

WEST VALLEY SOLID WASTE MANAGEMENT AUTHORITY

Executive Director

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Member Agencies

City of Campbell
Town of Los Gatos
City of Monte Sereno
City of Saratoga

MEETING MINUTES

November 7, 2019

Monte Sereno City Hall
18041 Saratoga-Los Gatos Road
Monte Sereno, CA 95030

CALL TO ORDER

At 5:03 pm, Chair Resnikoff called the meeting to order.

PLEDGE OF ALLEGIANCE

ROLL CALL

Chair Paul Resnikoff, representing the City of Campbell, Vice Chair Barbara Spector, representing the Town of Los Gatos, Member Rishi Kumar, representing the City of Saratoga, and Member Daniel LaBouve, representing the City of Monte Sereno, were present. Also present were Executive Director Marva Sheehan and Authority Counsel Kirsten Powell.

ORAL COMMUNICATIONS FROM THE PUBLIC

None

WRITTEN COMMUNICATIONS

None

SPECIAL PRESENTATIONS

None

OLD BUSINESS

1. The Board received and filed a report on the \$5,000 received from West Valley Collection & Recycling to the Authority for public education and outreach and directed staff to work with member agencies to decide the best use of the funds.

NEW BUSINESS

2. The Board received a report on SB 1383 and Member Agency Compliance Status.
3. The Board received a report on recent regulatory changes and updates.
4. The Board considered a report on WVC&R's prior fiscal year complaints and liquidated damages:

- a. Upon a motion by Vice Chair Spector, and a second by Member LaBouve, the Board unanimously approved to assess liquidated damages of \$10,975.18 for FY17-18.

The FY17-18 liquidated damages were held in abeyance since the November 1, 2018 Board Meeting to provide WVC&R an opportunity to reduce its double missed pick-ups from 67 in FY17-18 to 34 or fewer in FY18-19. If WVC&R improved double missed pick-ups to 34 or fewer in FY18-19 the Board would have waived the \$10,975.18. WVC&R had 51 double missed in FY18-19 and did not meet the requirement.

- b. Upon a motion by Member LaBouve and a second by Chair Resnikoff, the Board unanimously approved to place FY 18-19 double missed pick-ups liquidated damages of \$8,966.31 in abeyance to be reviewed at the November 2020 Board Meeting. The liquidated damages will be waived if double missed pick-ups are reduced to 34 occurrences or less in FY 19-20. If the FY19-20 double missed pick-ups are more than 34, liquidated damages for FY18-19 of \$8,966.31 will be assessed.
5. The Board received an oral report on AD Hoc Committee Meetings for the disposal procurement.
 6. The Board received an oral report on WVC&R's request for an extraordinary rate adjustment.

ADDRESSING THE BOARD

Any person shall have the right to address the Board during consideration of any item on the Board's agenda or during the time for oral communication if not on the agenda but pertaining to subject matter within the jurisdiction of the Board. Any person wishing to address the Board should stand or raise the hand and wait to be recognized by the Chairperson. Please stand at the podium, if able, state your name and address for the record, and proceed to address the Board. All remarks and questions should be addressed to the Board through the Chairperson and not to any member thereof or to the public. No question should be asked a Board member or a member of Authority staff without first obtaining permission of the Chairperson.

PUBLIC HEARINGS

None

CONSENT CALENDAR

7. Upon a motion by Vice Chair Spector and a second by Member Kumar, the Board voted 4-0 to approve the minutes of the September 5, 2019 Board Meeting and the Executive Director financial report for the 3 months ended September 30, 2019.

FUTURE AGENDA ITEMS

None

BOARD MEMBER REPORTS

None

CONVENE TO CLOSED SESSION

The Board convened to closed session at 6:13 pm for the annual performance evaluation of the Executive Director and Authority Counsel.

RECONVENE TO OPEN SESSION

The Board reconvened to open session at 6:31 pm.

REPORT ON ACTION TAKEN DURING CLOSED SESSION

There were no reportable actions from the closed session.

ADJOURNMENT

Chair Resnikoff adjourned the meeting 6:32 pm until the next regular meeting, which will be held February 6, 2020.

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