

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: None.
Staff: Benjamin Porter (District Manager), Richard Tanaka, Sasha Dansky, Mark Thomas
Visitors: None

3. APPROVAL OF AGENDA

Motion: To approve the Agenda.

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

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

4. PUBLIC COMMENTARY

- 4.A. Visitor Commentary – None.
- 4.B. Agency Representatives – Sasha Dansky presented transition plan for Mark Thomas & Co. Inc.
- 4.C. Board Commentary – None.

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 7:05 pm and ended at 7:25 pm. No reportable action taken at the closed session.

6. CONSENT CALENDAR

- 6.A. Approval of Minutes from the Regular Meeting of November 20, 2018

Motion: To Approve Meeting Minutes from the Regular Meeting of November 20, 2018.

Move: Colson **Second:** Sclafani

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

7. OLD BUSINESS

7.A. Operations Code.

Board and staff discussed and reviewed section 6 of the Operations Code. Policies regarding other uses such as Airbnb and daycare centers were also discussed.

7.B. Master Plan Update

Board reviewed the annexation research memo. Staff to upload the updated map to the District's website.

7.C. Recruitment/Replacement of Board Members – Review and Approve Resolution No. 270.

Board reviewed and approved Resolution No.270. Differences between consultant versus employee were discussed as well as other contract language and requirements. Specifically, the termination clause was discussed.

Motion: To approve Resolution No. 270

Move: Yoder **Second:** Sclafani

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

7.D. Annual Mainline/Lateral Maintenance Update.

Manager Porter presented two types of agreements: one for On-call Service Agreements and one for a one-time Contract Services Agreement.

Motion: Authorize District Manager to sign Service Agreements and Contract Agreement

Move: Colson **Second:** Sclafani

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

7.E. Waste Stream Reduction

Director Prupes discussed the importance of education and outreach to inform residents clean recycling with no contamination. Board suggested to agendize this item on a quarterly basis and would like to invite Kevin from GreenWaste to attend the meeting in January.

8. SUBCOMMITTEE REPORT

8.A. Recruitment Subcommittee Update

No update.

9. HOUSEKEEPING ITEMS

9.A. Update on Housekeeping Items.

No update.

9.B. Agenda Item for next upcoming meeting

- Potential annexation of service area bounded by Bascom Avenue, W. San Carlos Street and two freeways currently being served by West Valley Sanitation District

10. ADJOURNMENT

Motion: To adjourn meeting at 8:40 pm.

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

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

Approved: December 18, 2018

Respectfully Submitted,

Mark Thomas & Company, Inc.

Rebecca Yoder, President

District Manager
Benjamin T. Porter, PE