

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

**BOARD OF DIRECTORS MEETING  
October 9, 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; Laura McKinney, District Counsel; and Lesha Luu, Secretary.

**Oral Communications**

2. None.

**Written Communications**

3. None.

**Public Hearings**

4. None.

**Unfinished Business**

5. None.

**Consent Calendar** (Items to be taken in one motion)

6. Previous meeting minutes. Approve the minutes for the Regular Board of Directors Meeting on September 11, 2019.
7. Payment of invoices. Approve the payment of invoices for September 12, 2019 to October 9, 2019.

Motion by/Second by: Resnikoff/Leonardis to approve the Consent Calendar Items 6 and 7.  
Motion passed unanimously.

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**New Business**

8. Budget Modification for Fiscal Year 2019-2020. Accept the amendments and approve the Modified Budget for Fiscal Year 2019-2020. The District Manager and Engineer reported that the total adjustments to the Adopted Budget included \$10.5 million increase in revenue and \$5.5 million increase in expenditures. The increase in revenue is primarily due to revising the bond proceeds from \$18 million to \$27 million, increasing interest income, and including an estimate for the San Jose/Santa Clara Regional Treatment Plant third quarter credit. The expenditures increase included \$18,581 in salaries and employee benefits mainly associated with under estimated of pension contribution in the Adopted Budget, \$3.9 million in Maintenance and Operation for the payoff of 2010 revenue bonds, and \$1.5 million in CIP as a result of joint sewer lines funding carryover from prior year. All questions and concerns of the Board were answered by staff.

Motion by/Second by: Resnikoff/Leonardis to accept the amendments and approve the Modified Budget for Fiscal Year 2019-2020. Motion passed unanimously.

**Closed Session**

9. The Board adjourns at 5:05 p.m. to closed 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 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.

**Reconvene in Open Session**

10. The Board reconvenes in open session at 5:40 p.m. Nothing to report out.

**Directors' Items**

11. There were no Director's reports, announcements, and questions.
12. District Manager's report. The District Manager will be on vacation from October 14<sup>th</sup> to October 24<sup>th</sup>.

**Adjournment**

13. There being no further items of business, the meeting was adjourned at 5:41 p.m. The next Board Meeting is scheduled for November 13, 2019, at 5:00 p.m.

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Signature on File

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E. MANNY CAPPELLO, CHAIRPERSON

Attest:

Signature on File

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Secretary