

1. CALL TO ORDER

President Yoder called the meeting to order at 7:05 pm.

Call to Order

2. ROLL CALL AND APPROVAL OF AGENDA

Directors Present: Michael Yoder, John Marke, Soren Spies, Bruce Smith, Keri Russo
Directors Absent: None
Counsel Present: None
Staff: Donald Toy, Mark Thomas & Company, Inc.

Roll Call and
Approval of
Agenda

Motion: To approve the agenda.

Move: Spies **Second:** Marke

Board vote: **Ayes,** Yoder, Marke, Spies, Smith, Russo **Noes,** None
Absent, None

3. PUBLIC COMMENTARY

- A. Visitor Commentary – None.
- B. Agency Representatives – Staff reported that District Inspector, Larry Mercado, will be retiring at the end of February.
- C. Board Commentary – None.

Public
Commentary

4. CONSENT CALENDAR

Motion: To Approve Minutes from the Special Meeting of 12/14/10.

Move: Marke **Second:** Spies

Board vote: **Ayes,** Yoder, Marke, Spies, Smith **Noes,** None
Abstain, Russo

Consent
Calendar

5. WARRANTS

- A. Approval of Warrants.

- 1. Enviro-Commercial Sweeping, Inc. District Street Sweeping Services.
- 2. Mark Thomas & Company, Inc. District Management Services.
- 3. Addison Avenue Credit Union. Board of Directors Payroll.
- 4. Meyers Nave. District Legal Services.
- 5. Roto-Rooter. Lateral Stoppage Services.
- 6. City of San Jose. FY2010-11 Q3 O&M and Capital Billing.
- 7. Santa Clara County Integrated Waste Management. Oct-Dec10 Quarterly Payment.

Warrants

Motion: To approve seven (7) warrants as listed.

Move: Spies **Second:** Smith

Board vote: **Ayes,** Yoder, Marke, Spies, Smith, Russo **Noes,** None
Absent, None

6. NEW BUSINESS

New Business

- A. 2011 Calendar. Staff reviewed the 2011 calendar of events with the Board. Staff was directed to prepare a quarterly update for review along with the financial report.
- B. FY 2011-12 Sewer Service Charge Rate Increase. Staff reported that the last year of the three-year rate increases (per Ordinance No. 58) had expired and any rate increases for FY 2011-12 would need to be addressed now. The automatic CPI Index increase clause in the ordinance is not applicable due to lack of specific language and would still be subject to the provisions of Proposition 218. Staff noted that treatment plant fees will continue to increase in the next five years and recommended that the Board approve annual rate increases to keep up with the rising costs. The Finance Subcommittee will review the audit reports for the past four years to determine the District's position and recommend a course of action at the next meeting.
- C. Spring Clean Up Day 2011. Staff has been in contact with GreenWaste Recovery and recommended that the Spring Clean Up Day be scheduled for Saturday, May 14, 2011. Staff will work with GWR to coordinate the event and possibly include a free compost giveaway.

7. OLD BUSINESS

Old Business

- A. Garbage Violations. Staff reported that the owner of 490 Laswell has been cooperative in trying to resolve the ongoing garbage issue at his property. Separate GWR accounts are active for all four tenants.
- B. FY 2010-11 Preventative Maintenance. Staff reported that the City of San Jose has not contacted the District regarding the status of the videotaping of the sewer main on West San Carlos to assess the condition. Staff will contact the City for an update.

8. SUBCOMMITTEE REPORTS

Subcommittee Reports

- A. Director Spies reported that the District website is up to date.

9. ADJOURNMENT:

Adjournment

The next Regular Board meeting will be held on Tuesday, February 15, 2011 at 7:00pm.

Motion: To adjourn meeting.

Move: Marke **Second:** Smith

Board vote: **Ayes,** Yoder, Marke, Spies, Smith, Russo **Noes,** None

Absent, None

Approved: February 15, 2011

Respectfully Submitted,
Mark Thomas & Company, Inc.

Michael E. Yoder, President

District Manager – Engineer
Donald Toy, Administrator