

1. CALL TO ORDER

President Carpenter called the meeting to order at 7:30pm.

Call to Order

2. ROLL CALL AND APPROVAL OF AGENDA

Directors Present: Joe Carpenter, Lisa Post, John Marke, and Soren Spies
Directors Absent: Michael Yoder
Counsel Present: Bryan Otake (via telephone)
Staff: Donald Toy (Mark Thomas & Company, Inc.)

Roll Call and
Approval of
Agenda

Motion: To approve the agenda.

Move: Marke **Second:** Post

Board vote: **Ayes,** Carpenter, Post, Marke, Spies **Noes,** None
Absent, Yoder

3. PUBLIC COMMENTARY

- A. Visitor Commentary – None.
- B. Agency Representatives – Staff distributed the District business cards to the Directors.
- C. Board Commentary – None.

Public
Commentary

4. CONSENT CALENDAR

- A. Approval of Minutes. Approve minutes from the Regular Meetings of 02/15/07 and 03/01/07.

Consent
Calendar

Motion: To approve minutes from Regular Meeting of 02/15/07.

Move: Spies **Second:** Marke

Board vote: **Ayes,** Carpenter, Post, Spies, Marke **Noes,** None
Absent, Yoder

Motion: To approve minutes from Regular Meeting of 03/01/07.

Move: Spies **Second:** Post

Board vote: **Ayes,** Post, Spies, Marke **Noes,** None
Abstain, Carpenter **Absent,** Yoder

5. WARRANTS

Warrants

- A. Approval of four (4) warrants:

- 1. USE Credit Union. Board Payroll.
- 2. Mark Thomas & Company, Inc. District Inspection Services.
- 3. Jim Watkins, CPA. FY 2005-06 MD&A Services.
- 4. City of San Jose. Third Quarter FY 2006-07 Treatment Plant O&M.

Motion: To approve four (4) warrants.

Move: Post **Second:** Spies

Board vote: **Ayes,** Carpenter, Post, Spies, Marke **Noes,** None
Absent, Yoder

6. REPORTS

Reports

A. Solid Waste Consultant Services. Staff reported that the solid waste consultant, R3 Consulting, along with staff and counsel would be meeting with two of the three candidates, GreenWaste Recovery, Inc., and Stevens Creek Disposal, on Monday, March 20, 2007, to clarify any outstanding issues and questions from each hauler. Staff reported that Mission Trail Waste Systems did not intend to resubmit a revised proposal and would effectively eliminate them from the running. District counsel stated that the objective was to complete the review and based on R3's recommendation, a Letter of Intent (LOI) would be issued, along with a draft franchise agreement, to the first rank candidate. Counsel also recommended that the Board subcommittee, staff and consultants should begin contract negotiations after the LOI was executed. Director Spies requested that the Board review R3's report and recommendation. President Carpenter stated that prior Board approval allowed for the subcommittee to review all of R3's reports and recommendations and take appropriate action as needed to expedite the franchise agreement process.

Motion: To allow the subcommittee to work with staff and R3 to rank the qualified candidates and enter into negotiations with the first rank candidate.

Move: Spies

Second: Marke

Board vote:

Ayes, Carpenter, Post, Spies, Marke

Noes, None

Absent, Yoder

7. SUBCOMMITTEE REPORTS

Subcommittee
Reports

A. President Carpenter reported that staff, counsel, and the subcommittee had met via teleconference to discuss the initial proposals received from the three companies. Additional information from the upcoming meetings with the haulers would allow the subcommittee and R3 to make final recommendations.

8. ADJOURNMENT: Next Meeting: *Thursday, April 5, 2007*

Adjournment

Motion: To adjourn meeting.

Move: Marke

Second: Spies

Board vote:

Ayes, Carpenter, Post, Spies, Marke

Noes, None

Absent, Yoder

Approved: April 5, 2007

Respectfully Submitted,

Mark Thomas & Company, Inc.
District Manager – Engineer

Joe Carpenter, President

Donald Toy
Administrator