



# SANTA CLARA COUNTY SPECIAL DISTRICTS ASSOCIATION

Mailing Address: 5750 Almaden Expressway • San Jose, California 95118 • (408) 265-2600

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## Santa Clara County Special Districts Association

Monday, December 3, 2012

12:00 p.m. – 1:30 p.m.

### A. Call to Order

1. Welcome and Introductions

### B. Approval of Minutes

1. Discussion and Approval of Meeting Minutes for September 18, 2012 (**Action**)

### C. Time Certain (12:10pm)

1. Guest Speaker: Fred Silva, Senior Fiscal Policy Advisor for California Forward - Attachment C1 (**Information**)

### D. Old Business

1. CSDA formal chapter affiliation updates
  - a. Language review of indemnification – Attachment D1 (**Information**)
  - b. Liability certification/letter status update
2. LAFCO resolution status update

### E. New Business

1. Financial Report (**Action**)
2. Membership Dues – (**Action**)
3. Upcoming Annual Officer Election (**Information**)
4. Calendar Year 2013 Meeting Dates – Attachment E1 (**Information**)
5. LAFCO next steps – (**Information and Discussion**)

### F. Partner Agency Reports

1. Local Agency Formation Commission- Neelima Palacherla, Executive Officer
2. League of California Cities – Jessica Stanfill Mullin, Regional Public Affairs Manager
3. CSDA – Dorothy Holzem, Legislative Representative

### G. Santa Clara County Special District Association Member Reports

1. Round Robin

### H. Review of Action Items and Adjournment

1. Action Item Review
2. The next meeting is scheduled for **March 4, 2013**
3. Adjourn

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**Officers:** Steve Wesolowski, Chair • Pete Siemens, Vice-Chair • Tony Estremera, Secretary/Treasurer

**Members:** Burbank Sanitary District • Cupertino Sanitary District • El Camino Hospital District • Guadalupe Coyote Resource Conservation District • Loma Prieta Resource Conservation District • Midpeninsula Regional Open Space District • Rancho Rinconada Park & Recreation District • San Martin County Water District • Silver Creek Valley CC Geologic Hazard Abatement District • Santa Clara County Library Service Area • Santa Clara County Lighting Service • Santa Clara County Open Space Authority • Santa Clara Valley Water District • Saratoga Cemetery District • Saratoga Fire Protection District • South Santa Clara Valley Memorial District • Valley Transportation Authority • West Valley Sanitation District



# SANTA CLARA COUNTY SPECIAL DISTRICTS ASSOCIATION

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## B1. Meeting Minutes

Santa Clara County Special Districts Association

September 18, 2012

12:00 p.m. – 1:30 p.m.

### Meeting Participants:

- **Cupertino Sanitary District:** Steve Andrews
- **El Camino Hospital District:** Sylvia Covarrubias, Sean Morley
- **Guadalupe Resources Conservation District:** Nancy Bernardi
- **LAFCO of Santa Clara County:** Neelima Palacherla
- **League of California Cities:** Jessica Stanfill Mullin
- **Loma Prieta Resources Conservation District:** Susan Meyer
- **Midpeninsula Regional Open Space District:** Pete Siemens
- **Rancho Rinconada Recreation and Park District:** Steve Wesolowski
- **Santa Clara County Library District:** Chuck Griffen
- **Santa Clara County Open Space Authority:** Clark Williams
- **Santa Clara Valley Transportation Authority (VTA):** Scott Haywood
- **Santa Clara Valley Water District:** Tony Estremera, Patrick Kwok
- **Saratoga Fire Protection District:** Gene Zambetti
- **Santa Clara County Special Districts Association:** Rick Callender, Cheryl Togami, Cathy Paramo
- **South Santa Clara County Memorial District:** Gabe Perez, Phil Garcia
- **Valley Transportation District:** Scott Haywood
- **West Valley Sanitation District:** Ed Oyama

Special Guest: Matt Mahood, President and CEO, San Jose Silicon Valley Chamber of Commerce

- A. Call to Order: Chair Wesolowski called meeting to order.
- B. Discussion and Approval of Minutes: The minutes for the June 4, 2012 were approved as written.
- C. Guest Speaker: Matt Mahood

Matt Mahood gave an overview of his career, which started in the private sector. He was CEO of the Sacramento Chamber of Commerce for 9.5 years and came over to the San Jose Silicon Valley Chamber when Pat Dando retired.

He reviewed the five chamber pillars. This chamber is looking at regional relevance and how to grow the organization and how to partner with the Silicon Valley Leadership Group.



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The Chamber has multiple committees and is a \$2.6M entity. It is engaged in the 49er stadium, is advocating for a San Jose Earthquakes stadium, as well as for bringing the Oakland A's to San Jose.

He discussed the increase in minimum wage proposed in San Jose and talked about the implications of one city having a higher minimum wage than those around it. It creates problems for small businesses. He believes it should be addressed at the federal level.

He said the Chamber wants to be a voice in discussions and is seeking a balanced approach. They have 1500 members. Less than 5% of the funds are from public entities. About 80% of the revenue comes from 20% of members.

Membership at the Chamber is based on a sliding scale from \$500 to \$20k. Non profits are welcome to join and are treated like member businesses. The Chamber created a member directory called "The Real Useful Book."

The geographic territory of this Chamber is roughly 84 in Fremont south to Gilroy and up north to 92 in San Mateo. It addresses regional, state and federal issues.

Action: Get addresses to Chamber so that copies of the book can be mailed out.

## D. Old Business:

1. Rick Callender gave an update on the CSDA formal affiliation request. He met with CSDA and District Counsel. Recommendation is to move forward. This keeps the SCCSDA acting in the same way as we do now. A sample certification of liability coverage was included in the September 18, 2012 agenda packet and needs to be submitted by each district.

Motion made and approved to pursue formal affiliation with CSDA.

Action: Rick to look into indemnification language at request of El Camino Hospital District.

Action: Members to provide documentation of liability coverage or use the sample certificate in the packet. Send it to Cheryl Togami or Rick Callender.

2. Current status is that 10 agencies support having independent special districts having a seat on LAFCO.

Susan Meyer of Loma Prieta Resource Conservation District said her agency decided not to vote on it because of the hardship clause. Her board was concerned that there was no cap on increases. Rick Callender stated that if an agency experienced a hardship, it would reopen up negotiations.

Cupertino Sanitary District voted no.



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Assuming we get the majority needed, Neelima Palacherla said she would check around with other LAFCOs on what the process would look like. The next LAFCO meeting is December 12, 2012. The one after that is in February 2013.

Action: Submit signed resolutions to Cheryl or Rick.

E1. Motion made and seconded to approve the financial report.

E2. Rick reviewed the current status of membership dues.

F1. Neelima gave an update of the LAFCO special district service review. They hired Matrix Consulting Group. The first phase includes the County Library Service. The Library Service Area's taxing authority expired in 2005. LAFCO is looking at doing away with the district. The Technical Advisory Committee, which includes Patrick Kwok, is helping with the review.

F2. Jessica Stanfill Mullin gave a comprehensive update of their board positions on five propositions on the November ballot: Prop 30 (no position), Prop 31 (no position), Prop 34 (oppose), Prop 35 (support), Prop 36 (no position). They also support the Governor's pension reform but have taken no position on Workers Compensation reform. They support both SB214 and SB965 and oppose AB2451.

F3. CSDA was not present.

G1. Steve Wesolowski reported that Rancho Rinconada is currently looking to hire a new District Manager.

Pete Siemens reported that it is Midpen's 40th anniversary.

Clark Williams of Santa Clara County OSA attended the SDA meeting in San Diego. He is taking the Government Foundations Course and his agency is trying to become a District of Distinction.

Susan Meyer gave an update on a speak off competition that the Loma Prieta Resources Conservation District is hosting. It is for 9<sup>th</sup>-12<sup>th</sup> grade students and the winner goes to a State level competition in November.

Steve Andrews of Cupertino Sanitary District invited us all to the Fall Festival that weekend.

H1. Action Item Review

- a. Get addresses to Matt Mahood (Cheryl)
- b. ECHD's language review request (Rick)
- c. Send signed resolutions to Cheryl or Rick (all)
- d. Send certificates of liability to Rick or Cheryl (all)



# SANTA CLARA COUNTY SPECIAL DISTRICTS ASSOCIATION

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## E1. Financial Statement

<b>Balance as of 9/18/12</b>	<b>\$2695.94</b>
Check #231 voided due to invalid Account Number on check– Lunch Stop (July lunch)	368.96
	<b><u>\$3064.90</u></b>
<b>Expenses</b>	
Chk #1001 – July and August lunch mtgs	718.29
new checks ordered 9/27/12	90.00
	<b><u>\$2256.61</u></b>
<b>Deposits</b>	<b>600.00</b>
Membership Dues	
Saratoga Fire Protection District	150.00
Valley Transportation Authority	150.00
Guadalupe Coyote Resource Conservation District	150.00
SCCo Lighting Services	150.00
<b>Balance on hand on December 3, 2012</b>	<b><u>\$2856.61</u></b>

## Attachment C1

# Fred Silva bio

### *Senior Fiscal Policy Advisor*

Fred Silva is California Forward's senior fiscal policy advisor. Having spent 40 years in the development of public policy in state and local government, Fred is an expert in state and local finance, government operations, and the history of the state and local fiscal relationship in California.

Prior to working with California Forward, Fred was a fiscal policy advisor to New California Network and previously senior advisor on governmental relations for the Public Policy Institute of California. From 1994 to 1996, Fred was executive secretary to the California Constitution Revision Commission, where he directed the staff work and wrote the final report of the Commission. He was chief fiscal advisor to the President Pro Tempore of the California State Senate from 1981 to 1994. He also was chief consultant to the Senate Local Government Committee from 1975 to 1981.

He has authored nearly two dozen publications and commentaries regarding government fiscal issues in California.

Fred holds a bachelor's degree in public administration from San Jose State University.

## Attachment D1

**Cheryl Togami**

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**From:** Cathrine Lemaire [cathrinel@csda.net]  
**Sent:** Thursday, October 25, 2012 3:17 PM  
**To:** Cheryl Togami  
**Cc:** Neil McCormick  
**Subject:** RE: Indemnification under Chapter Affiliation Agreement

Hi Cheryl,

The agreement is between state association and the local association, not with individual members of either.

I'm not an attorney, but it doesn't seem reasonable to expect CSDA to indemnify all the chapter's member districts any more than the Chapter could be expected to indemnify all CSDA's member districts.

Does that make sense?

**Cathrine Lemaire**

*Member Services Director*  
CSDA  
877.924.2732

*A proud California Special Districts Alliance partner.*  
California Special Districts Association  
Special District Risk Management Authority  
CSDA Finance Corporation

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**From:** Cheryl Togami [mailto:CTogami@valleywater.org]  
**Sent:** Thursday, October 25, 2012 2:51 PM  
**To:** Cathrine Lemaire  
**Subject:** Indemnification under Chapter Affiliation Agreement

Hi Cathrine,

I'm following up on a request made by the representative for El Camino Hospital District at our last Chapter meeting:

"In regards to the Chapter Affiliation Agreement, page 4, Indemnification: The indemnification language only indemnifies the association, and not each district and I think it's important to include that it applies to each district."

Do you have a response or comment?

Thanks!

**Santa Clara Valley  
Water District**



CHERYL TOGAMI  
MANAGEMENT ANALYST  
Government Relations Unit  
Santa Clara Valley Water District  
(408) 630-3029  
[ctogami@valleywater.org](mailto:ctogami@valleywater.org)



# **SANTA CLARA COUNTY SPECIAL DISTRICTS ASSOCIATION**

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## **Meeting Schedule for 2013**

### **Santa Clara Valley Water District Headquarters Board Room**

**Lunch  
11:30 a.m.**

**Meeting  
12:00 p.m. – 1:30 p.m.**

**Monday, March 4, 2013**

**Monday, June 3, 2013**

**Monday, September 9, 2013**

**Monday, December 2, 2013**

**PLEASE MARK YOUR CALENDARS!**

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