

7. OLD BUSINESS (continued)

President Carpenter directed staff to contact counsel and have Mr. Otake review the contract and attend the next meeting to offer a suggest course of action.

Old Business
(continued)

4. CONSENT CALENDAR

A. Approval of Minutes. Approve Minutes from Regular Meeting of 08/17/06.

Consent
Calendar

Motion: To approve minutes from Regular Meeting of 08/17/06, with noted changes.

Move: Yoder **Second:** Spies

Board vote: **Ayes,** Carpenter, Yoder, Spies **Noes,** None

Abstain, Post, Marke

5. WARRANTS

A. Approval of Five (5) Warrants:

1. USE Credit Union. Board Payroll.
2. ABLE Underground Construction Inc. Preventative Maintenance.
3. LMGW CPAs. Auditing Services.
4. Meyers Nave. Legal Services.
5. Mark Thomas & Company, Inc. District Management Services.

Warrants

Motion: To approve five (5) warrants.

Move: Spies **Second:** Marke

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

Absent, None

6. REPORTS

A. Luther Burbank School District. Staff reported that the sewer service charge billing letter for the Luther Burbank School District (LBSD) had been prepared and was ready for Board and counsel review. President Carpenter directed staff to have counsel review the letter prior to sending.

B. FY 2004-05 Final Audit Report. Staff presented copies of the final audit report for FY 2004-05 and reported that the audit for FY 2005-06 was to begin in the next week. Additionally, the three-year contract between the District and Dunham & Watkins, CPAs, had expired and staff would prepare proposal requests from several firms to perform the MD&A reporting tasks for the next three years.

Reports

8. NEW BUSINESS

A. Santa Clara County Integrated Waste Management Program (IWM). Staff reported that management from the IWM proposed a five year renewal of the current Memorandum of Understanding between the District and the Santa Clara County Integrated Waste Management Program. President Carpenter directed staff to have counsel review the MOU and offer recommendations. Additionally, counsel should recommend whether a provision for annexation be included in the new MOU.

New Business

8. NEW BUSINESS (continued)

Motion: To have counsel review the current MOU and present the Board with recommendations on the renewal of the MOU.

Move: Marke **Second:** Post

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

New Business
(continued)

9. ADJOURNMENT: Next Regular Meeting: *Thursday, September 21, 2006*

Motion: To adjourn meeting.

Move: Yoder **Second:** Spies

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

Adjournment

Approved: September 21, 2006

Respectfully Submitted,

Mark Thomas & Company, Inc.
District Manager – Engineer

Joe Carpenter, President

Donald Toy
Administrator