ESTIMATES OF REVENUES TO BE RECEIVED IN SUCH FUNDS AND APPROPRIATING MONIES THEREFROM FOR SPECIFIED ACTIVITIES AND ACCOUNTS AND SETTING FORTH THE CONDITIONS OF ADMINISTERING THE BUDGET, to produce the Fiscal Year 2019-2020 Adopted Budget. The Public Hearing is opened. No public comment has been received.

Motion by/Second by: Leonardis/Turner to close the public hearing and adopt Resolution No. 19.05.05, adopting the Operating Budget for Fiscal Year 2019-2020. Motion passed unanimously.

Consent Calendar (Items to be taken in one motion)

10. Approval of payment of invoices, April 11, 2019– May 8, 2019. Approve the payment of invoices.

11. Finding and ratification of sewer service rate increase. Motion to make finding that the proposed Fiscal Year 2019-2020 rate increase is not in excess of the revenue needs of the West Valley Sanitation District and ratify the sewer service and use charges of Fiscal year 2019-2020 as previously adopted and as detailed in Section 10.060 of the Ordinance Code.

12. Surplus vehicle sale – MV67, MV75, and MV77. Authorization to sell the surplus vehicles identified as MV67 (2002 Vactor Combination Sewer Cleaner), MV75 (2007 Ford Ranger), and MV77 (2007 Ford Focus Wagon) through First Capitol Auction, Inc. (Vallejo, CA) to the highest bids received.

Motion by/Second by: Wasserman/Resnikoff to accept the Consent Calendar Items 10 to 12. Motion passed unanimously.

New Business

13. Ordinance No. 150 – Adjustments to Compensation of Board Members. A. Waive reading and introduce ORDINANCE NO. 150, AN ORDINANCE OF THE WEST VALLEY SANITATION DISTRICT BOARD OF DIRECTORS AMENDING SECTION 2.030 OF THE DISTRICT’S ORDINANCE

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

**BOARD OF DIRECTORS MEETING
May 8, 2019**

CODE REGARDING COMPENSATION OF BOARD MEMBERS. B. Schedule a public hearing and adoption of Ordinance No. 150 on June 12, 2019.

District Counsel reported the maximum amount could be increased is \$210 per meeting, based on current amount of \$150 with 5% increase per year without compounding since the last change. Staff proposed the Board to waive the reading and introduce the Ordinance at this meeting. Staff will publish a public hearing notice. The item will be reported back at the next meeting for public hearing and final adoption. The ordinance will be effective 60 days after the adoption. It was noted that the increase appears to be a high percentage. However, the proposed increase amount is less than what the stipend was ten years ago, which was \$307 prior to February 2011.

Motion by/Second by: Leonardis/Resnikoff to waive reading and introduce Ordinance No. 150 and schedule a public hearing and adoption of the Ordinance on June 12, 2019. Motion passed unanimously.

Closed Session

14. 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.

15. 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

16. The Board reconvenes in open session at 5:36 p.m. Nothing to report out.

Directors' Items

17. There were no Directors' report, announcements, and questions.

18. There were no District Manager's report.

Adjournment

**WEST VALLEY SANITATION DISTRICT
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**BOARD OF DIRECTORS MEETING
May 8, 2019**

19. There being no further items of business, the meeting was adjourned at 5:37 p.m. The next Board Meeting is scheduled for June 12, 2019, at 5:00 p.m.

Signature on File

E. MANNY CAPPELLO, CHAIRPERSON

Attest:

Signature on File

Secretary