

1. CALL TO ORDER

President Yoder called the meeting to order at 7:00 pm.

2. ROLL CALL

Directors Present: Rebecca Yoder, Ken Colson, Michelle Kaelker-Boor, Rene Prupes, Procopio Sclafani

Directors Absent: None

Counsel Present: Steven Baird, Atkinson Farasyn LLP (by phone conference)

Staff: Benjamin Porter (District Manager), Richard Tanaka, Mark Thomas

Visitors: None

3. APPROVAL OF AGENDA

Motion: To approve the Agenda by moving Item 9C to after Item 5 Closed Session.

Move: Prupes **Second:** Sclafani

Board vote: **Ayes,** Yoder, Colson, Kaelker-Boor Prupes, Sclafani
Noes, None
Absent,

4. PUBLIC COMMENTARY

3.A. Visitor Commentary – None.

3.B. Agency Representatives – None.

3.C. Board Commentary – Director Kaelker-Boor inquired about the requirements of filling a Board position.

5. CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL –EXISTING LITIGATION

Paragraph (1) of Subdivision (d) of Section 54956.9 Name of Case: County Sanitation District 2-3, West Valley Sanitation District, Cupertino Sanitary District, Burbank Sanitary District and the City of Milpitas v. The City of San Jose, The City of Santa Clara, and Does 1 through 50 inclusive

Closed session discussion commenced at 7:12 pm and ended at 7:22 pm. No reportable action taken at the closed session.

9. OLD BUSINESS (Moved Item)

9.C. Recruitment/Replacement of Board Members.

Board discussed the recruitment and replacement of Board Members. Director Kaelker-Boor and Director Prupes will stay on Board. District Counsel will look into options for alternate Board Members position.

6. CONSENT CALENDAR

6.A. Approval of Minutes from the Regular Meeting of August 21, 2018

Motion: To Approve Meeting Minutes from the Regular Meeting of August 21, 2018.

Move: Sclafani **Second:** Prupes

Board vote: **Ayes,** Yoder, Colson, Prupes, Sclafani
Noes, None
Absent, None
Abstain, Kaelker-Boor

7. WARRANTS

7.A. Approval of Warrants

1. Mark Thomas (District Management Services and BSD CIPs)
2. First Tech Federal Credit Union (Board of Directors Payroll)
3. Ezot, Inc. (District Website Hosting Fee)

Motion: To Approve three (3) warrants as listed.

Move: Sclafani **Second:** Prupes

Board vote: **Ayes,** Yoder, Colson, Kaelker-Boor, Prupes, Sclafani
Noes, None
Absent, None
Abstain, None

8. NEW BUSINESS

8.A. Operations Code

Manager Porter reported that he will bring sections of the Operations Code to the Board meetings for discussion.

8.B. Master Plan Update

The Board and staff discussed the contents of the BSD Master Plan, which will consist of the CIP Master Plan and historical documents.

8.C. Transparency Certificate Renewal.

Manager Porter reported that staff is working on the Transparency Certificate Renewal.

8.D. District Insurance Renewal Policies & Summaries.

Board reviewed the District Insurance Renewal Policies and Summaries.

8.E. Sanitation District Role on Garbage Collection.

Board discussed the Sanitation District Role on garbage collection. Board also discussed where the garbage bin should be put and how long it can stay. Staff will look into the ordinance or resolution for the more information.

9. OLD BUSINESS

9.A. GreenWaste Recovery, Inc. – 1) Education Outreach Follow Up. 2) April – June 2018 Quarterly Report.

9.A.1. Education Outreach Follow Up

Board discussed Clean Recycling methods. The following items were also discussed.

- Development of goals
- Long Term Strategy
- Partnerships
- Pilot Programs

9.A.2. April – June 2018 Quarterly Report

Board reviewed the April – June 2018 Quarterly Report.

9.B. San Jose Joint Use Agreement Follow Up.

Manager Porter presented the exhibit for annexation from 1981 verses present, illustrating the sequence of annexations.

10. SUBCOMMITTEE REPORT

10.A. Recruitment Subcommittee Update

No update

11. HOUSEKEEPING ITEMS

11.A. Update on Housekeeping Items.

No update

11.B. Agenda Item for next upcoming meeting

- Operations Code
- Solid Waste Issue Discussion
- BSD Master Plan
- Transparency
- Ethics Training

12. ADJOURNMENT

Motion: To adjourn meeting at 8:36 pm.

Move: Kaelker-Boor **Second:** Prupes

Board vote: **Ayes,** Yoder, Colson, Kaelker-Boor, Prupes, Sclafani
 Noes, None
 Absent, None
 Abstain, None

Approved: September 18, 2018

Respectfully Submitted,

Mark Thomas & Company, Inc.

Rebecca Yoder, President

District Manager
Benjamin T. Porter, PE