

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

**BOARD OF DIRECTORS MEETING
June 12, 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.

Oral Communications

2. None.

Written Communications

3. None.

Public Hearings

4. Public hearing and adoption of ORDINANCE NO. 150, AN ORDINANCE OF THE WEST VALLEY SANITATION DISTRICT BOARD OF DIRECTORS AMENDING SECTION 2.030 OF THE DISTRICT ORDINANCE CODE REGARDING COMPENSATION OF BOARD MEMBERS. The Public Hearing is opened. No public comment has been received.

Motion by/Second by: Leonardis/Wasserman to close the public hearing and adopt Ordinance No. 150, an ordinance of the West Valley Sanitation District Board of Directors amending Section 2.030 of the District code regarding compensation of board members. Motion passed unanimously. Refer to Item No. 24 for note to correct.

Unfinished Business

5. None

Consent Calendar (Items to be taken in one motion)

6. Approval of minutes of previous meeting.

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7. Investment of District funds: Report on commingled funds invested by the County of Santa Clara for West Valley Sanitation District, as of April 30, 2019 and report from County Controller as of March 31, 2019.
8. Consolidated Income and Expense Statement of West Valley Sanitation District for the period ended April 30, 2019.
9. Approval of payment of invoices, May 9, 2019 – June 12, 2019.
10. Status report on District goals and manager’s objectives.
11. Reauthorization of the retiree medical benefits for Fiscal Year 2019-2020. Approve the renewal of the Post-Retirement Health Insurance Benefits Policy for Fiscal Year 2019-2020, setting the maximum monthly benefit at \$725.68, the lowest-cost plan available to the District for each eligible retiree.
12. July – December 2019 Board Meeting schedule. Adopt the proposed Board Meeting schedule for July - December 2019, including the cancellation of the July meeting. Correction to be made to November meeting schedule. District Board Meeting is on Wednesday, November 13, 2019 and Treatment Plan Advisory Committee is on Thursday, November 14, 2019.
13. California Association of Sanitation Agencies Conference, August 21-23, 2019, in San Diego. Authorize directors and executive staff to attend the California Association of Sanitation Agencies Conference, August 21-23, 2019, in San Diego, California.
14. Fiscal Year 2019-2020 blanket purchase orders. Approve the issuance of Fiscal Year 2019-2020 Blanket Purchase Orders of \$35,000 and above to the following vendors for the amounts shown.
 - Bartle Wells Associates - \$60,000
 - DKF Solutions Group, LLC - \$65,000
 - Owen Equipment Sales - \$45,000
 - WECO Industries, LLC - \$75,000
15. Surplus vehicle sale – MV78. Authorization to sell surplus vehicle identified as MV78 (2008 Ford Fusion) through First Capitol Auction, Inc. (Vallejo, CA) to the highest bid received.

Motion by/Second by: Wasserman and Leonardis/Resnikoff to accept the Consent Calendar Items 6 to 15 with correction made on item 12. Motion passed unanimously.

Closed Session

16. The Board adjourns at 5:02 p.m. to close session – 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*

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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. The following directors were present: Manny Cappello, Steve Leonardis, Paul Resnikoff, Rowena Turner and Mike Wasserman.

17. Evaluation of Public Employment pursuant to Government Code Section 54957(6). Agency designated representatives: Ad Hoc Subcommittee – Director Manny Cappello and Director Paul Resnikoff. Employee: District Manager and Engineer.

Reconvene in Open Session

18. The Board reconvenes in open session at 5:13 p.m. Nothing to report out.

New Business

19. Amendment to District’s Merit System Rules and Personnel Practices. Adopt Resolution No. 19.06.06, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, AMENDING THE MERIT SYSTEM RULES AND PERSONNEL PRACTICES OF THE WEST VALLEY SANITATION DISTRICT BOARD OF DIRECTORS AMENDING THE MERIT SYSTEM RULES AND PERSONNEL PRACTICES.
20. Approval of memoranda of understanding with the District’s two represented employee bargaining units, effective July 1, 2019 through June 30, 2023. A. Adopt Resolution No. 19.06.07, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, AND THE NORTHERN CALIFORNIA REGIONAL COUNCIL OF CARPENTERS, THE CARPENTERS 46 NORTHERN CALIFORNIA COUNTIES CONFERENCE BOARD AND THEIR AFFILIATED LOCAL UNIONS, EFFECTIVE JULY 1, 2019 THROUGH JUNE 30, 2023: OPERATIONS/MAINTENANCE UNIT AND CLERICAL/TECHNICAL SUB-GROUP. B. Adopt Resolution No. 19.06.08, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, AND THE NORTHERN CALIFORNIA REGIONAL COUNCIL OF CARPENTERS, THE CARPENTERS 46 NORTHERN CALIFORNIA COUNTIES CONFERENCE BOARD AND THEIR AFFILIATED LOCAL UNIONS, EFFECTIVE JULY 1, 2019 THROUGH JUNE 30, 2023: PROFESSIONAL AND SUPERVISORY UNIT.
21. Report of Ad Hoc Subcommittee on District Manager’s performance and consideration of compensation adjustments. Adopt Resolution No. 19.06.09, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, AMENDING THE DISTRICT MANAGER AND ENGINEER’S EMPLOYMENT AGREEMENT TO REVISE SECTION 5.1, RELATED TO SALARY, EFFECTIVE JULY 1, 2019. The amended agreement adjusts the compensating for the District Manager and Engineer by 3.5% increase to the salary beginning with the first pay period in Fiscal Year 2019-2020. The annual salary will be \$279,133.22.

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22. Recommendation of compensation for unrepresented employees. Adopt Resolution No. 19.06.10, RESOLUTION OF THE BOARD OF DIRECTORS OF WEST VALLEY SANITATION DISTRICT OF SANTA CLARA COUNTY, CALIFORNIA, AMENDING THE COMPENSATION PLAN FOR THE WEST VALLEY SANITATION DISTRICT MANAGEMENT (UNREPRESENTED) EMPLOYEES, EFFECTIVE JULY 1, 2019. Adjusting the compensation for the Director of Administration and Information Services and the Director of Engineering and Operation by 3.5% increase to salary beginning with the first pay period in Fiscal Year 2019-2020.
23. Strategic plan and objectives for Fiscal Year 2019-2020. Adopt the Annual Objectives and Action Items for Fiscal Year 2019-2020.

Motion by/Second by: Leonardis/Resnikoff to approve items 19 to 23 in one motion, adopt Resolutions No. 19.06.06, 19.06.07, 19.06.08, 19.06.09, 19.06.10, and the annual Objectives and Actions Items for Fiscal Year 2019-2020 with note on item 21, the District Manager and Engineer's compensation will be increased by 3.5% for an annual salary of \$279,133.22 beginning July 1, 2019. Motion passed unanimously.

Directors' Items

24. Directors' reports, announcements, and questions. The Board directed staff to place an amendment to ordinance No. 150 on the consent calendar of the August agenda that includes a description of the history of board compensation, in particular noting that Board compensation was reduced from \$307 to \$150 per meeting in February of 2011.
25. District Manager's report. The District Manager invited the Board of Directors to the District's performance recognition luncheon on Thursday, July 11th at 11:30 a.m.

Adjournment

26. There being no further items of business, the meeting was adjourned at 5:24 p.m. The next Board Meeting is scheduled for August 14, 2019, at 5:00 p.m.

Signature on File

E. MANNY CAPPELLO, CHAIRPERSON

Attest:

Signature on File

Secretary