

1. CALL TO ORDER

Call to Order

Acting President Post called the meeting to order at 7:40pm.

2. ROLL CALL AND APPROVAL OF AGENDA

Roll Call and
Approval of
Agenda

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

Motion: To approve the agenda.

Move: Marke **Second:** Spies

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

3. PUBLIC COMMENTARY

Public
Commentary

- A. Visitor Commentary – None.
- B. Agency Representatives – Counsel discussed provisions of Proposition 218 and its affects on the District. Notice must be made to all residents if rates are raised.
- C. Board Commentary – None.

4. CONSENT CALENDAR

Consent
Calendar

Approval of Minutes. Approve Minutes from the Regular Meeting of 10/18/07.

Motion: To approve minutes from the Regular Meeting of 10/18/07 with noted revisions.

Move: Spies **Second:** Marke

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

5. WARRANTS

Warrants

- A. Approval of six (6) warrants:
 - 1. R3 Consulting Group, Inc. Solid Waste Franchise Agreement Consulting Services. Defer this item to next meeting.
 - 2. Mark Thomas and Company, Inc.. District Management Services.
 - 3. USE Credit Union. Board Payroll.
 - 4. County of Santa Clara. Encroachment Permit Fee- 402 Bascom Ave. Sewer Repair
 - 5. Enviro-Commercial Sweeping, Inc. District Sweeping Services.
 - 6. Meyers Nave. District Legal Services.

Motion: To approve Warrants Nos. 2-6 and defer Warrant No. 1 to next meeting.

Move: Marke **Second:** Spies

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

6. REPORTS

Reports

A. Ordinance No. 57. Counsel presents report on Ordinance No. 57, Repealing and replacing Ordinance Nos. 14 and 25. The new ordinance replaces the old ordinance that deal with trash and garbage regulations within the District. The new ordinance replaces some of the older language and provisions from the old ordinance that are no longer applicable.

Motion: To approve Ordinance No. 57, Repealing and Replacing Ordinance Nos. 14 and 25.

Move: Spies

Second: Marke

Board vote:

Ayes, Post, Marke, Spies

Noes, None

Absent, Carpenter, Yoder

B. Board Vacancy. Staff and counsel report on the process and schedule of appointments to the Board to fill the upcoming two vacancies. New terms officially begin at noon on the first Friday of December after the elections. Advertisement of the board vacancies must be posted at five locations within the District. Staff recommends that laminated notices be posted in the front yards of board members and at the Luther Burbank School District. Director Spies will post notice on the District website.

7. NEW BUSINESS

New Business

A. Repairs. Staff reported that project documents were still being prepared and would report on progress at the next meeting.

9. SUBCOMMITTEE REPORTS – None.

Subcommittee Reports

10. ADJOURNMENT: Next Regular Meeting: *Thursday, December 6, 2007*

Adjournment

Director Spies stated that he will not be present for the next meeting.

Motion: To adjourn meeting.

Move: Spies

Second: Marke

Board vote:

Ayes, Post, Marke, Spies

Noes, None

Absent, Carpenter, Yoder

Approved: December 6, 2007

Respectfully Submitted,
Mark Thomas & Company, Inc.

District Manager – Engineer
Donald Toy
Administrator

Joe Carpenter, President